

Posted at City Hall, 64 Memorial Drive, Eufaula, OK 74432 September 27, 2018 at 5:00 p.m.

CITY OF EUFAULA, OK

Community Center
First & High Street
Eufaula, OK 74432



MINUTES

Monday

October 1, 2018

5:00 p.m.

City Council, Eufaula Public Works Authority and Eufaula Economic Development Authority

The City of Eufaula encourages participation from all its citizens in public meetings. If participation is not possible due to a disability, notify the City Clerk, in writing, at least forty eight hours prior to the scheduled meeting and necessary accommodations will be made (ADA 28CFR/36).

Council Rules of Decorum limit citizen comments on agenda items, non-agenda items, and public hearings to five (5) minutes. Any person desiring to address the Council during such period is required to sign in with the City Clerk, provide their name, address and specify the agenda item they wish to address. Remarks shall be directed to the matter being considered and the speaker is allowed to speak only one time. If written materials are to be submitted ten (10) copies should be made available, and may not be returned. Under Oklahoma Law, the Council Members are prohibited from discussing or taking any action on items not on today's agenda.

AGENDA
EUFAULA ECONOMIC DEVELOPMENT AUTHORITY
October 1, 2018
5:00 p.m.

1. ROLL CALL / ATTENDANCE CITY CLERK, VALARIE COX

Council members in attendance: Pendley, Barton, and Berryhill. Davis and Duty were absent.

2. Discuss and consider for approval professional services agreement with The Retail Coach, L.L.C.

Presentation by Aaron Farmer. Motion to approve professional services agreement with The Retail Coach L.L.C. by Roger Barton, 2nd by Nicholas Pendley. Roll Call Vote Yes- Nicholas Pendley, Roger Barton, and Donald Berryhill.

3. Discuss and consider for approval Budget Amendment 2a, amending the Fiscal Year 2018-2019 Eufaula Economic Development Authority Fund Budget.

Discussion. Motion to approve Budget Amendment 2a, amending the Fiscal Year 2018-2019 Eufaula Economic Development Authority Fund Budget by Roger Barton, 2nd by Nicholas Pendley. Roll Call Vote Yes- Nicholas Pendley, Roger Barton and Donald Berryhill.

4. ADJOURNMENT.

Motion to adjourn by Donald Berryhill, 2nd by Nicholas Pendley. Roll Call Vote Yes- Nicholas Pendley, Roger Barton and Donald Berryhill.

City Council

Mayor James Duty
Vice Mayor Donald Berryhill
Council Member Roger Barton
Council Member Frank Davis
Council Member Nick Pendley

AGENDA
EUFAULA CITY COUNCIL
October 1, 2018
5:00 p.m.

- | | |
|--------------------------|-------------------------|
| 1. CALL TO ORDER | MAYOR JAMES DUTY |
| 2. INVOCATION | |
| 3. PLEDGE OF ALLEGIANCE | MAYOR JAMES DUTY |
| 4. ROLL CALL /ATTENDANCE | CITY CLERK, VALARIE COX |

Council members in attendance: Pendley, Barton, and Berryhill. Davis and Duty were absent.

Meeting recessed at 5:01 p.m. Meeting reconvened at 5:33 p.m. attendance has not changed.

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately. The item will then be placed in its proper order on the regular meeting and will be considered at that time.

5. APPROVAL OF MINUTES.
 - A. REGULAR COUNCIL MEETING SEPTEMBER 10, 2018.
 - B. SPECIAL MEETING SEPTEMBER 24, 2018.
6. APPROVAL OF THE TREASURER'S REPORT.
7. APPROVAL OF THE AUGUST 2018 PAYROLL FIGURES FOR THE GENERAL FUND IN THE AMOUNT OF \$54,457.46.

8. RECEIPT OF CLAIMS: CITY OF EUFAULA.

Motion to approve consent agenda by Nicholas Pendley, 2nd by Roger Barton. Roll Call Vote Yes- Nicholas Pendley, Roger Barton and Donald Berryhill.

ITEMS REMOVED FROM CONSENT AGENDA

9. Discuss upcoming holiday events, with presentation by Patty Daniel and Pam Rossi, and take any necessary action.

Discussion.

10. Discuss and consider for approval Budget Amendment 2b, amending the Fiscal Year 2018-2019 General Fund, Airport Fund, and Recreation Fund Budgets.

Motion to approve Budget Amendment 2b, amending the Fiscal Year 2018-2019 General Fund, Airport Fund, and Recreation Fund Budgets by Nicholas Pendley, 2nd by Roger Barton. Roll Call Vote Yes- Nicholas Pendley, Roger Barton and Donald Berryhill.

11. Discuss the remediation of mold in City Hall, future use of city hall, and other options including the leasing of office space, and take any necessary action.

Motion to take no action by Nicholas Pendley, 2nd by Roger Barton. Roll Call Vote Yes- Nicholas Pendley, Roger Barton and Donald Berryhill.

12. RECOGNIZE CITIZENS WISHING TO SPEAK TO THE MAYOR AND COUNCIL.

Note: Under Oklahoma Law, the Council Members are prohibited from discussing or taking any action on items not on today's agenda.

Russell Reeb

13. REMARKS AND INQUIRIES BY CITY COUNCIL.

Pendley: Sue's Recycling

14. ANNOUNCEMENTS.

15. Consider convening into executive session on advice of the City Attorney to receive confidential communications from its attorney regarding litigation concerning Webb vs. City of Eufaula, et al.; Eastern Oklahoma District Court Case No. 18-CV-01-SPS, as authorized by 25 O.S. (2017 Supp.) §307(B)(4), because disclosure would seriously impair the ability of the public body to conduct said litigation in the public interest.

Motion to convene into executive session on advice of City Attorney to receive confidential communications from its attorney regarding litigation concerning Webb vs. City of Eufaula, et al.; Eastern Oklahoma District Court Case No. 18-CV-01-SPS, as authorized by 25 O.S. (2017 Supp.) §307(B)(4), because disclosure would seriously impair the ability of the public body to conduct said litigation in the public interest by Roger Barton, 2nd by Nicholas Pendley. Roll Call Vote Yes- Nicholas Pendley, Roger Barton and Donald Berryhill.

16. Discuss and possible action in open meeting, on Executive Session Item 15, if necessary.

Motion to return to open session by Roger Barton, 2nd by Nicholas Pendley. Roll call Vote Yes- Nicholas Pendley, Roger Barton and Donald Berryhill.

17. ADJOURNMENT.

Motion to adjourn by Roger Barton, 2nd by Nicholas Pendley. Roll Call Vote Yes- Nicholas Pendley, Roger Barton and Donald Berryhill.

AGENDA
EUFAULA PUBLIC WORKS AUTHORITY
October 1, 2018
5:00 p.m.

1. ROLL CALL / ATTENDANCE CITY CLERK, VALARIE COX

Council members in attendance: Pendley, Barton, and Berryhill. Davis and Duty were absent.

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately. The item will then be placed in its proper order on the regular meeting and will be considered at that time.

2. APPROVAL OF THE JULY 2018 PAYROLL FIGURES FOR THE EUFAULA PUBLIC WORKS AUTHORITY IN THE AMOUNT OF \$19,646.12.
3. RECEIPT OF CLAIMS: EUFAULA PUBLIC WORKS AUTHORITY.

Motion to approve consent agenda by Roger Barton, 2nd by Nicholas Pendley. Roll Call Vote Yes- Nicholas Pendley, Roger Barton and Donald Berryhill.

ITEMS REMOVED FROM CONSENT AGENDA

4. Discuss and consider for approval declaring 58 accounts as bad debt totaling \$11,276.54.

Motion to approve declaring 58 accounts as bad debt totaling \$11,276.54 by Roger Barton, 2nd by Nicholas Pendley. Roll Call Vote Yes- Nicholas Pendley, Roger Barton and Donald Berryhill.

5. ADJOURNMENT.

Motion to adjourn by Roger Barton, 2nd by Nicholas Pendley. Roll Call Vote Yes- Nicholas Pendley, Roger Barton and Donald Berryhill.