

Posted at City Hall, 17 Hospital Drive, Eufaula, OK 74432 January 3, 2019 at 5:00 p.m.

## **CITY OF EUFAULA, OK**

Community Center  
First & High Street  
Eufaula, OK 74432



### **MINUTES**

**Monday**

**January 7, 2019**

**5:00 p.m.**

City Council and Eufaula Public Works 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 28CRF/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.

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  
January 7, 2018  
5:00 p.m.

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

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

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 DECEMBER 3, 2018.
6. APPROVAL OF THE TREASURER'S REPORT.
7. APPROVAL OF THE DECEMBER 2018 PAYROLL FIGURES FOR THE GENERAL FUND IN THE AMOUNT OF \$63,062.28.
8. RECEIPT OF CLAIMS: CITY OF EUFAULA.
9. Approval of Resolution 19-1-1 to declare an election pursuant to the requirements of state law and the McIntosh County Election Board.

10. Approval of Change Order Number 1 for the airport project rehabilitating runway lights and authorizing the City Manager to sign the change order.

Motion to approve the consent agenda by Roger Barton, 2<sup>nd</sup> by Donald Berryhill. Roll Call Vote Yes- Frank Davis, Nicholas Pendley, Roger Barton, Donald Berryhill and James Duty.

ITEMS REMOVED FROM CONSENT AGENDA

11. Discuss and consider for approval authorizing the City Manager to sign lease agreement with Hope Haven Animal Rescue, Inc. for use of the animal shelter.

Discussion. Motion to approve authorizing the City Manager to sign lease agreement with Hope Haven Animal Rescue, Inc. for use of the animal shelter by Donald Berryhill, 2<sup>nd</sup> by Roger Barton. Roll Call Vote Yes- Frank Davis, Nicholas Pendley, Roger Barton, Donald Berryhill and James Duty.

12. Discuss and consider for approval the replacement of the entryway sign in Posey Park.

Presentation by Rodney Haltom. Discussion. Motion to approve the replacement of the entryway sign in Posey Park by Roger Barton, 2<sup>nd</sup> by Nicholas Pendley. Roll Call Vote Yes- Nicholas Pendley, Roger Barton, Donald Berryhill and James Duty. Frank Davis abstains.

13. Discuss and consider for approval possible lease amendment for Ron Henry, Xtreme RV Resorts, for use of additional land owned by the U.S. Army Corps of Engineers on the northwest corner of S. E Street and Lakeshore Drive, currently used for public parking.

Presentation by Ron Henry. Discussion. Donald Berryhill moves for staff to negotiate an amended contract with Ron Henry, 2<sup>nd</sup> by Frank Davis. Roll Call Vote Yes- Frank Davis, Nicholas Pendley, Roger Barton, Donald Berryhill and James Duty.

14. Discuss and consider for approval proposed plan for disc golf course replacement and expansion.

Discussion. Presentation by Jerry McCormick and Curtis Hartshorn. Motion to approve proposed plan for disc golf course replacement and expansion by Donald Berryhill, 2<sup>nd</sup> by Nicholas Pendley. Roll Call Vote Yes- Frank Davis, Nicholas Pendley, Roger Barton, Donald Berryhill and James Duty.

15. Discuss and consider for approval requesting the State of Oklahoma to designate a portion of Highway 69 as a memorial to Randy Peterson.

Discussion. Motion to approve requesting the State of Oklahoma to designate a portion of Highway 69 as a memorial to Randy Peterson by Donald Berryhill, 2<sup>nd</sup> by Nicholas Pendley. Roll Call Vote Yes- Frank Davis, Nicholas Pendley, Roger Barton, Donald Berryhill and James Duty.

16. Discuss and consider for approval selecting PuroClean of Broken Arrow for mold remediation services for 64 Memorial Drive, Eufaula, OK.

Discussion. Motion to approve selecting PuroClean of Broken Arrow for mold remediation services for 64 Memorial Drive, Eufaula, OK, by Roger Barton, 2<sup>nd</sup> by Frank Davis. Roll Call Vote Yes- Frank Davis, Nicholas Pendley, Roger Barton, Donald Berryhill and James Duty.

17. Discuss and consider for approval Resolution 19-1-2 repealing Resolution 12-6-8, passed and approved June 12, 2012, and assigning of 9-1-1 fees and taxes to the City of McAlester.

Discussion. Presentation by Chief Don Murray and Gordon Pennington. Motion to approve Resolution 19-1-2 repealing Resolution 12-6-8, passed and approved June 12, 2012, and assigning of 9-1-1 fees and taxes to the City of McAlester by Donald Berryhill, 2<sup>nd</sup> by Roger Barton. Roll Call Vote Yes- Frank Davis, Nicholas Pendley, Roger Barton, Donald Berryhill and James Duty.

18. Discuss and consider for approval Budget Amendment 4a, amending the Fiscal Year 2018-2019 General Fund, Airport Fund, Police Account Fund, and Police Drug Fund budgets.

Discussion. Motion to approve Budget Amendment 4a, amending the Fiscal Year 2018-2019 General Fund, Airport Fund, Police Account Fund, and Police Drug Fund budgets by Roger Barton, 2<sup>nd</sup> by Frank Davis. Roll Call Vote Yes- Frank Davis, Nicholas Pendley, Roger Barton, Donald Berryhill and James Duty.

19. Discuss and take any necessary action on residential parking restrictions including related ordinances.

Discussion. Motion to take no action by Roger Barton, 2<sup>nd</sup> by Donald Berryhill. Roll Call Vote Yes- Frank Davis, Roger Barton, Donald Berryhill and James Duty. Nicholas Pendley abstains.

20. 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.**

Julie Whytney  
Carol Albro  
Pam Rossi

21. REMARKS AND INQUIRIES BY CITY COUNCIL.

Davis  
Pendley  
Barton  
Berryhill  
Duty-Christmas activities went very well.

22. ADJOURNMENT.

Motion to adjourn by Donald Berryhill, 2<sup>nd</sup> by Frank Davis. Roll Call Vote Yes- Frank Davis, Nicholas Pendley, Roger Barton, Donald Berryhill and James Duty.

AGENDA  
EUFAULA PUBLIC WORKS AUTHORITY  
January 7, 2019  
5:00 p.m.

1. ROLL CALL / ATTENDANCE CITY CLERK, VALARIE COX

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

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 MINUTES.  
    A. REGULAR MEETING DECEMBER 3, 2018.
3. APPROVAL OF THE DECEMBER 2018 PAYROLL FIGURES FOR THE EUFAULA PUBLIC WORKS AUTHORITY IN THE AMOUNT OF \$22,829.65.
4. RECEIPT OF CLAIMS: EUFAULA PUBLIC WORKS AUTHORITY.

Motion to approve the consent agenda by Donald Berryhill, 2<sup>nd</sup> by Frank Davis. Roll Call Vote Yes- Frank Davis, Nicholas Pendley, Roger Barton, Donald Berryhill and James Duty.

ITEMS REMOVED FROM CONSENT AGENDA

5. Discuss and consider for approval declaring six accounts as bad debt totaling \$799.79.

Discussion. Motion to approve declaring six accounts as bad debt totaling \$799.79 by Donald Berryhill, 2<sup>nd</sup> by Nicholas Pendley. Roll Call Vote Yes- Frank Davis, Nicholas Pendley, Roger Barton, Donald Berryhill and James Duty.

6. Discuss and consider for approval Budget Amendment 4b, amending the Fiscal Year 2018-2019 Eufaula Public Works Authority Fund budget.

Discussion. Motion to approve Budget Amendment 4b, amending the Fiscal Year 2018-2019 Eufaula Public Works Authority Fund budget by Donald Berryhill, 2<sup>nd</sup> by Roger Barton. Roll Call Vote Yes- Frank Davis, Nicholas Pendley, Roger Barton, Donald Berryhill and James Duty.

7. Discuss and take any necessary action regarding update on the water system project.

Discussion.

8. ADJOURNMENT.

Motion to adjourn by Donald Berryhill, 2<sup>nd</sup> by Frank Davis. Roll Call Vote Yes- Frank Davis, Nicholas Pendley, Roger Barton, Donald Berryhill and James Duty.