

Posted at City Hall, 17 Hospital Drive, Eufaula, OK 74432 February 27, 2020 at 5:00 p.m.

CITY OF EUFAULA, OK

Community Center
First & High Street
Eufaula, OK 74432



AGENDA
Monday
MARCH 2, 2020
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.

The complete packet of information for the agenda items is available online at
CityofEufaulaOK.com

City Council

Mayor James Duty
Vice Mayor Frank Davis
Council Member Nancy Mouser
Council Member Nick Pendley
Council Member Todd Warren

AGENDA
EUFAULA CITY COUNCIL
MARCH 2, 2020
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 |

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 FEBRUARY 3, 2020.
 - B. SPECIAL COUNCIL MEETING FEBRUARY 5, 2020.
6. APPROVAL OF THE TREASURER'S REPORT.
7. APPROVAL OF THE FEBRUARY 2020 PAYROLL FIGURES FOR THE GENERAL FUND IN THE AMOUNT OF \$45,488.42.
8. RECEIPT OF CLAIMS: CITY OF EUFAULA.
9. Approval of addendum to the agreement for administration of sales tax with the Oklahoma Tax Commission.

ITEMS REMOVED FROM CONSENT AGENDA

10. Presentation and discussion by Patty Webster regarding issues with utility services at the Kelso Building on Selmon Road.
11. Discuss and consider for approval color selection for ornaments for the Christmas tree.
12. Discuss and consider for approval Ordinance 20-03-01, relating to Part 10, Chapter 11 – Fireworks, of the Code of Ordinances of the City of Eufaula, Oklahoma; amending the Chapter in its entirety; and declaring an emergency.
 - a. Motion to approve or disapprove attaching emergency clause to Ordinance 20-03-01.
13. Discuss and consider for approval Ordinance 20-03-02, relating to Part 12 – Planning, Zoning and Development, of the Code of Ordinances of the City of Eufaula, Oklahoma; amending, modifying or removing as stated herein, portions of Chapter 1 – Boards and Commissions, Chapter 2 – Zoning Regulations, Chapter 7 – Sign Regulations, Chapter 8 – Landscaping Requirements, Chapter 9 – Telecommunications Facilities, Towers and Antennas; and declaring an emergency.
 - a. Motion to approve or disapprove attaching emergency clause to Ordinance 20-03-02.
14. Discuss and consider for approval authorizing the City Manager to sign documents related to grant applications with the United States Department of Agriculture.
15. Discuss and consider for approval the purchase of emergency extrication tools from Davenport Fire Equipment Sales, LLC for \$30,380 for the Fire Department.
16. Discuss and consider for approval Budget Amendment 1a for the Fiscal Year 2019-2020 General Fund budget.
17. Presentation and discussion on the proposed budget for Fiscal Year 2020-2021.
18. Discuss and take any necessary action on a potential General Obligation Bond and Sales Tax Initiative.
19. 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.
20. REMARKS AND INQUIRIES BY CITY COUNCIL.

21. Consider convening into Executive Session for the purpose of discussing negotiations with the Fraternal Order of Police, Lodge 207, for a Collective Bargaining Agreement for Fiscal Years 2020-2021, 2021-2022, and 2022-2023 as authorized by 25 O.S. §307(B)(2).
22. Discussion and possible action in open session on item 21.
23. Adjournment.

12. Discuss and consider for approval Amendment 1 to the contract with Sue's Recycling and Sanitation, LLC.
13. Adjournment.

Adopted by the Eufaula City Council on September 9, 2019

Strategic Pillars for the Future

The Council was asked to prioritize the big “pillars” toward which they should direct the city. These should span beyond the one year horizon and reach forward towards five to seven years. They worked on this as a unified group.

These are not ranked in terms of importance. They are all considered to be crucial for the fulfillment of their vision. After working through the list together, the Council identified 5 Key Pillars for the future:

- Reliable Infrastructure
- Economic Development
- Tourism and Recreation
- Health Care
- Financial Sustainability

Mile-markers for the Strategic Pillars

The Council identified some key “Mile-markers” for each of the Strategic Pillars that would indicate that they were moving in the right direction and at the right speed toward establishing each Pillar. These are meant to give the Staff direction as they develop a work plan that is in alignment with the Strategic Vision of the Council.

- **Reliable Infrastructure**
 - Water distribution (year 3)
 - Water plant (years 5-7)
 - Water tower/storage (years 5-6)
 - Sewer -- conduct sewer system study (years 2-3)
 - Sewer -- Review sewer system study and present action plan for sewer upgrades (year 4)
 - Sewer -- cost analysis (year 4)
 - Roads -- conduct roads system study (year 5)
 - Roads -- Review roads system study and present action plan for roads upgrades (years 5-6)
 - Roads -- cost analysis (years 6-7)
- **Economic Development**
 - Conduct a needs study for housing, retail, lodging (year 1)
 - Improve social media (year 1)
 - City Council inventories available properties for retail, lodging and housing (years 1-2)
 - Hire a marketer to solicit retail and lodging
 - Staff and City Council prepare an economic development package
 - Hire ED staff (perhaps with shared responsibility to Tourism) (years 3-7)

- **Tourism and Recreation**
 - Build splash pads (year 1)
 - Petting zoo (year 2)
 - Wetlands (years 2-3)
 - Improve visitor signage (years 2-3)
 - Enhance beach area for residents and visitors
 - Establish art connection (resident artists to visiting artists)
 - Amusement park/Boardwalk (year 7)
 - Sporting Complex -- conduct sporting complex study
 - Sporting Complex -- review sporting complex study
 - Sporting Complex -- cost analysis
 - Hire Tourism Director (perhaps with shared responsibility with ED)
(years 3-7)

- **Health Care**
 - Attract new MD's (years 1-2)
 - Hire replacements for retiring MD's (years 1-2)
 - Small ER facility (years 3-5)
 - Enhance Walking Trail (years 3-5)

- **Financial Sustainability**
 - Staff will research funding sources for City Council (year 1)
 - City will maintain scheduled rate increases (years 1-7)
 - Investigate grant funding as revenue source (year 1)
 - Identify preferred new revenue pathway (years 2-3)
 - Take action steps with new preferred revenue pathway (years 3-7)

AP Paid Invoices (APLT50)

CITY OF EUFAULA

Selected Date Range: 2/1/2020 thru 2/28/2020

Invoice	Invoice Date	Paid Date	Invoice Description	Check	Wire	Invoice Amt
Vendor: 95	ACCURATE LABS & TRAINING CNTR					
CA21056	2/5/2020	2/7/2020	Monthly CBOD, TSS & N3 Sampling	208472	No	\$125.00
CA22080	2/6/2020	2/7/2020	Pick up Charge	208472	No	\$10.00
CA22082	2/7/2020	2/7/2020	Monthly TOC Sampling	208472	No	\$110.00
CA28111	2/6/2020	2/7/2020	Monthly CBOD, TSS & N3 sampling	208472	No	\$125.00
CA28113	2/12/2020	2/14/2020	HAA5 & THM Sampling	208502	No	\$810.00
CB11123	2/25/2020	2/27/2020	Monthly CBOD, TSS and N3 Sampling	208540	No	\$125.00
CB11126	2/19/2020	2/21/2020	Monthly Bac-t sampling	208527	No	\$135.00
Subtotal for Vendor 95 ACCURATE LABS & TRAINING CNTR :						\$1,440.00
Vendor: 13644	American Fidelity					
PR-221202010168	2/21/2020	2/21/2020	Automatic Invoice From Payroll	31635	No	\$44.80
PR-27202010498	2/7/2020	2/10/2020	Automatic Invoice From Payroll	31605	No	\$65.05
Subtotal for Vendor 13644 American Fidelity :						\$109.85
Vendor: 13681	American Fidelity Assurance Co					
PR-221202010169	2/21/2020	2/21/2020	Automatic Invoice From Payroll	31636	No	\$41.66
PR-27202010499	2/7/2020	2/10/2020	Automatic Invoice From Payroll	31606	No	\$41.66
Subtotal for Vendor 13681 American Fidelity Assurance Co :						\$83.32
Vendor: 11900	AT & T					
01/31/2020	2/10/2020	2/14/2020	291888037	31620	No	\$81.10
Subtotal for Vendor 11900 AT & T :						\$81.10
Vendor: 15429	Auto Doctors					
355	2/10/2020	2/14/2020	Replace Radictor on Sewer Pickup	208503	No	\$590.86
373	2/20/2020	2/21/2020	Replace pump on inspectors car	31645	No	\$488.99
Subtotal for Vendor 15429 Auto Doctors :						\$1,079.85

AP Paid Invoices (APLT50)

CITY OF EUFAULA

Selected Date Range: 2/1/2020 thru 2/28/2020

Invoice	Invoice Date	Paid Date	Invoice Description	Check	Wire	Invoice Amt
Vendor: 320	BANK OF EUFAULA					
PR-221202010164	2/21/2020	2/21/2020	Automatic Invoice From Payroll	WIRE	Yes	\$5,015.29
PR-22120209303	2/21/2020	2/21/2020	Automatic Invoice From Payroll	WIRE	Yes	\$3,100.85
PR-27202010494	2/7/2020	2/10/2020	Automatic Invoice From Payroll	WIRE	Yes	\$5,066.99
PR-27202011183	2/7/2020	2/10/2020	Automatic Invoice From Payroll	WIRE	Yes	\$3,243.63
Subtotal for Vendor 320 BANK OF EUFAULA :						\$16,426.76
Vendor: 321	BANK OF EUFAULA					
Feb 2020	1/30/2020	2/7/2020	353624, 368551	208473	No	\$1,534.79
Feb 2020,	1/30/2020	2/7/2020	LN#353613	2322	No	\$1,434.68
March 2020	2/25/2020	2/27/2020	353624, 368551	208541	No	\$1,519.29
March 2020.	2/25/2020	2/27/2020	353613	2325	No	\$1,434.68
Subtotal for Vendor 321 BANK OF EUFAULA :						\$5,923.44
Vendor: 247	BANK OF OKLAHOMA					
Feb, 2020	1/30/2020	2/7/2020	Series 2014 A & 2014B	208474	No	\$51,230.63
March 2020	2/25/2020	2/27/2020	Series 204 A & B	208542	No	\$51,230.63
Subtotal for Vendor 247 BANK OF OKLAHOMA :						\$102,461.26
Vendor: 14753	BLACKWATER WELDING					
02/03/2020	2/7/2020	2/7/2020	Fabricate 1" meter tile lid	208475	No	\$70.00
Subtotal for Vendor 14753 BLACKWATER WELDING :						\$70.00
Vendor: 572	BROWN & BROWN INSURANCE CO.					
2386251	2/12/2020	2/14/2020	Notary bond for Juila Archer	31621	No	\$30.00
Subtotal for Vendor 572 BROWN & BROWN INSURANCE CO. :						\$30.00
Vendor: 94	CANADIAN VALLEY ELECTRIC					
12/26/2019-01/24/2020	1/31/2020	2/7/2020	10163555900	1254	No	\$127.00

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Invoice	Invoice Date	Paid Date	Invoice Description	Check	Wire	Invoice Amt
12/26/2019-01/24/2020,	1/31/2020	2/7/2020	Utilities	208476	No	\$1,367.00
12/26/2019-01/24/2020.	1/31/2020	2/7/2020	Utilities	31581	No	\$569.53
Subtotal for Vendor 94 CANADIAN VALLEY ELECTRIC :						\$2,063.53
Vendor: 69	CDW GOVERNMENT,INC.					
TGD1284	2/25/2020	2/27/2020	Equipment for E-tickets	31659	No	\$992.26
Subtotal for Vendor 69 CDW GOVERNMENT,INC. :						\$992.26
Vendor: 14214	CINTAS					
5016144503	2/12/2020	2/14/2020	Re-Stock first aid cabinet & leather gloves	208504	No	\$404.89
Subtotal for Vendor 14214 CINTAS :						\$404.89
Vendor: 1817	CITY OF EUFAULA GENERAL FUND					
Jan 2020	1/31/2020	2/7/2020	Jan 2020	2974	No	\$587.99
Subtotal for Vendor 1817 CITY OF EUFAULA GENERAL FUND :						\$587.99
Vendor: 11946	CLEET					
Feb 2020	2/25/2020	2/27/2020	Closed court cleet fees for Feb 2020	2981	No	\$406.72
Jan. 2020	1/31/2020	2/7/2020	Closed Court Jan 2020	2975	No	\$565.44
Subtotal for Vendor 11946 CLEET :						\$972.16
Vendor: 418	COMPUTER INFORMATION CONCEPTS					
PSI30296	2/12/2020	2/14/2020	W2 forms/1099 Forms	31622	No	\$113.94
Subtotal for Vendor 418 COMPUTER INFORMATION CONCEPTS :						\$113.94
Vendor: 15067	COWAN GROUP ENGINEERING, LLC					
4789	2/4/2020	2/7/2020	DWSRF Engineering	1027	No	\$11,000.00
Subtotal for Vendor 15067 COWAN GROUP ENGINEERING, LLC :						\$11,000.00
Vendor: 274	CRAWFORD & ASSOCIATES, P.C.					

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Invoice	Invoice Date	Paid Date	Invoice Description	Check	Wire	Invoice Amt
13221	2/24/2020	2/27/2020	FY 2019 Audit Services	31660	No	\$300.00
Subtotal for Vendor 274 CRAWFORD & ASSOCIATES, P.C. :						\$300.00
Vendor:	13372	DEARBORN NATIONAL				
PR-221202010167	2/21/2020	2/21/2020	Automatic Invoice From Payroll	31637	No	\$40.86
PR-22120209305	2/21/2020	2/21/2020	Automatic Invoice From Payroll	208521	No	\$27.50
PR-27202010497	2/7/2020	2/10/2020	Automatic Invoice From Payroll	31607	No	\$40.86
PR-27202011185	2/7/2020	2/10/2020	Automatic Invoice From Payroll	208494	No	\$27.50
Subtotal for Vendor 13372 DEARBORN NATIONAL :						\$136.72
Vendor:	14171	Delta Dental				
1324250	2/10/2020	2/11/2020	13242510	31615	No	\$240.44
PR-2212020101611	2/21/2020	2/21/2020	Automatic Invoice From Payroll	31638	No	\$157.96
PR-22120209307	2/21/2020	2/21/2020	Automatic Invoice From Payroll	208522	No	\$176.36
PR-272020104911	2/7/2020	2/10/2020	Automatic Invoice From Payroll	31608	No	\$157.96
PR-27202011187	2/7/2020	2/10/2020	Automatic Invoice From Payroll	208495	No	\$156.31
Subtotal for Vendor 14171 Delta Dental :						\$889.03
Vendor:	124	EAST CENTRAL ELECTRIC				
01/09/220-02/07/2020	2/12/2020	2/14/2020	2407800, 2407801	31623	No	\$163.46
Subtotal for Vendor 124 EAST CENTRAL ELECTRIC :						\$163.46
Vendor:	239	EUFAULA AUTO PARTS NAPA				
613619	2/12/2020	2/14/2020	Oil & Oil Filter	208505	No	\$19.68
Subtotal for Vendor 239 EUFAULA AUTO PARTS NAPA :						\$19.68
Vendor:	379	EUFAULA F.O.P. LODGE #207				
PR-221202010165	2/21/2020	2/21/2020	Automatic Invoice From Payroll	31639	No	\$225.00
PR-27202010495	2/7/2020	2/10/2020	Automatic Invoice From Payroll	31609	No	\$200.00

AP Paid Invoices (APLT50)

CITY OF EUFAULA

Selected Date Range: 2/1/2020 thru 2/28/2020

Invoice	Invoice Date	Paid Date	Invoice Description	Check	Wire	Invoice Amt
Subtotal for Vendor 379 EUFAULA F.O.P. LODGE #207 :						\$425.00
Vendor:	82	EUFAULA TRUE VALUE				
A206537	1/31/2020	2/7/2020	PO#21963/Supplies	208477	No	\$19.48
A206540	1/31/2020	2/7/2020	PO#21963/Supplies	208477	No	\$69.58
A206542	1/31/2020	2/7/2020	PO#21963/Supplies	208477	No	\$36.46
A206559	1/31/2020	2/7/2020	PO#21963/Supplies	208477	No	\$35.46
A206570	1/31/2020	2/7/2020	PO#21963/Supplies	208477	No	\$27.97
A206686	2/3/2020	2/7/2020	PO#21694/Supplies	208477	No	\$11.99
A206874	2/7/2020	2/7/2020	PO#21807/Supplies	208477	No	\$45.96
A207007	2/7/2020	2/7/2020	PO#21807/Supplies	208477	No	\$11.99
A207032	2/7/2020	2/7/2020	PO#21806/Supplies	208477	No	\$37.42
A207055	2/7/2020	2/7/2020	PO#21807/Supplies	208477	No	\$10.74
A207107	2/10/2020	2/14/2020	PO#21806/Supplies	208506	No	\$15.99
A207263	2/12/2020	2/14/2020	PO#21806/Supplies	208506	No	\$44.39
A207383	2/19/2020	2/21/2020	PO# 21806/Supplies	208528	No	\$69.10
A207384	2/19/2020	2/21/2020	PO# 21807/Supplies	208528	No	\$45.64
A207389	2/14/2020	2/14/2020	PO#21806/Supplies	208506	No	\$12.48
A207514	2/19/2020	2/21/2020	PO# 21806/Supplies	208528	No	\$12.06
A207595	2/19/2020	2/21/2020	PO# 21806/Supplies	208528	No	\$61.73
A207807	2/24/2020	2/27/2020	PO#21807/Supplies	208543	No	\$40.56
A207811	2/20/2020	2/21/2020	PO#21819/Library	31646	No	\$74.94
A207814	2/20/2020	2/21/2020	PO#21806/Supplies	208528	No	\$41.95
A207827	2/20/2020	2/21/2020	PO#21819/Library	31646	No	\$5.98
A207846	2/20/2020	2/21/2020	PO#21808/Supplies	31646	No	\$16.99
A207878	2/21/2020	2/21/2020	PO#21819/Supplies Library	31646	No	\$15.97
A207950	2/24/2020	2/27/2020	PO#21819/Library	31661	No	\$27.99

AP Paid Invoices (APLT50)

CITY OF EUFAULA

Selected Date Range: 2/1/2020 thru 2/28/2020

Invoice	Invoice Date	Paid Date	Invoice Description	Check	Wire	Invoice Amt
A208093	2/25/2020	2/27/2020	PO#21819/Supplies	31661	No	\$15.98
A208130	2/26/2020	2/27/2020	PO#21807/Supplies	208543	No	\$27.90
A208238	2/27/2020	2/27/2020	PO#21810/Mower blade/cub	2326	No	\$50.99
AQ208192	2/25/2020	2/27/2020	PO#21808/Supplies	31661	No	\$10.98
B169088	1/31/2020	2/7/2020	PO#21963/Supplies	208477	No	\$69.94
B169108	1/31/2020	2/7/2020	PO#21963/Supplies	208477	No	\$40.99
B169161	1/31/2020	2/7/2020	PO#21963/Supplies	208477	No	\$38.97
B169307	2/3/2020	2/7/2020	PO#21693/Supplies	208477	No	\$24.39
B169388	2/3/2020	2/7/2020	PO#21693/Supplies	208477	No	\$19.99
B169419	2/7/2020	2/7/2020	PO#21806/Supplies	208477	No	\$41.45
B169736	2/13/2020	2/14/2020	PO#201806/Supplies	208506	No	\$9.98
B169849	2/12/2020	2/14/2020	PO#21806/Supplies	208506	No	\$15.98
B170212	2/19/2020	2/21/2020	Po#21819/ Library	31646	No	\$294.14
B170359	2/21/2020	2/21/2020	PO#21806/Supplies	208528	No	\$26.76
B170381	2/24/2020	2/27/2020	PO# 21810/Supplies	2326	No	\$19.92
B170384	2/24/2020	2/27/2020	Po#21819/Comm. Center	31661	No	\$13.98
B170425	2/24/2020	2/27/2020	PO#21819/Library	31661	No	\$14.98

Subtotal for Vendor 82 EUFAULA TRUE VALUE : \$1,530.14

Vendor: 14943 EXPRESS SERVICES

23516356	2/3/2020	2/7/2020	Raper/Payroll	208478	No	\$410.58
23546149	2/5/2020	2/7/2020	Raper/payroll	208478	No	\$447.90
23567936	2/13/2020	2/14/2020	Payroll/Raper	208507	No	\$418.04
23635133	2/25/2020	2/27/2020	Raper/ Payroll	208544	No	\$265.01

Subtotal for Vendor 14943 EXPRESS SERVICES : \$1,541.53

Vendor: 14745 FERGUSON ENTERPRISES,INC

0639402	2/20/2020	2/21/2020	1" Mueller AMR meter #HMS0520SN	208529	No	\$261.83
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AP Paid Invoices (APLT50)

CITY OF EUFAULA

Selected Date Range: 2/1/2020 thru 2/28/2020

Invoice	Invoice Date	Paid Date	Invoice Description	Check	Wire	Invoice Amt
Subtotal for Vendor 14745 FERGUSON ENTERPRISES,INC :						\$261.83
Vendor:	15314	FIRST NET AT&T				
287290237235x02032020	2/6/2020	2/7/2020	287290237235	31583	No	\$778.66
287290237235x02032020.	2/6/2020	2/7/2020	287290237235	208479	No	\$261.88
Subtotal for Vendor 15314 FIRST NET AT&T :						\$1,040.54
Vendor:	758	FLEETCOR TECHNOLOGIES				
01/20/2020-01/26/2020	2/7/2020	2/7/2020	BG161537	31584	No	\$493.13
01/20/2020-1/26/2020	2/7/2020	2/7/2020	BG161537	208480	No	\$628.13
01/27/2020-02/02/2020	2/7/2020	2/7/2020	BG161537	31584	No	\$322.80
01/27/2020-02/02/2020.	2/7/2020	2/7/2020	BG161537	208480	No	\$341.58
02/03/2020-02/09/2020	2/13/2020	2/14/2020	BG161537	31624	No	\$434.15
02/03/2020-02/09/2020.	2/13/2020	2/14/2020	BG161537	208508	No	\$527.46
02/10/2020-02/16/2020	2/21/2020	2/21/2020	NP57751141	208530	No	\$351.32
02/10/2020-02/16/2020.	2/21/2020	2/21/2020	NP57751141	31647	No	\$324.85
02/17/2020-02/23/2020	2/25/2020	2/27/2020	NP57770548	208545	No	\$300.68
02/17/2020-02/23/2020.	2/25/2020	2/27/2020	NP57770548	31662	No	\$377.74
Subtotal for Vendor 758 FLEETCOR TECHNOLOGIES :						\$4,101.84
Vendor:	148	GALLS, INC.				
012301232020	2/6/2020	2/7/2020	New bullet poor vest with 2 hi-lite carriers	31585	No	\$7,875.00
Subtotal for Vendor 148 GALLS, INC. :						\$7,875.00
Vendor:	26	GRAINGER W W INC				
9422554973	2/3/2020	2/7/2020	Pump Control panel McQuay/paramed bldg	208481	No	\$753.22
Subtotal for Vendor 26 GRAINGER W W INC :						\$753.22
Vendor:	415	GUARANTEE PEST CONTROL				

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Invoice	Invoice Date	Paid Date	Invoice Description	Check	Wire	Invoice Amt
Feb. 2020	1/30/2020	2/7/2020	Monthly Fees	31586	No	\$80.00
March 2020	2/25/2020	2/27/2020	Monthly Services	31663	No	\$80.00
Subtotal for Vendor 415 GUARANTEE PEST CONTROL :						\$160.00
Vendor: 15427	HandCuff Warehouse					
196339	2/20/2020	2/21/2020	10 leg Irons, 10 Chains (Restraint Belt Chains)	31648	No	\$598.50
Subtotal for Vendor 15427 HandCuff Warehouse :						\$598.50
Vendor: 303	HAYNES EQUIPMENT COMPANY					
8122816-IN	2/12/2020	2/14/2020	Replace Zelio Smart relay and install grit escalat	208509	No	\$2,553.25
8122817-IN	2/12/2020	2/14/2020	L St. Lift Station pump rebuild parts & rebuild	208509	No	\$3,037.56
Subtotal for Vendor 303 HAYNES EQUIPMENT COMPANY :						\$5,590.81
Vendor: 14543	HELMS SMALL ENGINE REPAIR,LLC					
02/04/2020	2/4/2020	2/7/2020	Battery For pump on tender key switch for gator	31587	No	\$147.85
02/25/2020	2/25/2020	2/27/2020	Back pack blower	31664	No	\$469.99
Subtotal for Vendor 14543 HELMS SMALL ENGINE REPAIR,LLC :						\$617.84
Vendor: 15159	HI-LINE TOOL CO.					
534649	2/7/2020	2/7/2020	Top/Bottom wear plates and shims for hydraulic	208482	No	\$438.31
Subtotal for Vendor 15159 HI-LINE TOOL CO. :						\$438.31
Vendor: 569	HOPKINS PROPANE					
158215	2/14/2020	2/14/2020	300 Gal at public works	208510	No	\$537.00
159287	2/12/2020	2/14/2020	Propane for WTP	208510	No	\$375.90
159644	2/27/2020	2/27/2020	Dyed off road diesel	31665	No	\$440.00
Subtotal for Vendor 569 HOPKINS PROPANE :						\$1,352.90
Vendor: 14118	IBT, INC.					
7604258	2/19/2020	2/21/2020	Replacement bearing for areator disc	208531	No	\$1,151.99

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Subtotal for Vendor 14118 IBT, INC. :						\$1,151.99
Vendor: 1828	JAMES SUPPLY					
02087788	2/10/2020	2/14/2020	Cylinder rental	31625	No	\$39.68
Subtotal for Vendor 1828 JAMES SUPPLY :						\$39.68
Vendor: 384	KAY ROBBINS WALL, ESQ.					
Feb 2020	1/30/2020	2/7/2020	Monthly Fee	31588	No	\$735.00
March 2020	2/25/2020	2/27/2020	Monthly Services	31666	No	\$735.00
Subtotal for Vendor 384 KAY ROBBINS WALL, ESQ. :						\$1,470.00
Vendor: 330	KIBOIS AREA TRANSIT SERVICE					
Feb 2020	1/30/2020	2/7/2020	Monthly Fee	31589	No	\$1,666.67
March 2020	2/25/2020	2/27/2020	Monthly Fees	31667	No	\$1,666.67
Subtotal for Vendor 330 KIBOIS AREA TRANSIT SERVICE :						\$3,333.34
Vendor: 12511	LIBERTY NATIONAL LIFE INSUR.					
PR-221202010166	2/21/2020	2/21/2020	Automatic Invoice From Payroll	31640	No	\$143.20
PR-22120209304	2/21/2020	2/21/2020	Automatic Invoice From Payroll	208523	No	\$21.74
PR-27202010496	2/7/2020	2/10/2020	Automatic Invoice From Payroll	31610	No	\$100.92
PR-27202011184	2/7/2020	2/10/2020	Automatic Invoice From Payroll	208496	No	\$10.87
Subtotal for Vendor 12511 LIBERTY NATIONAL LIFE INSUR. :						\$276.73
Vendor: 15156	LONEHICKORY CATTLE, LLC					
02/04/2020	2/4/2020	2/7/2020	Package A Constraction	1028	No	\$259,967.50
Subtotal for Vendor 15156 LONEHICKORY CATTLE, LLC :						\$259,967.50
Vendor: 14928	LOVE, BEAL & NIXON					
HERNANDEZ	2/21/2020	2/21/2020	LARRY HERNANDEZ	208538	No	\$208.35
HERNANDEZ 02072020	2/11/2020	2/11/2020	LARRY HERNANDEZ CJ-2017-79	208500	No	\$208.35

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Subtotal for Vendor 14928 LOVE, BEAL & NIXON :						\$416.70
Vendor: 14688	McAlester Regional Health Center					
SWEPSTON 02072020	2/11/2020	2/11/2020	SYBIL SWEPSTON SC-18-957	31616	No	\$227.95
SWEPSTON 02212020	2/21/2020	2/21/2020	SYBIL SWEPSTON SC-18-957	31655	No	\$227.95
Subtotal for Vendor 14688 McAlester Regional Health Center :						\$455.90
Vendor: 14912	MCINTOSH COUNTY CLERK					
02/07/2020	2/10/2020	2/14/2020	Filing Fees ordinance 20-02-02	31626	No	\$20.00
02/14/2020	2/19/2020	2/21/2020	Leins on Properties	31649	No	\$144.00
Feb. 2020	1/30/2020	2/7/2020	Feb. 2020	31590	No	\$6,500.00
March 2020	2/25/2020	2/27/2020	Dispatch Services for March 2020	31668	No	\$6,500.00
Subtotal for Vendor 14912 MCINTOSH COUNTY CLERK :						\$13,164.00
Vendor: 13455	MCINTOSH COUNTY SHERIFF					
Jan 2020,	1/31/2020	2/7/2020	Robert Files 20.88; Ricky Maynes 2.88	2976	No	\$23.76
Subtotal for Vendor 13455 MCINTOSH COUNTY SHERIFF :						\$23.76
Vendor: 344	MCMORROW-LOVE, MARGARET					
02/03/2020	2/5/2020	2/7/2020	Attorney Fees on Paulson Case	31591	No	\$2,220.15
Subtotal for Vendor 344 MCMORROW-LOVE, MARGARET :						\$2,220.15
Vendor: 14158	MetLife					
02012020	2/10/2020	2/11/2020	KM05931880001	31617	No	\$64.57
PR-2212020101610	2/21/2020	2/21/2020	Automatic Invoice From Payroll	31641	No	\$49.55
PR-22120209306	2/21/2020	2/21/2020	Automatic Invoice From Payroll	208524	No	\$41.91
PR-272020104910	2/7/2020	2/10/2020	Automatic Invoice From Payroll	31611	No	\$49.55
PR-27202011186	2/7/2020	2/10/2020	Automatic Invoice From Payroll	208497	No	\$41.91
Subtotal for Vendor 14158 MetLife :						\$247.49

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Vendor: 241	NELSON FEED & SEED, INC.					
6000900	2/25/2020	2/27/2020	Backpack Blower & Fuel for tools	31669	No	\$539.99
600438	2/20/2020	2/21/2020	Chain Saw Chains	208532	No	\$45.90
600447	2/20/2020	2/21/2020	20" Chain	208532	No	\$34.95
Subtotal for Vendor 241 NELSON FEED & SEED, INC. :						\$620.84
Vendor: 244	NICHOLS GROCERY					
001539	2/7/2020	2/7/2020	Foresee Funeral Services Flowers - Former Eufaula Fire Chief	31592	No	\$60.50
01/28/2020,	1/31/2020	2/7/2020	Water & Supplies	208483	No	\$8.67
02/03/2020	2/3/2020	2/7/2020	Council Meeting	31592	No	\$8.79
02/25/2020	2/25/2020	2/27/2020	Supplies for the fire Dept.	31670	No	\$16.67
Subtotal for Vendor 244 NICHOLS GROCERY :						\$94.63
Vendor: 251	O G & E					
01/30/2020	2/3/2020	2/7/2020	Utilities/35947786-6	208484	No	\$2,879.75
01/31/2020	2/6/2020	2/7/2020	Utilities	208484	No	\$12,080.10
01/31/2020.	2/10/2020	2/14/2020	35947812-0	31627	No	\$211.47
12/27/2019-01/27/2020	1/31/2020	2/7/2020	Utilities	31593	No	\$588.21
12/27/2019-01/27/2020.	1/31/2020	2/7/2020	Utilities	208484	No	\$2,898.22
Subtotal for Vendor 251 O G & E :						\$18,657.75
Vendor: 260	O N G					
01/08/2020-02/06/2020	2/14/2020	2/14/2020	Utilities	31628	No	\$584.64
Subtotal for Vendor 260 O N G :						\$584.64
Vendor: 12218	OK CENTRALIZED SUPPORT					
CUMMINGS 02072020	2/11/2020	2/11/2020	JOSHUA CUMMINGS REMIT #000519158001	31618	No	\$127.38
CUMMINGS 02212020	2/21/2020	2/21/2020	JOSHUA CUMMINGS REMIT #000519158001	31656	No	\$127.38

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Subtotal for Vendor 12218 OK CENTRALIZED SUPPORT :						\$254.76
Vendor: 12461	OK CENTRALIZED SUPPORT					
EASTTEAM 02072020	2/11/2020	2/11/2020	WILLIAM EASTTEAM REMIT #000340374001	208501	No	\$102.69
EASTTEAM 02212020	2/21/2020	2/21/2020	WILLIAM EASTTEAM REMIT #000340374001	208539	No	\$102.69
Subtotal for Vendor 12461 OK CENTRALIZED SUPPORT :						\$205.38
Vendor: 249	OK FIREFIGHTERS PENSION					
Year 2020	2/21/2020	2/21/2020	State fire Pension	31650	No	\$1,140.00
Subtotal for Vendor 249 OK FIREFIGHTERS PENSION :						\$1,140.00
Vendor: 12106	OK MUN COURT CLERKS ASSOC					
01/16/2020	2/12/2020	2/14/2020	OMCCA Membership fee	31629	No	\$55.00
Subtotal for Vendor 12106 OK MUN COURT CLERKS ASSOC :						\$55.00
Vendor: 292	OK POLICE PENSION & RETIREMENT					
FARROW 01102020	2/21/2020	2/21/2020	MARTY FARROW PAY PERIOD 12/22 TO 1/4	31657	No	\$140.77
PR-221202010163	2/21/2020	2/21/2020	Automatic Invoice From Payroll	31642	No	\$2,165.28
PR-27202010493	2/7/2020	2/10/2020	Automatic Invoice From Payroll	31612	No	\$2,335.94
Subtotal for Vendor 292 OK POLICE PENSION & RETIREMENT :						\$4,641.99
Vendor: 68	OK POLICE SUPPLY					
0061174	2/25/2020	2/27/2020	3 Rain coats for officers	31671	No	\$83.85
Subtotal for Vendor 68 OK POLICE SUPPLY :						\$83.85
Vendor: 250	OK STATE FIREFIGHTERS ASSOC.					
2020 Membership dues	2/21/2020	2/21/2020	OSFA yearly Dues	31651	No	\$1,064.00
Subtotal for Vendor 250 OK STATE FIREFIGHTERS ASSOC. :						\$1,064.00
Vendor: 13013	OK UNIFORM BUILDING CODE COMM					

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Jan 2020	2/4/2020	2/7/2020	Permitt Fees	31594	No	\$40.00
Subtotal for Vendor 13013 OK UNIFORM BUILDING CODE COMM :						\$40.00
Vendor: 473	OK WATER RESOURCES BOARD					
02/18/2020	2/18/2020	2/18/2020	ORF-19-0012-DWA	208519	No	\$8,237.21
02/18/2020.	2/18/2020	2/18/2020	ORF-19-0012-DW	208519	No	\$12,298.06
Feb. 2020	1/30/2020	2/7/2020	ORF-11-0009-CW	208485	No	\$15,330.44
March 2020	2/25/2020	2/27/2020	ORF-11-0009-CW	208546	No	\$14,988.33
Subtotal for Vendor 473 OK WATER RESOURCES BOARD :						\$50,854.04
Vendor: 15192	OKLAHOMA ENVIRONMENTAL SERVICES					
01/30/2020	2/20/2020	2/21/2020	3 year inspection on ODOT fuel tanks	208533	No	\$3,098.00
Subtotal for Vendor 15192 OKLAHOMA ENVIRONMENTAL SERVICES :						\$3,098.00
Vendor: 257	OKLAHOMA MUNICIPAL RETIREMENT					
FOOS 02072020	2/10/2020	2/11/2020	JACOB FOOS 02/07/2020	31619	No	\$63.58
FOOS 02212020	2/21/2020	2/21/2020	JACOB FOOS 02212020	31658	No	\$63.58
PR-221202010161	2/21/2020	2/21/2020	Automatic Invoice From Payroll	31643	No	\$1,176.14
PR-22120209301	2/21/2020	2/21/2020	Automatic Invoice From Payroll	208525	No	\$1,132.39
PR-27202010491	2/7/2020	2/10/2020	Automatic Invoice From Payroll	31613	No	\$1,173.41
PR-27202011181	2/7/2020	2/10/2020	Automatic Invoice From Payroll	208498	No	\$1,166.83
Subtotal for Vendor 257 OKLAHOMA MUNICIPAL RETIREMENT :						\$4,775.93
Vendor: 264	OKLAHOMA TAX COMMISSION					
PR-221202010162	2/21/2020	2/21/2020	Automatic Invoice From Payroll	WIRE	Yes	\$582.00
PR-22120209302	2/21/2020	2/21/2020	Automatic Invoice From Payroll	WIRE	Yes	\$388.00
PR-27202010492	2/7/2020	2/10/2020	Automatic Invoice From Payroll	WIRE	Yes	\$590.00
PR-27202011182	2/7/2020	2/10/2020	Automatic Invoice From Payroll	WIRE	Yes	\$414.00

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Subtotal for Vendor 264 OKLAHOMA TAX COMMISSION :						\$1,974.00
Vendor: 14735	OKLAHOMA WATER RESOURCES BOARD					
004912	2/3/2020	2/7/2020	Water Rights Administratiion Fee	208486	No	\$250.00
Feb. 2020	1/30/2020	2/7/2020	ORF-16-0009-CW	1031	No	\$2,793.07
March 2020	2/25/2020	2/27/2020	ORF-11-0009-CW	1032	No	\$2,793.07
Subtotal for Vendor 14735 OKLAHOMA WATER RESOURCES BOARD :						\$5,836.14
Vendor: 14999	OMAG					
Policy # PRO 1400508 01	2/19/2020	2/21/2020	Insurance Premium	31652	No	\$13,983.75
Policy # GLA 1400533	2/19/2020	2/21/2020	Auto Insurance Premium	31652	No	\$6,702.25
Subtotal for Vendor 14999 OMAG :						\$20,686.00
Vendor: 14456	OPEHW HEALTH PLAN					
PR-2212020101612	2/21/2020	2/21/2020	Automatic Invoice From Payroll	31644	No	\$2,253.92
PR-22120209308	2/21/2020	2/21/2020	Automatic Invoice From Payroll	208526	No	\$3,099.14
PR-272020104912	2/7/2020	2/10/2020	Automatic Invoice From Payroll	31614	No	\$2,253.92
PR-27202011188	2/7/2020	2/10/2020	Automatic Invoice From Payroll	208499	No	\$3,099.14
Subtotal for Vendor 14456 OPEHW HEALTH PLAN :						\$10,706.12
Vendor: 759	O'REILLY AUTO PARTS					
0253-224519	2/3/2020	2/7/2020	PO#21597/Supplies	208487	No	\$35.98
0253-226793	2/3/2020	2/7/2020	PO#21814/Supplies	31595	No	\$162.79
0253-227968	2/14/2020	2/14/2020	Dump truck oil change supplies	208511	No	\$162.77
Subtotal for Vendor 759 O'REILLY AUTO PARTS :						\$361.54
Vendor: 11947	OSBI					
Feb 2020	2/25/2020	2/27/2020	Closed Court for Feb 2020	2982	No	\$796.22
Feb 2020.	1/30/2020	2/7/2020	ODIS Fee	31596	No	\$150.00

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Feb. 2020	1/30/2020	2/7/2020	ODIS Fee	2977	No	\$150.00
Jan 2020.	1/31/2020	2/7/2020	Closed Court for Jan 2020	2977	No	\$1,106.94
March 2020	2/25/2020	2/27/2020	ODIS FEES for March	2982	No	\$150.00
March 2020.	2/25/2020	2/27/2020	ODIS Fees for March 2020	31672	No	\$150.00
Subtotal for Vendor 11947 OSBI :						\$2,503.16
Vendor: 15150	PATTY DANIEL					
02/01/2020	2/25/2020	2/27/2020	Main Streets Planters Clean out and Maintenance	31673	No	\$500.00
Subtotal for Vendor 15150 PATTY DANIEL :						\$500.00
Vendor: 15098	PERDUE, BRANDON, FIELDER, COLLINS & MOTT					
Jan. 2020	2/19/2020	2/21/2020	Tana Baker	208534	No	\$16.10
January 2020	2/19/2020	2/21/2020	Kristin Morris	2980	No	\$54.75
Subtotal for Vendor 15098 PERDUE, BRANDON, FIELDER, COLLINS & MOTT :						\$70.85
Vendor: 14277	POS CREDIT CORPORATION					
3221727	2/13/2020	2/14/2020	Phone systems	31630	No	\$705.27
Subtotal for Vendor 14277 POS CREDIT CORPORATION :						\$705.27
Vendor: 12970	PRATT LAW OFFICE,P.C.					
Feb 2020	1/30/2020	2/7/2020	Monthly Fee	2978	No	\$1,000.00
March 2020	2/25/2020	2/27/2020	Monthly Services	2983	No	\$1,000.00
Subtotal for Vendor 12970 PRATT LAW OFFICE,P.C. :						\$2,000.00
Vendor: 284	QUILL CORPORATION					
2115548	1/31/2020	2/7/2020	Printing Calculator	31597	No	\$41.99
4719180, 4733642	2/19/2020	2/21/2020	Supplies	31653	No	\$425.15
4733642	2/19/2020	2/21/2020	Supplies	208535	No	\$70.71
Subtotal for Vendor 284 QUILL CORPORATION :						\$537.85

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Vendor: 14564	REDLINE AUTOMOTIVE					
6771	2/3/2020	2/7/2020	Oil Change, air filter Unit 19-1	31598	No	\$87.26
6772	2/3/2020	2/7/2020	Oil Change Unit 19-2	31598	No	\$53.82
6807	2/7/2020	2/7/2020	Unit 17-2 4 nw tires, Alignment, Oil Change	31598	No	\$693.28
6818	2/12/2020	2/14/2020	Replace/repair tail lights & oil change on Randys	31631	No	\$542.70
6876	2/20/2020	2/21/2020	Oil Change on unit 14-3	31654	No	\$49.20
Subtotal for Vendor 14564 REDLINE AUTOMOTIVE :						\$1,426.26
Vendor: 14349	RLC BUSINESS SERVICES					
1975	2/7/2020	2/7/2020	Copier Fee	31599	No	\$160.41
1975.	2/7/2020	2/7/2020	Copier Fee	208488	No	\$19.31
Subtotal for Vendor 14349 RLC BUSINESS SERVICES :						\$179.72
Vendor: 12832	RODEBUSH SEPTIC SERVICE					
1024	2/19/2020	2/21/2020	Portable Toilets- Kiwanis Park & South Point	2324	No	\$300.00
Subtotal for Vendor 12832 RODEBUSH SEPTIC SERVICE :						\$300.00
Vendor: 15408	Rodriguez Concrete					
542500	2/6/2020	2/7/2020	Drainage easement repair	31600	No	\$2,500.00
Subtotal for Vendor 15408 Rodriguez Concrete :						\$2,500.00
Vendor: 300	RUSTY'S TIRE CENTER					
02/11/2020	2/12/2020	2/14/2020	Replacement tires for sewer pickup	208512	No	\$678.00
Subtotal for Vendor 300 RUSTY'S TIRE CENTER :						\$678.00
Vendor: 12944	SADLER PAPER COMPANY					
180652	2/14/2020	2/14/2020	Cleaning Supplies	208513	No	\$218.37
180652-1	2/14/2020	2/14/2020	Disp Towel C/P Smoke	208513	No	\$5.75
Subtotal for Vendor 12944 SADLER PAPER COMPANY :						\$224.12

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Vendor: 12073	SHARPE'S DEPARTMENT STORE					
01/28/2020	2/10/2020	2/14/2020	Muck Boots	208514	No	\$124.99
153379/153359	2/27/2020	2/27/2020	Replacement muck boots for walker & Sewell	208547	No	\$199.98
Subtotal for Vendor 12073 SHARPE'S DEPARTMENT STORE :						\$324.97
Vendor: 505	SPECIAL-OPS UNIFORMS,INC.					
793595	2/25/2020	2/27/2020	3 jackets for Wittmer, Tie and tic tac	31674	No	\$106.97
Subtotal for Vendor 505 SPECIAL-OPS UNIFORMS,INC. :						\$106.97
Vendor: 15194	STANLEY LAYMAN					
12/18/2019	2/27/2020	2/27/2020	Property abatement charges for the attached invoice	31675	No	\$700.00
1744	2/3/2020	2/7/2020	Stump grinding at park and lakeshore	31601	No	\$975.00
Subtotal for Vendor 15194 STANLEY LAYMAN :						\$1,675.00
Vendor: 14482	SUE'S RECYCLING & SANITATION					
0/16/2020-1/31/2020	1/31/2020	2/7/2020	Trash Contract	208489	No	\$13,271.63
0000520299	2/3/2020	2/7/2020	South Cove Ramp 3 yard	2323	No	\$13.25
02/01/2020-02/14/2020	2/18/2020	2/18/2020	Trash Contract	208520	No	\$16,148.31
Subtotal for Vendor 14482 SUE'S RECYCLING & SANITATION :						\$29,433.19
Vendor: 15424	Sunrise Construction					
01/13/2020	2/4/2020	2/7/2020	Package D Construction	1029	No	\$42,197.00
Subtotal for Vendor 15424 Sunrise Construction :						\$42,197.00
Vendor: 336	T. H. ROGERS LUMBER CO.					
162712	2/19/2020	2/21/2020	Material for WTP	208536	No	\$27.59
162762	2/20/2020	2/21/2020	Sewer amin repair materials	208536	No	\$17.17
Subtotal for Vendor 336 T. H. ROGERS LUMBER CO. :						\$44.76
Vendor: 328	T. MCDONALD CONSTRUCTION					

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5543	2/12/2020	2/14/2020	100 Tons 1 1/2 Crusher	31632	No	\$1,944.00
Subtotal for Vendor 328 T. MCDONALD CONSTRUCTION :						\$1,944.00
Vendor:	15352	TECHNICAL PROGRAMMING SERVICES				
105444	2/3/2020	2/7/2020	Utility bills	208490	No	\$1,157.46
105646	2/24/2020	2/27/2020	Late notices 02/11	208548	No	\$159.50
Subtotal for Vendor 15352 TECHNICAL PROGRAMMING SERVICES :						\$1,316.96
Vendor:	15101	TECTA AMERICA OKLAHOMA OK, LLC				
S00862738	2/27/2020	2/27/2020	Community Center Repair	31676	No	\$1,850.00
Subtotal for Vendor 15101 TECTA AMERICA OKLAHOMA OK, LLC :						\$1,850.00
Vendor:	15207	TWIN CITIES READY MIX, INC				
18178	2/5/2020	2/7/2020	Rebar- Coffee Shop	31602	No	\$284.90
198250	2/7/2020	2/7/2020	Concrete for high st drainage esement repair	31602	No	\$3,241.00
198502	2/13/2020	2/14/2020	Concrete for Pine st road repair	208515	No	\$1,980.00
198966	2/24/2020	2/27/2020	2 yds concrete - 214 booker T washington	208549	No	\$316.00
Subtotal for Vendor 15207 TWIN CITIES READY MIX, INC :						\$5,821.90
Vendor:	15368	Ultra Bright Lightz LLC				
92146.	2/14/2020	2/14/2020	Speed turtle 20 gasy flash mondules	2979	No	\$179.99
Subtotal for Vendor 15368 Ultra Bright Lightz LLC :						\$179.99
Vendor:	598	UNION PACIFIC RAILROAD				
01/15/2020	2/4/2020	2/7/2020	DWSRF Water Line Folders 03093-60 & 03093-57	1030	No	\$20,560.00
Subtotal for Vendor 598 UNION PACIFIC RAILROAD :						\$20,560.00
Vendor:	597	US CELLULAR				
0353860593	2/6/2020	2/7/2020	843481267	31603	No	\$105.58
Subtotal for Vendor 597 US CELLULAR :						\$105.58

AP Paid Invoices (APLT50)

CITY OF EUFAULA

Selected Date Range: 2/1/2020 thru 2/28/2020

Invoice	Invoice Date	Paid Date	Invoice Description	Check	Wire	Invoice Amt
Vendor: 14152	USA BLUE BOOK					
125683	1/31/2020	2/7/2020	Pump for McQuay/paramed Bldg lift station	208491	No	\$951.24
125709	1/31/2020	2/7/2020	Supplies	208491	No	\$608.28
134257	2/14/2020	2/14/2020	Supplies	208516	No	\$253.51
146276	2/24/2020	2/27/2020	Chemcials	208550	No	\$111.06
Subtotal for Vendor 14152 USA BLUE BOOK :						\$1,924.09
Vendor: 12851	UTILITY SUPPLY COMPANY					
134549, 134704, 134705	1/30/2020	2/7/2020	Repair andServicesSuppliesTic# 14523, 14526, 55466	208492	No	\$754.12
134707, 134706	1/30/2020	2/7/2020	Repair Parts for truck stock	208492	No	\$2,223.86
134939	2/12/2020	2/14/2020	Repair Supplis	208517	No	\$803.16
134940	2/12/2020	2/14/2020	Repair Supplies	208517	No	\$221.36
134941	2/12/2020	2/14/2020	Repair & Services Supplies Ticket # 14637	208517	No	\$81.40
134942	2/12/2020	2/14/2020	Repair & Services Supplies Ticket # 14645	208517	No	\$236.60
134943	2/12/2020	2/14/2020	Repair & Services Supplies Ticket # 14665	208517	No	\$96.69
134944	2/12/2020	2/14/2020	Repair & Services Supplies Ticket 14676	208517	No	\$628.32
Subtotal for Vendor 12851 UTILITY SUPPLY COMPANY :						\$5,045.51
Vendor: 14323	VYVE BROADBAND A,INC					
02/07-03/06/2020	2/14/2020	2/14/2020	344-410192	31634	No	\$217.79
10/28-02/27/2020	2/3/2020	2/7/2020	342-411882	31604	No	\$148.98
Subtotal for Vendor 14323 VYVE BROADBAND A,INC :						\$366.77
Vendor: 14515	WATER TECH, INC					
84363	2/3/2020	2/7/2020	Chemicals	208493	No	\$5,228.00
84529	2/5/2020	2/7/2020	Chemicals	208493	No	\$2,892.00
84801	2/14/2020	2/14/2020	Chemicals	208518	No	\$3,780.00
84927	2/20/2020	2/21/2020	Chemicals	208537	No	\$3,884.32

AP Paid Invoices (APLT50)**CITY OF EUFAULA**

Selected Date Range: 2/1/2020 thru 2/28/2020

Invoice	Invoice Date	Paid Date	Invoice Description	Check	Wire	Invoice Amt
85014	2/24/2020	2/27/2020	Chemicals	208551	No	\$2,836.00
Subtotal for Vendor 14515 WATER TECH, INC :						\$18,620.32
Report Grand Total :						\$723,280.79

Posted at City Hall, 17 Hospital Drive, Eufaula, OK 74432 January 29, 2020 at 5:00 p.m.

CITY OF EUFAULA, OK

Community Center
First & High Street
Eufaula, OK 74432



MINUTES
Monday
FEBRUARY 3, 2020
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.

The complete packet of information for the agenda items is available online at
CityofEufaulaOK.com

City Council

Mayor James Duty
Vice Mayor Frank Davis
Council Member Nancy Mouser
Council Member Nick Pendley
Council Member Todd Warren

AGENDA
EUFAULA CITY COUNCIL
FEBRUARY 3, 2020
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: Warren, Mouser, Pendley, Davis 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 JANUARY 6, 2020.
 - B. SPECIAL COUNCIL MEETING JANUARY 27, 2020.
 - C. SPECIAL COUNCIL MEETING JANUARY 28, 2020.
6. APPROVAL OF THE TREASURER'S REPORT.
7. APPROVAL OF THE JANUARY 2020 PAYROLL FIGURES FOR THE GENERAL FUND IN THE AMOUNT OF \$45294.61.
8. RECEIPT OF CLAIMS: CITY OF EUFAULA.

Motion to approve the consent agenda by Frank Davis, 2nd by Nancy Mouser. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

ITEMS REMOVED FROM CONSENT AGENDA

9. Discuss and consider for approval Ordinance 20-02-01 providing for the annulment, vacation and discontinuance of the portion of Clifford Seals Street which lies between Lot 6 and Lot 1 of Block 55 and Lot 4 and Lot 3 of Block 62.

Discussion. Timothy Dixon. Emma Watts. Motion to disapprove Ordinance 20-02-01 providing for the annulment, vacation and discontinuance of the portion of Clifford Seals Street which lies between Lot 6 and Lot 1 of Block 55 and Lot 4 and Lot 3 of Block 62 by James Duty, 2nd by Todd Warren. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

- a. Motion to approve or disapprove attaching emergency clause to Ordinance 20-02-01.

Motion to disapprove attaching emergency clause to Ordinance 20-02-01 by James Duty, 2nd by Frank Davis. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

10. Discuss and consider for approval Ordinance 20-02-02 providing for the annulment, vacation and discontinuance of the portion of "F" Street which lies between Lot 3 and Lot 2 of Block 62 and Lot 5 and Lot 4 of Block 61.

Discussion. Motion to approve Ordinance 20-02-02 providing for the annulment, vacation and discontinuance of the portion of "F" Street which lies between Lot 3 and Lot 2 of Block 62 and Lot 5 and Lot 4 of Block 61 by Nancy Mouser, 2nd by James Duty. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

- a. Motion to approve or disapprove attaching emergency clause to Ordinance 20-02-02.

Motion to approve attaching emergency clause to Ordinance 20-02-02 by Nancy Mouser, 2nd by Nicholas Pendley. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

11. Discuss and consider for approval zoning application for a change in zoning from Public to C-1 Commercial for: Legal descriptions: All of Lot 6 and all of Lot 5 in Block 97, City of Eufaula, McIntosh County, OK, according to the recorded plat thereof.

Discussion. Vernon Hysell. Martha Sellers. Motion to approve zoning application for a change in zoning from Public to C-1 Commercial for: Legal descriptions: All of Lot 6 and all of Lot 5 in Block 97, City of Eufaula, McIntosh County, OK, according to the recorded plat thereof by Todd Warren, 2nd by Nancy Mouser. Discussion. Roll Call Vote Yes- Todd Warren and Nancy Mouser. No- Nicholas Pendley, Frank Davis and James Duty.

12. Discuss and consider for approval zoning application for a change in zoning from R-3 Multi-Family Residential to C-1 Commercial for: Legal descriptions: Lot Seven (7), Nine (9), Ten (10), Eleven (11), and Twelve (12) of Waters Edge to the City of Eufaula, McIntosh County, Oklahoma, according to the Final Plat of Waters Edge, A Re-plat of Lots Two (2) and Three (3) of Block Sixty-Three (63) to the City of Eufaula, McIntosh County, Oklahoma (A part of the Southeast Quarter (SE/4) of Section Two (2), Township Nine (9) North, Range Sixteen (16) East of the I.B.&M., in McIntosh County, Oklahoma; AND Lot Eight (8) Waters Edge Addition to the City of Eufaula, McIntosh County, Oklahoma according to the recorded plat thereof; AND Lots Five and Six of Waters Edge Addition to the City of Eufaula, McIntosh County, Oklahoma. "A" A part of Lot Four (4) of Waters Edge Addition to the City of Eufaula McIntosh County, Oklahoma, described as beginning at the Northeast Corner of Lot Five (5); Thence N66°46'50"E along the Northerly line of Lot Four (4) a distance of 0.60 feet; thence S23°13'10"E and parallel with the Westerly line of Lot Four (4) a distance of 35.00 feet; thence S66°46'50"W a distance of 0.60 feet to the Southeast corner of Lot 5; Thence N23°13'10"W along the Easterly line of said Lot Five (5) a distance of 35.00 feet to the Point of Beginning; and "B" A part of lot Thirteen of Waters Edge Addition to the City of Eufaula, McIntosh County, Oklahoma, described as beginning at the Northeast Corner of Lot Five (5); thence N66°46'50"E along the Southerly line of Lot Thirteen (13) a distance of 0.60 feet; Thence N23°13'10" W a distance of 1.20 feet: thence S66°46'50"W and parallel with the Southerly line of Lot Thirteen (13) a distance of 33.40 feet; thence S23°13'10"E a distance of 1.20 feet to a Point on the Northerly line of Lot Six (6), said Point being 1.73 feet Easterly of the Northwest Corner of Lot Six (6); thence N66°46'50"E along the Northerly line of said Lots Six (6) and Five (5) a distance of 32.80 feet to the point of beginning; and "C" Beginning at the Southeast corner of Lot Five (5) of Waters Edge Addition to the City of Eufaula, McIntosh County, Oklahoma, thence N66°46'50"E along the Southerly line of Lot Four (4) a distance of 0.60 feet; thence S23°13'10"E a distance of 1.00 feet; Thence S66°46'50"W along a line parallel with the Southerly line of said Lot Five (5) and Lot Six (6) a distance of 25.05 feet to a point: Thence N11°16'48"E a distance of 0.85 feet to a point on the Southerly line of Lot Six (6); thence N66°46'50"E along said Southerly line a distance of 23.76 feet to the Point of Beginning.

Motion to approve zoning application for a change in zoning from R-3 Multi-Family Residential to C-1 Commercial for: Legal descriptions: Lot Seven (7), Nine (9), Ten (10), Eleven (11), and Twelve (12) of Waters Edge to the City of Eufaula, McIntosh County, Oklahoma, according to the Final Plat of Waters Edge, A Re-plat of Lots Two (2) and Three (3) of Block Sixty-Three (63) to the City of Eufaula, McIntosh County, Oklahoma (A part of the Southeast Quarter (SE/4) of Section Two (2), Township Nine (9) North, Range Sixteen (16) East of the I.B.&M., in McIntosh County, Oklahoma; AND Lot Eight (8) Waters Edge Addition to the City of Eufaula, McIntosh County, Oklahoma according to the recorded plat thereof; AND Lots Five and Six of Waters Edge Addition to the City of Eufaula, McIntosh County, Oklahoma. "A" A part of Lot Four (4) of Waters Edge Addition to the City of Eufaula McIntosh County, Oklahoma, described as beginning at the Northeast Corner of Lot Five (5); Thence N66°46'50"E along the Northerly line of Lot Four (4) a distance of 0.60 feet; thence S23°13'10"E and parallel with the Westerly line of Lot Four (4) a distance of 35.00 feet; thence S66°46'50"W a distance of 0.60 feet to the Southeast corner of Lot 5; Thence N23°13'10"W along the Easterly line of said Lot Five (5) a distance of 35.00 feet to the Point of Beginning; and "B" A part of lot Thirteen of Waters Edge Addition to the City of Eufaula, McIntosh County, Oklahoma, described as beginning at the Northeast Corner of Lot Five (5); thence N66°46'50"E along the Southerly line of Lot Thirteen (13) a distance of 0.60 feet; Thence N23°13'10" W a distance of 1.20 feet: thence S66°46'50"W and parallel with the Southerly line of Lot Thirteen (13) a distance of 33.40 feet; thence S23°13'10"E a distance of 1.20 feet to a Point on the Northerly line of Lot Six (6), said Point being 1.73 feet Easterly of the Northwest Corner of Lot Six (6); thence N66°46'50"E along the Northerly line of said Lots Six (6) and Five (5) a distance of 32.80 feet to the point of beginning; and "C" Beginning at the Southeast corner of Lot Five (5) of Waters Edge Addition to the City of Eufaula, McIntosh County, Oklahoma, thence N66°46'50"E along the Southerly line of Lot Four (4) a distance of 0.60 feet; thence S23°13'10"E a distance of 1.00 feet; Thence S66°46'50"W along a line parallel with the Southerly line of said Lot Five (5) and Lot Six (6) a distance of 25.05 feet to a point: Thence N11°16'48"E a distance of 0.85 feet to a point on the Southerly line of Lot Six (6); thence N66°46'50"E along said Southerly line a distance of 23.76 feet to the Point of Beginning by Nicholas Pendley, 2nd by Nancy Mouser. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

13. Discuss and take any necessary action on allowing food trucks to utilize a portion of the overflow parking lot during fishing tournaments and events.

Discussion.

14. Discuss and take any necessary action regarding the City of Eufaula Zoning Code and Subdivision Regulations as reviewed and proposed by the Planning and Zoning Commission.

Motion to Move item 14 to take up after item 16 by Todd Warren, 2nd by Frank Davis.
Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

Discussion

15. 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.

Patty Webster
Pam Rossi

16. REMARKS AND INQUIRIES BY CITY COUNCIL.

Warren: Procedure of bleeding dirty water
Mouser: Muddy water, Improve customer service
Pendley:
Davis:
Duty: Water

Motion to recess at 6:22 p.m. by Nicholas Pendley, 2nd by Frank Davis. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

Motion to reconvene at 7:01 p.m. by James Duty, 2nd by Nicholas Pendley. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

17. ADJOURNMENT.

Motion to adjourn by Nicholas Pendley, 2nd by Frank Davis. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

8. Discuss and consider for approval invoice payments of \$11,000 on OWRB-DWSRF Loan #1.

Discussion. Motion to approve invoice payments of \$11,000 on OWRB-DWSRF Loan #1 by Nicholas Pendley, 2nd by Frank Davis. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

9. Discuss and consider for approval invoice payments of \$322,724.50 on OWRB-DWSRF Loan #2.

Discussion. Motion to approve invoice payments of \$322,724 on OWRB-DWSRF Loan #2 by Nicholas Pendley, 2nd by Frank Davis. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

10. Discuss and take any necessary action on the request for contract extension with Sue's Recycling.

Discussion. Sue Smith. Motion to proceed by Nicholas Pendley, 2nd by Todd Warren. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

11. Adjournment.

Motion to adjourn by Frank Davis, 2nd b Nicholas Pendley. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

Posted at City Hall, 17 Hospital Drive, Eufaula, OK 74432 February 3, 2020 at 11:50 a.m.

CITY OF EUFAULA, OK

Community Center
First & High Street
Eufaula, OK 74432



SPECIAL MEETING MINUTES Wednesday FEBRUARY 5, 2020 12:00 p.m.

City Council and Eufaula Public Works Authority

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CITY OF EUFAULA
MONTHLY TREASURY REPORT
JANUARY 2020

BANK OF EUFAULA

<u>Description:</u>	<u>Beginning Bank Balance</u>	<u>Deposits and Credits</u>	<u>Withdrawals and Debits</u>	<u>Ending Bank Balance</u>	<u>Change From Prior Month</u>
General Fund	850,583.41	\$ 228,489.39	\$ (197,651.52)	\$ 881,421.28	\$ 30,837.87
Eufaula Public Works Authority	\$ 377,522.23	\$ 224,895.30	\$ (172,397.25)	\$ 430,020.28	\$ 52,498.05
EPWA/ Capital Improvements Fund	\$ 197,548.97	\$ 33,830.27	\$ (21,304.65)	\$ 210,074.59	\$ 12,525.62
Airport	\$ 36,069.62	\$ -	\$ (379.00)	\$ 35,690.62	\$ (379.00)
City of Eufaula / CDBG	\$ -			\$ -	\$ -
Cemetery Perpetual Care	\$ 13,941.88	\$ 300.49	\$ (3,632.00)	\$ 10,610.37	\$ (3,331.51)
CWSRF EPWA/ OWRB Construction Fund	\$ -			\$ -	\$ -
Dept of Commerce / CDBG	\$ 5.00	\$ -	\$ -	\$ 5.00	\$ -
Dept of Commerce / CDBG Savings	\$ -	\$ -	\$ -	\$ -	\$ -
Disaster Emergency Fund	\$ 60,444.62			\$ 60,444.62	\$ -
Eufaula Economic Develop. Authority	\$ 43,924.30	\$ 1,507.08	\$ (1,339.76)	\$ 44,091.62	\$ 167.32
McIntosh County Health Dept.	\$ 7,889.89	\$ 0.67	\$ -	\$ 7,890.56	\$ 0.67
Police Court Account	\$ 57,326.26	\$ 5,903.00	\$ (32,174.81)	\$ 31,054.45	\$ (26,271.81)
Police Drug Fund	\$ 2,034.89	\$ -		\$ 2,034.89	\$ -
City of Eufaula / Recreation Acct.	\$ 59,555.87	\$ 3,390.93	\$ (1,646.35)	\$ 61,300.45	\$ 1,744.58
City of Eufaula / Street Fund	\$ 326.04	\$ -	\$ -	\$ 326.04	\$ -
CWSRF-AMR	\$ 2,773.19	\$ 6,304.65	\$ -	\$ 9,077.84	\$ 6,304.65
EPWA-DWSRF	\$ -	\$ 243,450.00	\$ (243,450.00)	\$ -	\$ -
	<u>\$ 1,709,946.17</u>	<u>\$ 748,071.78</u>	<u>\$ (673,975.34)</u>	\$ 1,784,042.61	\$ 74,096.44
<u>Total Net Operating Capital</u>				\$ -	
				\$ -	
<u>ARVEST BANK</u>	<u>\$ 41,517.05</u>	<u>\$ -</u>	\$ -	\$ 41,517.05	

\$300,000 RESERVED FROM SALE OF PARAMED BUILDING.



City Council Agenda Item No. 9

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Approval of addendum to the agreement for administration of sales tax with the Oklahoma Tax Commission.

Initiator: Staff.

Staff Information Source: Jacob Foos, City Manager.

Background: On January 6, 2020 the City Council approved Ordinance 20-01-01 to allow for the collection of the Hotel/Motel tax to be done by the Oklahoma Tax Commission. Upon approval of this agreement, the OTC will begin collecting Hotel/Motel tax revenues beginning April 1, 2020 with the first tax payments due May 20, 2020 for April stays. The OTC mailed notices of the change to current payers of the tax with a letter dated February 1, 2020.

Note: There was prior confusion regarding the application of the tax on cabin rentals. The State of Oklahoma does charge sales tax on cabin rentals, so the OTC will collect the Hotel/Motel tax on behalf of the City. Excluded though are campsites (tents) and RV pad sites because there is no permanent lodging structure.

Council Pillar: Financial Sustainability / Economic Development / Tourism and Recreation.

Financial Impact: Conservative estimate of an additional \$2,500 a year in revenue to Recreation Fund, Hotel/Motel Tax, 43-00-5150-00.

Attachment: Agreement, OTC Sample Notice.

Recommended Action: Approval of the item.

OKLAHOMA TAX COMMISSION



February 10, 2020

City of Eufaula
Attn: Clerk
PO Box 684
Eufaula, OK 74432-0684

Clerk,

Enclosed please find the agreements for collecting your new LODGING TAX of 9%, effective April 1, 2020.

We are enclosing two original copies of the Addendum to the Agreement for Administration of the Sales Tax Resolution of Drumright. Please complete all blanks on pages of the Agreements and have the proper officials' sign on the lines designated. Also, affix the corporate seal.

Upon completion, **return both copies** of the Agreements to this Division, for acceptance and approval by the Tax Commission. One fully executed copy of the Agreement will be returned to you for your files. Please mail to:

Oklahoma Tax Commission
Attn: Dave Francis, AMD
PO Box 269060
Oklahoma City, Ok 73126-906

If you have any questions, please feel free to contact this office at the address below or at (405) 522-6600.

Sincerely,

OKLAHOMA TAX COMMISSION

Dave Francis, City/County Coordinator
Account Maintenance Division
(405) 522-6600
dfrancis@tax.ok.gov

ADDENDUM TO THE AGREEMENT FOR
ADMINISTRATION OF THE SALES TAX RESOLUTION
FOR THE CITY/TOWN OF
EUFAULA

THIS ADDENDUM is entered into this day of _____, 20____.
Pursuant to the provisions of sections 3702.1 et seq. of the Oklahoma Statutes, between
the Oklahoma Tax Commission and the city/town of _____ EUFAULA _____,
Oklahoma, for the administration of Resolution/Ordinance No. _____,
therein referred to as "Resolution" levying a lodging tax of _____ Nine _____ percent
(____ 9 ____%) upon sales of lodging within the city/town.

1. This Addendum is based upon the Resolution, a certified copy of which is attached herehereto and made a part hereof. The City/town may at any time and from time to time, amend or repeal the Resolution and, to the extent that the city/town amends or repeals the Resolution, the city/town shall promptly provide the Commission with a certified copy of the resolution effecting such amendment or such repeal.
2. The Commission shall administer and enforce the Resolution in the same manner and according to the same terms set forth in the Agreement for the Administration of the Sales and Use Tax Ordinances for the City/County.
3. It is recognized and acknowledged that: (a) the Resolution levies a city/town lodging tax upon all sales of lodging within the city/town which are subject to state sales tax ; (b) any sale of lodging exempt from the state sales tax is exempt from the city/town sales, unless otherwise provided by the Oklahoma Sales Tax Code, Sections 1370 et seq. of the Oklahoma Statutes.
4. This addendum shall be in effect beginning _____ April 1 _____, 20__20__, and shall renew without action of the parties in accordance with the Agreement for the Administration of the Sales and Use Taxes of the city/town provided that the current rate has not changed and neither party has given written notice to the other of its intent to terminate this Addendum prior to the expiration of the then current term, Either party may terminate this Addendum for any reason upon thirty (30) days written notice of its intent to terminate the other party

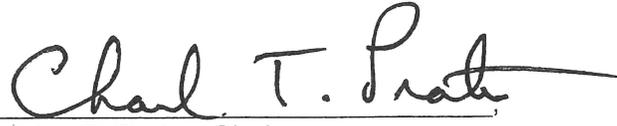
IN WITNESS WHEREOF, the parties have set their hands and affixed their official seals the day and year first above written.

THE MUNICIPALITY OF

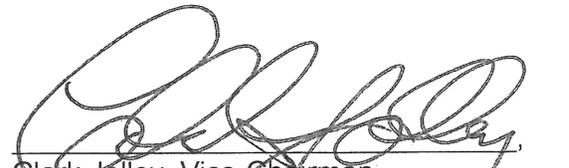
OKLAHOMA TAX COMMISSION

A Municipal Corporation

Mayor



Charles T. Prater, Chairman



Clark Jolley, Vice-Chairman

ATTEST: (CITY SEAL)

Municipal Clerk



Steve Burrage, Secretary-Member

ATTEST: (STATE SEAL)

Assistant Secretary – OTC

APPROVED BY THE CITY OF _____ LEGAL DEPARTMENT

BY _____ DATE _____

City Attorney

OKLAHOMA TAX COMMISSION



February 1, 2020

Eufaula Cove Marina LLC
Attn: Tax Dept.
PO Box 760
Eufaula, OK 74432-0760

Re: Jellystone Park Cabin Rentals

The city of Eufaula has contracted with the Oklahoma Tax Commission to collect their 9 % lodging tax effective April 1, 2020. The hotel/motel tax that was collected for stays prior to April 1st will still be reported as usual to the city directly. The first report due to the Tax Commission will be for April 2020 stays and due on May 20th, 2020. You will be assigned a new lodging tax account, and the tax will be filed on the Oklahoma Taxpayer Access Point, where you currently file your sales tax.

Lodging tax is due upon the gross proceeds receipts derived from the service of furnishing of rooms by hotel, apartment hotel, or motel and for the furnishing of any other facility for public lodging, except campsites. (Including rental cottages, cabin rental, and bed and breakfast room rental) Although similar to the tax previously collected on rooms, there are some changes. The exempt rents and sales will now be exactly the same as sales tax exempt ones. As examples, there will be no deduction for length of stay, for "permanent residents," as there is no deduction for sales tax on those stays. 100% disabled American Veterans will now be exempt from both taxes. This should make the collection for both taxes uniform.

If you have any questions, please contact Taxpayer Assistance at (405) 521- 3160.

Sincerely,
Oklahoma Tax Commission

A handwritten signature in black ink, appearing to read "Dave Francis", is written over the typed name.

Dave Francis, City/County Services
Account Maintenance Division
(405) 522-6600
dfrancis@tax.ok.us



City Council Agenda Item No. **10**

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Presentation and discussion by Patty Webster regarding issues with utility services at the Kelso Building on Selmon Road.

Initiator: Patty (Kelso) Webster, Kelso Building Owner.

Staff Information Source: Kay Wall, City Attorney.

Background: On the advice of the City Attorney staff provided Mrs. Webster a Tort Claim Form to complete and return to the City.

When a tort claim is received by the City, it is submitted to Oklahoma Municipal Assurance Group to review the claim and make a recommendation to award or deny the claim.

Council Pillar: N/A.

Financial Impact: N/A.

Attachment: Email, and Sample Tort Claim.

Recommended Action: To adhere to the advice of the City Attorney.

Eufaula - Tort Claim

1 message

Jacob Foos <cm@cityofeufaulaok.com>
To: ikeweb@hotmail.com

Fri, Jan 24, 2020 at 10:38 AM

Good Morning Mrs. Webster,

Please find attached the tort claim form. The second page is filled out by the City once you submit the claim, and then we send it to our insurance company.

Thank you,

Jacob Foos
City Manager
City of Eufaula
CM@CityofEufaulaOK.com
918-689-2534

 **NOTICE+OF+TORT+CLAIM_NEW.pdf**
228K

NOTICE OF TORT CLAIM

OKLAHOMA MUNICIPAL ASSURANCE GROUP (OMAG) – MUNICIPAL LIABILITY PROTECTION PLAN

A. CLAIMANT REPORT

To the _____
Public entity you are filing the claim against.

PLEASE PRINT OR TYPE AND SIGN

IMPORTANT NOTICE: This notice will be sent to OMAG Claims Dept. for investigation. You may expect them to contact you.

CLAIMANT(S) _____ CLAIMANT(S) SOCIAL SECURITY NO. _____
ADDRESS _____ CLAIMANT(S) DATE OF BIRTH _____ Circle: M F
PHONE: HOME (____) _____ BUS. (____) _____

- (Exact Date Required) (Continue on another sheet if needed for any information requested)
- DATE AND TIME OF INCIDENT _____ (____) a.m. (____) p.m.
 - LOCATION OF INCIDENT _____
 - DESCRIBE INCIDENT _____

4. LIST ALL PERSONS AND/OR PROPERTY FOR WHICH YOU ARE CLAIMING DAMAGES:

BODILY INJURY: WAS CLAIMANT INJURED? YES ___ NO ___ If yes, complete this section
Describe injury _____
WERE YOU ON THE JOB AT THE TIME OF INJURY? YES ___ NO ___ If so, please provide Employer info.

Employer's Name _____	Address _____	Phone _____
	ALL MEDICAL BILLS (attach copies)	\$ _____
	LIST OTHER DAMAGES CLAIMED	\$ _____

MEDICARE/MEDICAID/SOCIAL SECURITY DISABILITY:
Is there any Social Security Disability involvement ___ Yes ___ No
Has any medical bill been paid or will be paid by Medicare/Medicaid? ___ Yes ___ No. If so, list Medicare/Medicaid Number.
Medicare/Medicaid Number _____
If the City is responsible for such bills, the City must report any settlement to Medicare/Medicaid.

I understand that the information requested is to assist the requesting insurance information arrangement to accurately coordinate benefits with Medicare/Medicaid and to meet its mandatory reporting obligation under Medicare Secondary Payer Act 42 U.S.C§1395y.

Medicare/Medicaid Beneficiary Name (please print) _____ Medicare/Medicaid Beneficiary Name Signature _____

PROPERTY DAMAGE: Proof that you are the owner of the vehicle or property allegedly damaged as specified in your claim will be required.
VEHICLE YEAR _____ MAKE _____ MODEL _____
NOTE: If damage is to a vehicle, a photocopy of your motor vehicle title is required.
IF NOT A VEHICLE, DESCRIBE PROPERTY AND LOSS _____

PROPERTY DAMAGE (Attach repair bills or estimates if available) \$ _____
LIST OTHER DAMAGES CLAIMED \$ _____

5. NAME OF YOUR INSURANCE CO. _____	POLICY NO. _____	AMOUNT CLAIMED \$ _____	AMOUNT RECEIVED \$ _____
-------------------------------------	------------------	-------------------------	--------------------------

6. The names of any witnesses known to you:

_____	_____	_____
Name	Address	Phone Number
_____	_____	_____
Name	Address	Phone Number

STATE THE EXACT AMOUNT OF COMPENSATION YOU WOULD ACCEPT AS FULL SETTLEMENT ON THIS CLAIM.
TOTAL CLAIM.....\$ _____

SIGNATURE(S) DATE
CONTINUE ON THE BACK

B. THIS SECTION IS FOR USE BY THE PUBLIC ENTITY WHICH RECEIVES THE CLAIM

To inquire about this claim you may write to OMAG Claims Dept. or call 1-800-234-9461

This Notice of Tort Claim was received by _____

(Title) _____, on _____, 20_____

For further information on this claim contact _____

(Title) _____, by telephone at (____)

The following reports, statements or other documentation, which support our understanding of the facts relating to this claim are attached:

Information for City Owned Vehicle Involved:

Year: _____ Make: _____ Model: _____ Last 4 Vin#: _____ Dept: _____

As a result of this incident, are there damages to the City vehicle? ____ YES ____ NO

If YES, please fill out an **OMAG Auto Loss Notice** to have it repaired.

Persons who have knowledge of the circumstances surrounding this claim are:

Name	Title/Position	Telephone
1. _____	_____	_____
2. _____	_____	_____
3. _____	_____	_____
4. _____	_____	_____

Submitted by: _____ Date _____, 20_____

Title: _____

AFTER THE PUBLIC ENTITY HAS RECEIVED THIS CLAIM, PLEASE PROVIDE INFORMATION REQUESTED ABOVE AND IMMEDIATELY SEND TO:

OMAG Claims Dept.
3650 S. Boulevard
Edmond, OK 73013
Phone (405) 657-1400
Fax (405) 657-1401
claims@omag.org



City Council Agenda Item No. 11

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Discuss and consider for approval color selection for ornaments for the Christmas tree.

Initiator: Staff.

Staff Information Source: Jacob Foos, City Manager.

Background: For the 2020 holidays the City looks to add shatterproof bulb ornaments to the new Christmas tree. Selection of one or more colors is needed.

Council Pillar: Tourism and Recreation.

Financial Impact: N/A.

Attachment: Color Options.

Recommended Action: Determine ornament colors.



Sonic Red



Red Alert



Red Glitter



Gilded Gold



Gold Dust



Gold Glitter



Looking Glass



Dove Gray



Silver Glitter



Limeade



Krypton



Lime Glitter



Azure Blue



Regal Blue



Dark Blue Glitter



Vivacious Purple



Diva



Purple Glitter



Polar Blue



Arctic Chill



Light Blue Glitter



Angel Wings



Piglet Pink



Rose Glitter



Merlot



Bayberry



Burgundy Glitter



Solar Flare



Imperial Gold



Antique Gold Glitter



Balmy Seas



Aloha



Aqua Glitter



Tutti Frutti



Glamour



Cabernet Glitter



Blarney



Shamrock



Emerald Glitter



True Love



Temper Tantrum



Fire Glitter



Milk White



Snowball Glitter



Fierce Yellow



Neon Yellow
Glitter



Mandarin



Orange Glitter



Hot Java



Cowboy Brown



Brown Glitter



Onyx



Soot



Black Glitter

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City Council Agenda Item No. **12**

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Discuss and consider for approval Ordinance 20-03-01, relating to Part 10, Chapter 11 – Fireworks, of the Code of Ordinances of the City of Eufaula, Oklahoma; amending the Chapter in its entirety; and declaring an emergency.

Initiator: City Council.

Staff Information Source: Jacob Foos, City Manager.

Background: The City Council discussed various aspects of the sale and use of fireworks within City limits on January 6, 2020. The proposed ordinance is an overhaul to the City's regulations relating to the sale and use of fireworks. The ordinance provides for the discharge of small consumer fireworks to specific dates and times for the Fourth of July and New Year holidays. It also allows for a manufacturer, distributor, and/or wholesaler with specific regulations in addition to restrictions established in the new Zoning codes.

Council Pillar: Economic Development / Tourism and Recreation.

Financial Impact: N/A.

Attachment: Ordinance 20-03-01.

Recommended Action: Approval of the item and attachment of emergency clause by separate vote.

ORDINANCE #20-03-01

AN ORDINANCE RELATING TO PART 10, CHAPTER 11 – FIREWORKS, OF THE CODE OF ORDINANCES OF THE CITY OF EUFAULA, OKLAHOMA; AMENDING THE CHAPTER IN ITS ENTIRETY; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Eufaula seeks to modernize its codes for the sale and discharge of fireworks in city limits.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUFAULA, OKLAHOMA, THAT:

Sections 10-1100 through 10-1102, which is the current entirety of Part 10 Chapter 11, be removed in their entirety, and replaced with the following sections and language:

10-1100. It is unlawful for any person to sell, possess, discharge or display fireworks within the Eufaula city limits absent compliance with this section and compliance with all other applicable State and Federal laws.

10-1101. This ordinance distinguishes between Class 1.4G Consumer Fireworks (or "permissible fireworks") and Class 1.3G Display Fireworks. The specifications which distinguish Class 1.4G Consumer Fireworks from Class 1.3G Display Fireworks are found at 49 CFR 173.56, 27 CFR 55, 16 CFR 1507 American Pyrotechnics Association (APA) Standard 87-1, all of which are adopted herein by reference.

10-1102. Private possession and use of 1.4G Consumer Fireworks.

1. Private persons may possess and discharge permissible fireworks, but only as provided by this ordinance. Possession and/or discharge of permissible fireworks contrary to this ordinance shall be deemed a misdemeanor punishable by a fine of \$100.00 per occurrence, together with restitution for any and all damages caused by the violation. Any permissible fireworks possessed or discharged in violation hereof shall be deemed contraband and may be seized by the Eufaula Police Department and/or the Eufaula Fire Department.
2. For purposes of this ordinance "permissible fireworks" shall mean Class 1.4G Consumer Fireworks. The term "fireworks" shall not include toy cap pistols and caps, blank cartridges, railroad flares or model rockets.
3. Permissible fireworks must be discharged on a non-combustible surface of sufficient size to contain the entire ground portion of the display and not closer than twenty-five (25) feet to any permanent structure.

4. Private persons may possess and safely discharge permissible fireworks from July 1 through July 5, and from December 30 until January 2, according to the following authorized schedule:

a. From 11:00 a.m. through 9:00 p.m. during July 1 through July 3; July 5 and January 1 and 2.

b. From 10:00 a.m. through 11:59 p.m. on July 4th.

c. From 11:00 a.m. on December 31st through 12:30 a.m. on January 1st.

5. Private persons may not use or discharge permissible fireworks on any public street, alley, or other public right of way. Additionally, private persons may not use or discharge permissible fireworks on any property (public or private) without express permission from the property owner(s).

6. The possession and/or use of permissible fireworks by any minor child under sixteen (16) years of age is prohibited unless said minor child is immediately and directly supervised by a responsible adult.

7. Possession or discharge of permissible fireworks by a person under the influence of, or impaired by, any intoxicating substance is prohibited and is punishable as provided herein.

8. It is unlawful for any person to explode, throw or discharge fireworks from a motor vehicle.

9. Persons who discharge permissible fireworks have an affirmative duty to safely and promptly remove fireworks debris and properly dispose of the same, and no fireworks can be left unattended at any time. Failure to do so is prohibited and punishable as provided herein.

10. It is unlawful for any person to store or keep within the City any nitroglycerin, dynamite, gunpowder, or any other highly explosive material or substance, except that gunpowder may be kept in quantities of not to exceed five (5) pounds where the same is securely kept. An exception may be granted for licensed manufacturers, distributors and/or wholesalers, but the exception must be explicitly authorized in the permit provided for in Section 10-1105 of this Chapter.

10-1103. An adult person twenty-one (21) years of age or older may apply for a permit for a supervised public display utilizing Class 1.3G fireworks (Display Fireworks), which supervised public display(s) may occur any time of the year. No permit shall issued unless the Chief of the Eufaula Fire Department approves the application and no permit shall take effect unless the same shall bear the signature of the City Manager. Application and Permit requirements shall include the following in addition to any administrative requirements imposed by the City Manager

and/or the Eufaula Fire Department. Applications must be submitted in writing no less than ten (10) days prior to the date of the proposed display to the City Clerk.

1. The permit holder shall conform to all requirements of NFPA 1123. Future amendments to NFPA 1123 which are not inconsistent with the explicit terms of this ordinance are hereby adopted by reference.
2. The permit holder shall furnish a bond for a minimum of \$1,000,000.00 for the payment of all potential damage caused either to the person or property due to the permitted display.
3. The permit holder shall furnish a diagram of the site for the display; the diagram shall show the location of the firing site, spectator seating, and spectator parking area and shall meet the requirements of NFPA 1123.
4. No spectators or spectator parking shall be located within the minimum secured area determined by NFPA 1123.
5. The fireworks company or operator shall furnish an inventory list of the proposed fireworks to be fired at the site.
6. The permit holder shall obtain a site inspection from the Chief of the Eufaula Fire Department, or his designee, prior to the operation of the display. If the Chief, or his designee, determines that the site is unsatisfactory then the permit may be cancelled immediately and without further notice or hearing. A written basis for the actions will be furnished to the permit holder.
7. Every supervised public display applicant shall obtain any and all commercial and/or display fireworks permit(s) required under State or Federal law, and attach a copy thereof to their application. This shall include, but not be limited to, any applicable Bureau of Alcohol, Tobacco, Firearms and Explosives permit(s).
8. The display area shall be open for inspection at all reasonable times by the Eufaula Fire Department. Should the representative of the Eufaula Fire Department determine that the site location is out of compliance with the terms of the permit, or for any other good cause, then said representative may issue a suspension or revocation of the permit immediately and without further notice or hearing. A written basis for the actions will be furnished to the permit holder.

10-1104. Licensed Retailer. Adult person(s), who are a retail license holder from the State of Oklahoma, may apply for an annual permit, good from January 3 of the current year to January 2 of the following year, to possess, display for sale, and offer Class 1.4G Consumer Fireworks for retail sale. The City Manager or his designee shall provide the administrative requirements for such permit(s). The administrative requirements must comply with this ordinance and applicable state and federal law, but otherwise are discretionary except that they shall include the following:

1. Consumer Fireworks may be sold by licensed retailers from June 15 through July 6 and from December 15 through January 2.
2. The permit fee shall be established and amended as necessary by resolution in the Fee Schedule.
3. The applicant(s) must be the actual vendor(s) who will manage and operate the stand and conduct the sales.
4. The sale permit shall be site-based and shall be located on commercially zoned property. Display for sale, and actual sales, at any other location shall be prohibited and shall operate as a forfeiture of the sale permit at the discretion of the City Manager or his designee. The site location must have direct access on an arterial street and adequate on-site parking so that the operation of the stand can be conducted without unreasonable interference with travel on the paved surface of the artery. Each stand shall be set back at least twenty-five (25) feet from other fireworks stands. The surrounding property must be cleaned and returned to its original state, on or before July 20 for the season ending July 6, and on or before January 16 for the season ending January 2.
5. The applicant shall provide the City a copy of a valid Oklahoma state sales tax permit at the time the annual license application is submitted, if applicable.
6. The applicant shall provide the City a copy of the state license required by 68 O.S. § 1625, as the same may be amended from time to time.
7. The permit holder shall maintain liability insurance on each location in an amount not less than \$1,000,000.00 and in such form as may be required by the City Manager or his designee.
8. A list of the specified times fireworks may be legally discharged in the City limits and a copy of the original application and the permit must be openly and conspicuously displayed for public viewing at the permitted stand. Additionally, a physical list of specified times fireworks may be legally discharged in the City limits must be provided to each customer that purchases fireworks.
9. Possession, sale or discharge of fireworks by a person under the influence of, or impaired by, any intoxicating substance is prohibited.
10. The permitted stand shall be subject to inspection at times the stand is open to the public and at any other reasonable time by the City Manager or his designee. Should the City Manager or his designee determine that the site location is out of compliance with the terms of the permit, or for any other good cause, then said person may issue a suspension or revocation of the permit immediately and without further notice or hearing.

10-1105. Licensed manufacturer, distributor, and/or wholesaler. Adult person(s), who are a manufacturer, distributor, and/or wholesaler license holder from the State of Oklahoma, may

apply for an annual permit, good from January 3 of the current year to January 2 of the following year, to possess, display for sale, and offer Class 1.4G Consumer Fireworks for wholesale and/or retail sale, and Class 1.3G Commercial Fireworks for wholesale and/or retail sale. The City Manager or his designee shall provide the administrative requirements for such permit(s). Administrative requirements must comply with this ordinance and applicable state and federal law, but otherwise are discretionary except that they shall include the following:

1. Fireworks may be sold by licensed manufacturers, distributors or wholesalers at wholesale or retail to residents and nonresidents of the state from January 1 until December 31 of each calendar year in accordance with the laws of the State of Oklahoma.
2. The permit fee shall be established and amended as necessary by resolution in the Fee Schedule.
3. The applicant(s) must be the actual vendor(s) who will manage and operate the facility and conduct the sales.
4. The sale permit shall be site-based and shall be located on commercially zoned property as established in the Planning and Zoning codes of the Eufaula Code of Ordinances. No permit shall be issued until the applicant has satisfied said codes for the use of a site. Display for sale, and actual sales, at any other location shall be prohibited and could operate as a forfeiture of the sale permit at the discretion of the City Manager pursuant to 10-1105.10 of this section.
5. The applicant shall provide the City a copy of a valid Oklahoma state sales tax permit at the time the annual license application is submitted, if applicable.
6. The applicant shall provide the City a copy of the state license required by 68 O.S. § 1625, as the same may be amended from time to time.
7. The permit holder shall maintain liability insurance on each location in an amount not less than \$1,000,000.00 and in such form as may be required by the City Manager or his designee.
8. A list of the specified times fireworks may be legally discharged in the City limits and a copy of the original application and the permit must be openly and conspicuously displayed for public viewing at the permitted facility. Additionally, for retail consumer fireworks sales, a physical list of specified times fireworks may be legally discharged in the City limits must be provided to each customer that purchases fireworks.
9. Possession, sale or discharge of fireworks by a person under the influence of, or impaired by, any intoxicating substance is prohibited.
10. The permitted facility shall be subject to inspection at times the facility is open to the public and at any other reasonable time by the City Manager or his designee. Should the

City Manager or his designee determine that the site location is out of compliance with the terms of the permit and cause an imminent risk to life or property, or for any other significant good cause, then said person may issue a suspension of the permit immediately and without further notice or hearing. A written basis for the actions will be furnished to the permit holder. Revocation of the permit for cause can be made by the City Manager, but the permit holder shall have ten calendar days to appeal the City Manager's decision to the City Council. The appeal must be submitted in writing to the City Clerk's Office. The City Council's decision shall be final.

10-1106. Any violation of this ordinance pertaining to the possession and public exhibition of 1.3G Display Fireworks, or to the retail sale of 1.4G Consumer Fireworks, shall be a public offense punishable as set forth in Section 1-108 of the Eufaula Code of Ordinances.

10-1107. Fireworks possessed in violation of this ordinance are declared to be contraband, and the possession thereof is declared to be a public nuisance. Said fireworks are subject to immediate confiscation without compensation.

10-1108. In the event that the Governor of the State of Oklahoma calls a red flag fire alert or burn ban for the area encompassing the City of Eufaula, or if the Fire Chief of the City of Eufaula, Oklahoma, shall otherwise request the same, then the City Manager or his designee may cancel and/or suspend the discharge of consumer fireworks and/or display fireworks permits issued under this ordinance for any reasonable time set in his or her sole discretion.

10-1109. In the event that a permit is suspended or revoked there shall be no refund of permit fees.

10-1110. No permit granted hereunder is transferrable or assignable.

SEVERABILITY CLAUSE:

If any provision of this ordinance or the application thereof, to any person or circumstance, is held invalid by a court of competent jurisdiction, the invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are severable.

WHEREAS, that it being necessary for the preservation of public health, public safety, and general welfare, an EMERGENCY is hereby declared to exist, and said ordinance shall be in full force and effect from and after its passage by the Eufaula City Council, Eufaula, Oklahoma. Adopted this 2nd day of March, 2020.

James Duty
Mayor
City of Eufaula

(SEAL)

ATTEST:

Valarie Cox
City Clerk



City Council Agenda Item No. **13**

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Discuss and consider for approval Ordinance 20-03-02, relating to Part 12 – Planning, Zoning and Development, of the Code of Ordinances of the City of Eufaula, Oklahoma; amending, modifying or removing as stated herein, portions of Chapter 1 – Boards and Commissions, Chapter 2 – Zoning Regulations, Chapter 7 – Sign Regulations, Chapter 8 – Landscaping Requirements, Chapter 9 – Telecommunications Facilities, Towers and Antennas; and declaring an emergency.

Initiator: City Council.

Staff Information Source: Jacob Foos, City Manager.

Background: The Planning and Zoning has reviewed, deliberated, and worked toward the completion of this at public meetings on the following dates:

- January 16, 2017; January 23, 2017; February 27, 2017; April 17, 2017; August 20, 2018; October 15, 2018; December 17, 2018; January 28, 2019; February 25, 2019; May 20, 2019; and September 17, 2019.

The City Council has done the same on the following dates:

- July 10, 2017; August 28, 2017; September 11, 2017; October 9, 2017; September 24, 2018; November 4, 2019; January 27, 2020; and January 28, 2020.

This is the last piece of the first step of improving planning and zoning for the community. If approved, the next step will be to begin the rezoning process for properties within the Downtown District zone, and to develop a comprehensive plan.

Council Pillar: Economic Development.

Financial Impact: N/A.

Attachment: Ordinance 20-03-02.

Recommended Action: Approval of the item and attachment of emergency clause by separate vote.

ORDINANCE #20-03-02

AN ORDINANCE RELATING TO PART 12 – PLANNING, ZONING AND DEVELOPMENT, OF THE CODE OF ORDINANCES OF THE CITY OF EUFAULA, OKLAHOMA; AMENDING, MODIFYING OR REMOVING AS STATED HEREIN, PORTIONS OF CHAPTER 1 – BOARDS AND COMMISSIONS, CHAPTER 2 – ZONING REGULATIONS, CHAPTER 7 – SIGN REGULATIONS, CHAPTER 8 – LANDSCAPING REQUIREMENTS, CHAPTER 9 – TELECOMMUNICATIONS FACILITIES, TOWERS AND ANTENNAS; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Eufaula seeks to modernize its codes for planning, zoning and development.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUFAULA, OKLAHOMA, THAT:

Modification 1:

Article B: Board of Adjustment, of Part 12 Chapter 1, be removed in its entirety.

Modification 2:

Article A: Citation, Purpose, Nature and Application, of Part 12 Chapter 2, be removed in its entirety, and replaced with Article A: Zoning Code with the full language attached to this ordinance in its entirety and titled “City of Eufaula Zoning Code.”

Modification 3:

Article B: Specific District Regulations, of Part 12 Chapter 2, be removed in its entirety.

Modification 4:

Article C: Additional District Provisions, of Part 12 Chapter 2, be removed in its entirety.

Modification 5:

Article D: Off Street Automobile and Vehicle Parking and Loading, of Part 12 Chapter 2, be removed in its entirety.

Modification 6:

Article E: Nonconforming Buildings, Structures and Uses of Land, of Part 12 Chapter 2, be removed in its entirety.

Modification 7:

Article F: Special Use Permits, of Part 12 Chapter 2, be removed in its entirety.

Modification 8:

Chapter 7: Sign Regulations, of Part 12, be removed in its entirety.

Modification 9:

Chapter 8: Landscape Requirements, of Part 12, be removed in its entirety.

Modification 10:

Chapter 9: Telecommunications Facilities, Towers and Antennas, of Part 12, be removed in its entirety.

SEVERABILITY CLAUSE:

If any provision of this ordinance or the application thereof, to any person or circumstance, is held invalid by a court of competent jurisdiction, the invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are severable.

WHEREAS, that it being necessary for the preservation of public health, public safety, and general welfare, an EMERGENCY is hereby declared to exist, and said ordinance shall be in full force and effect from and after its passage by the Eufaula City Council, Eufaula, Oklahoma. Adopted this 2nd day of March, 2020.

James Duty
Mayor
City of Eufaula

(SEAL)

ATTEST:

Valarie Cox
City Clerk

CITY OF EUFAULA

ZONING CODE

**THE ZONING CODE
OF THE CITY OF EUFAULA, OKLAHOMA**

This document will be codified by the City as amendments are adopted by the City Council. Additional copies of this Zoning Code may be obtained for a reasonable fee at city hall. Supplements to this Zoning Code will also be available for a reasonable fee at city hall.

ZONING ORDINANCE

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CHAPTER 1

TITLE, PURPOSES, INTERPRETATION AND JURISDICTION

- 100 Title
- 110 Purposes, Interpretation, and Jurisdiction
- 111 Code of Ethics

SECTION 100 TITLE

This Ordinance shall be known and may be cited as “The Eufaula Zoning Code”.

SECTION 110 PURPOSE, INTERPRETATION, AND JURISDICTION

Purpose

This Code is enacted for the purpose of promoting the health, safety, peace, morals, comfort, convenience, prosperity, order, and general welfare; lessening danger and congestion of public transportation and travel; securing safety from fire and other dangers; preventing overcrowding of land; avoiding undue concentration of population; providing adequate light and air, police protection, transportation, water, sewerage, schools, parks, forests, recreational facilities, military and naval facilities, and other public requirements, and preventing undue encroachment thereon; conserving the value of buildings and encouraging the most appropriate use of land; encouraging the industrial, commercial and residential growth of the community; and promoting the development of the community in accordance with a comprehensive plan.

110.2 Interpretation

(a) Validity of Other Laws

Where this Code imposes a greater restriction upon the use of structures or land or upon height or bulk of structures, or requires larger open spaces or yards than are imposed by other ordinances, laws, or regulations, the provisions of this Code shall govern. However, nothing in this Code shall be construed to prevent the enforcement of other ordinances, laws, or regulations which prescribe more restrictive limitations.

(b) Severability

In case any portion of this Code shall be invalid or unconstitutional, as declared by a court of competent jurisdiction, the remainder of the Code shall not thereby be invalid, but shall remain in full force and effect.

(c) Tense and Definition

For the purpose of the Code, certain terms and words are to be used and interpreted as defined in Chapter 24 of this code, words used in the present tense shall include the future tense; words in the singular number include the plural and words in the plural number include the singular, except where the natural construction of the writing indicates otherwise. The word 'shall' is mandatory and not directory.

110.3 Jurisdiction

(a) Territorial Jurisdiction

This Code shall be in full force and effect in the corporate limits of the City of Eufaula, Oklahoma. Property owned, leased, or operated by the City of Eufaula, or any other public or governmental body or agency, shall be subject to the terms of this Code.

(b) Annexed Territory

When any territory shall be brought into the zoning jurisdiction of the City of Eufaula, by annexation or otherwise, such territory shall be deemed to be an AG Agriculture district, provided, however, that the City Council of Eufaula may annex and zone the property another classification in one ordinance provided that:

1. The proposed zoning is reviewed by the Eufaula City Planning Commission, and,
2. The City Council of Eufaula determines that the zoning is in accordance with the Comprehensive Plan of Eufaula and thus the best interest of the City.

These provisions shall not operate to preclude subsequent rezoning of such property by amendment in the manner set forth in Chapter 16.

SECTION 111 CODE OF ETHICS

Any City of Eufaula employee or representative, or any member of the City Council, Planning and Zoning Commission, or Board of Adjustment to whom some private benefit, direct or indirect, financial or otherwise, may come as a result of a public action concerning this Code should not be a participant in that action. The possibility, not the actuality, of a conflict should govern. The individual experiencing a conflict of interest should declare his interest, abstain from voting on the matter, and refrain from any deliberations on the matter. The individual should not discuss the matter with a fellow official for the purpose of influencing a decision thereon.

CHAPTER 2

GENERAL PROVISIONS

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SECTION 200 ZONING AND SUPPLEMENTAL ZONING DISTRICTS ESTABLISHED

The Zoning Districts and Supplemental Zoning Districts set forth below are hereby established. The District symbol is in the column to the left.

AG	Agriculture District
RS-1	Residential Single Family Low Density District
RS-2	Residential Single Family High Density District
RD	Residential Duplex District
RM-1	Residential Multifamily District
RMHP	Residential Mobile Home Park District
O	Office Low Intensity District

CN	Commercial Neighborhood District
CG	Commercial General District
CH	Commercial High Intensity District
IL	Industrial Light District
IM	Industrial Moderate District
IH	Industrial Heavy District
PUD	Planned Unit Development

SECTION 202 OFFICIAL ZONING MAP ESTABLISHED

The locations and boundaries of the various districts as defined herein shall be established by ordinance and shall be shown and delineated on the Official Zoning Map of the City of Eufaula. The Official Zoning Map shall be maintained by the City Manager of the City of Eufaula, and may be divided into parts, and such parts may be separately employed for identification purposes when adopting or amending the Official Zoning Map or for any reference to the Official Zoning Map.

SECTION 204 DISTRICT BOUNDARY DESCRIPTION AND INTERPRETATION

District boundary lines shall be described by legal description or by a map. When a legal description is used, the boundary line shall be deemed to extend to the centerline of abutting streets and shall be so designated on the Official Zoning Map. When a map is used, district boundary lines shall be established by dimensions, property lines, recorded lot lines, or the centerline of abutting street, alley, or railroad rights-of-way, as the same were of record at the time of adoption. In all cases where there is doubt as to the exact location of district boundary lines, the same shall be determined by the Board of Adjustment.

SECTION 208 LIMITATION ON LAND USE

No person, firm or corporation shall use or permit to be used any land or buildings, nor shall any person, firm or corporation make, erect, construct, move, alter, enlarge or rebuild or permit the making, erection, construction, moving, altering, enlarging or rebuilding of any building, structure or improvement, which is designed, arranged or intended to be used or maintained for any purpose or in any manner except in accordance with the use, height, area, yard, space, and other requirements established in the district in which such land, building, structure or improvement is located except as provided by Chapter 16, Nonconformities. Nothing in this Code shall be deemed to require a change in the plans, construction, or designated use of any building, where a building permit has been lawfully issued prior to the effective date of this Code, and pursuant to such permit, construction is diligently carried to completion. Upon completion, such building or use shall be deemed nonconforming and may continue as regulated by Chapter 16, Nonconformities.

SECTION 212 DIVISION OF LOTS

A lot shall not hereafter be divided into two or more lots, unless all lots resulting from such division conform to all the applicable regulations of the zoning district in which located.

SECTION 216 STREET FRONTAGE REQUIRED

No lot shall contain any building used in whole or in part for residential purposes unless such lot has a minimum of 30 feet of frontage on a public street or dedicated right-of-way, except a substandard lot of record or lot within an approved Planned Unit Development.

SECTION 220 ONE SINGLE FAMILY DWELLING PER LOT OF RECORD

Not more than one single-family dwelling may be constructed on a lot, except in the case of a lot which is within an approved Planned Unit Development.

SECTION 224 RESIDENTIAL LODGING, AIR BED & BREAKFAST, AND OTHER RENTALS

Bed and Breakfast, Air Bed and Breakfast, House and or Room Rentals: The use of a residence or structure for rental on short term temporary lodging of one (1) or more rooms.

Residential lodging shall be allowed in any zoning district provided a special use permit is obtained by Board of Adjustment. A business license is required and must comply with all Oklahoma Statutes. Must collect and remit to the City of Eufaula Hotel/Motel tax.

SECTION 228 HOME OCCUPATIONS:

Occupations, professions, or trades customarily carried on by occupants of dwelling units as secondary uses which are clearly incidental to use of dwelling units for residential purposes are allowed as accessory uses in districts where dwelling units are permitted or permissible, subject to the following provisions:

- (a) Location: Home Occupations shall be conducted only within principal structures.
- (b) Area: An area equal to not more than twenty-five (25%) percent of the floor area of the principal structure may be utilized for home occupational purposes.
- (c) Employees: Only residents of the premises may be employed.
- (d) Merchandise: The home occupation shall not involve the retail sale of merchandise manufactured off the premises.
- (e) Visibility of Merchandise: No merchandise shall be displayed in such a manner as to be visible from off the premises.

- (f) Outdoor Storage: No outdoor storage shall be allowed in connection with any home occupation.
- (g) Maintenance of Residential Character: No alteration of the residential character of the premises may be made.
- (h) Signs: No signs visible from outside the lot relating to home occupations shall be allowed.
- (i) Parking: Off-street parking shall be provided in accordance with requirements of Chapter 14.
- (j) No mechanical equipment shall be used which creates a noise, dust, odor or electrical disturbance.

SECTION 232 NEIGHBORHOOD GROUP HOME

- 1. Must be licensed by the State of Oklahoma, Oklahoma State Health Department and meet contracting standards of the State of Oklahoma, Department of Human Services for group homes for Intellectually disabled persons.
- 2. No building may be occupied after the effective date of this amendment until a zoning clearance permit is obtained. This permit will be revoked automatically upon revocation of the state license.
- 3. No signs advertising the neighborhood group home shall be permitted on the lot.
- 4. No exterior alterations of the dwelling or any customary accessory structure shall be made which would detract from the residential character of the structure. Fire escapes, if required, must be located on the rear of the structure if architecturally feasible or on the side of the structure and screened.
- 5. To avoid clustering, a neighborhood group home shall not be located on a lot within ½ mile (2,640 feet) of any other lot containing a neighborhood group home, a community group home, a residential treatment center, a transitional living center, an emergency or protective shelter, or detention/correctional facility.

SECTION 236 FAMILY DAY CARE HOMES

- 1. Must be licensed by the State of Oklahoma Department of Human Services
- 2. Must obtain a zoning clearance permit from the building inspector if established after the effective date of this amendment.

3. A maximum of five (5) children, including those pre-school children under five years of age who reside in the residence, may be cared for in the home.
4. No person shall be employed other than a member of the immediate family residing on the premises or a substitute caregiver as required by the standards for Family Day Care Homes adopted by the Oklahoma Department of Human Services.
5. No signs advertising the Family Day Care Home shall be permitted on the lot.
6. No exterior alterations of the dwelling or any customary accessory structure shall be made which would detract from the residential character of the structures.

SECTION 240 COMMUNITY GROUP HOME

1. Must be licensed by the State of Oklahoma, Oklahoma State Health Department and meet contracting standards of the State of Oklahoma, Department of Human Services for group homes for mentally retarded persons.
2. No building may be occupied after the effective date of this amendment until a zoning clearance permit is obtained. This permit will be revoked automatically upon revocation of the state license.
3. No signs advertising the community group home shall be permitted on the lot.
4. No exterior alterations of the dwelling or any customary accessory structure shall be made which would detract from the residential character of the structure. Fire escapes, if required, must be located on the rear of the structure if architecturally feasible or on the side of the structure and screened.
5. To avoid clustering, a community group home shall not be located on a lot within one mile (5,280 feet) of any other lot containing a neighborhood group home, a community group home, a residential treatment center, a transitional living center, an emergency or protective shelter, or detention/correctional facility.

SECTION 244 HEIGHT EXCEPTIONS

The following structures shall not be subject to the height limitations of the district in which they are located:

- (a) Farm buildings and structures.

- (b) Belfries, chimneys, cupolas, domes, elevators, penthouses, flagpoles, monitors, smokestacks, spires, cooling towers and ventilators, provided they are not intended for human occupancy.
- (c) Ground and structure-supported antennas and aerials, including elevating structures (poles and towers), which do not exceed a total aggregate height of 65 feet above the natural land grade and which meet the following requirements:
 - 1. No portion of the antenna, aerial, elevating structure or any anchor or guy line may encroach upon the land area or airspace of any adjoining or abutting property;
 - 2. In RS Districts no portion of an amateur radio antenna, aerial, elevating structure, or any anchor or guy line, may extend beyond the front yard building setback line or extend into any established front yard or into any established side yard;
 - 3. In I Districts, towers must be set back a distance equal to at least one hundred ten percent (110%) of the height of the tower from any adjoining lot line of any AG, RS, or O District, excluding expressway rights of way zoned residential.

Provided that:

- a. Height and location restrictions shall not be applicable to radio communication facilities owned, operated and maintained by any city, county, state, or federal government entities;
- b. Non-guyed, omni-directional, single element vertical antennas not exceeding 112 inches in height, and not exceeding one and three-fourths (1 ³/₄) inches outside diameter shall be permitted in addition to the 65 foot aggregate height limitation.
- c. The restrictions established by this section may be modified by Board of Adjustment Special Exception approval, subject to the minimum requirements for Special Exception approvals and such additional safeguards and conditions as may be imposed by the Board of Adjustment.

SECTION 248 TELECOMMUNICATION TOWERS AND ANTENNAS

In that the City of Eufaula finds that Telecommunication Towers and Antennas and other supporting structures present unique land use concerns, Telecommunication Towers and Antennas and their supporting structures shall meet the following requirements and adequately consider the following purposes as set forth below:

A. **Purpose:** The purpose of this Section is to establish requirements for the location of wireless communications towers and antennas as follows:

1. Protect residential areas and land uses from potentially adverse impacts of towers and antennas;
2. Encourage the location of towers in non-residential areas;
3. Minimize the total number of towers throughout the community;
4. Strongly encourage co-location of new and existing tower sites as a primary option rather than construction of additional single-use towers;
5. Encourage users of towers and antennas to locate them, to the extent possible, in areas where the adverse impact on the community is minimal;
6. Encourage users of towers and antennas to configure them in a way that minimizes the adverse visual impact of the towers and antennas through careful design, siting, landscape screening, and innovative camouflaging techniques;
7. Enhance the ability of the providers of telecommunications services to provide such services to the community quickly, effectively, and efficiently;
8. Consider the public health and safety of communications towers;
9. Avoid potential damage to adjacent properties from tower failure through engineering and careful siting of tower structures; and furtherance of these purposes, the City of Eufaula shall give due consideration to the City of Eufaula's Comprehensive Plan, zoning map, existing land uses, and environmentally sensitive areas in approving sites for the location of towers and antennas.

B. **Exclusions.** The following shall be exempt from these regulations:

1. Microwave reflectors and parabolic antennas;
2. Antennas and equipment completely located inside of buildings;
3. Minor modifications of existing wireless communications facilities and attached wireless communications facilities, whether emergency or routine, provided there is little or no change in the visual appearance. Minor modifications are those modifications, including the addition of antennas, to conforming wireless and attached wireless communications facilities that meet the general requirements set forth in this document.

C. **Definitions.** As used herein, the following terms shall have the meanings set forth below:

1. **Antenna:** Any exterior transmitting or receiving device used in communications to radiate or capture electromagnetic waves, digital signals, analog signals, radio frequencies, wireless telecommunications signals or other communications signals.
2. **Co-location:** Construction of antenna towers which provides space for multiple wireless service providers to locate on one tower. The term used when multiple service providers are located on one tower.
3. **Comprehensive Plan:** Means the official Plan for the growth and development of the City of Eufaula.
4. **FAA:** The Federal Aviation Administration.
5. **FCC:** The Federal Communications Commission.
6. **Guyed Tower:** A communication tower that is supported, in whole or in part, by guy wires and ground anchors.
7. **Height:** When referring to a tower or other structure, the distance measured from the finished grade of the parcel to the highest point on the tower or other structure, including the base pad.
8. **Preexisting towers and preexisting antenna:** Any tower or antenna which lawfully existed prior to the effective date of these regulations, including permitted towers or antennas that have not yet been constructed so long as such approval is current and has not expired.
9. **Tower:** Any principal use antenna that is designed and constructed primarily for the purpose of supporting one or more antennas for telephone, radio and similar communication purposes, including self supporting lattice towers, guyed towers, or monopole towers. The term includes radio and television transmission towers, microwave towers, common-carrier towers, cellular telephone towers and the like, and also includes the structure and any support thereto.
10. **Principal Use Tower:** A tower situated on a lot or parcel of land, which is the primary use of said lot or parcel.
11. **PUD:** Planned Unit Development
12. **Accessory Use Tower:** A tower situated on a lot or parcel, which is subordinate to the principal or primary use of said lot or parcel.

5. **Signs and Advertising.** The use of any portion of a tower for signs other than warning or equipment information signs is prohibited.
6. **Accessory Utility Buildings.** All utility buildings and structures accessory to a tower shall meet all the requirements of the underlying zoning district. Exterior ground mounted equipment occupying more than 50 square feet, if visible from ground level, shall be screened from view from property within 300 feet used for residential purposes.
7. **Setbacks.** The following setback requirements shall apply to all towers; provided, however, that the Board of Adjustment may modify the requirements by special exception:
 - a. Towers must be set back a distance equal to at least one hundred ten percent (110%) of the height of the tower from any adjoining lot line of a residential, office or agricultural zoned lot, excluding expressway right of way zoned residential, office or agricultural.
 - b. Guys and accessory buildings must satisfy the minimum zoning district setback requirements.
8. **Security Fencing.** Towers shall be enclosed by security fencing not less than six (6) feet in height or shall be equipped with an appropriate anti-climbing device; provided, however, the Board of Adjustment may modify or waive such requirements by special exception.
9. **Minimum Spacing.** Antennas and towers constructed for a single-use provider or for co-location shall be spaced a minimum distance of one mile from any other tower or antenna.
 - a. Each applicant for permit to build a tower shall provide to the City Manager, an inventory of all the existing towers or permits for other locations that are within one (1) mile of the site applied for; said inventory shall include specific information about the location, height, and design of each tower. If the towers within the applicant's inventory have been designed for co-location, a description of the facilities and heights for the possibility of co-location shall be included within the inventory. Said inventories may be shared with other applicants applying for any approvals under these regulations; provided, that the City of Eufaula does not warrant the accuracy of any such information. The applicant for a permit shall also provide the description, identity and contact for the backhaul network provided who will serve that site.
 - b. **Height:** No tower shall exceed 65 feet in height without Board of Adjustment approval.

E. **Administrative Approval of Permits.** The City Manager may administratively approve the installation of a new antenna on the following:

1. An existing structure other than a tower (such as a building, sign, light pole, water tower, or other free standing, non-residential structure) which is 55 feet or less in height, so long as such addition does not add more than **10** feet to the height of the existing structure.
2. An existing tower of any height, including a preexisting tower, and further including the placement of additional buildings or other supporting equipment used in connection with said antenna, so long as the addition of said antenna adds no more than 10 feet to the height of the existing tower and the tower remains set back from any existing adjacent residential lot boundary equal to one hundred ten percent (110%) of the total new height of the tower.
3. Certain developed public properties including but not limited to water towers, water treatment plants, sewer treatment facilities, police stations, fire stations, ambulance stations, equipment maintenance facilities, and lighted and enclosed sports facilities such as football stadiums, baseball and softball parks, but not practice facilities at unlighted or unsecured locations which may be temporarily used for sporting events, nor on or in any park or greenbelt.
4. Top of high schools, middle schools, elementary schools, and commercial or office buildings, so long as such addition does not add more than 10 feet to the height of the existing structure.
5. An existing tower or supporting structure as a co-location.
6. An accessory or principal use tower or antenna in an I District 65 feet tall or less provided such tower is setback 110% of the total height from an abutting AG, RS, or O District.

F. **Antenna and Towers Requiring Special Exceptions.** If a tower or antenna is not permitted pursuant to the provisions of this chapter, a special exception shall be required for the construction of such tower.

1. In order to obtain approval of a special exception for an antenna and antenna support structure, the Board of Adjustment shall require, subject to modification and additional requirements as deemed necessary by said Board as a part of the review process, that the antenna and antenna support structure satisfy the following:
 - a. Height of the proposed tower;
 - b. Proximity of the tower to residential structures;

- c. Nature of uses on adjacent and nearby properties;
- d. Surrounding topography;
- e. Surrounding tree coverage and foliage;
- f. Design of the tower, with particular reference to design characteristics that have the effect of reducing or eliminating visual obtrusiveness;
- g. The total number and size of antennas proposed and the ability of the proposed tower to accommodate collocation;
- h. Architectural design of utility buildings and accessory structures to blend with the surrounding environment;
- i. Proposed ingress and egress;
- j. The need of the applicant for a communications tower within the immediate geographic area to provide an acceptable level of communications service to the area;
- k. The size of the tract and the most likely future development as indicated by the Comprehensive Plan, planned infrastructure, topography and other physical facts.

2. **Co-location.** Co-location of facilities is encouraged.

- a. All towers requiring Special Exception approval from the Board of Adjustment shall be designed and constructed in such a manner as to accommodate co-location of a minimum of two (2) additional wireless telecommunication system providers unless it can be demonstrated by the applicant to the satisfaction of said Board that such co-location is not technically feasible or that it would unreasonably impede or otherwise impair the operation of the initial or subsequently located facilities.
- b. Certification from a professional engineer licensed to practice in the State of Oklahoma shall be submitted with the Board of Adjustment application that the antenna and antenna support structure is designed and constructed in such a manner as to accommodate the co-location of a minimum of two wireless telecommunication system providers.
- c. Written evidence of compliance with the standards of the Federal Communications Commission and the Federal Aviation Administration.

- d. No new tower should be permitted by the Board of Adjustment unless the applicant demonstrates to the Board reasonable satisfaction that no existing tower or other structure can accommodate the applicant's proposed antenna. Evidence of this unavailability may consist of the following:
 - (1) No existing towers or structures are located within the geographic area required to meet applicant's engineering requirements;
 - (2) Existing towers or structures are not of sufficient height or structural strength to meet the applicant's engineering requirements;
 - (3) Applicant's proposed antenna would cause electromagnetic interference with existing antenna on existing towers or structures, or the existing antennas on the existing towers or structures would cause electromagnetic interference with applicant's proposed antenna;
 - (4) Fees, costs, or contractual provisions required by the owner of the existing tower in order to share said tower structure are unreasonable. In this regard, rental costs exceeding the costs of site acquisition and tower construction, including engineering and design fees, are presumptively unreasonable; and,
 - (5) The applicant demonstrates that there are other limiting factors that render existing towers and structures unsuitable to the satisfaction of the Board.
 - 3. Landscaping. The following requirements shall govern the landscaping surrounding towers for which a special exception is required; provided however, that the Board of Adjustment may modify or waive such requirements by special exception.
 - a. Tower facilities shall be landscaped with a continuously maintained buffer of plant materials that effectively screens the view of the tower compound from property within 300 feet used for residential purposes. The standard buffer shall consist of a landscaped strip at least four (4) feet wide outside the perimeter of the compound.
 - b. Existing mature tree growth and natural land forms on the site shall be preserved to the maximum extent possible. In some cases, such as towers sited on large, wooded lots, natural growth around the property perimeter may be sufficient buffer.
 - 4. The findings of the Board of Adjustment as to each of these factors shall be made on the record and contained in the written minutes of the meeting.
- G. **Removal of Abandoned Antenna and Towers.** Any antenna or tower that is not operated for a continuous period of six (6) months shall be considered abandoned, and the owner of such antenna or tower, or the property owner, shall remove the same within 90 days of receipt of notice from the City of Eufaula notifying the owner of such abandonment. Failure

to remove the abandoned antenna or tower within said 90 days shall be grounds for the City of Eufaula to issue Penalties for Violations in accordance with the City of Eufaula Zoning Code and/or to remove the antenna or tower at the tower owner's or property owner's expense. Additionally, any abandoned tower that is not current in the structural safety inspection required by Eufaula's Building Code may be subject to nuisance abatement procedures as set forth by the City of Eufaula.

- H. **Existing Towers and Antennas.** Antennas and towers lawfully existing on or before the effective date of these regulations shall be considered nonconforming uses as specified in these regulations. Routine maintenance, including antenna replacement, shall be permitted on such existing towers. New construction other than routine maintenance shall require compliance with all provisions of these regulations.

SECTION 252 LOT AREA AND WIDTH EXCEPTIONS

The lot area and width requirements of the zoning districts shall not apply to public protection and utility facilities.

SECTION 256 YARDS

256.1 Compliance With Yard Requirements

Except as otherwise provided, required yards shall be open and unobstructed from the ground to the sky. Yards provided for a building, for the purpose of complying with the provisions of the Code, shall not be considered the yard for any other building, and yards provided for a lot shall not be considered the yard of any other lot.

256.2 Permitted Yard Obstructions

Obstructions are permitted in required yards as follows:

- (a) Cornices, canopies, eaves, fireplaces, and similar architectural features may project not more than two (2) feet into a required yard.
- (b) Fire escapes may project not more than four and one-half (4 1/2) feet into a required yard.
- (c) Fences, hedges, plant materials and walls may be located in any yard provided that corner traffic visibility is maintained in accordance with the City of Eufaula Code. Fences and walls within yards shall not exceed a height of eight (8) feet. Any fence or wall which projects into or encloses a required front yard shall not exceed a height of four (4) feet. The Board of Adjustment, as a special exception, may modify these limitations.

- (d) Signs which are permitted as accessory uses in residential districts may be located within any yard which is bounded by a public street.
- (e) Detached accessory buildings may be located in the rear yards of RS Districts and shall be regulated as follows:
 - (1) On RS lots containing less than one-half (0.5) acre of lot area, detached accessory buildings may be located in a rear yard provided that the accessory buildings in aggregate do not exceed 768 square feet of floor area, or cover more than twenty percent (20%) of the rear yard, whichever is smaller.
 - (2) On RS lots containing one-half (0.5) acre of lot area or greater, detached accessory buildings may be located in the rear yard provided that the accessory buildings in aggregate do not exceed the following: RS lots containing a minimum of one-half (0.5) acre but less than one (1) acre of lot area - an aggregate maximum floor area of 1,000 square feet; or RS lots containing one (1) acre or more of lot area - an aggregate maximum floor area of 1,500 square feet.
 - (3) Accessory Buildings over 750 square feet in size located upon a property site, or an adjacent property if under same ownership, shall be designed to relate in materials, color, character and detail to the principal building(s) located upon the site and/or adjacent lots.
 - (4) In no case shall the aggregate area of accessory buildings on a lot be permitted to exceed the floor area of the principal residential structure located upon the lot.
 - (5) All accessory buildings not meeting the minimum requirements in (1) and (2) above shall require Board of Adjustment action in the form of a Special Exception. The following factors, at a minimum, shall be considered by the Board of Adjustment in granting Special Exception approval of detached accessory buildings as referenced above: the accessory building height; building construction materials; building color scheme; building, location and setbacks; proposed or existing landscaping and/or screening fence, roof types, surface texture, style, details and building form.
- (f) Swimming pools, tennis courts, and fallout shelters. (Private swimming pools may be constructed as an accessory use, but shall be completely enclosed by a permanent wall or fence not less than four (4) feet in height, and shall meet the requirements of the county health department. A swimming pool shall not be constructed in front of the front building line and no portion of the pool, equipment, walkway, or other facilities related thereto, shall be located closer than ten (10) feet to the side or rear lot line.)
- (g) Mobile home hitches where mobile homes are permitted.

- (h) Customary accessory structures, such as clotheslines, barbecue pits, playground equipment.
- (i) Carports 12 feet or higher shall require Board of Adjustment special exception approval prior to construction. All carport requests, regardless of height, require building permit review and approval. All carports are to match in color and character to the primary structure on the lot. The setbacks for carports shall comply with the corresponding zoning district setback and bulk and area requirements. Carports shall be constructed on a minimum of gravel service area.

256.3 Use of Yards

- (a) No inoperative motor vehicles shall be parked or stored within the front or exterior side yard in an R district. No vehicle and/or recreational vehicles including RV's, Boats, boat trailers, and other recreational trailers shall be parked except on a hard surface area constructed of an all-weather material. Gravel may be used in R Districts for recreational vehicles. The gravel parking space must be maintained in good condition and remain dust-free in compliance with 256.3(b).
- (b) When an existing home (as of the date of adoption of this ordinance) has no garage or a one-car garage, one gravel parking space may be located on the property in accordance with 256.3(a). Access to such designated parking space shall be by way of the property's paved driveway. The gravel parking space must be maintained in good condition and remain dust-free as determined by the City code enforcement officer or the property owner shall return such area to a landscaped area/grass, or an all-weather hard surface. Designed parking spaces will be subject to the following conditions:
 - (1) Permit must be applied for and approved before the work is done.
 - (2) The majority of the front yard must be landscaped/grass.
 - (3) Gravel parking space must be installed in a way to prevent gravel run off to the street e.g. border space with large rocks, bricks, etc.
- (c) Portable storage containers are permitted in residential zoning districts on a temporary basis (maximum 10 days) and only permitted once a year per property. If a storage container is proposed to be placed on the property permanently (more than 10 days), it must conform to the detached accessory building requirements of this code per Section 256.2 (e). Storage containers, accessory buildings and other accessory structures greater than 200 square feet proposed to be permanently located on a property within the city must be affixed to the land with footings, anchors or other tie down approved by the City and must meet the setback requirements as stated in the zoning ordinance. No container, accessory building or structure is permitted to be higher than the primary structure. In all districts, storage containers, accessory buildings and accessory structures should be similar in material,

color, character and detail to the principal structure and screened from view from the public per Section 264 of the city code. All storage containers, whether permanent or temporary, greater than 120 square feet, require a permit through the City.

Exemption: construction containers associated with new construction or remodel in conjunction with a building permit. All containers to be maintained so litter may not accumulate on property.

SECTION 260 EXISTING BUILDING ENCROACHMENT ON FRONT YARDS OR BUILDING SETBACKS

Where an existing building or buildings on the same side of the street and within the same block encroach on the required front yard or building setback, the required front yard or building setback for new construction shall be established as follows:

- (a) If the proposed building is to be located more than 200 feet from an encroaching building, the proposed building shall conform to the front yard or setback established for the district in which the proposed building is to be located.
- (b) If the proposed building is to be located between adjacent buildings which conform to the required front yard or building setback, or between a conforming building and an intersecting street, the proposed building shall conform to the front yard or setback established for the district in which the proposed building is to be located.
- (c) If the proposed building is to be located within 200 feet of encroaching buildings on both sides and there are no intervening buildings, the front yard or building setback shall be the average of the front yard or setback of the two nearest front corners of the encroaching buildings.
- (d) If the proposed building is to be located within 200 feet of an encroaching building on one side, but not both sides, and there are no intervening buildings, the front yard or building setback shall be the average of the otherwise required front yard or setback and the setback of the nearest front corner of the encroaching building.

Provided, however, that the application of (c) or (d) above, the front yard or building setback shall not be reduced to less than 5 feet plus 1/2 of the right-of-way width designated on the Major Street Plan for the abutting street, or 5 feet plus 25 feet if the street is not designated on the Major Street Plan.

SECTION 264 SCREENING WALL OR FENCE

264.1 Specifications

For the purpose of maintaining a compatible relationship between certain land uses, a screening requirement is hereby established for the initiation and continuance of particular uses in such instances as may be hereinafter designated.

When the provisions of this Code require the construction of a screening wall or fence as a condition for the initiation and subsequent continuance of a use, the screening wall or fence:

- (a) Shall be constructed with customarily used fencing materials which are compatible with the surrounding area, and shall be designed and arranged to provide visual separation of uses irrespective of vegetation;
- (b) Shall not be less than six (6) feet in height;
- (c) Shall be constructed with all braces and supports on the interior, except when both sides are of the same design and appearance;
- (d) Shall be erected prior to the occupancy of the building or initiation of the use required to be screened.

264.2 Maintenance

The screening wall or fence shall be maintained by the owner of the lot containing the use required to construct the screening. Failure to maintain after notice by the City of Eufaula shall constitute an offense hereunder.

264.3 Modification of the Screening Wall or Fence Requirements

The Board of Adjustment, as a Special Exception, may:

- (a) Modify or remove the screening requirement where existing physical features provide visual separation of uses,
- (b) Modify the screening requirement where an alternative screening will provide visual separation of uses,
- (c) Grant an extension of time to erect a screen where properties which are to be benefited by the screen are undeveloped, and
- (d) Remove the screening requirement where the purposes of the screening requirement cannot be achieved, or is prohibited by other ordinances and/or regulations.

264.4 Location Where Screening Walls or Fences are Required

Any use in a zoning district in Column A is required to erect and maintain a screening wall or fence along the lot line or lines abutting any district in Column B if the use is not allowed as a Permitted Principal Use in the districts in Column B.

Column A	Column B
Any use in EMHS, RMHP, O, CN, CG, CH, IL, IM, IH and PUD	RS-1, RS-2, RS-3, and RD
Any use in O, CN, CG, CH, IL, IM, IH and PUD	RM-1 and RMHP

SECTION 268 PLATTING REQUIREMENT

For the purposes of providing a proper arrangement of streets and assuring the adequacy of open spaces for traffic, utilities, and access of emergency vehicles, commensurate with the intensification of land use customarily incident to a change of zoning, a platting requirement is established as follows:

For any land which has been rezoned upon application of a private party, no building permit or zoning clearance permit shall be issued until that portion of the tract on which the permit is sought has been included within a subdivision plat or replat, as the case may be, submitted to and approved by the Planning Commission and City Council and filed of record in the office of the County Clerk where the property is situated. Provided that the City Council pursuant to their jurisdiction over subdivision plats, may remove the platting requirement upon a determination that the above-stated purposes have been achieved by previous platting or could not be achieved by a plat or replat.

SECTION 272 MAJOR STREET PLAN

“The City of Eufaula Major Street and Highway Plan,” hereinafter referred to as “The Major Street Plan” as may be adopted by the City Council of the City of Eufaula, or as it may hereinafter be amended by ordinance is hereby adopted by reference and made a part hereof.

SECTION 276 STRUCTURE SETBACK FROM ABUTTING STREETS

The structure setback from abutting streets shall be as provided for each zoning district. However, every structure shall be set back from the centerline of an abutting street a horizontal distance of not less than 1/2 of the right-of-way designated on the Major Street Plan.

SECTION 284 SATELLITE COMMUNICATION ANTENNAS

Satellite antennas are regulated as follows:

- (a) Satellite antennas greater than thirty-six (36) inches in diameter are a permitted use in an AG, RS, RD, RMHP or RM-1 district, provided it meets the following standards:
 - 1. Shall be ground mounted.
 - 2. Shall be located in the rear yard only and shall be setback from the property line(s) one foot for every foot of height.
 - 3. Shall not exceed 13 feet in height at the grade where it is mounted.
 - 4. Not permitted as a principal use on the lot.
- (b) Satellite antennas are permitted as a matter of right in all other O, C, and I districts, provided if the antenna is to be located on a lot which abuts a residential district, the antenna shall be setback from the common property boundary two feet for every one foot of height above grade.
- (c) Satellite antennas which do not meet the standards as set forth above shall require approval of a Special Exception by the Board of Adjustment.
- (d) Satellite antennas which have been installed prior to the effective date of this ordinance shall be permitted to continue notwithstanding any provision herein to the contrary.

SECTION 288 FLOODPLAIN REGULATIONS

No construction is allowed below 605 feet elevation. No zoning clearance permit shall be issued for any activity regulated under this ordinance unless that activity complies with the City of Eufaula's Flood Damage Prevention Plan.

SECTION 292 SPECIFIC USE PERMIT

Certain uses require approval of a Specific Use Permit, Chapter 22.

SECTION 296 STORAGE AND PARKING OF TRAILERS AND COMMERCIAL VEHICLES

Commercial vehicles and trailers of all types, including travel, camping and hauling and mobile homes shall not be parked or stored on any lot occupied by a dwelling or on any lot in any residential district except in accordance with the following provisions:

1. Not more than one commercial vehicle, which does not exceed one and one-half (1 1/2) tons rated capacity, per family living on the premises, shall be permitted and in no case shall a commercial vehicle used for hauling explosives, gasoline, or liquefied petroleum products be permitted;
2. Not more than one camping or travel trailer or hauling trailer per family living on the premises shall be permitted and the trailer shall not exceed twenty-four (24) feet in length or eight (8) feet in width; and further provided that the trailer shall not be parked or stored for more than one week unless it is located behind the front yard building line. A camping or travel trailer shall not be occupied either temporarily or permanently while it is parked or stored in any area within the incorporated limits except in a mobile home park authorized under the ordinances of the City; and
3. A mobile home shall be parked or stored only in a mobile home park which is in conformity with the ordinances of the City.

CHAPTER 3

AG - AGRICULTURE DISTRICT

300	General Description
310	Permitted Principal Uses
320	Permitted Accessory Uses and Structures
330	Uses Permitted by Special Exception
340	Uses Permitted by Specific Use Permit
350	Minimum Yard requirements
360	Minimum Lot Area
370	Minimum Lot Width
380	Maximum Height of Structures

SECTION 300 GENERAL DESCRIPTION

This district is intended to offer protection to agricultural land within the city limits of the City of Eufaula from the depreciating affects of objectionable, hazardous, and unsightly uses and, at the same time, prevent untimely scattering of more dense urban development. The types of uses and intensity of use of lands which are authorized in this district are designed to encourage and protect all agricultural uses until urbanization is warranted, and the appropriate changes in district classification are made.

SECTION 310 PERMITTED PRINCIPAL USES

Agricultural uses and services and certain other uses suitable for location in an agricultural environment.

Property and buildings in an AG Agricultural district shall be used only for the following purposes:

- (a) Animal and Poultry Raising
- (b) Chick Hatchery
- (c) Dairy Farming (Specific Use Condition)
- (d) Farming
- (e) Fishery (Specific Use Condition)
- (f) Guest or Dude Ranch (Specific Use Condition)
- (g) Horticultural Nursery (Specific Use Condition)

- (h) Ranching
- (i) Riding Stable or Academy (Specific Use Condition)
- (j) Veterinary Hospital (large animals) (Specific Use Condition)
- (k) Roadside sales stands. (Specific Use Condition)
- (l) Any use permitted in the RS-1 or RS-2 Single Family Residential district subject to RS-1 and provisions of Section 208.
- (m) Municipal use, public building, and public utility.
- (n) Public park or playground.
- (o) Oil well or gas well, including the drilling thereof.
- (p) Business signs or outdoor advertising subject to the provisions of Chapter 15.
- (q) Servant or caretaker's quarters.
- (r) Water reservoir.
- (s) Neighborhood group home subject of the provisions of Section 232.
- (t) Foster home.

Use Condition

- (a) Dairy Farming, Fishery, Guest or Dude Ranch and Riding Stable or Academy requires a minimum lot area of 5 acres.
- (b) A veterinary hospital (large animals) requires a minimum lot area of 5 acres.
- (c) Horticultural nursery permits the growing of plant stocks only, and no retail sales are permitted on the site.
- (d) Roadside sales stands provided;
 1. Only products raised on the premises shall be sold in such stand.

2. Such stands shall be of a temporary nature and shall not be constructed as a permanent structure.
3. The stand shall be set back from the front property line an adequate distance to permit parking and ingress and egress; and shall not be constructed in such a location as to create an undue traffic hazard.

SECTION 320 PERMITTED ACCESSORY USES AND STRUCTURES

Accessory uses and structures which are considered common and incidental to a permitted principal use in the Agriculture District are permitted. In addition, the following uses are permitted as accessory uses:

- (a) Fallout and/or storm shelter.
- (b) Home occupation subject to the provisions of section 228.
- (c) Signs subject to the provisions of Chapter 15.
- (d) Family day care home, subject to the provisions of Section 236.
- (e) Children's Day nursery.
- (f) Mausoleum in existing or approved Cemeteries.

SECTION 330 USES PERMITTED BY SPECIAL EXCEPTION

The following uses may be permitted as special exceptions by the Board of Adjustment in accordance with the provisions contained in Chapter 18.

- (a) Advertising signs.
- (b) Sewer lagoon.
- (c) Community group home subject to the provisions of Section 240.

SECTION 340 USES PERMITTED BY SPECIFIC USE PERMIT

The following uses may be permitted as Specific Use Permit by the Planning and Zoning Commission and the City Council in accordance with the provisions contained in Chapter 22.

- (a) Public school or school offering general education courses the same as ordinarily given in the public schools and having no rooms, regularly used for housing and/or shopping.
- (b) Churches, rectories, convents, parish houses, halls, and other religious uses.
- (c) Country clubs and golf courses, excluding miniature golf courses and driving ranges.
- (d) Cemetery.
- (e) Sewage Disposal Facility.
- (f) Water Treatment Facility and/or Water Storage Facility.
- (g) Kennel.

SECTION 350 MINIMUM YARD REQUIREMENTS

- (a) Front yard - The depth of the required front yard shall be determined in the following manner. Measured from the centerline of the abutting street, add 1/2 of the right-of-way designated on the Major Street Plan or 25 feet if not designated on the Major Street Plan, to a setback of thirty-five (35) feet.
- (b) Side yard - All buildings shall be setback from the side lot line to comply with the following side yard requirements:
 - (1) For principal buildings on interior lots, there shall be a minimum side yard of twenty (20) feet.
 - (2) For unattached accessory buildings on an interior lot there shall be a minimum side yard of ten feet
 - (3) On any corner lot, the depth of the required exterior side yard shall be determined in the following manner. Measured from the centerline of the abutting street, add 1/2 of the right-of-way designated in the Major Street Plan, or 25 feet if not designated on the Major Street Plan, to a setback distance of twenty-five (25) feet. The interior side yard requirements shall be the same as in (1) and (2) above.

- (c) Rear yard - There shall be a rear yard for principal buildings of not less than twenty-five (25) feet. Unattached accessory buildings may be located in the rear yard, but shall be setback at least ten (10) feet from the rear property line or outside any utility easement, whichever is greater.

SECTION 360 MINIMUM LOT AREA

The minimum lot area for uses permitted by right or special exception is 2 acres or the land area required by the County Health Department, whichever is greater.

SECTION 370 MINIMUM LOT WIDTH AND FRONTAGE

- (a) The minimum lot width for uses allowed in the Agriculture District is 200 feet.
- (b) All lots shall abut on a street for a distance of not less than thirty (30) feet.

SECTION 380 MAXIMUM HEIGHT OF STRUCTURES

Except as hereinafter provided in Section 24, no structure shall exceed forty (40) feet in height.

CHAPTER 4

RS-1, RS-2 AND RS-3 RESIDENTIAL SINGLE FAMILY

400	General Description
410	Permitted Principal Uses
420	Permitted Accessory Uses and Structures
430	Uses Permitted by Special Exception
440	Uses Permitted by Specific Use Permit
450	Minimum Yard Requirements
460	Minimum Lot Area
470	Minimum Lot Width and Frontage
480	Maximum Height of Structures
490	Fence Requirements

SECTION 400 GENERAL DESCRIPTION

The principal use of land is for single family dwellings and related recreational, religious and educational facilities normally required to provide the basic elements of a balanced and attractive residential area. These areas are intended to be defined and protected from the encroachment of uses not performing a function necessary to the residential environment. Internal stability, attractiveness, order and efficiency is encouraged by providing for adequate light, air and open space for dwelling and related facilities and through consideration of the proper functional relationship of each element.

SECTION 410 PERMITTED PRINCIPAL USES

Principal uses permitted in the RS-1, RS-2 and RS-3 Residential Single Family districts are as follows:

- (a) Detached single family dwelling. (Specific Use Condition)
- (b) General purpose farm or garden, but not the raising of livestock or poultry, except as provided by Part 4 – Animals, of the Code of Ordinances.
- (c) Temporary buildings used specifically for construction purposes only, (not for living purposes) which shall be removed upon completion or abandonment of construction work.
- (d) Foster home. (Specific Use Condition)
- (e) Neighborhood group home subject to the provisions of Section 232.
- (f) Public park or playground.
- (g) Fire station.

Use Condition

A single-family detached dwelling and Foster home shall:

1. Be affixed to a permanent foundation as defined herein;
2. Utilize customary residential exterior finishing materials as defined herein;
3. Have a core area of living space at least 600 square feet in size exclusive of an attached garage;
and
4. Meet all other City Codes and Ordinances.

SECTION 420 PERMITTED ACCESSORY USES AND STRUCTURES

Accessory uses and structures customarily incident to a permitted principal use in Residential Single Family districts are permitted in such districts. In addition, the following uses are permitted as accessory uses:

- (a) Fallout and/or storm shelter.
- (b) Home occupation, subject to the provisions of Section 228.
- (c) Signs subject to the provisions of Chapter 15.
- (d) Family day care home, subject to the provisions of Section 236.
- (e) Mausoleum in existing or approved cemeteries.

SECTION 430 USES PERMITTED BY SPECIAL EXCEPTION

The following uses may be permitted as Special Exceptions by the Board of Adjustment in accordance with the provisions contained in Chapter 18.

- (a) Municipal use, public building or public utility which holds the right of eminent domain.
- (b) Public library.
- (c) Private recreational clubs and recreational areas operated by membership organizations for the benefit of their members and not for gain or profit.
- (d) Community group home subject to the provisions of Section 240.

- (e) Children's Day nursery.
- (f) Adult Day Care.
- (g) Care Home.
- (h) Children's Home (i.e. orphanage).
- (i) Accessory buildings in accordance with Section 256.2(e).
- (j) Miniature golf courses.
- (k) "Tiny Home" to serve as a single-family dwelling with no axle and utilize customary residential exterior finishing materials as defined herein.

SECTION 440 USES PERMITTED BY SPECIFIC USE PERMIT

The following uses may be permitted as Specific Use Permit by the Planning Commission and City Council in accordance with the provisions contained in Chapter 22.

- (a) Cemetery, not including animal cemeteries.
- (b) Church.
- (c) Golf course and driving ranges.
- (d) Public school or school offering general educational courses, the same as ordinarily given in a public school and having no rooms regularly used for housing or sleeping.
- (e) Community Garden.
- (f) Manufactured/Modular home as defined in Chapter 24.

SECTION 450 MINIMUM YARD REQUIREMENTS

- (a) Front yard - The depth of the required front yard shall be determined in the following manner. Measured from the centerline of the abutting street, add 1/2 of the right-of-way designated on the Major Street Plan or 25 feet if not designated on the Major Street Plan, to the appropriate distance shown below:

<u>District</u>	<u>Arterial Streets</u>	<u>Non-Arterial Streets</u>
RS-1	35 feet	35 feet
RS-2	35 feet	25 feet
RS-3	35 feet	25 feet

- (1) When a lot has double frontage, the front yard requirements shall be provided on both streets.
- (b) Side yard - All buildings shall be setback from the side lot line to comply with the following side yard requirements:

- (1) For dwellings located on an interior lot, there shall be a minimum side yard as follows: RS-1: 10 feet, RS-2: 5 feet, RS-3: 5 feet, per story or level of structure.
- (2) For unattached buildings accessory to residential uses on an interior lot there shall be a minimum side yard of 5 feet, per story or level of structure.
- (3) On any corner lot, the depth of the required exterior side yard shall be determined in the following manner: measured from the centerline of the abutting street, add 1/2 of the right-of-way designated in the Major Street Plan, or 25 feet if not designated on the Major Street Plan, to the appropriate distance shown below:

<u>District</u>	<u>Arterial Streets</u>	<u>Non-Arterial Streets</u>
RS -1	35 feet	20 feet
RS-2	20 feet	15 feet
RS-3	20 feet	15 feet

The interior side yard requirements shall be 1) for dwellings and accessory buildings, the same as in (1) and (2) above; and 2) for all other principal or accessory building, the same as in (4) below.

- (4) For all other principal or accessory buildings on an interior lot there shall be a minimum setback as follows:

RS-1: 25 feet
 RS-2: 20 feet
 RS-3: 15 feet

- (c) Rear yard - There shall be a rear yard for principal buildings of not less than the following:

RS-1: 25 feet
 RS-2: 20 feet
 RS-3: 15 feet

Unattached buildings of accessory uses may be located in the rear yard, but shall be setback at least ten (10) feet from the rear property line or outside any utility easement, whichever is greater.

SECTION 460 MINIMUM LOT AREA

- (a) For each dwelling and buildings accessory thereto, there shall be a lot area of not less than:
 - RS-1: 11,400 square feet
 - RS-2: 6,600 square feet
 - RS-3: 5,000 square feet
- (b) Where a lot has less area than herein required and all the boundary lines of that lot touch lands under other ownership on the effective date of this ordinance, that lot may be used for any of the uses, except churches, permitted by this section.
- (c) For churches and main accessory buildings, other than a dwelling and buildings accessory to the dwelling, the lot area shall be adequate to provide the minimum yards required by this section and the off-street parking areas required in Chapter 14.
- (d) There shall be no more than one (1) dwelling unit and one (1) use per lot in the Single Family Residential districts.

SECTION 470 MINIMUM LOT WIDTH AND FRONTAGE

- (a) For dwellings there shall be a minimum lot width at the front building line of the following:
 - RS-1: 85 feet
 - RS-2: 60 feet
 - RS-3: 50 feet
- (b) For uses other than dwellings, the lot width shall be adequate to provide the setbacks required in the Residential Single Family districts.
- (c) All lots shall abut on a street for a distance of not less than the following:
 - RS-1: 45 feet
 - RS-2: 35 feet
 - RS-3: 30 feet

SECTION 480 MAXIMUM HEIGHT OF STRUCTURE

No structures shall exceed two and one-half (2 1/2) stories or thirty-five (35) feet in height.

SECTION 490: FENCE REQUIREMENTS

It shall be unlawful for any person to construct or cause to be constructed any fence upon any subdivision property within City limits without first having obtained a permit from the City of Eufaula and following Section 264 and all other applicable provisions of this code.

CHAPTER 5

RD, RM-1, AND RMHP: RESIDENTIAL TWO-FAMILY, MULTI-FAMILY, MANUFACTURED HOME PARK, MANUFACTURED HOME SUBDIVISION

500	General Description – RD: Residential Two-Family
502	Permitted Principal Uses
504	Permitted Accessory Uses and Structures
506	Uses Permitted by Special Exception
508	Uses Permitted by Specific Use Permit
510	Minimum Yard Requirements
512	Minimum Lot Area
514	Minimum Lot Width and Frontage
516	Maximum Height of Structures
518	General Description – RM-1: Residential Multi-Family
520	Permitted Principal Uses
522	Permitted Accessory Uses and Structures
524	Uses permitted by Special Exception
526	Uses permitted by Specific Use Permit
528	Minimum Yard Requirements
530	Minimum Lot Area
532	Minimum Lot Width and Frontage
534	Maximum Height of Structures
536	General Description – RMHP: Residential Manufactured Home Park
538	Permitted Principal Uses
540	Permitted Accessory Uses and Structures
542	Uses Permitted by Special Exception
544	General Requirements
546	Tract Development Standards
548	Internal Space Requirements
550	Definitions

SECTION 500 GENERAL DESCRIPTION

This residential district is designed to provide for a slightly higher population density than the RS districts, yet be compatible near single-family uses. This district is generally located adjacent to the high density multi-family district and provides a transition from the high density land uses to single family uses.

SECTION 502 PERMITTED PRINCIPAL USES

Principal uses permitted in the RD Residential, Two-Family districts are as follows:

- (a) Any principal use permitted other than by Special Exception, in the RS-3 Residential Single Family district.
- (b) Two-Family/duplex dwellings. (Specific Use Condition)

Use Condition

A Two-Family/duplex dwelling shall:

1. Be attached to a permanent foundation as defined herein;
2. Utilize customary residential exterior finishing materials as defined herein;
3. Have a core area of living space in each dwelling unit at least 600 sq.ft. in size exclusive of an attached garage; and
4. Meet all other City Codes and Ordinances.

SECTION 504 PERMITTED ACCESSORY USES AND STRUCTURES

Accessory uses and structures customarily incident to a permitted principal use in Residential Two Family district are permitted in such districts. In addition, the following uses are permitted as accessory uses:

- (a) Fallout and/or storm shelter.
- (b) Home occupation, subject to the provisions of Section 208.
- (c) Signs subject to the provisions of Chapter 15.
- (d) Family day care home subject to the provisions of Section 236.

SECTION 506 USES PERMITTED BY SPECIAL EXCEPTION

The following uses may be permitted as Special Exceptions by the Board of Adjustment in accordance with the provisions contained in Chapter 18.

- (a) Any uses permitted by Special Exception in the RS-3 Single Family Residential district.

SECTION 508 USES PERMITTED BY SPECIFIC USE PERMIT

The following uses may be permitted as Specific Use Permit by the Planning and Zoning Commission and City Council in accordance with the provisions contained in Chapter 22.

- (a) Any uses permitted by Specific Use Permit in the RS-3 Single Family Residential district.

SECTION 510 MINIMUM YARD REQUIREMENTS

- (a) Front yard - The depth of the required front yard shall be determined in the following manner. Measured from the centerline of the abutting street, add 1/2 of the right-of-way designated on the Major Street Plan or 25 feet if not designated on the Major Street Highway Plan, to a setback of thirty-five (35) feet on arterial streets and twenty-five (25) feet on non-arterial streets. When a lot has double frontage, the front yard requirements shall be provided on both streets.
- (b) Side yard - All buildings shall be setback from the side lot line to comply with the following side yard requirements:
 - (1) For dwellings located on an interior lot, there shall be a minimum side yard of five (5) feet per story or level of structure.
 - (2) For unattached buildings accessory to residential uses on an interior lot there shall be a minimum side yard of five (5) feet per story or level of structure.
 - (3) On any corner lot, the depth of the required exterior side yard shall be determined in the following manner. Measured from the centerline of the abutting street, add 1/2 of the right-of-way designated in the Major Street Plan, or 25 feet if not designated on the Major Street Plan, to a setback of twenty (20) feet on arterial streets and fifteen (15) feet on non-arterial streets. The interior side yard requirements shall be for dwellings and accessory buildings, the same as in (1) and (2) above; for all other principal or accessory building, the same as (4) below.
 - (4) For all other principal or accessory buildings on an interior lot there shall have a minimum setback of fifteen (15) feet.
- (c) Rear yard - There shall be a rear yard for principal buildings of not less than fifteen (15) feet.
 - (1) Unattached buildings of accessory uses may be located in the rear yard, but shall be setback at least five (5) feet from the rear property line or outside any utility easement, whichever is greater.

SECTION 512 MINIMUM LOT AREA

- (a) For each residential structure and buildings accessory thereto, there shall be a lot area of not less than:

- (1) for Single Family dwelling: 5,000 sq. ft.
- (2) for Two-Family dwelling: 8,000 sq. ft.
- (b) Where a lot has less area than herein required and all the boundary lines of that lot touch lands under other ownership on the effective date of this ordinance, that lot may be used for any of the uses, except churches, permitted in the RS-1 district.
- (c) For churches and main accessory buildings, other than a dwelling and buildings accessory to the dwelling, the lot area shall be adequate to provide the minimum yard areas required by this section and the off-street parking areas required in Chapter 14.

SECTION 514 MINIMUM LOT WIDTH AND FRONTAGE

- (a) For residential structures there shall be a minimum lot width at the front building line of the following:
 - (1) for Single Family dwellings: 50 feet
 - (2) for Two-Family dwellings: 80 feet
- (b) For uses other than dwellings, the lot width shall be adequate to provide the minimum side yards required in the Residential Two Family District, Section 510.
- (c) All lots shall abut on a street for a distance of not less than the following:
 - (1) for Single-Family dwellings: 30 feet
 - (2) for Two-Family dwellings: 40 feet

SECTION 516 MAXIMUM HEIGHT OF STRUCTURES

No structures shall exceed two and one-half (2 1/2) stories or thirty-five (35) feet in height.

SECTION 518 GENERAL DESCRIPTION – RM-1: RESIDENTIAL MULTI-FAMILY

The RM-1 Multi-Family Residential district is provided to allow medium to high population density along with religious, recreational and educational facilities. The district is generally located adjacent to the commercial districts and permits a transition to the Single Family Residential districts.

SECTION 520 PERMITTED PRINCIPAL USES

Principal uses permitted in the RM-1 Residential, Multi-Family district are as follows:

- (a) Any principal use permitted other than by Special Exception, in RS-3 or RD Residential districts.
- (b) Multi-Family dwellings, apartments, boarding or rooming houses.
- (c) Rowhouses and townhouses within a planned unit development.
- (d) Community group home subject to the provisions of Section 240.
- (e) Elderly/Retirement housing, life care retirement center, licensed by the State of Oklahoma.
- (f) Adult Day Care.

SECTION 522 PERMITTED ACCESSORY USES AND STRUCTURES

Accessory uses and structures customarily incident to a permitted principal use in the Residential Single Family district are permitted in such districts. In addition, the following uses are permitted as accessory uses:

- (a) Fallout and/or storm shelter.
- (b) Home occupations, subject to the provisions of Section 228.
- (c) Roomers and Boarders.

In a dwelling unit occupied as a private residence, one or more rooms may be rented or table board furnished, to not more than: (a) two persons who are non-members of the family occupying said premises as a permitted accessory use; or, (b) more than two persons by special exception requiring Board of Adjustment approval. However, in either case, no window display or sign board shall be used to advertise such use.

- (d) Fraternity or Sorority House.

Fraternity, Sorority: the determination of the applicable bulk and area requirements, a fraternity, sorority, or rooming/boarding house, shall be considered a multifamily dwelling, with each 600 square feet of floor area constituting a one-bedroom dwelling unit.

- (e) Signs subject to the provisions of Chapter 15.
- (f) Family day care home subject to the provisions of Section 236.
- (g) Care Home.

- (h) Children's Home (i.e. orphanage).
- (i) Children's Day nursery.

SECTION 524 USES PERMITTED BY SPECIAL EXCEPTION

The following uses may be permitted as Special Exceptions by the Board of Adjustment in accordance with the provisions contained in Chapter 18.

- (a) Any use permitted by Special Exception in the RS-1, RS-2, RS-3, or RD Residential District.
- (b) Social services facilities.
- (c) Medical facilities, other than those allowed as permitted uses in the district.
- (d) High rise apartments.
- (e) Fraternal-organization facilities.
- (f) Any public building erected and used by any department of city, county, state or federal government.
- (g) Any use permitted as a Special Exception in the RS-3 Single Family Residential district.
- (h) Monastery or novitiate.
- (i) Assisted Living Center.

SECTION 526 USES PERMITTED BY SPECIFIC USE PERMIT

The following uses may be permitted as Specific Use Permit by the Planning and Zoning Commission and City Council in accordance with the provisions contained in Chapter 22.

- (a) Any use permitted by Specific Use Permit in the RS-1, RS-2, RS-3, or RD District.
- (b) Institutions of a religious, educational or philanthropic nature.
- (c) Emergency and protective shelter.
- (d) Nursing home or convalescent home licensed by the State of Oklahoma.

SECTION 528 MINIMUM YARD REQUIREMENTS

- (a) Front yard - The depth of the required front yard shall be determined in the following manner. Measured from the centerline of the abutting street, add 1/2 of the right-of-way designated on the Major Street Plan or 25 feet if not designated on the Major Street Plan, to a setback of thirty-five (35) feet on arterial streets and twenty-five (25) feet on non-arterial streets. When a lot has double frontage, the front yard requirements shall be provided on both streets.

- (b) Side yard - All buildings shall be setback from the side lot line to comply with the following side yard requirements:
 - (1) For buildings located on an interior lot, there shall be a minimum side yard on both sides of the building of five (5) feet for single and two family dwellings and ten (10) feet plus five (5) feet for each additional story or part thereof over one for all other principle structures.
 - (2) For unattached buildings of accessory use, there shall be a side yard of not less than five (5) feet.
 - (3) On any corner lot, the depth of the required exterior side yard shall be determined in the following manner: measured from the centerline of the abutting street, add 1/2 of the right-of-way designated in the Major Street Plan, or 25 feet if not designated on the Major Street Plan, to a setback of twenty (20) feet on arterial streets and fifteen (15) feet on non-arterial streets. The interior side yard shall be the same as for structures on interior lots.

- (c) Rear yard - There shall be a rear yard for principle buildings of not less than 20 feet and for garage apartments or detached accessory buildings five (5) feet from the utility easement or ten (10) feet from the rear property line, whichever is greater.

SECTION 530 MINIMUM LOT AREA

- (a) For each dwelling and buildings accessory thereto, there shall be a lot area of not less than:
 - (1) 5,000 square feet: for single family dwelling;
 - (2) 7,000 square feet: for two family dwelling;
 - (3) 2,500 square feet for each dwelling in a multi-family dwelling

- (a) For other principle uses except dwellings, the lot area shall be adequate to provide the minimum yard requirements of Section 650 and the off-street parking required in Chapter 14.

SECTION 532 MINIMUM LOT WIDTH AND FRONTAGE

- (b) For dwellings there shall be a minimum lot width at the front building line of the following:

- (1) 50 feet for single family dwellings on individual lots.
 - (2) 70 feet for two family dwellings on individual lots.
 - (3) 75 feet plus an additional five (5) feet for each additional dwelling over three (3), but in no case greater than 200 feet for multi-family dwellings or group developments other than townhouses or rowhouses.
- (c) For uses other than dwellings, the lot width shall be adequate to provide the minimum side yards required in the Residential Multi-Family district.
- (d) All lots shall abut on a street for a distance of not less than the following:
- (1) 30 feet for single family dwellings on individual lots.
 - (2) 35 feet for two-family dwellings on individual lots.
 - (3) 35 feet plus an additional two (2) feet for each additional dwelling over three (3) but in no case greater than 100 feet for multi-family dwellings or group developments including townhouses and rowhouse developments.

SECTION 534 MAXIMUM HEIGHT OF STRUCTURES

No structures in Residential Multi-Family shall exceed three stories or forty (40) feet in height.

SECTION 536 GENERAL DESCRIPTION – RMHP: RESIDENTIAL MANUFACTURED HOME PARK

Manufactured homes within the City of Eufaula shall be limited to either residential manufactured home park developments in which there is one land owner, or residential manufactured home subdivisions, as set forth below. This zoning district is intended to provide for manufactured homes in a manufactured home park as an alternate living style and dwelling type to conventional multi-family housing. The purpose of this district is to provide a grouping of manufactured home sites within the setting of a manufactured home park which has the necessary improvements and amenities to provide a suitable living environment for its residents. A minimum size for individual manufactured home space is required so that overcrowding is prevented and minimum levels of privacy are maintained. A minimum manufactured home park size is established to assure a desirable residential environment is created and to provide separation from neighboring conventional housing areas.

SECTION 538 PERMITTED PRINCIPAL USES

Principal use permitted in the RMHP Residential, Manufactured Home Park district are as follows:

- (a) One family per single, double or triple wide manufactured home or modular home development that consists of two or more tract(s) under common ownership or control which shall be contiguous or separated only by non-arterial streets or alleys, each placed on permanent foundations, tied-down according to City regulations, with all hitches, wheels and axles removed and the area under the home completely enclosed.
- (b) Public park or playground.

SECTION 540 PERMITTED ACCESSORY USES AND STRUCTURES

Accessory uses and structures customarily incident to a permitted principal use in Residential Manufactured Home Park (RMHP) district are permitted in such district.

Accessory Buildings:

Minimum Area	36 sq. ft.
Maximum Area	100 sq. ft.
Minimum Setback from Space Boundary	5 feet
Minimum Separation from Adjacent Dwelling	10 feet
Maximum Area Under Roof*	45% of the Space

*area under roof is the sum of the square footages of the dwelling plus any carport approved by the Board of Adjustment and outdoor shelters, plus any independent accessory buildings.

SECTION 542 USES PERMITTED BY SPECIAL EXCEPTION

The following uses may be permitted as special exceptions by the Board of Adjustment in accordance with the provisions contained in Chapter 18.

- (a) Those uses permitted as Special Exceptions in the RS-1 Residential Single Family District.
- (b) Those uses allowed as Permitted Principal Uses in the RS-1 Residential Single Family District

SECTION 544 GENERAL REQUIREMENTS

- (a) Minimum internal private street surfacing width of 24 feet that shall be hard surfaced.
- (b) All dwellings shall be placed on permanent foundation, all wheels and axles removed. All dwellings shall be certified and display such certification that they have been constructed and comply with the National Mobile Home Construction and Safety Standards.

- (c) One identification sign may be erected on each perimeter street frontage of a manufactured home park. The sign shall not exceed two tenths of a square foot of display surface area per lineal foot of street frontage; provided however, that in no event shall the sign be restricted to less than 32 square feet nor permitted to exceed 150 square feet of display surface area. The sign shall not exceed 20 feet in height, and illumination, if any shall be by constant light.

SECTION 546 TRACT DEVELOPMENT STANDARDS

Tract Area (min.)	5 acres
Land Area per Dwelling Unit (min.)	6,000 sq. ft.
Tract Width (min.)	200 feet
Setback Abutting a Public Street (min.): Measured from the centerline; add to the distance 1/2 of right of way width designated on Major Street Plan plus the designated distance below, or 25 feet, if not designated on the Major Street Plan:	
Abutting an Arterial or a Freeway Service Road:	35 feet
Not abutting an Arterial or Freeway Service Road:	25 feet
Height of Structures:	20 feet maximum (one story)

Common park/recreational open space and facilities (which may include trails, playgrounds, community buildings and tot-lots) shall be delineated and provided on each development established under these regulations equal to at least 6% of the total gross tract area, exclusive of open area on each space.

SECTION 548 INTERNAL SPACE REQUIREMENTS

Exclusive of Streets and Required Open Space

Minimum Space Width	20 feet
Minimum Space Area	1,500 sq. ft
Side Yards (min.)	
One side yard	5 feet
Other side yard	10 feet
Rear yard	10 feet
Front yard	As figured above in Section 546, Setbacks

Minimum Separation between Dwellings:	15 feet
Minimum Paved Off Street Parking Spaces per dwelling unit:	2

A paved outdoor living area shall be provided on each space and shall be a minimum of 100 square feet and shall have an average dimension of not less than 10 feet. This area may be covered with a roof, subject to limitations imposed by maximum area under roof. Required

parking areas and driveways shall be of all weather all purpose material such as concrete or asphalt.

SECTION 550 DEFINITIONS

Mobile Home: This term used for factory built homes produced prior to June 15, 1976, when the HUD Code went into effect. By 1970, these homes were built to voluntary industry standards that were eventually enforced by 45 states.

Manufactured Home: These are homes built entirely in the factory under a federal building code administered by the U.S. Department of Housing and Urban Development (HUD). The Federal Manufactured Home Construction and Safety Standards (commonly known as the HUD Code) went into effect June 15, 1976. Manufactured homes may be single or multi section and are transported to the site and installed. The federal standards regulate manufactured housing design and construction, strength and durability, transportability, fire resistance, energy efficiency and quality. The HUD Code also sets performance standards for the heating, plumbing, air conditioning, thermal and electrical systems. It is the only federally regulated national building code. On site additions, such as garages, decks and porches, often add to the attractiveness of manufactured homes and must be built to local, state or regional building codes.

Modular Home: These factory built homes are built to state, local or regional code where the home will be located. Modules are transported to the site and installed.

Panelized Home: These are factory built homes in which panels - a whole wall with windows, doors, wiring and outside siding - are transported to the site and assembled. The homes must meet state or local building codes where they are sited.

Pre-Cut Homes: This is the name for factory built housing in which building materials are factory cut to design specifications, transported to the site and assembled. Pre-cut homes include kit, log and dome homes. These homes must meet local, state or regional building codes.

CHAPTER 6

O - OFFICE AND INSTITUTIONAL

600	General Description
610	Permitted Principal Uses
620	Permitted Accessory Uses and Structures
630	Uses Permitted by Special Exception
640	Uses Permitted by Specific Use Permit
650	Minimum Yard Requirements
660	Minimum Lot Area and Intensity of Use
670	Minimum Lot Width and Frontage
680	Maximum Height of Structures

SECTION 600 GENERAL DESCRIPTION

This district is intended to accommodate office, institutional, and certain types of residential uses in areas whose characteristic are neither general commercial nor exclusively residential in nature. Certain related structures and uses required to serve the needs of such areas are permitted outright or are permissible as special exceptions subject to restrictions and requirements intended to best fulfill the intent of this ordinance.

SECTION 610 PERMITTED PRINCIPAL USES

Principal uses permitted in the O Office and Institutional district are as follows:

- (a) Offices.
- (b) Photography studios, art studios, art galleries, art sales, interior design studios, craft studios, craft sales, antique shops, establishments for the teaching of music, dancing or other performing arts.
- (c) Ethical pharmacies, medical and dental laboratories, establishments for the fitting and sale of prosthetic devices.
- (d) Hospitals, medical and health related clinics.
- (e) Auditoriums, legitimate theaters.
- (f) Funeral homes.
- (g) Children's Day nursery.
- (h) Adult Day Care.

- (i) Rooming and boarding houses.
- (j) Community service structures and uses such as community service centers, libraries, fire stations, civic, cultural, or recreational uses.
- (k) Veterinary establishments, provided that all animals are kept within suitably designed sound proof, air conditioned buildings.
- (l) Public park or playground.
- (m) Colleges and universities.
- (n) Lodges, fraternity or Sorority house, denominational student centers.
- (o) Post Office

Use Condition

1. Utilize customary exterior finishing materials as defined herein.

SECTION 620 PERMITTED ACCESSORY USES AND STRUCTURES

Noncommercial greenhouses and plant nurseries, private garages, garden sheds, tool houses, private swimming pools and related ancillary structures.

- (j) Home Occupations subject to the provisions of Section 208.
- (k) Signs subject to the provisions of Chapter 15.
- (l) Uses and structures which:
 - (1) Are customarily accessory and clearly incidental and subordinate to permitted principal uses and structures,
 - (2) Are located on the same lot as the permitted principal use or structure, or on a contiguous lot in the same ownership, and
 - (3) Are in keeping with the character of the district.

SECTION 630 USES PERMITTED BY SPECIAL EXCEPTION

The following uses may be permitted as special exceptions by the Board of Adjustment in accordance with the provisions contained in Chapter 18.

- (a) As accessory uses to permitted principal uses and structures, barber shops, beauty shops, restaurants, drug stores, newsstands and similar uses not enumerated as permitted principal uses, designed primarily to serve the convenience of persons living or working in the building in which such accessory uses are located. No accessory uses shall be permitted unless the Board finds that:
 - (1) It is reasonably necessary to serve the needs of the persons involved.
 - (2) It is accessory and clearly incidental to the permitted principal use.
 - (3) It is not designed or intended to attract clientele from outside the district, and
 - (4) It will not adversely affect neighboring uses or the district as a whole.
- (b) Utility substations, provided that the Board of Adjustment shall impose appropriate conditions and safeguards regarding siting or characteristics of use potentially incompatible with nearby uses.
- (c) Temporary borrow pits for fill dirt and top soil.
- (d) Any use permitted in the RM-1 Residential Multifamily district which is not a permitted use in the Office and Institutional district.
- (e) Structures exceeding the maximum height requirements of Section 680.

SECTION 640 USES PERMITTED BY SPECIFIC USE PERMIT

The following uses may be permitted as Specific Use Permit by the Planning and Zoning Commission and City Council in accordance with the provisions contained in Chapter 22.

- (a) Private clubs and lodges
- (b) Museums.
- (c) Nursing homes, rest homes, convalescent homes, and homes for orphans licensed by the State of Oklahoma.
- (d) Cemeteries

- (e) Churches and other places of worship, including educational buildings related thereto.
- (f) Elementary schools, high schools, business and vocational schools not involving operations of an industrial or retail nature.
- (g) Emergency and protective shelter.
- (h) Rehabilitation centers or halfway house with a lot area of at least 10,000 sq. ft.

SECTION 650 MINIMUM YARD REQUIREMENTS

The area regulations for dwellings shall be the same as those in the RM-1 Multifamily Residential district. For all other uses permitted in this district, the following requirements shall apply:

- (a) Front yard- The depth of the required front yard shall be determined in the following manner. Measured from the centerline of the abutting street, add 1/2 of the right-of way designated on the Major Street Plan or 25 feet if not designated on the Major Street Plan, to a setback of thirty-five (35) feet on arterial streets and twenty-five (25) feet on non-arterial streets. When a lot has double frontage, the front yard requirements shall be provided on both streets.
- (b) Side yard:
 - (1) On the side of an interior lot or the interior side of a corner abutting a residential district, there shall be a side yard of not less than ten (10) feet.
 - (2) On any corner lot, the depth of the required exterior side yard shall be-determined in the following manner. Measured from the centerline of the abutting street, add 1/2 of the right-of-way designated in the Major Street Plan, or 25 feet if not designated on the Major Street Plan, to a setback distance of thirty-five (35) feet on arterial streets and twenty (20) feet for non-arterial streets.
 - (3) In all other cases, no side yard is required if the buildings are built to the side lot line, otherwise at least three (3) feet of side yard width shall be provided.
- (c) Rear Yard- For dwellings in the O district, the rear yard requirements shall be the same as the RM-1 Multifamily Residential district. When the O zoned property abuts residentially zoned property, or the properties are separated by an alley or easement, there shall be a rear yard of not less than fifteen (15) feet, and a rear yard requirement of thirty (30) feet. Unattached buildings of accessory use shall be setback five (5) feet from the utility easement or alley line, whichever is greater.

SECTION 660 MINIMUM LOT AREA AND INTENSITY OF USE

- (a) The lot area requirements for dwellings shall be the same as those in the RM-1 Multifamily Residential district.
- (b) For all other uses allowed there shall be a lot area of not less than six thousand six hundred (6,600) sq. ft. and a maximum floor area ratio of 0.35.
- (c) For main and accessory buildings other than dwellings, and buildings accessory to dwellings, the lot area shall be adequate to provide the yard area required by this section.
- (d) Where a lot has less area than herein required and all boundary lines of that lot touch land under other ownership on the effective date of this ordinance, that lot may be used for any use permitted in this district as long as all setback requirements are carried out.

SECTION 670 MINIMUM LOT WIDTH AND FRONTAGE

There shall be a minimum lot width of sixty (60) feet at the front building line and such lot shall abut on a street for a distance of not less than forty (40) feet.

SECTION 680 MAXIMUM HEIGHT OF STRUCTURES

No building shall exceed a height of three (3) stories or forty (40) feet.

CHAPTER 7

CN COMMERCIAL NEIGHBORHOOD

700	General Description
710	Permitted Uses
720	Permitted Accessory Uses and Structures
730	Uses Permitted by Special Exception
740	Uses Permitted by Specific Use Permit
750	Minimum Yard Requirements
760	Minimum Lot Width
770	Minimum Intensity of Use
780	Maximum Height

SECTION 700 GENERAL DESCRIPTION

This district is intended to accommodate commercial and service uses oriented primarily to serving the needs of persons who live or work in nearby areas. Certain related structures and uses required to serve the needs of such areas are permitted outright or are permissible as special exceptions subject to restrictions and requirements intended to best fulfill the intent of this ordinance.

SECTION 710 PERMITTED USES

Principal uses permitted in the CN Commercial Neighborhood district are as follows:

- (a) Retail establishments limited to the following uses:
 - (1) Variety stores limited to 5,000 sq. ft. of floor area.
 - (2) Retail merchandise vending machine operations (not including motor fuel).
 - (3) Retail food stores limited to 10,000 sq. ft. of floor area.
 - (4) Liquor stores.
 - (5) Book stores.
 - (6) Stationery stores.
 - (7) Arts and Crafts supply stores.
 - (8) Garden and supply stores.
 - (9) Florists.
 - (10) Cigar and cigarette stores.
 - (11) Newspaper and magazine stores.
 - (12) Gift, novelty and souvenir stores.
 - (13) Hardware stores limited to 5,000 sq. ft. floor area.
 - (14) Drug stores limited to 5,000 sq. ft. of floor area.
 - (15) Sporting good and bicycle stores limited to 5,000 sq. ft. of floor area.
 - (16) Art galleries and sales.

- (17) Antique shops.

- (b) Personal service establishments limited to the following uses:
 - (1) Laundering and dry cleaning (self-service).
 - (2) Pressing, alteration and garment repair; laundry and dry cleaning pickup services (only).
 - (3) Beauty and barber shops.
 - (4) Shoe repair shops.
 - (5) Tailoring and dressmaking shops limited to not more than 3,000 sq. ft. of floor area.

- (c) Professional services establishments limited to the following:
 - (1) Photography
 - (2) Interior design studios.
 - (3) Craft studios.
 - (4) Establishments for the teaching of music, dancing or other performing arts.
 - (5) Art studios.
 - (6) Doctor's and dentist's offices.

- (d) Lodges, denominational student centers, civic or fraternal uses, excluding residential uses.

- (e) Parks, playgrounds, playfields, tennis courts and miniature golf.

- (f) Community services structures and uses, such as community service centers, libraries, fire stations and cultural or recreational uses.

- (g) Children's Day nursery.

- (h) Adult Day Care.

Use Condition

- 2. Utilize customary exterior finishing materials as defined herein.

SECTION 720 PERMITTED ACCESSORY USES AND STRUCTURES

- (a) Dwelling units in connection with permitted or permissible uses or structures, located on the same premises therewith, for occupancy only by owners or employees thereof.

- (b) Signs subject to the provisions of Chapter 15.
- (c) Other structures and uses which:
 - (1) are customarily accessory and clearly incidental and subordinate to permitted principal uses and structures.
 - (2) are located on the same lot as the permitted principal use or structure, or on a contiguous lot in the same ownership.
 - (3) do not involve operations not in keeping with the character of the area.

SECTION 730 USES PERMITTED BY SPECIAL EXCEPTION

The following uses may be permitted as special exceptions by the Board of Adjustment in accordance with the provisions contained in Chapter 18.

- (a) Retail establishments not exceeding 5,000 square feet of gross floor area, which are not permitted outright, but excluding establishments dealing in salvaged merchandise, automobiles service stations, or establishments selling automobiles or automotive equipment and supplies.
- (b) Personal and professional service establishment not permitted outright.
- (c) Eating and drinking establishments, including drive-in eating and drinking establishments, provided that it shall be determined that the characteristics of such establishments will be compatible with nearby uses. The Board may place appropriate conditions and safeguards as deemed necessary may be placed upon the characteristics of operation of such establishments to assure the compatibility of these uses.
- (d) Commercial recreational and entertainment structures and uses such as theaters and bowling alleys, provided that such uses are housed in structures and are of such a size and situation that they are not likely to be incompatible with nearby residential zoning districts, and further provided that the Board shall specifically determine that the characteristics of such establishments will be compatible with nearby zoning districts. The Board may place appropriate conditions and safeguards as deemed necessary may be placed upon the characteristics of operation of such establishments to assure the compatibility of these uses.
- (e) Utility substations, provided that the Board of Adjustment shall impose appropriate conditions and safeguards regarding siting or characteristics of use potentially incompatible with nearby uses.
- (f) Stores and shops which are permitted outright in Section 710, except that they exceed the maximum size requirement set for in that section, if the Board of Adjustment determines

that the characteristics of such establishments will be compatible with nearby zoning districts. The Board may place appropriate conditions and safeguards, as it deems necessary upon the characteristics of operation or construction of such establishments to assure the compatibility of these uses.

SECTION 740 USES PERMITTED BY SPECIFIC USE PERMIT

The following uses may be permitted as Specific Use Permit by the Planning and Zoning Commission and City Council in accordance with the provisions contained in Chapter 22.

- (a) Churches and other places of worship, including educational buildings related thereto.
- (b) Elementary, middle and high schools, business and vocational schools not involving operations of an industrial nature.
- (c) Golf courses.
- (d) Private clubs.
- (f) Cemeteries
- (g) Mini-storage.
- (h) Overnight camping and RV vehicle facility less than 3 acres.
- (i) Permanent commercial wholesale, distribution and retail of fireworks.

SECTION 750 MINIMUM YARD REQUIREMENTS

The minimum yard requirements for the CN, Commercial Neighborhood district are as follows:

- (a) Front yard - The depth of the required front yard shall be determined in the following manner. Measured from the centerline of the abutting street, add 1/2 of the right-of-way designated on the Major Street Plan or 25 feet if not designated on the Major Street Plan, to a setback of thirty-five (35) feet on arterial streets and twenty-five (25) feet on non-arterial streets. When a lot has double frontage, the front yard requirements shall be provided on both streets.
- (b) Side yard:
 - (1) On the side of an interior lot or the interior side of a lot which abut a residential district, a side yard less than twenty (20) feet shall be provided.

- (2) On any corner lot, the depth of the required exterior side yard shall be determined in the following manner. Measured from the centerline of the abutting street, add 1/2 of the right-of-way designated in the Major Street Plan, or 25 feet if not designated on the Major Street Plan, to a setback distance of thirty-five (35) feet on arterial streets and twenty (20) feet for non-arterial streets.
 - (3) In all other cases, no side yard is required if the buildings are built to the side lot line, otherwise at least three (3) feet of side yard width shall be provided.
- (c) Rear Yard - For dwellings in the CN district, the rear yard requirements shall be the same as the RM-1 Multifamily Residential district. When the CN zoned property abuts residentially zoned property, or the properties are separated only therefore, by an alley or easement, there shall be a rear yard of not less than fifteen (15) feet, and if the building is to be serviced from the rear, then there shall be a rear yard requirement of thirty (30) feet. Unattached buildings of accessory use shall be setback five (5) feet from the utility easement or alley line, whichever is greater.

SECTION 760 MINIMUM LOT WIDTH

No minimum required except as needed to meet other requirements of this ordinance.

SECTION 770 MAXIMUM INTENSITY OF USE

There is no minimum lot area, but the floor area ratio for any lot must not exceed 0.35.

SECTION 780 MAXIMUM HEIGHT

No building shall exceed two and one-half (2 1/2) stories or thirty five (35) feet in height.

CHAPTER 8

CG COMMERCIAL GENERAL

- 800 General Description
- 810 Permitted Principal Uses
- 820 Permitted Accessory Uses and Structures
- 830 Uses Permitted by Special Exception
- 840 Uses Permitted by Specific Use Permit
- 850 Minimum Yard Requirements
- 860 Minimum Lot Width
- 870 Maximum Intensity of Use
- 880 Maximum Height

SECTION 800 GENERAL DESCRIPTION

This district is intended to accommodate a variety of general commercial and nonresidential uses characterized primarily by retail, office and service establishments and oriented primarily to major traffic arteries or extensive areas of predominantly commercial usage and characteristics. Certain related structures and uses are permitted outright or are permissible as a special exception subject to the restrictions and requirements intended to best fulfill the intent of this ordinance.

SECTION 810 PERMITTED PRINCIPAL USES

Principal uses permitted in the CG Commercial General district are as follows:

- (a) Offices.

Offices, studios, medical and dental laboratories, and certain other compatible or supporting services. The Office Uses included in when located on a 40-acre tract or larger, must be approved as a Specific Use Permit in accordance with Chapter 22.

- (1) Abstract Company
- (2) Advertising Agency
- (3) Artist's Studio
- (4) Bank
- (5) Broadcasting or Recording Studio
- (6) Business School
- (7) Computing Service
- (8) Copying Service
- (9) Data Processing Service
- (10) Dental Offices, Clinics, Laboratories
- (11) Doctor's Office
- (12) Drafting Service
- (13) Employment Agency

- (14) Financial Institution, other than pawn shop
- (15) Funeral Home
- (16) General Business Offices, excluding on premise sale of Merchandise
- (17) Interior Design Consultant
- (18) Medical Offices, Clinics, Laboratories
- (19) Office and Studio
- (20) Office Building
- (21) Optician or Optical Laboratories
- (22) Photography Studio
- (23) Prescription Pharmacy, provided that no sundry or other merchandise is sold or offered for sale
- (24) Professional services such as accountants, architects, attorneys, engineers, planners or realtors
- (25) Studio or School for teaching ballet, dance, drama, fine arts, music, language, business or modeling
- (26) Therapeutic Massage, Licensed or Certified*
- (27) Ticket Office
- (28) Transportation Ticket Office
- (29) Travel Agency
- (30) Veterinary establishments, provided that all animals are kept within suitably designed sound proof, air-conditioned buildings, excluding boarding services
- (31) Bus Station

* Certification is required from the National Certification for Therapeutic Massage Body Work or certification of completion of a program of therapeutic massage from a school licensed by the Oklahoma Board of Private Vocational Schools.

(b) Eating and drinking establishments, other than drive-ins

Eating places offering on premises consumption of food and drink within the principal structure and/or providing carry out service if no curb service is provided, and if no in-car on premises consumption is permitted. Use is established in recognition of the desirability of providing dining facilities in certain environments in which commercial facilities of a higher use intensity would be objectionable.

- (1) Café
- (2) Cafeteria
- (3) Coffee shop
- (4) Delicatessen
- (5) Restaurant, and other similar eating establishments**

** An accessory use bar which is customarily incidental and subordinate to a principal use restaurant is included in this Use.

Use Conditions: Eating and drinking establishments

1. The uses included, when located within a district other than an R District and located on a lot which is abutting an R District, shall be screened from the abutting R District by the erection and maintenance of a screening wall or fence along the lot line or lines in common with the R District.
2. The uses shall take place within a completely enclosed building, except outdoor customer seating is permitted, whether uncovered or covered by a tent or canopy, provided:
 - a. Outdoor customer seating area shall abut the building wall of the business, but extend no closer to the street than the building setback requirements;
 - b. Outdoor customer seating area shall not occupy or use required parking spaces to access aisles;
 - c. Outdoor customer seating area exceeding 10% of the indoor building floor area of the principal use shall be considered floor area for purposes of determining off street parking and loading requirements as set forth herein; and,
 - d. Noise from any outdoor entertainment activity shall not be audible from any abutting R district.

(c) Drive-in restaurants

Eating establishments providing curb service or offering food or drink for on-premise consumption within parked motor vehicles, or permitting the on-premise consumption of food or drink within a parked motor vehicle or outside the principal structure.

Use Conditions: Drive-In Restaurants

1. The uses included, when located within a district other than an R District and located on a lot which is abutting an R District, shall be screened from the abutting R District by the erection and maintenance of a screening wall or fence along the lot line or lines in common with the R District.

(d) Convenience goods and services

Retail trade and service establishments which are desirable conveniences in Commercial Districts. Is established to permit the location of convenience goods and services in certain environments in which commercial facilities of higher use intensity would be objectionable.

1. Retail Trade Establishments

- (1) Drug Store
- (2) Florist
- (3) Food
- (4) Bakery
- (5) Candy an confection and/or nut store
- (6) Dairy store
- (7) Food specialty store Grocery
- (8) Health food store
- (9) Ice cream store
- (10) Gift, Novelty, Souvenir Shop
- (11) Liquor Store
- (12) Meat Market
- (13) Newsstand
- (14) Souvenir Shop
- (15) Tobacco Store

2. Service Establishments

- (1) Courier
- (2) Dry Cleaning and Pick-up, 3,000 sq. ft maximum
- (3) Barber Shop
- (4) Beauty Shop
- (5) Florist
- (6) Laundry Service and Pick-up, 3,000 sq. ft. maximum
- (7) Tanning Salon

(e) Shopping goods and services

Retail establishments engaged in the merchandising of shopping goods and services.

1. Retail Trade Establishments

- (1) Antique Shop
- (2) Appliance Repair
- (3) Appliance Store
- (4) Art Gallery, commercial
- (5) Artist Supply Store

- (6) Automobile Parts and Accessories Store
- (7) Bait Shop and Fishing Tackle Sales
- (8) Bicycle Shop
- (9) Book Store
- (10) Business and Office Machine Sales Establishment
- (11) Camera and Photographic Supply Store
- (12) Clothing and Accessories Store
- (13) Computer Sales
- (14) Cosmetic Shop
- (15) Department Store
- (16) Dressmaking Shop
- (17) Dry Goods Store
- (18) Feed Store
- (19) Fur Storage
- (20) Furrier and Fur Shop
- (21) Garden Supply Store (open air sales)
- (22) Fruit and Vegetable sales (open air sales)
- (23) Christmas tree sales (open air activities sales)
- (24) Plant sales (open air activities and sales)
- (25) Hardware Store
- (26) Hobby Shop
- (27) Home Furnishings Establishment selling such items as: appliances, china, glassware and metal ware, draperies, carpets, curtains, upholstery, floor coverings and furniture
- (28) Jewelry Store and Jewelry Repair
- (29) Laundry, Not Self-Service -3,000 sq ft. maximum
- (30) Leather Good and Luggage Store
- (31) Medical, Dental and Orthopedic Appliances and Supply Store
- (32) Monument Sales and Engraving, excluding Shaping
- (33) Musical Instrument and Supply Store
- (34) Office Furnishing Establishment
- (35) Office Machine Sales
- (36) Office Supplies Store
- (37) Paint Store
- (38) Pawn Shop
- (39) Pet Shop
- (40) Phonograph and Record Shop
- (41) Photography Supply Store
- (42) Radio and Television Sales
- (43) Reducing Salon
- (44) Shoe Repair Shop
- (45) Shoe Store
- (46) Shopping Goods and Services
- (47) Sporting Goods Store

- (48) Stationery Store
- (49) Tailor Shop
- (50) Toy Shop
- (51) Variety Store
- (52) Wall Paper Store
- (53) Wig Shop

2. Retail Building Material Establishments, exclusive of fabrication or repair:

- (1) Air Conditioning and Heating Sales
- (2) Building Materials
- (3) Electrical Supply
- (4) Plumbing Fixtures

3. Service Establishments

- (1) Caterer
- (2) Costume Rental Service
- (3) Dry Cleaning Establishment, 3,000 sq.ft. maximum floor area
- (4) Automobile Service Station and repair Garages (Tires sales and repair)
- (5) Gun Smith
- (6) Household Appliance Repair
- (7) Interior Decorating
- (8) Laundromat, Self-Service
- (9) Locksmith
- (10) Automotive Service and Repair Garages (except painting).
- (11) Oil and Lubrication Service (three bay maximum)
- (12) Photo finishing
- (13) Picture Framing
- (14) Printing and Publishing Services
- (15) Radio and Television Repair
- (16) Reproduction Sales, Services and Bindery
- (17) Tune-up Service (three bay maximum)
- (18) Veterinarian Clinic, small animals and excluding outside animal runs
- (19) Watch and Jewelry Repair
- (20) Wedding Chapel

(f) Other Trades and services

Trade establishments primarily providing business and household maintenance goods and services ordinarily not found in the primary retail districts because of differing market and site requirements.

1. Trade establishments, including incidental fabricating, processing, installation and repair

- (1) Air Conditioning and Heating
- (2) Bakery, Wholesale
- (3) Bottled Gas
- (4) Carpeting
- (5) Decorating, Interior
- (6) Fence
- (7) Fuel Oil Sales
- (8) Furniture Repair
- (9) General Merchandising Establishment, NEC
- (10) Glass
- (11) Greenhouse, retail sales
- (12) Heating Equipment, Fabrication, Installation,
- (13) Ice Plant
- (14) Lumber Yard
- (15) Model Homes (for display only)
- (16) Plastic Materials
- (17) Plumbing Shop
- (18) Portable Storage Building, sales
- (19) Vending Machines, sales and services

2. Service Establishments

- (1) Disinfecting and exterminating services
- (2) Janitorial service
- (3) Newspaper publishing
- (4) Window cleaning

3. Other Services

- (1) Dry Cleaning/Laundry, 7,000 sq.ft. maximum floor area

4. Contract Construction Service

- (1) Air Conditioning
- (2) Carpentry Decorating
- (3) Electrical
- (4) Exterminating Service

- (5) Furnace Cleaning
- (6) Landscaping
- (7) Painting
- (8) Paper Hanging
- (9) Plastering
- (10) Plumbing
- (11) Sign Painting
- (12) Tile Setting

5. Business Service

- (1) Armored Car Service
- (2) Courier
- (3) Limousine Service

6. Personal Services

- (1) Auctioneer
- (2) Bindery
- (3) Cabinet Maker
- (4) Drapery Service
- (5) Frozen Food Locker
- (6) Linen Supply
- (7) Packing and crating of household and other similar goods
- (8) Rug Cleaning and Repair
- (9) Tattoo Parlor
- (10) Taxidermist
- (11) Veterinarian Hospital, Livestock
- (12) Woodworking Shop

7. Repair Services

- (1) Armature Rewinding Service
- (2) Business Machine Repair
- (3) Computer Repair
- (4) Data Processing Machine Repair
- (5) Electrical Repair Service
- (6) Furniture
- (7) Household Appliances
- (8) Mattresses and Pillows
- (9) Re-upholstery
- (10) Rug Repair

(g) Automotive and allied activities

1. Sales

- (1) Agricultural Implement Sales
- (2) Aircraft Sales
- (3) Automobile Sales, new and used
- (4) Boat Sales
- (5) Camper Sales
- (6) Manufactured Home Sales
- (7) Motorcycle Sales
- (8) Recreational Vehicle (RV) Sales
- (9) Truck Sales

2. Services

- (1) Automobile Rental
- (2) Auto Wash
- (3) Vehicle Repair and Service Wheel Alignment and Brake (except painting)

(h) Hotel, motel and recreation facilities

Hotels, motels and commercial amusement establishments ordinarily not requiring large sites and which have use characteristics permitting their location in or near developed commercial trade areas.

- (1) Billiard Center, Family
- (2) Bingo Facility, Commercial
- (3) Bowling Alley
- (4) Dance Hall
- (5) Enclosed Commercial Recreation Establishments, Gymnasium
- (6) Health and Fitness Center
- (7) Hotel*
- (8) Ice Skating Rink
- (9) Motel*
- (10) Motion Picture Theater, Enclosed
- (11) Racquetball Club
- (12) Skating Rink, Enclosed
- (13) Slot Car Track
- (14) Swimming Pool, Enclosed
- (15) Tennis Club
- (16) Video Games
- (17) Country clubs and golf courses, miniature golf courses and driving ranges

*An accessory use bar which is customarily incidental and subordinate to a principal use hotel or motel is included in this Use Unit.

(i) Community Services, Cultural and Recreational Facilities

Community services, cultural and recreational facilities which are needed in residential areas to serve the residents or need a residential environment, but which are or can be objectionable to nearby residential uses.

- (1) Civic Center
- (2) Community Center
- (3) Recreational Facility
- (4) Hospital
- (5) Police Department
- (6) Fire Stations
- (7) Libraries
- (8) Public Tennis Courts
- (9) Parks, Playgrounds and playfields

(j) Passenger Terminals

(k) Utility substations.

(l) Children's Day Nursery

(m) Adult Day Care

(n) Signs subject to the provisions of Chapter 15.

(o) Commercial parking lots and parking garages.

(p) Uses which utilize open air activities and sales *

- (1) Christmas tree sales
- (2) Fruit and vegetable sales
- (3) Plant sales
- (4) Other types of open-air activities and sales

* Open-air activities shall include sales from food trucks, trucks, trailers, pickups and other vehicles and require an itinerant vendor license.

Use Conditions:

1. Change in use of an existing establishment shall effectively void any nonconforming use status and compliance with a site plan review is therefore required.
2. Utilize customary exterior finishing materials as defined herein.
3. The uses when located on a lot which is abutting an R District, shall be screened from The abutting R district by the erection and maintenance of a screening wall or fence along the lot line or lines in common with the R District.
4. Certain uses, where permitted by Special Exception or by Specific Use Permit (see also Chapter 22), are subject to the following requirements:
 - a. The permitted uses shall not interfere with or detrimentally affect any adjoining or nearby residential properties.
 - b. Traffic circulation shall be reviewed and approved by the City, including the location of ingress and egress points.
 - c. The subject tract of land (proposed development site) shall have either a minimum of 150 feet of frontage on a designated major arterial street or a minimum of 50 feet of frontage on a non-arterial street.

SECTION 820 PERMITTED ACCESSORY USES AND STRUCTURES

- (a) Signs subject to the provisions of Chapter 15.
- (b) Structures and uses which:
 - (1) Are customarily accessory and clearly incidental and subordinate to permitted principal uses and structures;
 - (2) Are located wholly on the same lot as the permitted principal use or structure, or on a contiguous lot in the same ownership;
 - (3) Do not involve operations not in keeping with the character of the area.

SECTION 830 USES PERMITTED BY SPECIAL EXCEPTION

The following uses may be permitted as special exceptions by the Board of Adjustment in accordance with the provisions contained in Chapter 18.

(a) Community services, cultural and recreational facilities

Community services, cultural and recreational facilities which are needed in residential areas to serve the residents or need a residential environment, but which are or can be objectionable to nearby residential uses. These uses are permitted by Special Exception.

- (1) Aquarium.
 - (2) Art Gallery (not operated for profit).
 - (3) Assisted Living Center.
 - (4) Care Home.
 - (5) Children's Home (i.e. orphanage).
 - (6) College.
 - (7) Community Group Home subject to the provisions of Section 240.
 - (8) Day Camp.
 - (9) Day Care Home.
 - (10) Elderly/Retirement Housing.
 - (11) Extended Care Facility.
 - (12) Hospital.
 - (13) Life Care Retirement Center.
 - (14) Marina.
 - (15) Monastery.
 - (16) Novitiate.
 - (17) Planetarium.
 - (18) University.
- (b) Governmental Services, Post Office
- (c) Lodges, denominational student centers, civic or fraternal uses, excluding residential uses.
- (d) Sanitarium
- (e) Temporary borrow pits for fill dirt and top soil.
- (f) Wholesaling and distribution establishments not containing over 20,000 sq. ft. of area for storage of wares to be wholesaled or distributed.

Uses permitted by Special Exception are subject to the following requirements:

- a. The permitted uses shall not interfere with or detrimentally affect any adjoining or nearby residential properties.
- b. Traffic circulation shall be reviewed and approved by the City, including the location of ingress and egress points.

- c. The subject tract of land (proposed development site) shall have either a minimum of 150 feet of frontage on a designated major arterial street or a minimum of 50 feet of frontage on a non-arterial street.

SECTION 840 USES PERMITTED BY SPECIFIC USE PERMIT

The following uses may be permitted as Specific Use Permit by the Planning and Zoning Commission and City Council in accordance with the provisions contained in Chapter 22.

- (a) Community services, cultural and recreational facilities

Community services, cultural and recreational facilities which are needed in residential areas to serve the residents or need a residential environment, but which are or can be objectionable to nearby residential uses.

- (1) Churches and other places of worship, including educational buildings related thereto.
 - (2) College or University Hospital.
 - (3) Commercial Resort Facilities (Minimum acreage requirement of 40 acres).
 - (4) Commercial Theme Parks.
 - (5) Convalescent Home.
 - (6) Cultural or Heritage Centers.
 - (7) Emergency and Protective Shelter.
 - (8) Golf Course.
 - (9) Golf Driving Range.
 - (10) Gun Club, Enclosed.
 - (11) Halfway House
 - (12) Homeless Center.
 - (13) Museum.
 - (14) Nursing Home.
 - (15) Public Schools.
 - (16) Public or Private Attractions.
 - (17) Private Schools with comprehensive education curriculum.
 - (18) Rehabilitation Centers
 - (19) Residential Treatment Center.
 - (20) Rifle and Skeet Range.
 - (21) Transitional Living Center.
- (b) Adult Detention Center/Correctional Facility
 - (c) Airport-Heliport
 - (d) Bed and Breakfast

- (e) Cemetery
- (f) Convict Pre-Release Center
- (g) Correctional Community Treatment Center
- (h) Crematory
- (i) Detention Center Juvenile-Adult
- (j) Electric Generation Plant and/or Sub-Station
- (k) Juvenile Delinquency Center
- (l) Kennel
- (m) Mini-storage
- (n) Mixed Use
- (o) Offices use, when located on a 40-acre or larger tract
- (p) Prison
- (q) Recycling Center
- (r) Refuse Transfer Station
- (s) Transmitting Tower (excluding amateur radio tower)
- (t) Trade Schools
- (u) Barber
- (v) Beauty Salon
- (w) Adult Entertainment Establishments

Businesses which cater primarily to adults 21 years of age and above and which sell and serve intoxicating beverages and/or low-point beer (as defined by Oklahoma Statutes) on the premises and all Sexually Oriented Businesses. Adult Entertainment Establishments require approval of a Specific Use Permit in accordance with Chapter 22.

- (1) Bar/Tavern
- (2) Beer Bar

- (3) Billiard Parlor/Pool Hall
- (4) Night Club
- (5) Private Club
- (6) Sexually-Oriented Business

Use Conditions:

1. The uses included in, when located on a lot which is abutting an R district shall be screened from the abutting R district by the erection and maintenance of a screening wall or fence along the lot line or lines in common with the R district.
2. Adult Entertainment Establishments, other than Sexually Oriented Businesses, shall meet the following spacing standards provided, however, that the spacing standards shall not apply to accessory use bars as defined in this Code:
 - a. Sexually Oriented Business shall meet 300 feet from public entrance from a R District, 500 feet from a park, school, church and any other adult establishment.
 - b. Public entrance doors shall be located at least 50 feet from an R District for Adult establishment, and 300 feet from R District if Sexually Oriented Establishment, which shall be measured in a straight line from the nearest point on a residential zoning district boundary line (not including residentially zoned expressway right of way) the nearest public entrance door of the Adult Entertainment Establishment; and
 - c. Shall be located a minimum of 300 feet from a public park, school or church, for an Adult Entertainment Establishment, and 500 ft. if a Sexually Oriented Establishment, which shall be measured from the nearest point on the property line of a park, school or church to the nearest public entrance door of the Adult Entertainment Establishment measured along the street right-of-way line providing the nearest direct route usually traveled by pedestrians between such points. For purposes of determining measured distance, property situated on the opposite side of the street from such park, school or church shall be considered as if it were located on the same side of the street with the park, school or church; and
 - d. Shall be spaced 300 feet from any other Adult Entertainment Establishment listed herein, and 500 Ft. if Sexually Oriented Establishment, which shall be measured in a straight line from the nearest point of the wall of the portion of the building in which said business is conducted, to the nearest point of the wall of the portion of the building in which another adult entertainment business is conducted.

- e. Church, as used herein, shall mean all contiguous property owned or leased by a church upon which is located the principal church building or structure, irrespective of any interior lot lines.
 - f. School, of the type which offers a compulsory education curriculum, as used herein, shall mean all contiguous property owned or leased by a school upon which is located the principal school buildings irrespective of any interior lot lines.
5. The uses included shall take place within a completely enclosed for primary business building, except outdoor customer seating is permitted, whether uncovered or covered by a tent or canopy, provided:
- a. Outdoor customer seating area shall abut the building wall of the business, but extend no closer to the street than the building setback requirements;
 - b. Outdoor customer seating area shall not occupy or use required parking spaces or access aisles;
 - c. Outdoor customer seating area exceeding 10% of the indoor building floor area of the principal use shall be considered floor area for purposes of determining off-street parking and loading requirements as set forth herein; and
 - d. Noise from any outdoor entertainment activity or speakers shall comply with all applicable noise ordinances.

(x) Commercial Recreation

Commercial recreation facilities, the principal activities of which are usually open-air and located in undeveloped, outlying sections of the City. All uses in this category require approval of a Specific Use Permit.

- (1) Amphitheater
- (2) Amusement Activities, NEC
- (3) Arena
- (4) BMX Track
- (5) Drag Strip
- (6) Drive-In Theater
- (7) Fairground
- (8) Frisbee Golf Course
- (9) Go-Kart Track
- (10) Golf Driving Range
- (11) Miniature Auto Track
- (12) Outdoor Recreation, NEC

- (13) Overnight Camping for Recreational Vehicles
- (14) Paintball
- (15) Race Tracks, Auto, Boat, Dog, Horse Rodeo Grounds
- (16) Skateboard Track
- (17) Stadium, NEC
- (18) Tennis Courts, Commercial
- (19) Water Slide

Use Conditions

- 1. The uses included when located on a lot which is abutting an R District, shall be screened from the abutting R District by the erection and maintenance of a screening wall or fence along the lot line or lines in common with the R District
- 2. Overnight camping for recreational vehicles requires a minimum lot area of three (3) acres.
- 3. All uses require approval of a Specific Use Permit (see also Chapter 22), and are subject to the following requirements:
 - a. The permitted uses shall not interfere with or detrimentally affect any adjoining or nearby residential properties.
 - b. Traffic circulation shall be reviewed and approved by the City, including the location of ingress and egress points.
 - c. The subject tract of land (proposed development site) shall have either a minimum of 150 feet of frontage on a designated major arterial street or a minimum of 50 feet of frontage on a non-arterial street.

SECTION 850 MINIMUM YARD REQUIREMENTS

The minimum yard requirements for the CG Commercial General district are as follows:

- (a) Front yard - The depth of the required front yard shall be determined in the following manner. Measured from the centerline of the abutting street, add 1/2 of the right-of-way designated on the Major Street Plan or 25 feet if not designated on the Major Street Plan, to a setback of thirty-five (35) feet on arterial streets and twenty-five (25) feet on non-arterial streets. When a lot has double frontage, the front yard requirements shall be provided on both streets.
- (b) Side yard:
 - (1) On the side of an interior lot or the interior side of a corner lot which abut a residential district, a side yard of not less than twenty (20) feet shall be provided.

- (2) On any corner lot, the depth of the required exterior side yard shall be determined in the following manner. Measured from the centerline of the abutting street, add 1/2 of the right-of-way designated in the Major Street Plan, or 25 feet if not designated on the Major Street Plan, to a setback distance of thirty-five (35) feet on arterial streets and twenty (20) feet for non-arterial streets.
 - (3) In all other cases, no side yard is required if the buildings are built to the side lot line, otherwise at least three (3) feet of side yard width shall be provided.
- (c) Rear yard - When the property abuts residentially zoned property, or the properties are separated only there from by an alley or easement, there shall be a rear yard of not less than fifteen (15) feet, and if the building is to be serviced from the rear, then there shall be a rear yard requirement of thirty (30) feet. Unattached buildings of accessory use shall be setback five (5) feet from the utility easement or alley line, whichever is greater.

SECTION 860 MINIMUM LOT WIDTH

No minimum required except as needed to meet other requirements of this Code.

SECTION 870 MAXIMUM INTENSITY OF USE

There is no minimum lot area, but the floor area ratio for any lot must not exceed 0.75.

SECTION 880 MAXIMUM HEIGHT

No building shall exceed three (3) stories or forty (40) feet in height.

CHAPTER 9

CH - COMMERCIAL HIGH INTENSITY

- 900 General Description
- 910 Permitted Principal Uses
- 920 Permitted Accessory Uses and Structures
- 930 Uses Permitted by Special Exception
- 940 Uses Permitted by Specific Use Permit
- 950 Minimum Yard Requirements
- 960 Minimum Lot Width
- 970 Maximum Intensity of Use
- 980 Maximum Height

SECTION 900 GENERAL DESCRIPTION

This district is intended to accommodate those uses, which, taken together, form the central business district, characterized by retail core uses, intensive office employment, and complimentary uses intended to serve persons who shop or work in the central business district. Certain related structures and uses required to serve the needs of the area are permitted outright or are permissible as special exceptions subject to restrictions and requirements intended to best fulfill the intent of this chapter. Since the central business district of the city serves a unique and special function, it is the intent of this chapter that the CH district classification be applied to one contiguous and continuous area, and that before additional areas contiguous to those already classified CH are considered for inclusion within the CH district, consideration should be given to the appropriateness of the CG Commercial General district as an alternate designation intended to create a less congested character than that of the CH district.

SECTION 910 PERMITTED PRINCIPAL USES

Principal uses permitted in the CH Commercial High Intensity district are as follows:

- (1) Any use permitted in the CG Commercial General district.
- (2) Retail establishments, sales and display rooms.
- (3) Offices.
- (4) Photography studios, art studios, art galleries, art sales, interior design studios, craft studios, craft sales, antique shops, establishments for the teaching of music, dancing or other performing arts.
- (5) Financial institutions.
- (6) Hotels and motels.
- (7) Eating and drinking establishments, including drive-in eating and drinking establishments.
- (8) Personal service establishments.
- (9) Business service establishments.
- (10) Service and repair establishments including automobile service stations and repair garages.

- (11) Amusement, recreational and entertainment establishments.
- (12) Laboratories and establishments for fitting, repair or production of eyeglasses, hearing aids or prosthetic devices.
- (13) Radio and television stations.
- (14) Veterinary clinic excluding outside animal runs.
- (15) Commercial printing and job printing.
- (16) Business schools and vocational schools not involving uses of an industrial nature which would not otherwise be permitted in this district.
- (17) Parking lots and parking garages.
- (18) Lodges, civic and fraternal organizations.
- (19) Parks, playgrounds and playfields.
- (20) Utilities substations.
- (21) Community service structures and use such as community service centers, civic center.
- (22) Libraries.
- (23) Children's Day nursery.
- (24) Fire stations.
- (25) Uses which utilize open air activities and sales *

- (1) Christmas tree sales
- (2) Fruit and vegetable sales
- (3) Plant sales
- (4) Food Truck/Trailer
- (5) Other

* Open air activities shall require an itinerant merchant/vendor license and include sales from trucks, trailers, pickups and other vehicles.

Use Condition

- 1. Utilize customary exterior finishing materials as defined herein.

SECTION 920 PERMITTED ACCESSORY USES AND STRUCTURES

Any accessory use or structure permitted in the CG Commercial General district.

SECTION 930 USES PERMITTED BY SPECIAL EXCEPTION

The following uses may be permitted as special exceptions by the Board of Adjustment in accordance with the provisions contained in Chapter 18.

- (a) Any uses permitted by Special Exception in the CG Commercial General district.
- (b) Wholesaling and distribution establishments not containing over 20,000 sq. ft. of area for storage of wares to be wholesaled or distributed.

SECTION 940 USES PERMITTED BY SPECIFIC USE PERMIT

The following uses may be permitted as Specific Use Permit by the Planning and Zoning Commission and City Council in accordance with the provisions contained in Chapter 22.

- (a) Any uses permitted by Specific Use Permit in the CG Commercial General district.
- (b) Churches and other places of worship, including educational buildings related thereto

SECTION 950 MINIMUM YARD REQUIREMENTS

No minimum except as needed to meet other requirements of this ordinance.

SECTION 960 MINIMUM LOT WIDTH

No minimum required except as needed to meet other requirements of this ordinance.

SECTION 970 MAXIMUM INTENSITY OF USE

No minimum lot size or maximum intensity of use except as needed to meet other requirements of this ordinance.

SECTION 980 MAXIMUM HEIGHT

No building shall exceed three (3) stories or forty (40) feet in height.

CHAPTER 10

IL - LIGHT INDUSTRIAL

- 1000 General Description
- 1010 Permitted Principal Uses
- 1020 Permitted Accessory Uses and Structures
- 1030 Uses Permitted by Special Exception
- 1040 Uses Permitted by Specific Use Permit
- 1050 Minimum Yard Requirements
- 1060 Minimum Lot Area
- 1070 Minimum Lot Width
- 1080 Maximum Intensity of Use
- 1090 Maximum Height of Structures

SECTION 1000 GENERAL DESCRIPTION

This district is intended to accommodate wholesaling, distribution, storage, processing and light manufacturing. Certain related structures and uses required to serve the needs of such uses are permitted outright or are permissible as special exceptions subject to restrictions and requirements intended to best fulfill the intent of this ordinance. This district does not allow any industry or use which creates corrosive, toxic or noisome fumes, gas, smoke or odor or obnoxious dust, vapor or offensive noise or vibration. The uses included must be approved as a Specific Use Permit when located on a 40-acre or larger tract in accordance with Chapter 22.

SECTION 1010 PRINCIPAL PERMITTED USES

Principal uses permitted in the IL Light Industrial district are as follows:

- (a) Light Manufacturing and Industry
 - (1) Aircraft Assembly and Subassembly
 - (2) Aircraft Repairs, Maintenance Instruction and Training
 - (3) Apparel and Other Finished Products Made From: fabrics, leather, similar materials
 - (4) Automotive Painting
 - (5) Bakery Products - Manufacturing
 - (6) Blacksmithing
 - (7) Bottling Plant
 - (8) Brooms and Brushes - Manufacturing
 - (9) Building Contract Construction Service and Storage:
 - (10) Cesspool Cleaning
 - (11) Concrete Construction Service
 - (12) Heavy Construction, Equipment Storage/Parking
 - (13) Heating, Contracting Construction Service
 - (14) Insulation Contractor

- (15) Masonry
- (16) Oil Well Drilling and Cleaning Contracting Service
- (17) Roofing
- (18) Sheet Metal
- (19) Spray Painting
- (20) Stonework
- (21) Water Well Drilling and Cleaning
- (25) Bus Maintenance Shop
- (26) Candle Manufacturing
- (27) Candling or Processing Plant
- (28) Clothes Manufacturing
- (29) Cold Storage Plants
- (30) Communication Equipment, Including Radio Television Receiving Sets
- (31) Manufacturing: Costume Jewelry, Costume Novelties, Buttons and Miscellaneous Notions (except precious materials) - Manufacturing
- (32) Drug - Manufacturing
- (33) Dry Cleaning/Laundry - Industrial
- (34) Freight Terminals
- (35) Furniture Packing and Crating
- (36) Garment Manufacturing
- (37) Ice Manufacturing
- (38) Laundry Service (Non-personal goods)
- (39) Machine Shop
- (40) Mattress and Bedding Renovator
- (41) Mattress Manufacturing
- (42) Motor Freight Depot/Terminal
- (43) Motion Picture Production
- (44) Musical Instruments and Parts - Manufacturing
- (45) Office, Computing and Accounting Machines - Manufacturing
- (46) Paint and Other Solvent Use
- (47) Pens, Pencils, and Other Office and Artist Materials - Manufacturing
- (48) Pharmaceutical Manufacturing
- (49) Pottery and Figurines or Other Similar Ceramic products, using only previously pulverized clay and kilns fired only by electricity or gas
- (50) Printing, Publishing and Allied Industries
- (51) Professional, Scientific and Controlling Instruments, Photographic and Optical
- (52) Goods, Watches and Clocks - Manufacturing
- (53) Produce Markets Wholesale
- (54) Roasting Coffee and Coffee Products - Manufacturing
- (55) Truck Freight Terminal (repair and storage of commercial contract carriers)
- (56) Umbrellas, Parasols and Canes - Manufacturing
- (56) Welding Equipment and Supply Manufacturing
- (57) Welding Shop

- (58) Wrecker Service and Storage of Abandoned or Inoperative Vehicles reclaimed from Highway/Streets for 60 days or less (excludes salvaged or dismantled vehicles) (Specific Use Condition)
- (b) Wholesaling, warehousing, storage, supply and distribution.
- (c) Truck terminals, freight terminals and passenger terminals
- (d) Outdoor storage lots and yards, except automobile junk yards, scrap yards, salvage yards, or yards used in whole or in part for scrap or salvage operations or for processing, storage, display or sales of junk, scrap or salvaged materials
- (e) Radio and television stations
- (f) Commercial printing and job printing
- (g) Parking lots and parking garages
- (h) Utilities substations
- (j) Signs subject to the provisions of Chapter 15

Use Conditions

1. The uses included when located on a lot which is abutting an R District, shall be screened from the abutting R District by the erection and maintenance of a screening wall or fence along the lot line or lines in common with the R District.
2. Wrecker Service and Storage of Abandoned or Inoperative Vehicles reclaimed from Highway/Streets for 60 days or less, Vehicles shall have a screening wall or fence with a minimum of eight (8) feet in height.
3. All parking areas and drives shall be paved with an All Weather Surface as otherwise required by this Code.

SECTION 1020 PERMITTED ACCESSORY USES AND STRUCTURES

- (a) Dwelling units in connection with permitted or permissible uses or structures, located on the same premises therewith, provided that such dwelling units shall be occupied only by owners or employees of such uses.
- (b) Signs subject to the provisions of Chapter 15.
- (c) Other structures and uses which:
 - (1) Are customarily accessory and clearly incidental and subordinate to permitted principal uses and structures;
 - (2) Are located wholly on the same lot as the permitted principal use or structure, or on a contiguous lot in the same ownership;
 - (3) Do not involve operations not in keeping with the character of the area.
- (d) Fire stations

SECTION 1030 USES PERMITTED BY SPECIAL EXCEPTION

The following uses may be permitted as special exceptions by the Board of Adjustment in accordance with the provisions contained in Chapter 18.

- (a) Business schools and vocational schools not involving uses of an industrial nature which would not otherwise be permitted in this district.
- (b) Dwelling units with densities and building placements which are compatible with the character of the surrounding area.
- (c) Temporary borrow pits for fill dirt and top soil.

SECTION 1040 USES PERMITTED BY SPECIFIC USE PERMIT

The following uses may be permitted as Specific Use Permit by the Planning and Zoning Commission and City Council in accordance with the provisions contained in Chapter 22.

- (a) Mini-storage.

SECTION 1050 MINIMUM YARD REQUIREMENTS

- (a) Front yard - The depth of the required front yard shall be determined in the following manner: measured from the centerline of the abutting street, add 1/2 of the right-of-way designated on the Major Street Plan or 25 feet if not designated on the Major Street Plan, to a setback of thirty-five (35) feet on arterial streets and twenty-five (25) feet on non-arterial streets. When a lot has double frontage, the front yard requirements shall be provided on both streets.
- (b) Side yard:
 - (1) On the side of an interior lot or the interior side of a corner lot which abut a residential district, a side yard of not less than twenty (20) feet shall be provided.
 - (2) On any corner lot, the depth of the required exterior side yard shall be determined in the following manner: measured from the centerline of the abutting street, add 1/2 of the right-of-way designated in the Major Street Plan, or 25 feet if not designated on the Major Street Plan, to a setback distance of thirty-five (35) feet on arterial streets and twenty (20) feet for non-arterial streets.
 - (3) In all other cases, no side yard is required if the buildings are built to the side lot line, otherwise at least three (3) feet of side yard width shall be provided.
- (c) Rear yard - When the IL zoned property abuts residentially zoned property, or the properties are separated only there from by an alley or easement, there shall be a rear yard of not less than fifteen (15) feet, and if the building is to be serviced from the rear, then there shall be a rear yard requirement of thirty (30) feet. Unattached buildings of accessory use shall be setback five (5) feet from the utility easement or alley line, whichever is greater.

SECTION 1060 MINIMUM LOT AREA

No minimum lot area required except as needed to meet other requirements herein.

SECTION 1070 MINIMUM LOT WIDTH

No minimum lot width required except as needed to meet other requirements herein.

SECTION 1080 MAXIMUM INTENSITY OF USE

No limitation except as needed to meet other requirements herein.

SECTION 1090 MAXIMUM HEIGHT OF STRUCTURES

No building shall exceed forty (40) feet in height.

CHAPTER 11

IM – INDUSTRIAL MODERATE MANUFACTURING AND INDUSTRY

- 1100 General Description
- 1110 Permitted Principal Uses
- 1120 Permitted Accessory Uses and Structures
- 1130 Uses Permitted by Special Exception
- 1140 Uses Permitted by Specific Use Permit
- 1150 Minimum Yard Requirements
- 1160 Minimum Lot Area
- 1170 Minimum Lot Width
- 1180 Maximum Intensity of Use
- 1190 Maximum Height of Structures

SECTION 1100 GENERAL DESCRIPTION

This district is intended to accommodate wholesaling, distribution, storage, processing, keep manufacturing and industry and light manufacturing. Certain related structures and uses required to serve the needs of such uses are permitted outright or are permissible as special exceptions subject to restrictions and requirements intended to best fulfill the intent of this ordinance. This district allows manufacturing and industrial uses having moderately objectionable environmental influences by reason of the emission of odor, heat, smoke, noise, or vibration. The uses included must be approved as a Specific Use Permit when located on a 40-acre or larger tract in accordance with Chapter 22.

SECTION 1110 PRINCIPAL PERMITTED USES

Principal uses permitted in the IM Industrial Moderate Manufacturing and Industry district are as follows:

- (a) Any use permitted in the IL Industrial Light district.
- (b) Moderate Manufacturing and Industry
 - (1) Aircraft and Aerospace Parts Manufacturing and Remanufacturing
 - (2) Alcohol Manufacturing
 - (3) Aluminum, Brass, Copper Foundry
 - (4) Batch Plant
 - (5) Beverage Manufacturing
 - (6) Boiler or Forage Works
 - (7) Brewery
 - (8) Canning and Preserving of Fruits/Vegetables
 - (9) Cellophane Manufacturing

- (10) Celluloid Manufacturing
- (11) Cheese Manufacturing
- (12) Chipping of Trees and Shrubs
- (13) Chrome Plating
- (14) Concrete Ready-Mix Plant
- (15) Confectionery and Related Products - Manufacturing
- (16) Cooperage Works
- (17) Corrugated Metal Manufacturing
- (18) Cotton Baling, Compressing and Ginning
- (19) Cotton Storage, Open
- (20) Cottonseed Oil Milling
- (21) Cultured Marble Manufacturing
- (22) Cutlery, Hand Tools, General Hardware - Manufacturing
- (23) Dairy Products Manufacturing
- (24) Die Casting Manufacturing
- (25) Diesel Engine Repairs
- (26) Dye stuff Manufacturing
- (27) Electronic Components and Accessories - Manufacturing
- (28) Electrical Lighting and Wiring Equipment - Manufacturing
- (29) Electrical Machinery, Equipment and Supplies - Manufacturing
- (30) Electroplating
- (31) Fabricated Metal Products, NEC - Manufacturing
- (32) Feed Grinding and Processing
- (33) Fiberglass Products Manufacturing
- (34) Flat Glass - Manufacturing
- (35) Flavor Extracts and Flavoring Syrups Manufacturing, NEC
- (36) Flour Mills
- (37) Food Products, Manufacturing
- (38) Foundry, Nonferrous Metals
- (39) Fur Goods - Manufacturing
- (40) Furniture and Fixtures - Manufacturing
- (41) Galvanizing
- (42) Gas (heating or illuminating) manufacturing or Storage, except where such gas is to be entirely consumed on the same premises
- (43) Glass and Glassware (pressed and blown) manufacturing
- (44) Grain Elevators
- (45) Grain Mill Products - Manufacturing
- (46) Heat Exchangers, Fabrication
- (47) Household Appliance Manufacturing
- (48) Ice Cream Manufacturing
- (49) Indoor Recycling Center for Metal, paper, Glass and Plastic Products
- (50) Industrial Spray Painting and Other Solvent Use
- (51) Jewelry, Silverware and Plated Ware - Manufacturing
- (52) Lamp Black Manufacturing

- (53) Lamp Shades - Manufacturing
- (54) Leather and Leather Products - Manufacturing
- (55) Liquefied Petroleum Gas Sales and Service, Wholesale
- (56) Livestock Auction Sales
- (57) Lumber and Wood Products Manufacturing, NEC
- (58) Machinery Manufacturing
- (59) Moderate Manufacturing, NEC
- (60) Meat Products - Manufacturing
- (61) Milling, Custom
- (62) Monument Manufacture
- (63) Mortician Goods - Manufacturing
- (64) Noodle Manufacturing
- (65) Oilcloth Manufacturing
- (66) Oil Compounding and Barreling
- (67) Oil Well Equipment Storage
- (68) Other Fabricated Metals Products - Manufacturing
- (69) Paper Products - Manufacturing, Not Using Sulphide Processes
- (70) Pickle, Sausage, Sauerkraut or Vinegar Manufacturing
- (71) Pickling, Fruits and Vegetables; Salad Dressings - Manufacturing
- (72) Planing Mill
- (73) Plastics, Blow Molding and Injection Molding
- (74) Pottery and Related Products - Manufacturing
- (75) Prefabricated House Manufacturing
- (76) Prestressed and Pretensioned Concrete Products
- (77) Printing Ink Manufacturing
- (78) Radioactive Service Company
- (79) Rayon or Cellophane Manufacturing
- (80) Ready Built House Manufacturing
- (81) Refrigerator Manufacturing
- (82) Sandblasting (indoor)
- (83) Sash and Door Manufacturing
- (84) Sausage Manufacturing
- (85) Shoddy Manufacturing (low grade cotton or wool)
- (86) Shoe Polish Manufacturing
- (87) Sighting and Fire Control Equipment - Manufacturing
- (88) Signs and Advertising Displays - Manufacturing
- (89) Small Arms Manufacturing
- (90) Soybean Oil Milling
- (91) Space Vehicle Manufacturing
- (92) Starch, Glucose, Dextrin Manufacturing
- (93) Wrecker Service and Storage of Abandoned or Inoperative Vehicles reclaimed from Highway/Streets for 60 days or less (excludes salvaged or dismantled vehicles)
- (94) Store Fixture Manufacturing
- (95) Tank and Tank Components - Manufacturing

- (96) Textile Mill - Manufacturing
- (97) Tire Recapping
- (98) Tobacco - Manufacturing
- (99) Toy, Amusement, Sporting and Athletic Goods - Manufacturing Transportation
- (100) Equipment Manufacturing
- (101) Vegetable Oil Milling
- (102) Vinegar Manufacturing
- (103) Waste Paper Salvage and Reclamation
- (104) Wool Scouring, Hair Manufacturing
- (105) Yeast Manufacturing

Use Conditions

1. The uses included when located on a lot which is abutting an R District, shall be screened from the abutting R District by the erection and maintenance of a screening wall or fence along the lot line or lines in common with the R District.
2. Wrecker Service and Storage of Abandoned or Inoperative Vehicles reclaimed from Highway/Streets for 60 days or less, Vehicles shall have a screening wall or fence with a minimum of eight (8) feet in height.
3. All parking areas and drives shall be paved with an All Weather Surface as otherwise required by this Code.

SECTION 1120 PERMITTED ACCESSORY USES AND STRUCTURES

- (a) Signs subject to the provisions of Chapter 15.
- (b) Other structures and uses which:
 - (1) Are customarily accessory and clearly incidental and subordinate to permitted principal uses and structures;
 - (2) Are located wholly on the same lot as the permitted principal use or structure, or on a contiguous lot in the same ownership;
 - (3) Do not involve operations not in keeping with the character of the area.

SECTION 1130 USES PERMITTED BY SPECIAL EXCEPTION

The following uses may be permitted as special exceptions by the Board of Adjustment in accordance with the provisions contained in Chapter 18.

- (a) Temporary borrow pits for fill dirt and top soil.

SECTION 1140 USES PERMITTED BY SPECIFIC USE PERMIT

The following uses may be permitted as Specific Use Permit by the Planning and Zoning Commission and City Council in accordance with the provisions contained in Chapter 22.

- (a) Mini-storage.

SECTION 1150 MINIMUM YARD REQUIREMENTS

- (a) Front yard - The depth of the required front yard shall be determined in the following manner: measured from the centerline of the abutting street, add 1/2 of the right-of-way designated on the Major Street Plan or 25 feet if not designated on the Major Street Plan, to a setback of thirty-five (35) feet on arterial streets and twenty-five (25) feet on non-arterial streets. When a lot has double frontage, the front yard requirements shall be provided on both streets.
- (b) Side yard:
 - (1) On the side of an interior lot or the interior side of a corner lot which abut a residential district, a side yard of not less than twenty (20) feet shall be provided.
 - (2) On any corner lot, the depth of the required exterior side yard shall be determined in the following manner: measured from the centerline of the abutting street, add 1/2 of the right-of-way designated in the Major Street Plan, or 25 feet if not designated on the Major Street Plan, to a setback distance of thirty-five (35) feet on arterial streets and twenty (20) feet for non-arterial streets.
 - (3) In all other cases, no side yard is required if the buildings are built to the side lot line, otherwise at least three (3) feet of side yard width shall be provided.
- (c) Rear yard - When the IM zoned property abuts residentially zoned property, or the properties are separated only there from by an alley or easement, there shall be a rear yard of not less than fifteen (15) feet, and if the building is to be serviced from the rear, then there shall be a rear yard requirement of thirty (30) feet. Unattached buildings of accessory use shall be setback five (5) feet from the utility easement or alley line, whichever is greater.

SECTION 1160 MINIMUM LOT AREA

No minimum lot area required except as needed to meet other requirements herein.

SECTION 1170 MINIMUM LOT WIDTH

No minimum lot width required except as needed to meet other requirements herein.

SECTION 1180 MAXIMUM INTENSITY OF USE

No limitation except as needed to meet other requirements herein.

SECTION 1190 MAXIMUM HEIGHT OF STRUCTURES

No building shall exceed forty (40) feet in height.

CHAPTER 12

IH - HEAVY INDUSTRIAL

- 1200 General Description
- 1210 Permitted Principal Uses
- 1220 Permitted Accessory Uses and Structures
- 1230 Uses Permitted by Special Exception
- 1240 Uses Permitted by Specific Use Permit
- 1250 Minimum Yard Requirements
- 1260 Minimum Lot Area
- 1270 Minimum Lot Width
- 1280 Maximum Intensity of Use
- 1290 Maximum Height of Structures

SECTION 1200 GENERAL DESCRIPTION

This district is intended to accommodate primarily those uses of a manufacturing and industrial nature and secondarily uses which are functionally related thereto such as distribution, storage and processing. Manufacturing and industrial uses having substantial objectionable environmental influences by reason of the emission of odor, heat, smoke, noise or vibration. Light industrial uses are allowed but are considered incidental to the predominantly heavy industrial nature of the district. Certain related structures and uses required to serve the needs of the primary uses are permitted outright or are permissible as special exceptions or a specific use permit subject to restrictions and requirements intended to best fulfill the intent of this ordinance. In addition, certain uses are permitted only as special exceptions or a specific use permit or are prohibited in order to protect such uses from the potentially incompatible characteristics of industrial areas. The uses included may be approved as a Specific Use Permit when located on a 40-acre or larger tract. See Chapter 22.

SECTION 1210 PERMITTED PRINCIPAL USES

Principal uses permitted in the IH Heavy Industrial district are as follows:

- (a) Any use permitted in the IL Industrial Light district.
- (b) Any use permitted in the IM Industrial Moderate Manufacturing and Industrial district.

Use Conditions

1. The uses included when located on a lot which is abutting an R District, shall be screened from the abutting R District by the erection and maintenance of a screening wall or fence along the lot line or lines in common with the R District.

2. Wrecker Service and Storage of Abandoned or Inoperative Vehicles reclaimed from Highway/Streets for 60 days or less, Vehicles shall have a screening wall or fence with a minimum of eight (8) feet in height.
3. All parking areas and drives shall be paved with an All Weather Surface as otherwise required by this Code.

SECTION 1220 PERMITTED ACCESSORY USES AND STRUCTURES

- (a) Dwelling units in connection with permitted or permissible uses or structures provided that:
 - (1) The residential occupation of the premises is specifically required because of the nature of the operations being conducted thereon or for the safekeeping thereof.
 - (2) The dwelling unit is located on the same premises with the use for which it is required.
- (b) Other structures and uses which:
 - (1) Are customarily accessory and clearly incidental and subordinate to permitted principal uses and structures;
 - (2) Are located wholly on the same lot as the permitted principal use or structure, or on a contiguous lot in the same ownership;
 - (3) Do not involve operations not in keeping with the character of the area.
- (d) Signs subject to the provisions of Chapter 15.

SECTION 1230 USES PERMITTED BY SPECIAL EXCEPTIONS

The following uses may be permitted as special exceptions by the Board of Adjustment in accordance with the provisions contained in Chapter 18.

Included Uses

- (a) Temporary borrow pits for fill dirt and top soil.

SECTION 1240 USES PERMITTED BY SPECIFIC USE PERMIT

The following uses may be permitted as Specific Use Permit by the Planning and Zoning Commission and City Council in accordance with the provisions contained in Chapter 22.

- (a) Manufacturing, Heavy

- (1) Abattoir (slaughter house)
- (2) Acetylene Gas Manufacturing in Excess of 15 Pounds Pressure Per Square Inch
- (3) Acid Manufacturing
- (4) Agricultural Chemicals – Manufacturing
- (5) Ammonia, Bleaching Powder or Chlorine Manufacturing
- (6) Animal Rendering
- (7) Arsenals
- (8) Asphalt Manufacturing or Refining
- (9) Blast Furnace
- (10) Bleaching Powder Manufacturing
- (11) Brick, Tile or Terra Cotta Manufacturing
- (12) Butane and Propane Manufacturing/Storage
- (13) Cement, Lime, Gypsum, Plaster of Paris Manufacturing
- (14) Chlorine or Hydrochloric, Nitric, Picric, Sulphurous or
- (15) Sulfuric Acid Manufacturing
- (16) Coal Yard
- (17) Coke Manufacturing
- (18) Compost Yard
- (19) Concrete Brick and Block – Manufacturing
- (20) Creosote Manufacturing or Treatment
- (21) Disinfectant or Insecticide Manufacturing
- (22) Distillation of Bones, Coal, Tar or Wood
- (23) Emery Cloth and Sandpaper Manufacturing
- (24) Explosive Manufacturing or storage
- (25) Fat Rendering
- (26) Fertilizer Manufacturing From Mineral or Organic Materials
- (27) Fireworks Manufacturing or Storage
- (28) Garbage Dump
- (29) Garbage, Offal, or Dead Animal Reduction or Dumping
- (30) Glue, Gelatin or Size Manufacturing
- (31) Guided Missile Manufacturing
- (32) Gum and Wood Chemicals – Manufacturing
- (33) Guns, Howitzers, Mortars, and Related Equipment - Manufacturing
- (34) Incineration, Reduction of Dead Animals, Garbage or Refuse, Offal
- (35) Insecticide Manufacturing
- (36) Iron or Steel Foundry
- (37) Lime, Cement, Plaster of Paris Manufacturing
- (38) Linoleum, Asphalted-felt Base, and Other Hard Surface Floor Cover- Manufacturing
- (39) Lubricating Oils and Grease Manufacturing
- (40) Match Manufacturing
- (41) Oil Reclamation Plants
- (42) Oil Refinery
- (43) Paint, Oil, Varnish or Turpentine Manufacturing

- (44) Paper or Pulp Manufacturing by Sulfide Processes Emitting Noxious Gases or Odors
- (45) Paving Plants
- (46) Petroleum Bulk Storage for Wholesale
- (47) Plastics/Rubber Manufacturing
- (48) Primary Metal Industries, NEC
- (49) Radioactive Service Company
- (50) Railroad Freight Terminal
- (51) Railroad Roundhouse or Shop
- (52) Railroad Yard
- (53) Refining of Petroleum or Other Crude Materials
- (54) Refuse Dump
- (55) Refuse or Trash Transfer Station, All processing and storage shall be within a building or container
- (56) Rendering Plant
- (57) Resource Recovery Facility (all storage and processing within building)
- (58) Rolling/Steel Mill
- (59) Rubber Manufacturing from Crude Materials
- (60) Salt Works
- (61) Sandblasting (outdoor)
- (62) Sawmill
- (63) Slaughtering of Animals
- (64) Smelting
- (65) Soap Manufacturing
- (66) Soda Ash, Caustic Soda and Washing Compound Manufacturing
- (67) Steel Works or Fabrication Plant
- (68) Stockyard
- (69) Stone Cutting and Stone Products Manufacturing
- (70) Structural Clay Products, Manufacturing
- (71) Structural Steel Plants
- (72) Sugar Refining
- (73) Tallow, Grease or Lard Manufacturing or Refining
- (74) Tank Farm, Petroleum
- (75) Tanning, Curing or Storing of Leather and Rawhides or Skins
- (76) Tar Roofing or Tar Waterproofing Manufacturing
- (77) Tar Distillation or Manufacturing
- (78) Tile Roofing Manufacturing
- (79) Trades, Industries, or Uses that have Heavily Objectionable Environmental Influences by Reason of the Emission of Odor, Heat, Smoke, Noise, or Vibration.
- (80) Trash or Refuse Transfer Station, All processing and storage within building or containers
- (81) Turpentine Manufacturing
- (82) Varnish Manufacturing
- (83) Washing Compound Manufacturing
- (84) Wood Preserving

Use Conditions

1. The uses included when located on a lot which is abutting an R District, shall be screened from the abutting R District by the erection and maintenance of a screening wall or fence along the lot line or lines in common with the R District
2. All uses require approval of a Specific Use Permit (see also Chapter 22), and are subject to the following requirements:
 - a. The permitted uses shall not interfere with or detrimentally affect any adjoining or nearby residential properties.
 - b. Traffic circulation shall be reviewed and approved by the City, including the location of ingress and egress points.
 - c. The subject tract of land (proposed development site) shall have either a minimum of 150 feet of frontage on a designated major arterial street or a minimum of 50 feet of frontage on a non-arterial street.

(b) Junk and salvage yards

Establishments primarily providing an open area where wastes or used or secondhand materials are bought, sold, exchanged, stored, processed, crushed or handled. Materials shall include but are not limited to scrap iron and other metals, paper, plastic, rags, rubber tires, salvaged or dismantled vehicles, vehicular parts, wrecked vehicles, bottles and cans.

Use Conditions

1. The use included, when located on a lot abutting any AG, R, O, CG, CH, CN, IL or IM District shall be screened by the erection and maintenance of a screening wall or fence along the lot line or lines in common with the district to be screened.
2. The use included, when located on a lot abutting a street, highway or thoroughfare, shall be screened by the erection and maintenance of a screening wall or fence along the lot line or lines in common with the district to be screened.
3. The piling of junk or salvage materials shall not exceed the height of the required screening wall or fence within 150 feet of the boundary required to be screened.
4. Storage racks which are designed for the stacking of materials, including but not limited to automotive front ends, hoods, doors, quarter panels, etc., which exceed the height of the screening fence, shall be setback a minimum of 25 feet from another abutting zoning district, with the exception of the IH district and from a street, highway or thoroughfare along the lot line or lines in common with another

district other than the IH district, street, highway or thoroughfare, plus two (2) additional feet of setback for every one (1) foot of rack height above 15 feet.

5. Wrecked or damaged vehicles stored in an Auto Pool facility until insurance or other settlements are made shall not be parted or salvaged; however, may be sold or offered for sale on the premises within the screened areas - no display of such vehicles is permitted along street frontages.
6. All parking areas and drives shall be paved with an All Weather Surface as otherwise required by this Code.

(c) Extraction Operations, Mining and Mineral Processing

Extractive operations, mineral processing operations and manufacturing operations which directly utilize minerals at or near the source, includes:

1. Mining and Quarrying: Mining, quarrying or extraction of coal, ores, stone, sand or gravel.
2. Processing of Mineral Products: Crushing, washing, and grading of coal, ore, stone, sand or gravel; manufacture of Portland cement, concrete or asphaltic concrete, at the source of supply of crushed rock, sand, or gravel, for utilization off the premises.

Use Conditions

In granting approval of a Specific Use Permit in accordance with Chapter 22 of this Code for extraction operations, mining and mineral processing uses, the Planning and Zoning Commission and City Council shall consider potential environmental influences, such as dust and vibration, and shall establish in the particular instance, appropriate protective conditions such as setbacks, screening, and method of operation, as will mitigate the adverse affect on proximate land uses.

SECTION 1250 MINIMUM YARD REQUIREMENTS

- (a) Front yard - The depth of the required front yard shall be determined in the following manner. Measured from the centerline of the abutting street, add 1/2 of the right-of-way designated on the Major Street Plan or 25 feet if not designated on the Major Street Plan, to a setback of thirty-five (35) feet on arterial streets and twenty-five (25) feet on non-arterial streets. When a lot has double frontage, the front yard requirements shall be provided on both streets.
- (b) Side yard:

- (1) On the side of an interior lot or the interior side of a corner lot, no side yard is required if the buildings are built to the side lot line, otherwise at least three (3) feet of side yard width is required.
 - (2) On any corner lot, the depth of the required exterior side yard shall be determined in the following manner. Measured from the centerline of the abutting street, add 1/2 of the right-of-way designated in the Major Street Plan, or 25 feet if not designated on the Street Plan, to a setback of thirty-five (35) feet on arterial streets and twenty-five (25) feet on non-arterial streets.
- (c) Rear yard - No rear yard is required if buildings are built to the rear lot line, otherwise at least 3 feet of rear yard depth is required.
- (d) Building Adjacent to Residential Districts - The side and rear yard requirements in (b) and (c) do not apply when the building is adjacent to a residential district. In this case all buildings constructed in an IH zone shall be at least 50 feet from the boundary of any residential district.

SECTION 1260 MINIMUM LOT AREA

No minimum lot area required except as needed to meet other requirements herein.

SECTION 1270 MINIMUM LOT WIDTH

No minimum lot width required except as needed to meet other requirements herein.

SECTION 1280 MAXIMUM INTENSITY OF USE

No limitation except as needed to meet other requirements herein.

SECTION 1290 MAXIMUM HEIGHT OF STRUCTURES

- (a) Buildings up to 40 feet in height are permitted outright.
- (b) Buildings in excess of 40 feet in height, provided there is an increase of one (1) foot inside, front and rear yards over the minimum front, rear and side yard requirements for each additional three (3) feet of height.

CHAPTER 13

PUD - PLANNED UNIT DEVELOPMENT

- 1300 General Description and Purpose
- 1310 Types of Planned Unit Developments
- 1320 Uses Permitted Generally
- 1330 Uses Permitted by Special Exception
- 1340 Prohibited Uses
- 1350 Area Regulations and Setbacks
- 1360 Intensity of Use
- 1370 Maximum Area of Commercial Uses in PUD-R Districts
- 1380 Off-Street Parking and Loading Requirements
- 1390 Administrative Application and Review Process

SECTION 1300 GENERAL DESCRIPTION AND PURPOSE

The intent of the Planned Unit Development district is to derive the benefits of efficiency, economy and flexibility by encouraging unified developments of a site, while also obtaining the advantages of creative site design, improved appearance, compatibility of uses, optimum service by community facilities, and better functioning of vehicular access and circulation. It is the intent of this Code to allow development of sites subject to specific regulations concerning permitted uses, but only subject to regulations concerning lot area, building coverage, yard spaces, and building height in so far as the City Council shall deem appropriate to fulfill the intent of this Code and the Comprehensive Plan.

SECTION 1310 TYPES OF PLANNED UNIT DEVELOPMENTS

Two types of Planned Unit Developments accommodating primarily residential or non-residential uses are allowed as follows:

- (a) PUD-R Planned Unit Development - Residential.

The PUD-R district is intended to accommodate primarily residential uses, with nonresidential uses integrated into the design of such districts as secondary uses.

- (b) PUD-C Planned Unit Development - Commercial.

The PUD-C district is intended to accommodate primarily non-residential uses, with residential uses integrated into the design of such districts as secondary uses.

SECTION 1320 USES PERMITTED GENERALLY

The types of residential dwelling units, and the types of non-residential uses allowed to be established in these districts increase with increasing site size, based upon the premise that increased site size will allow proper design including functional interrelations, buffer treatments, separating uses with potentially incompatible characteristics of use, design of access pattern:, and relationship of uses within such planned unit developments with uses in adjacent districts. It is the intent of this Ordinance that such design and planning features be incorporated properly into any PUD district hereafter created, and that the Planning and Zoning Commission and City Council may consider the existence and appropriateness of such features before any amendment to the zoning map is adopted to create such a district. The permitted principal uses for various site sizes and types of PUD districts are the uses enumerated for the zoning districts listed below.

<u>Site Size in Acres</u>	<u>PUD-R</u>	<u>PUD-C</u>
Less than 20	RM-1	CG
20 to less than 50	RM-1, CN	CG
50 to less than 80	RM-1, CG	CG, IL
80 or more	RM-1, CG	CG, IM, IH

When uses for more than one district are permitted, the uses of the less restrictive district are permitted.

Accessory uses and structures may be permitted as for the least restrictive districts indicated in above for any specific site size.

SECTION 1330 USES PERMITTED BY SPECIAL EXCEPTION

No special exception actions are required to establish any specific use. Uses normally by special exception in the least restrictive districts indicated in Section 1320 above for any specific site size may be permitted, provided however, that the Planning and Zoning Commission and City Council shall ascertain that the affects and benefits usually derived from safeguards and conditions normally imposed upon special exceptions will substantially be met by the terms of the proposed planned unit development.

SECTION 1340 PROHIBITED USES

All uses not specifically permitted as principal or accessory uses or special exceptions for the least restrictive districts indicated in Section 1320 above for any specific site size are prohibited in a PUD district.

SECTION 1350 AREA REGULATIONS AND SETBACKS

No minimum lot area is required for any specific structure, however, minimum site size to accommodate specific uses shall be erected within twenty-five (25) feet of any external lot line of

any planned unit development, except for PUD of one or less where a ten (10) feet setback from external lot lines shall be observed. Minimum lot width, yard sizes, floor area ratio, and maximum height are not otherwise regulated within PUD districts, provided however, that the Planning and Zoning Commission and City Council ascertain that the characteristics of the building sites shall be appropriate as related to structures within the planned unit development and otherwise fulfill the intent of this Code and the Comprehensive Plan.

SECTION 1360 INTENSITY OF USE

All PUDs should be of an intensity of development which does not exceed that set forth for the site in the Comprehensive Plan.

SECTION 1370 MAXIMUM AREA OF COMMERCIAL USES IN PUD-R DISTRICTS

The PUD-R districts in which commercial uses are permitted, the site area and total gross area of such commercial uses shall not exceed the percentages listed below as related to gross floor area of all structures within the PUD at any time.

<u>Total PUD Site Size in Acres</u>	<u>Maximum Percentage of Site Area for Commercial and Office Structures or Uses</u>	<u>Maximum Allowable Gross Floor Area for Commercial and Office Structures or Uses</u>
Less than 20	0	0
20 but less than 50	20%	50%
50 but less than 80	30%	50%
80 or more	40%	50%

SECTION 1380 OFF-STREET PARKING AND LOADING REQUIREMENTS

Off-Street Parking and Loading spaces for any specific use shall be provided in conformance with the requirements of Chapter 14 Off-Street Parking and Loading Requirements. Required spaces may be provided on the lot containing the dwelling units or other uses for which it is designed and located so as to be accessible to the use it is intended to serve. Provisions for the ownership and maintenance of common parking areas adequate to, insure its continuity and conservation, shall be incorporated in the subdivision plat, and in compliance with the provisions of Section 1690.3 (e) below.

SECTION 1390 ADMINISTRATIVE APPLICATION AND REVIEW PROCESS

1390.1 General

The public interest in adequate site design, access, and community facilities and amenities will be primarily to the PUD request.

The establishment of a PUD district shall be by amendment to the zoning map, accompanied by certain sureties that the development will be in harmony with the intent of this Code; and, will be defended. Application for amendment to establish a PUD district shall be subject to the provisions in Chapter 19 , and in addition, the procedures described below shall apply. It is the intent of this Ordinance that the public interest will be served not only by consideration of those specific criteria set forth herein, but also by consideration of the total anticipated effect of the planned unit development upon the community at large.

The provisions of the PUD district represent an option for appropriate quality design, and in return for a degree of design flexibility granted thereby, the applicant for amendment to PUD district classification, by requesting the PUD designation and making application therefore shall agree to furnish information about the proposed development, and later to abide by certain conditions and safeguards as may be imposed by the City Council in establishing such developments. To that end the regulations set forth herein are minimum requirements and it is the intent of this Code that the City Council may impose conditions and safeguards in excess of or in addition to the specific requirements set forth herein, and that guarantee of meeting the minimum requirements set forth herein does not per se create an indication that an applicant should be entitled to such an amendment, and notice is hereby given to that effect.

1390.2 Pre-application Conference

The applicant is encouraged to communicate his intentions to establish a Planned Unit Development, and the proposed characteristics thereof. The Planning and Zoning Commission and its staff prior to initiating an application for amendment may hold a pre-application conference. The intent of the conference is for the benefit of the applicant as to avoid undue delay in the review process after initiating such an application, and in order to facilitate review of materials which may be in preliminary form, and in order to avoid unnecessary expense in pre-application of materials in final form which may later be found to be unacceptable or incomplete.

1390.3 Site Development Plan

The applicant shall submit a site development plan to the Planning and Zoning Commission and City staff for review which shall be similar in content and format to a preliminary plat required for review by the Subdivision Regulations of the City of Eufaula, Oklahoma. In addition, the site development plan shall provide the following graphic and written information:

- (a) The Site Plan shall show:
 - 1. Proposed location of uses, including off-street parking, open spaces and public uses;
 - 2. Public and private vehicular and pedestrian circulation;
 - 3. The approximate intensity of residential uses expressed in number of dwelling units and the approximate intensity of non-residential uses expressed in floor area, allocated to each identifiable segment of the Planned Unit Development;

4. Proposed screening and landscaping;
5. Proposed location, height and size of any ground sign;
6. Sufficient surrounding area to demonstrate the relationship of the PUD to adjoining uses, both existing and proposed;
7. Other information the Planning and Zoning Commission or City staff may deem necessary to properly evaluate the proposal.

(b) Written information shall include:

1. An explanation of the character of the PUD;
2. The expected schedule of development, including all phasing;
3. In a proposed PUD-R the number of acres devoted to residential, commercial, industrial and other non-residential uses to assure compliance with Section 1370 above;
4. Development standards for the location, height, setback and size of buildings and other structures;
5. Other information the Planning Commission or its staff may deem necessary to properly evaluate the proposal.

(c) Planning and Zoning Commission Action

After the public hearing as provided for in Chapter 19, the Planning and Zoning Commission shall make its recommendation to the City Council. In making its recommendation the Planning and Zoning Commission shall consider at least the following factors:

1. Whether the PUD is consistent with the Comprehensive Plan;
2. Whether the PUD harmonizes with the existing and expected development of surrounding areas;
3. Whether the PUD is a unified treatment of the development possibilities of the project site;
4. Whether the PUD is consistent with the stated purposes and standards of this Section.

(d) City Council Action

Upon receipt of the application, the site development plan with specific information as required under Section 1390.3 (c) above, and Planning and Zoning Commission recommendation, the City Council shall hold a hearing and review the proposal according to the procedures outlined. Upon approval of the application by the City Council, the zoning map shall be amended to reflect the zoning designation PUD as appropriate, and the applicant shall be authorized to process a subdivision plat incorporating the provisions of the approved specific site development plan.

(e) Planned Unit Development Plat

A Planned Unit Development subdivision plat shall be filed with the Planning and Zoning Commission and shall be processed in accordance with the Subdivision Regulations, and, in addition to the requirements of the Subdivision Regulations shall include:

1. Details as to the location of uses and street arrangement.
2. Provisions for the ownership and maintenance of the common open space adequate to reasonably insure is continuity and conservation. Open space may be dedicated to a private association or to the public, provided that a dedication to the public shall not be accepted without the approval of the City Council after the recommendation of the Planning and Zoning Commission.
3. Such covenants adequate to reasonably insure that continued compliance with the approved site development plan. The Planning and Zoning Commission and the City Council may require covenants which provide for detailed site plan review and approval by the City Council prior to the issuance of any building permits within the PUD. In order that the public interest may be protected, the City of Eufaula shall be made beneficiary of covenants pertaining to such matters as location of uses, height of structures, setbacks, screening and access. Such covenants shall provide that the City of Eufaula may enforce compliance therewith, and shall further provide the amendment of such covenants shall require the filing of a record of written amendment to the covenants approved by the Planning and Zoning Commission and the City Council.

(f) Issuance of Building Permits

After the filing of an approved PUD subdivision plat and the submittal of a detailed development schedule including specifics about the phasing of development and the percentage of construction to be completed before the platting of a particular phase, to be at the discretion of the City Council, and notice to the Building Inspector, no building permits shall be issued on lands within the PUD except in accordance with the approved plat and development schedule.

(g) Amendments of a PUD

Minor changes in the PUD may be authorized by the Planning and Zoning Commission and the City Council which may direct the processing of an amended subdivision plat, incorporating such changes, so long as a substantial compliance is maintained with the site development plan and the progress and standards of the PUD provisions hereof. Changes which would represent a significant departure from the site development plan shall require compliance with the notice and procedural requirements of an original Planned Unit Development. It shall be the duty of the City Manager to determine whether any specific request shall be considered a major or minor change, but this decision may be reversed when reviewed by the Planning and Zoning Commission and the City Council. If it is determined that a major change is requested then a new application will be processed in accordance with the provisions of Chapter 19 of this Ordinance.

(h) Failure to Begin, Complete or Make Adequate Progress

If there is failure to begin, complete, or make adequate progress as agreed upon in the approved site development plan, detailed development schedule and subdivision plat, after the recommendation of the Planning and Zoning Commission, the City Council may change the zoning classification of the planned unit development in accordance with the provisions of Chapter 22, and thus terminating the right of the applicant to continue development or may initiate action to charge the developers with specific violation of this Code subject to the penalties set forth or any appropriate combination of the above.

(i) Abandonment

Abandonment of a Planned Unit Development shall require the City Council approval, after recommendation by the Planning and Zoning Commission, of an application for amendment to the zoning map repealing the zoning designation of a PUD-R or PUD-C, as appropriate. At the same time the City Council, after recommendation by the Planning and Zoning Commission and appropriate public notice and hearing shall design a new zoning district designation to the land previously in the PUD.

(j) Fee

At the time application is made to the City of Eufaula such application will be accompanied by a fee as set by resolution by the City Council in the fee schedule.

CHAPTER 14

OFF -STREET PARKING AND LOADING REQUIREMENTS

- 1410 Applicability of Requirements
- 1420 General Requirements
- 1430 Setbacks
- 1440 Design Standards for Off-Street Parking Areas
- 1450 Design Standards for Off-Street Loading Areas
- 1460 Prohibited Off-Street Parking and Loading Areas
- 1470 Off-Street Parking and Loading Requirements for Various Types of Uses

SECTION 1410 APPLICABILITY OF REQUIREMENTS

The off-street parking and off-street loading facilities whether they are principal uses, accessory uses, or a minimum requirement of the initiation, enlargement, or change of use, shall meet the requirements of this Chapter as follows:

- (a) For all buildings and structures erected and all uses of land established after the effective date of this Code, parking and loading facilities shall be provided as required for the particular use by this Chapter.
- (b) When the intensity of use of any building, structure, or premise shall be increased through the addition of dwelling units, floor area, seating capacity, or other units of measurement specified herein for required parking or loading facilities, parking and loading facilities as required herein shall be provided for such increase in intensity of use.
- (c) Whenever the existing use of a building or structure shall hereafter be changed to a new use, parking and loading facilities shall be provided as required for such new use. However, if the existing use is nonconforming as to parking requirements, then parking requirements for a change in use shall be governed by Chapter 16 Parking and Loading Nonconformities.
- (d) Accessory off-street parking and loading facilities in existence on the effective date of this Code and located on the same lot as the building or use served shall not hereafter be reduced below, or if already less than, shall not be further reduced below the requirements for a similar new building or use under the provisions of this Code.

SECTION 1420 GENERAL REQUIREMENTS

- (a) Space allocated to any required off-street loading berth shall not be used to satisfy the space requirements for any off-street parking facilities. Space allocated to any required off-street

parking shall not be used to satisfy the space requirements for any off-street loading facilities.

- (b) Within the front and exterior side yards in the RM districts, not more than two vehicles shall be parked for each 600 square feet of area contained in the front or exterior side yards.
- (c) Required off-street parking spaces and required off-street loading berths shall not be used for the storage, sale, dismantling, or servicing of any vehicle, equipment, materials, or supplies.
- (d) Required off-street parking spaces and required off-street loading berths shall be located on the lot containing the use for which the required spaces or berths are to be provided.
- (e) Required enclosed off-street parking and loading areas shall meet the minimum yard requirements of the zoning district in which located, except that enclosed off-street parking and loading areas which are required, shall not be included in the computation of permitted floor area.
- (f) The capacity of an off-street parking area shall be the number of parking spaces, having minimum required dimensions, that are located thereon in such a manner that each space can be entered without passing through another space, except in the RS, RD, RMHP and AG districts, where access may be obtained through another parking space.
- (g) Required off-street parking surfacing shall be completed prior to the initiation of the use. A time extension may be granted upon application to the Board of Adjustments.

SECTION 1430 SETBACKS

- (a) Off-street loading areas shall not be located within 50 feet of any abutting property which is within an R district unless it's wholly within an enclosed building or screened on all sides abutting the R district by a screening wall or fence.
- (b) Unenclosed off-street parking and loading areas shall be set back from abutting streets as see forth in Table 1 below.

Table 1 Off -Street Parking and Loading Area Setbacks From Center line of Abutting Streets*

Parking Area
1 to 5 Spaces

In an R district

Accessory to a dwelling	28 ft.	35 ft.	NA
Accessory to another use	40 ft.	50 ft.	50 ft.
Not in an R district, but within 50 feet of an R district	40 f t.	50 ft.	50 ft.

*If the right-of-way width designated on the Major Street Plan exceeds 50 feet, add 1/2 of the amount by which the designated right-of-way exceeds 50 feet.

SECTION 1440 DESIGN STANDARDS FOR OFF-STREET PARKING AREAS

- (a) A required off-street parking space shall be at least 9 feet in width and at least 20 feet in length exclusive of access drives or aisles. Such space shall have a vertical clearance of at least 6 feet 6 inches.
- (b) Each required parking space shall be accessible from a public street without passing through another required space and no maneuvering incidental to parking shall be on any public street, except the RS, RD and AG districts.
- (c) Lighting used to illuminate an off-street parking area shall be so arranged as to direct the light away from properties within an R district which do not contain uses for which the parking is being provided.
- (d) Unenclosed off-street parking areas shall be surfaced with an all weather asphalt or concrete material or its equivalent material designed to carry the maximum load normally expected on that surface.
- (e) Unenclosed off-street parking areas which are principal uses shall be screened by the erection of a screening wall or fence on the lot line or lines in common with an R district. Unenclosed off-street parking areas, containing 6 or more spaces, which are accessory to uses not required to provide screening shall be screened by the erection of a screening wall or fence on the lot line or lines in common with an RS district, provided that if the parking area is located more than 50 feet from the RS lot line or lines, the screening requirement shall not apply.

SECTION 1450 DESIGN STANDARDS FOR OFF-STREET LOADING AREAS

- (a) Unless otherwise specified, a required off-street loading berth shall be at least 10 feet in width, 30 feet in length, exclusive of aisles, and shall have a vertical clearance of at least 14 feet.
- (b) Required off-street loading berths shall be provided access to and from a public street or alley by an access drive of at least 12 feet in width designed to permit convenient access by semi-trailer trucks.

- (c) Unenclosed off-street loading areas shall be surfaced with an all weather material.
- (d) Unenclosed off-street loading berths shall not be located within 50 feet of any property in an R district unless it is screened on all sides abutting the R district by a screening wall or fence.
- (e) Lighting used to illuminate an off-street loading area shall be so arranged as to direct the light away from the properties within an R district which do not contain uses for which the loading area is being provided.

SECTION 1460 PROHIBITED OFF-STREET PARKING AND LOADING AREAS

Off-Street Parking and-Loading is prohibited except in properly prepared off-street parking and loading spaces meeting the requirements of this Chapter.

SECTION 1470 OFF-STREET PARKING AND LOADING REQUIREMENTS FOR VARIOUS TYPES OF USES

<u>Uses</u>	<u>Parking Spaces</u>	<u>Loading Berths</u>
Airport	1 per each 500 sq. ft. of enclosed passenger terminal area.	1 per 2,000 to 40,000 sq. ft. of floor area, plus 1 per additional 100,000 sq. ft.
Public Protection and Utility Facilities	None	None
Aquarium, art gallery, museum, planetarium, and cultural facility NEC	1 per 800 sq. ft. of floor area	1 per 10,000 to 200,000 sq. ft. plus 1 per each 200,000 sq.ft. of floor area
Children's Nursery	1 per 5000 sq. ft. plus 1 per State required employee of floor area.	None
Church	1 per 40 sq. ft. of chapel or sanctuary floor area.	1 per 10,000 to 200,000 sq. ft. plus 1 per each additional 200,000 sq. ft. of floor area

College, University	1 per 600 sq. ft. of classroom floor area plus 1 per 4 dormitory beds plus 1 per 4 stadium seats	1 per 10,000 to 200,000 sq. ft. plus 1 per each additional 200,000 sq.ft. of floor area
Community Center	1 per 500 sq. ft. of floor area.	1 per 10,000 to 100,000 sq. ft. plus 1 per each additional 100,000 sq. ft.
Emergency and Protective Shelter	1 per 1,000 sq. ft. of floor area.	1 per 10,000 to 100,000 sq. ft. plus 1 per each additional 100,000 sq. ft. of floor area.
Golf Course	5 per green plus 1 per 400 sq. ft. of club house floor area.	1 per 10,000 to 100,000 plus 1 per each additional 100,000 sq. ft. of floor area
Hospital	1 per bed.	1 per 10,000 to 100,000 sq. ft. plus 1 per each additional 100,000 sq. ft. of floor area.

Library	1 per 500 sq. ft. of floor area.	1 per 10,000 to 200,00 sq. ft. plus 1 per each additional 200,000 sq. ft. of floor area.
Private Club	1 per 400 sq. ft. of floor area.	1 per 10,000 to 100,000 sq. ft. plus 1 per each additional 100,000 sq. ft. of floor area.
Public Park	1 per 4 stadium seats plus 1 per 500 sq. ft. of community center or recreation building plus 1 per 300 sq. ft. of pool area.	1 per 10,000 to 100,000 sq. ft. plus 1 per each additional 100,000 sq. ft. of floor area.
Public Tennis Court	2 per court, plus 1 per 400 sq. ft. of club house area.	1 per 10,000 to 100,000 sq. ft. plus 1 per each additional 100,000 sq. ft. of floor area.
Residential Treatment Center and Transitional Living Center	1 per each 1,000 sq. ft. of floor area.	1 per 10,000 to 100,000 sq. ft. plus 1 per each additional 100,000 sq. ft. of floor area.
Schools Elementary & Junior High	1 per 1,200 sq. ft. of floor area.	1 per 10,000 to 200,0 sq. ft. plus 1 per each additional 200,000 sq. ft. of floor area.
Senior High	1 per 800 sq. ft. of floor area plus 1 per 4 stadium seats.	1 per 10,000 to 200,000 sq. ft. plus 1 per each additional 200,000 sq. ft. of floor area.
Single-family detached dwelling, neighborhood group home and foster home	2 per dwelling unit.	None
Duplex dwelling	2 per dwelling unit.	None
Convent, Monastery and Novitiate	1 per 1,000 sq. ft. of floor area.	1 per 10,000 to 200,000 sq. plus 1 per each additional 200,000 sq. ft. of floor area.

Elderly/Retirement	.75 per dwelling unit.	None
Community Group Home	1 per 900 sq. ft. of floor area.	None
Fraternity or Sorority House	1 per 2 beds.	1 per 10,000 to 200,000 sq. ft. plus 1 per each additional 200,000 sq. ft. of floor area.
Life Care Retirement Center	.75 per dwelling unit and .35 per nursing center bed.	1 per 10,000 to 200,000 sq. ft. plus 1 per each additional 200,000 sq. ft. of floor area.
Mobile Home	2 per each mobile home dwelling unit.	None
Multi-family Dwelling	1.5 per efficiency or 1 bedroom dwelling unit. 2 per 2 or more bedroom dwelling unit.	None
Nursing Home	.35 per nursing center bed.	1 per 10,000 to 100,000 sq. ft. plus 1 per each additional 100,000 sq. ft. of floor area.
Rooming/ Boarding House	1 per 2 beds.	1 per 10,000 to 200,000 sq. ft. plus 1 per each additional 200,000 sq. ft.
Townhouses	1.5 per efficiency or 1 bedroom dwelling unit. 2 per 2 or more bedroom dwelling unit.	None
Funeral Home	1 per 40 sq. ft. of assembly floor area plus 1 per 300 sq. ft. of non-assembly floor area.	1 per 10,000 to 100,000 sq. ft. plus 1 per each additional 100,000 sq. ft. of floor area.
Office NEC	1 per 300 sq. ft. of floor area.	1 per 10,000 to 100,000 sq. ft. plus 1 per each additional 100,000 sq. ft. of floor area.

Medical & Dental Offices, Clinics & Laboratories	1 per 250 sq. ft. of floor area.	Same as above
Entertainment and/or Drinking Establishments Other than theater	1 per 75 sq. ft. of floor area.	1 per 5,000 to 10,000 sq. ft., plus 1 per each additional sq. ft. of floor area.
Eating Establishments	1 per 100 sq. ft. of floor area.	1 per 5,000 to 10,000 sq. ft. plus 1 per each additional 15,000 sq. ft. of floor area.
Motion Picture Theater	1 per 4 seats.	1 per 5,000 to 10,000 sq. ft. plus 1 per each additional 15,000 sq. ft. of floor area.
Retail Trade and Service Establishments	1 per 225 sq. ft. of floor area.	1 per 5,000 to 25,000 sq. ft., plus 1 per each additional 25,000 sq. ft. of floor area.
Antique and Furniture Stores	1 per 300 sq. ft. of floor area.	1 per 5,000 to 25,000 sq. ft. plus 1 per each additional 25,000 sq. ft. of floor area.
Trade or Service Establishments	1 per 400 sq. ft. of floor area.	1 per 5,000 to 25,000 sq. ft. plus 1 per each additional 25,000 sq. ft. of floor area.
Agriculture Implements, Automotive, Camper, Mobile home, Motorcycle & Truck Sales	1 per 600 sq. ft. of floor area plus 1 per 1,000 sq. ft. of open air display or service area.	1 per 5,000 to 10,000 sq. ft. plus 1 per each additional 15,000 sq. ft. of floor area.
Automobile Rental and Vehicle Repair	1 per 600 sq. ft. of floor area.	None

Auto Wash	None	None
Mini-Storage	1 per 5,000 sq. ft. of floor area.	None
Drive-in Restaurants	None or	1 per 5,000 to 25,000 sq. ft. of floor area plus 1 per each additional 25,000 sq. ft. of floor area.
Hotel, Motel	1 per sleeping room plus 1 per 225 sq. ft. of accessory facilities such as card shop, flower shop, barber and beauty shops, etc., and 1 per 100 sq. ft. for accessory facilities such as restaurants and taverns.	1 per 40,000 to 150,000 sq. ft. plus 1 per each additional 150,000 sq. ft. floor area, plus 1 per 5,000 to 25,000 sq. ft., plus 1 per each 25,000 sq. ft. of accessory facilities.
	All Billiard Parlor through Commercial Recreation require the following:	
Billiard Parlor, Bowling Alley, Gymnasium, Health Club, Racquetball Club, Rifle Range (enclosed), Skating Rink, Slot Car Track, Swimming Pool (enclosed) Tennis Club, Video Games, Enclosed Commercial Recreation Establishments, NEC	1 per 225 sq. ft. of floor area.	1 per 5,000 to 25,000 sq. ft. plus 1 per each additional 25,000 sq. ft. of floor area.

Golf Driving Range	1 per tee.	None
Drive- in Theater	None	None
Uses providing spectator seating such as stadiums, arenas, rodeo grounds	1 per 4 seats.	1 per 5,000 to 25,000 sq. ft. plus 1 per each additional 25,000 sq. ft. of floor area.
Other Uses	As determined case by case by Board of Adjustment.	
Warehousing, NEC Wholesale Establishments NEC, Trucking Establishments, Truck Rentals	1 per 5,000 sq. ft. of floor area.	1 per 5,000 to 25,000 sq. ft. plus 1 per each additional 5,000 sq. ft. of floor area.
Mining and Quarrying, Processing of Mineral Products i.e., washing, crushing, grading or manufacture of Portland Cement, concrete, or asphalt	1 per 1,000 sq. ft. of floor area	None
Manufacturing and Industry, NEC	1 per 1,000 sq. ft. of floor area	1 per 2,000 to 40,000 sq. ft. of floor area, plus 1 per 40,000 to 100,000 sq. ft. of floor area, plus 1 per each additional 100,000 sq. ft. of floor area

CHAPTER 15

SIGN CODE

1500	PURPOSE
1505	GENERAL LOCATION REQUIREMENTS
1510	GENERAL USE CONDITIONS
1515	AGRICULTURE DISTRICT USE CONDITIONS
1520	RESIDENTIAL DISTRICT USE CONDITIONS
1525	OFFICE DISTRICT USE CONDITIONS
1530	COMMERCIAL AND INDUSTRIAL DISTRICT USE CONDITIONS
1535	OTHER SIGNS
1540	BANNERS, PORTABLE AND PROMOTIONAL SIGNS
1545	PERMIT PROCESS
1550	PENALTIES
1555	DEFINITIONS
1560	PROHIBITED SIGNS
1565	EXEMPT SIGNS
1570	GENERAL SIGN VARIANCE
1575	OFF-SITE ADVERTISING VARIANCE

1500 PURPOSE

1. To provide for the appropriate use and location of signs in a manner that will not adversely affect or impact property values, compatibility of land use, community appearance and identity, and to otherwise promote the general welfare, public safety, convenience and order to the City of Eufaula.
2. To establish standards and guidelines for the design, erection and installation of signs and other visual communication devices so that the City of Eufaula may appear orderly and to prevent the needless clutter in appearance within the City by signs unreasonable in number, location, area and illumination.
3. To provide for the issuance, revocation, inspection and identification of signs within the City.
4. To provide for the removal of any sign that is in violation of or nonconformance with the intent and purpose of this Code

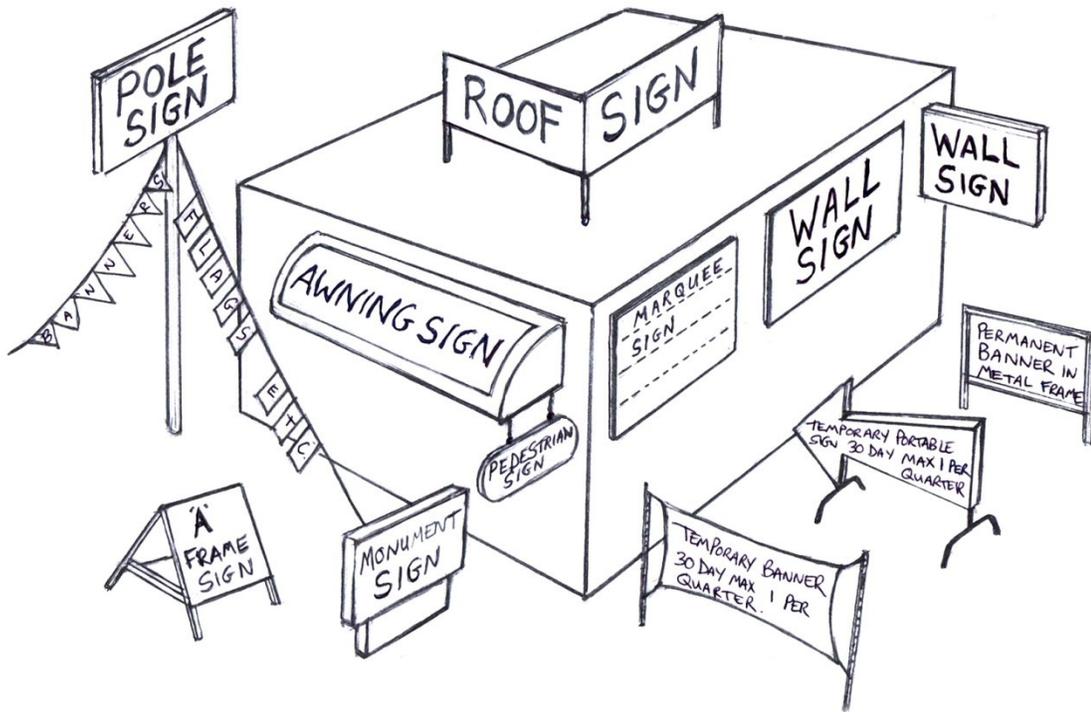
1505 GENERAL LOCATION REQUIREMENTS

1. Street Setback – No sign or portion thereof shall be permitted in the right-of-way of any street or area designated in the most recently adopted Eufaula Major Street and Highway

Plan as a future street under any circumstances except authorized traffic signals, signs or devices.

2. Intersection Setback – No sign shall be located less than thirty-five (35) feet from the intersection of the pavement of two (2) streets or from the intersection of street pavement and a railroad track. The point of intersection shall be measured from the edge of the paving.
3. Traffic Signal Clearance – No sign shall be located in such a manner as to obstruct or obscure or in any manner interfere with any traffic signal light or public warning sign.
4. Obstruction of View – Signs when located in such a manner so as to prevent any motorists from obtaining a clear view of approaching vehicles for a distance of five hundred (500) feet along any public right-of-way are prohibited.
5. No business sign shall be located within fifty (50) feet of an R district or City of Eufaula Park if visible from such district.
6. All permanent ground signs shall maintain separation of fifty (50) feet from any other ground sign.
7. All permanent ground signs shall install a landscaped area at the base of the sign equal to the area of the sign, if located outside the Downtown Historical District.
8. No signage of any kind shall be affixed to any type of Utility Pole, Line, Fence, Tree, Wire, Transformer, Mailbox or similar device or structure.

SIGN TYPES



1510 GENERAL USE CONDITIONS

1. For the purpose of display surface area calculations, where a lot abuts more than one public street, that street frontage which is the larger shall be used.
2. Only one side of a double-faced sign shall be included in the computation of display surface area. Double-sided signs may be separated, as long as the interior angle formed by the intersection of the two display surfaces does not exceed thirty (30) degrees.
3. Illumination, if any shall be by constant light. No signs with flashing lights/strobes or similar feature are permitted.
4. The following signs shall not be prohibited by this Code if located outside the right of way, and further will not be included in the computation of display surface area for other permitted signs:
 - a. Nameplates, attached to the face of the wall and not exceeding two (2) square feet in surface area.
 - b. On-Site Temporary real estate signs on said property, indicating that said property is for sale or rent.

- c. On-Site Temporary construction signs, which are faced to display along arterial street frontages, and not exceeding one-half square foot per linear foot of arterial street frontage; however such temporary construction signs shall be restricted to thirty-two (32) square feet of display area.
 - d. Signs which are not visible from the public street.
 - e. Tablets built into the wall of a building or other structure being used for inscriptions, memorials, or similar historic or dedicatory purpose.
 - f. Non-Commercial signs of warning, directive, or instruction nature erected by a public agency, franchised transportation, utility company, or governmental agency.
 - g. Legal notices required by law to be posted.
 - h. Election campaign signs, if erected not more than sixty (60) days prior to an election and removed within seven (7) days following the election and not exceeding thirty-two (32) square feet of display surface area (additional restrictions provided in Section 1535).
 - i. Signs, which are attached by the manufacturer and function as labels.
 - j. Signs located on accessory equipment or structures, which identify the manufacturer, make or model, and which are limited to fifteen (15) square inches or less for each piece of equipment or structure. By way of example, such equipment may include, but not be limited to, satellite dishes, air conditioners, fence components and similar items.
 - k. Street address numbers painted on the structure or curb at the property owners' discretion approximately 3" tall and readable from the abutting street.
 - l. Sign(s) painted or posted on the glass surface of windows or doors and pertaining to the business conducted therein.
5. Signs that have not been issued a sign permit by the City of Eufaula shall not be located in any zoning district of the City of Eufaula, provided that signs which were legally permitted by the previous sign regulations prior to the adoption of this ordinance, or signs which were permitted by the County under previous regulations prior to annexation may continue to exist and receive ordinary maintenance unless and until the use of the sign is discontinued for a period of six (6) months, or the structure of the sign is damaged or destroyed in excess of fifty (50) percent of its value, at which time such sign must fully comply with the requirements of this ordinance. Banners, Portable and Promotional signs are covered in Section 18.9.
6. Permanent use of a Temporary Portable Signs shall not be allowed in any zoning district.

7. No sign containing facsimiles of traffic control devices of any sort shall be located within one hundred (100) feet of the point of intersection of two (2) or more public streets. No revolving red or blue lights shall be allowed. No sign containing light shall exceed an illumination of seventy (70) foot candles as measured at a two (2) foot distance from the source of illumination.
8. Signs in Planned Unit Developments (PUD) shall be governed by this Code, but may be modified by the express terms of the PUD.
9. INSPECTIONS: As part of the sign permit process, the permittee shall notify the City Manager or his designee, who shall inspect such signs and approve the same as if it is in compliance with the provisions of this ordinance
10. ALTERATIONS: A lawful sign that was erected with a sign permit before the adoption of this ordinance shall not be rebuilt, refurbished, revised or relocated without conforming to the requirements set forth herein.
11. MAINTENANCE: All signs, together with all their supports, braces, guys and anchors, shall be kept in good repair and in a proper state of preservation. The City Manager or his designee may order the removal of any sign that is not maintained in accordance with the provisions of this ordinance.
12. REMOVAL OF CERTAIN SIGNS: Any unlawful sign (without a sign permit) in the City of Eufaula and those signs which no longer advertises a bona fide business being conducted, or a product being sold, shall within thirty (30) days after written notification from the City Manager or his designee be taken down and removed by the owner, agent or person having the beneficial use of the building or structure upon which such sign may be found. See section 1510, 4-(v).
13. OBSCENE MATTER: It shall be unlawful for any person to display upon any sign or other advertising structure any obscene, indecent or immoral matter, and is subject to immediate removal at the direction of the City Manager or his designee.
14. ENFORCEMENT OF UNLAWFUL OR UNSAFE SIGNS: The violation of any provision of this Ordinance shall be a municipal offense and shall be subject to a maximum \$500 fine. Every day of violation shall be a separate and distinct offense. If a City of Eufaula Code Enforcement Officer, or other employee designated by the City Manager to enforce provisions of the Ordinance, shall find that any sign or other advertising structure regulated by this Ordinance is unsafe or insecure, or is a nuisance to the public or has been constructed or erected or is being maintained in violation of this Ordinance, he or she shall have the authority to issue a Notice to Appear citation. In addition to the issuance of a Notice to Appear citation, the City shall have the authority to cause the removal of the unlawful sign and to have the reasonable costs of such removal, and related administrative cost, assessed against the property where the unlawful sign was located.

15. For unlawful signs located on City property, the right-of-way shown on the City of Eufaula Major Street Plan and/or City easements, including signs in violation of this Ordinance, the City Code Enforcement Officer, or other employee designated by the City Manager, shall have the authority to immediately remove said sign.
16. No placards, leaflets, handbills or other similar signs shall be placed on the exterior wall or window of any building or public property in any district. All persons placing such materials, and all occupants and owners of buildings upon which such materials are placed shall be responsible for violation of this ordinance and punishable under this ordinance.

1515 AGRICULTURE DISTRICT USE CONDITIONS

1. Signs as a Principal Use are not allowed in the Agricultural District.
2. Signs as Accessory Use are subject to the following conditions:
 - a. Business signs may only be erected on a lot upon which a business is located, advertising products or services available on the property where the sign is located. All signs erected on such lots shall be oriented to be read from such highways and meet all state and federal regulations.
 - b. The maximum display surface of ground signs shall be limited to an aggregate of one (1) square foot of display area per each lineal foot of street frontage, provided that no single sign shall exceed three hundred (300) square feet.
 - c. A minimum five hundred (500) feet spacing shall be maintained between signs except in the case of back-to-back signs, v-shaped signs subject to Section 1505, or signs separated by a building or other obstruction.
 - d. A ground sign shall not exceed thirty (30) feet in height, measured from the mean curb level of the lot upon which it is erected, unless in addition to the minimum setbacks prescribed in Section 1505 General Location Requirements, the sign is setback one (1) foot for each foot of height exceeding thirty (30) feet provided the sign shall not exceed fifty (50) feet regardless of setback. Within one hundred (100) feet of the right-of-way of an abutting elevated street, a ground sign may be erected to a height fifteen (15) feet above the elevation of the street if the sign is designed to be viewed primarily from the elevated street and the sign does not exceed sixty (60) feet.
 - e. One bulletin board may be erected on each street frontage of an educational, religious, institutional, or similar use requiring announcement of its activities. The bulletin board shall not exceed twenty (20) square feet in area or ten (10) feet in height.

- f. One identification sign may be erected on each street frontage of a permitted non-residential use. The sign shall not exceed thirty-two (32) square feet in surface area, or fifteen (15) feet in height.
- g. A real estate sign advertising the sale, rental, or lease of the premises may be erected on each street frontage of the premises. The sign shall not exceed eighty (80) square feet in surface area, or fifteen (15) feet in height.

1520 RESIDENTIAL DISTRICT USE CONDITIONS

1. Signs as Principal Uses are not allowed in residential districts.
2. Signs as Accessory Uses are subject to the following conditions:
 - a. One bulletin board may be erected on each street frontage of an educational, religious, institutional, or similar use requiring announcement of its activities. The bulletin board shall not exceed twelve (12) square feet in area or ten (10) feet in height.
 - b. One subdivision identification sign may be erected on each street frontage of a permitted non-residential use. The sign shall not exceed thirty-two (32) square feet in surface area, or ten (10) feet in height.
 - c. During the period of construction, a temporary sign advertising the construction of improvements on the premises may be erected on each perimeter street frontage of the development. The sign shall not exceed sixty-four (64) square feet in surface area, or fifteen (15) feet in height, and illumination, if any, shall be by constant light. All such signs must be removed upon completion of construction or revocation of the building permits being issued on more than seventy-five percent (75%) of the lots in the subdivision.
 - d. A temporary real estate sign advertising the sale, rental, or lease of the premises may be erected on each street frontage of a lot. The sign shall not exceed six (6) square feet in surface area, in an R district. and shall not be illuminated in any way.
 - e. No signs are permitted in residential districts for Home Occupations per section 228 or Neighborhood Group Homes per section 232.
3. Temporary Directional Real Estate Signs in Residential Districts.
 - a. No signage shall be placed or maintained on public right-of-way or easements. In addition to other allowed signage, one (1) temporary direction sign may be placed on private property in residentially zoned districts, with the consent of the property owner, provided that:

- i. Such sign shall not exceed four square feet in area per side and forty-two (42) inches in height;
 - ii. Such sign shall remain in place only from 9 a.m. Friday until 9 a.m. Monday;
 - iii. Such sign directs traffic to property in the residentially zoned district
- 4. Garage/Yard Sale Signs.
 - a. The sign shall not exceed 4 square feet in surface area if the signs single faced or 8 square feet in surface area if the sign is double-faced.
 - b. Only one (1) sign shall be permitted for each lot where the garage/yard sale is being held; provided, however, that one (1) sign shall be permitted along each side of a lot abutting a public street up to a maximum of two (2) signs per lot.
 - c. The sign shall not exceed five (5) feet in height from grade.
 - d. The sign shall be placed on private property on the premises of the sale and setback from any public right-of-way.
 - e. Any Garage Sale sign not picked up by the operator of the garage sale will be deemed a nuisance and subject to removal and fine pursuant to the Code of Ordinances.
 - f. Two (2) Temporary Off-Site Garage Sale signs are permitted at the closest major intersections to the site of the Garage Sale, provided permission is obtained from the landowner, which the off-site sign is placed.
 - g. No sign shall be allowed in public right of way, on street signs, or any utility pole(s).

1525 OFFICE DISTRICT USE CONDITIONS

- 1. Signs as a Principal Use are not allowed in the Office District.
- 2. Signs as Accessory Uses are subject to the following conditions:
 - A. In the Office district, one business sign not exceeding thirty-two (32) square feet in surface area may be erected on each street frontage of a lot. Ground signs shall not exceed the height of the building in which the principal use is located or not fifteen (15) feet in height, whichever is lower.

- B. During the period of construction, a temporary sign advertising the construction of improvements on the premises may be located on each street frontage of the development. The sign shall not exceed thirty-two (32) square feet in surface area nor fifteen (15) feet in height.
- C. A temporary real estate sign advertising the sale, rental or lease of the premises may be erected on each street frontage of a lot. The sign shall not exceed thirty-two (32) square feet in surface area nor ten (10) feet in height.

1530 COMMERCIAL AND INDUSTRIAL DISTRICT USE CONDITIONS

- 1. Signs as a Principal use are not allowed in the Commercial and Industrial Districts.
- 2. Signs as Accessory Uses are subject to the following conditions:
 - A. Height Requirements:
 - 1. A ground sign shall not exceed twenty (20) feet in height, measured from the mean curb level of the lot upon which it is erected, unless in addition to the minimum setback prescribed in Section 1505, the sign is setback one (1) foot for each foot of height exceeding twenty (20) feet provided the sign shall not exceed fifty (50) feet regardless of setback. Within one hundred (100) feet of the right-of-way of an abutting elevated street, a ground sign may be erected to a height fifteen (15) feet above the elevation of the street if the sign is designed to be viewed primarily from the elevated street and the sign does not exceed sixty (60) feet.
 - 2. A roof sign shall not extend more than twelve (12) feet above the mean roof level of the structure to which it is affixed.
 - 3. A projecting sign shall not extend more than nine (9) feet above the mean roof level of the structure to which it is affixed.
 - B. Display Surface Area Requirements:
 - 1. The maximum display surface area of ground signs in a commercial or industrial district shall be limited to an aggregate of one (1) square foot of display area per each lineal foot of street frontage.
 - 2. The maximum display surface area for wall, canopy, roof and projecting signs in commercial and industrial districts shall be limited to one (1) square foot per each lineal foot of building wall to which the sign or signs are attached.

3. Signs are permitted as accessory uses in the CN- Commercial Neighborhood District subject to the following conditions:
 - A) All business signs shall not exceed an aggregate display surface area of one (1) square foot of display area per each lineal foot of street frontage.
 - B) A ground sign shall not exceed twenty (20) feet in height, measured from the mean curb level of the lot upon which erected.
4. During the period of subdivision construction, a temporary sign advertising the construction of improvements on the premises may be located on each street frontage of the development. The sign shall not exceed thirty-two (32) square feet in surface area nor ten (10) feet in height.
5. A temporary real estate sign advertising the sale, rental or lease of the premises may be erected on each street frontage of a lot. The sign shall not exceed thirty- two (32) square feet in surface nor ten (10) feet in height.

1535 OTHER

A. Political campaign signs are allowed in any zoning district. No political campaign sign shall be erected more than sixty (60) days prior to any election, nor shall any sign be permitted to remain on any property more than seven (7) days following an election; no political campaign signs shall be permitted on public property or right of way and they shall be permitted on private property only with the consent of the property owner; the display surface area of each political campaign signs located in R or O zoning districts shall not exceed thirty-two (32) square feet in surface area; only one side of a double faced sign shall be computed in the computation of display area. These signs are not to be located in any public park or city owned property.

B. Memorials not to be located in any public park or City owned property. A 10 day permit may be issued with a sign permit through the City of Eufaula.

C. Special Events signs shall be professionally designed and constructed to compliment the community.

1540 BANNERS, PORTABLE AND PROMOTIONAL SIGNS

1. A banner, portable or promotional sign shall be permitted only as provided herein, and such permits will be limited to no more than four (4) per year for any single business. Such banners, portable or promotional signs shall be used for a period of no more than thirty (30) days on any one occasion. Permits issued under this ordinance must be used within twelve (12) months from the date the first permit is issued; are not transferable, and may not be renewed by the permit holder or by others for that location within (one) 1 year.
2. Signs previously permitted or allowed shall not be exempt from this amendment to the sign code.
3. All banners, portable or promotional signs shall conform to the zoning requirements for the location in which they are used, as well as those in Section 1505 General Location Requirements and Section 1510 General Use Conditions.
4. Banners, portable and promotional signs shall be located only on privately owned or leased property, advertising products or services available on the property where the sign is located.
5. The banner, portable or promotional sign designation does not apply to business identification signs on company vehicles used in the daily operation of the business.
6. Vehicles with signage may not be parked Off-site or On-Site for the principal use of advertising.
7. No portable sign shall be placed unless such sign is anchored at each support by a steel rod driven at least eighteen (18) inches into the ground, or unless said sign is attached by a steel chain having at least three-quarters (3/4) inch links or by a steel cable of at least one-half (1/2) inch diameter to a building or to a permanent ground sign, or similar upright supporting structure. Regardless of any other provisions to the contrary, all signs and other advertising structures shall be designed and constructed to withstand a wind pressure of not less than forty (40) pounds per square foot of area, or of materials which are unlikely to become dangerous projectiles when propelled by windstorms.
8. Real estate signs are regulated in the usage guidelines for the zoning district in which they are located.
9. Banners, portable and promotional signs must follow the same permit procedure as a permanent sign.
10. Signs for Temporary Fireworks stands must follow the same permit procedure as a permanent sign.
11. Permanent banner signs are permitted in non-residential zoning. One sign is permitted per street frontage, per lot of record.

12. Shall be constructed professionally designed and constructed to compliment the Community.

1545 PERMIT PROCESS

1. No signs, except for temporary real estate signs located on and offering property for sale or for rent, having six (6) square feet or less of display surface, may be constructed or erected within the City, without first receiving a sign permit.
2. All permanent signs, which are permitted under this ordinance, or any future amendments thereto shall be installed by licensed sign contractors in accord with the locations and plans approved at the time of application for a sign permit.
3. A sign permitted for use shall not be changed at a later time to a different use without receipt of a permit for the new intended use.
4. Applications for sign permits must include but are not limited to the following information:
 - a. Proof of ownership or written permission of the owner of the lot upon which the proposed sign will be constructed.
 - b. A detailed site plan of the property showing the proposed sign location and all structures and easements and driveways.
 - c. The proposed dimensions of the sign and a description of the method of supporting the sign.
 - d. The measurement of distances from the proposed signs to the designated state or federal highway, turnpike, street or relevant boundary of different zoning districts from the district in which the proposed sign is to be located.
 - e. The name and business address of the licensed sign contractor and the licensed electrical contractor or licensed electrical sign contractor if the sign is electrically powered.
 - f. The name and contact information of the sign owner.
 - g. Type of sign requested: Ground/Wall/Projecting etc., permanent or temporary, illuminated or not illuminated.

- h. Sign permit fees are as per the fee schedule as set by the Eufaula City Council by resolution.

* Included in the permit fee is an inspection that is required by the City of Eufaula. It is the responsibility of the Owner/Erector of the sign to contact the City of Eufaula for an inspection upon completion of the installation of the sign.

1550 PENALTIES

1. The installation of any sign without obtaining the required permit is punishable under Part 1, Section 1-108 General Penalty, of the City of Eufaula Code of Ordinances and shall be subject to double the permit fees as per fee schedule.
2. In addition to available penalties, violation of any portion of this Code may be abated as a public nuisance in accordance with Part 8, Health and Sanitation, of the City of Eufaula Code of Ordinances.
3. Based upon the determination of the City of Eufaula, any sign that was erected inside the City Limits of the City of Eufaula without a sign permit after the effective date of this ordinance, the owner shall pay twice the normal sign permit fee.

1555 DEFINITIONS

1. Abandoned Sign. Any sign that advertises a business, lessor, owner, product, service or activity that is no longer located on the premises where the sign is displayed.
2. Advertising Devices. Banners, streamers, wires, rope, wind operated devices, flashing lights or other similar contrivances affixed to poles to highlight a sign.
3. A-Frame Sign: Any Sign of a structural framework with steeply angled sides meeting at the top like the sides of the letter A. Such signs may also be know as sandwich board signs.
4. Area Marker: A sign that designates or identifies a subdivision or development.
5. Awnings: Any structure made of cloth or metal with a metal frame attached to a building and not projecting over public right of way when so constructed to permit its being lowered to a position not over the public right of way and to permit its being raised to a position flat against a building when not in use.
6. Billboard: A sign that is designed for changeable messages which advertise or direct attention to a business, commodity, service or entertainment conducted, sold or

offered elsewhere than on the premises upon which the sign is located or to impart a public service message. The billboard sign is usually larger than eight feet by four feet (8' x 4') in dimensions and may be owned by a commercial company that leases or rents the billboard space for advertising purposes.

7. Business Sign. Any display, device, figure, plaque, poster or sign maintained or used to advertise or to inform or to direct the attention of the public to a business or activity conducted upon the premises upon which such sign is located or to a product or service sold or rendered thereon.
8. Changeable Copy/Text Sign. A sign designed to allow changing of copy/text manually.
9. Contractor Sign Signs that denote the architect, engineer, contractor, lending institution or other related business when placed upon work under construction.
10. Copy. Words, letters, numbers, figures, designs or other symbolic representations incorporated into a sign.
11. Double Face Sign. An advertising structure with faces in opposing directions and using the same supports, hardware and frame.
12. Face of Building. The total area of the main wall of a building, including windows, doors and openings, that abuts the front yard of a building or walls that are located on the front property line. On corner lots the face of the building shall include main walls facing the front yard and side yard or main walls fronting on all front and side property lines.
13. Face. That area of a business sign containing the advertising information, painting, drawing or message intended or used to advice or informs, and excludes trim and supports.
14. Flashing Signs. Any sign, the illumination of which is not constant in intensity when in use except illuminated signs, which indicate the date, time or temperature, or other public service information shall not be considered a flashing sign. Flashing signs are not permitted inside the City Limits of Eufaula.
15. Garage Sale Sign. Signs advertising garage sales, or the sale of tangible personal property and include lawn sales, attic sales, flea market sales and similar sales of personal property are allowed on-site only.
16. Ground Sign. Any business sign which is not attached to a building but is supported by braces, post, or by any other means than by attachment to a building support.
17. Height of Sign. The vertical distance from ground level to uppermost point of sign.

19. Inflatable: Any sign or inflatable device of more than 2 cubic feet in capacity designed to be filled with air or a gas lighter than air, used singly or in cluster, displayed to attract the attention of the public. This definition shall include balloons and balloon signs.
20. Marquee: A roof-like structure of a permanent nature that projects from the wall of a building and may overhang public way. Changeable lettering may be a part thereof.
21. Maximum Display Surface. The area of the smallest geometric figure, or the sum of the combination of regular geometric figures, which comprise the face of the sign. The area of any double-sided or V shaped sign shall be the area of the largest single face only. The area of a sphere shall be computed as the area of a circle. The area of all other multiple sided signs shall be computed as 50 percent of the sum of the area of all faces of the sign.
22. Menu Board Sign: Any sign, which directs attention to a restaurant menu as an accessory structure to the restaurant with drive-through facilities. Such as a sign may be illuminated and freestanding, and contain a two-way communication system for the purpose of food ordering only.
23. Monument Sign. A freestanding sign with a base affixed to the ground, where the length of the base is at least two-thirds the horizontal length of the monument.
24. Moving Sign. Any sign which moves or has moving parts other than parts which indicate time, temperature; or other moving devices which provide needed public service information.
25. Nonconforming Sign. An advertising structure or sign which was lawfully erected and maintained prior to the adoption of this Zoning Ordinance, and which has subsequently come under the requirements of this Zoning Ordinance but does not now completely comply.
26. Off-Site Advertising Sign Any sign which directs the attention of the public, the business or activity conducted or product or service sold or offered at a location not on the same premises where such outdoor advertising sign is located.
27. Pole Sign. A freestanding sign with a base supported from the ground by a pole or a similar support structure of narrow width.
28. Premises. An area under a single ownership or a single lease, no part of which is separated from the other by any land under a different ownership or lease agreement.
29. Projecting Sign. Any sign, which is firmly attached to a building and extends outward there from.

30. Right of Way. Defined by the Major Street Plan. The actual street pavement plus the defined distance for future expansion of individual streets and highways located within the City of Eufaula corporate limits.
31. Roof Sign. Any sign erected, constructed, or maintained upon the roof of any building.
32. Sign Area. The entire area of the actual message or copy area. Sign area, unless specifically stated otherwise in this Code, shall include decorative trim or embellishments but shall not include structural elements outside the limits of such display surface and not forming an integral part of the display, and on all signs all faces shall be counted in computing the sign area.
33. Sign. An identification, description, illustration, or device which is affixed to or represented directly or indirectly upon a building, structure, or land and which directs attention to a product, place, activity, person, institution or business.
34. Special Event: An event, activity, sale or service or other occasion that is temporary or seasonal in nature, is limited in duration and is not regularly repeated within the same calendar year. For the purposes of this definition, a Special Promotion or other similar occasion shall be deemed to be synonymous. A slogan e.g. (the store with the best bargains) shall not be deemed a special event. This shall be defined as, once a year for less than 30 days at a time.
35. Street or Highway Frontage. The distance along any one side or any public street or highway, street or alley, measured along the right of way line or parallel to the normal right of way line where the right of way line is not affixed.
36. Temporary Signs. Any sign intended to be displayed for a limited period of time and capable of being viewed from any public right of way, parking area or neighboring property. Portable signs or any sign not permanently embedded in the ground, or not permanently affixed to a building or sign structure are considered temporary signs.
37. Vehicle Sign. A sign that is attached to or painted on a vehicle that is parked on or adjacent to any property, the principal purpose of which is to attract attention to a product sold or business located on the property.
38. Wall Sign. Any sign which is painted on or firmly attached to a wall of any building and which does not extend beyond the building more than twelve (12) inches.
39. Window Sign. A sign posted, painted, placed, or affixed in or on a window exposed to public view. An interior sign that faces a window exposed to public view that is located within three feet of the window is also considered a window sign.

1560 PROHIBITED SIGNS

1. Off-Site Advertising Signs
2. Billboard Signs regulated by other Sections of this Code.
3. Signs erected in violation of the City's building, electrical or sign codes, or other applicable local regulations.
4. Illuminated signs being powered by extension cords, except for temporary fireworks stands.
5. Signs erected in violation of federal or state law.
6. Portable signs and plastic arrow signs, except as allowed as temporary signage or in the Downtown District (DT).
7. Animated flashing, rotating or revolving signs. Nothing contained herein shall be construed to prohibit time and temperature or other public interest electronic message signs which otherwise conform to the provisions of the Sign Code.
8. Signs on vehicles used or intended to be used as an on-premise sign. It shall be prima facie evidence that a sign is used as an on-premise sign if a vehicle is parked on site for a continuous period exceeding 48 hours.
9. Temporary Off-Site Signs including portable, portable flashing arrow signs and banners.
10. Any inflatable sign.
11. Any advertising flag, except as provide for special events.
12. Any Obsolete sign, if not deemed Historical by the City of Eufaula City Council.

1565 EXEMPT SIGNS

The following signs shall be exempt from the provisions of this chapter.

1. Official notices authorized by a court, public body or public safety official.
2. Directional, warning or informational signs authorized by federal, state, or municipal governments.

3. Memorial plaques, building identification signs and building cornerstones when cut or carved into a masonry surface or when made of noncombustible material and made an integral part of the building or structure.
4. The flag of a government or noncommercial institution such as a school.
5. Religious symbols and seasonal decorations within the appropriate public holiday season.
6. Works of fine art displayed in conjunction with a commercial enterprise where the enterprise does not receive direct commercial gain.
7. Street address signs and combination nameplate and street address signs that contain no advertising copy and which do not exceed (4) square feet in area.
8. Any sign, whether temporary or permanent, authorized by the City Manager or City Council that serves a specific public purpose.

1570 GENERAL SIGN VARIANCES

The Board of Adjustment may grant a variance to the requirements of this Code only if the applicant demonstrates compliance with the following criteria:

1. That the variance is necessary due to extraordinary or peculiar circumstances related to the size, shape, topography, or location of the subject property.
2. That the extraordinary or exceptional conditions of the subject property are not a direct result of the actions of the applicant.
3. That the variance as granted represents the least deviation from the prescribed regulations necessary to accomplish the purpose for which the variance is sought and which is consistent with the stated intent of this Code.
4. That the granting of the variance shall result in greater convenience to the public in identifying the business location for which a sign code variance is sought.
5. That the granting of the variance will not be detrimental to the public welfare, and will not constitute a public nuisance or adversely affect public safety.
6. That the granting of the variance will not interfere with the location and identification of adjacent businesses, buildings, or activities.

1575 OFF-SITE ADVERTISING VARIANCE

The City of Eufaula Board of Adjustment may grant a variance to the requirements of this Code only if the applicant demonstrates complete compliance with the following criteria:

All requests for off-site advertising will be required to submit a request to the Board of Adjustment for approval. The request must contain a detailed drawing of the sign, the requested location for said sign and a statement of hardship as to why off-site signage is a necessity for said business. Any sign approved for off-site advertising must meet the following requirements:

1. There will be a minimum separation of 400 feet between all off-site signs.
2. No sign will be placed closer than 65 feet from centerline of the roadway and no closer than 25 feet from any railroad tracks and not within the public right of way.
3. No sign shall be placed closer than 125 feet from the corner of any intersection.
4. Any sign to be placed on private property must have a lease agreement, from the property owner, submitted with request package.
5. All signs will be permitted for 12 months, and at the end of the permit period will require reapplication and issuance of a permit, without costs, to insure compliance. Any sign that is deemed out of compliance will be given 14 business days to fix any and all problems or sign will be subject to removal in accordance with this Code.

A. Design and construction requirements are as follows:

1. Signs shall be professionally designed and constructed to compliment the community.
2. Signs placed near intersection will be no larger than 8 feet by 8 feet, and shall not obstruct visibility for vehicular or pedestrian traffic.
3. Signs placed in between intersections will be limited to the following dimensions: four (4) feet by four (4) feet, four (4) feet by six (6) feet, or four (4) feet by eight (8) feet.
4. All signs may be 2-sided advertising and may be shared by separate businesses. If not, then the backside must be encased with MDO board white in color; no other color will be allowed.
5. All signs must be built to withstand wind loads and cannot have any braces placed to support the sign other than the poles used to place the sign in the ground.
6. No sign will have metal poles to support sign in order to prevent breakaway ability.
7. All signs shall be made of ½-inch, pre-finished MDO board and framed with 4 inch by 4 inch, 5 inch by 5 inch or 6 inch by 6 inch treated lumber, which must be encased with finished white MDO board; no other color for encasement will be allowed.
8. The bottom of all signs will be no higher than 24 inches and no lower than 12 inches from the ground surface.

B. Side Street Directional Offsite signs

1. Any side street business may request directional signs by submitting a request through the Board of Adjustment and must follow the same requirements as outlined above.
2. Directional signs, placed on buildings, at the alley or intersection, to direct traffic to businesses down a side street and/or alleys, may be permitted if permission is granted by the building owner. This permission must be in writing and submitted with the request.
3. All signs shall be 2 feet by 3 feet and shall be professionally designed and constructed, and must compliment the colors and material of the building in which it is applied to.

CHAPTER 16

NONCONFORMITIES

- 1600 General
- 1610 Nonconforming Uses of Unimproved Land
- 1620 Nonconforming Uses of Buildings
- 1630 Nonconforming Signs
- 1640 Nonconforming Lots
- 1650 Structural Nonconformities
- 1660 Repairs
- 1670 Parking, Loading and Screening Nonconformities

SECTION 1600 GENERAL

Within the districts established by this Code or amendments that may later be adopted there exists uses, structures, and lots which were lawful before this Code was adopted or amended, but which would be prohibited under the terms of this Code or future amendment to this Code. These uses, structures, and lots, herein referred to as "nonconformities" may continue as regulated by this Chapter, including when the property ownership is transferred or sold. A use lawfully existing prior to the effective date of this Code, or amendment thereto, which does not comply with a parking, loading, screening, bulk and area, sign, or enclosure requirement or requirements, but which is otherwise lawful shall be deemed nonconforming and may continue as regulated by this chapter.

SECTION 1610 NONCONFORMING USES OF UNIMPROVED LAND

When at the effective date of this Code or amendment thereto a lawful use of land exists, which would not be permitted by the terms of this Code or amendments thereto, and the only structures employed in connection with such uses are all accessory or incidental to such use and in the aggregate do not cover more than 10% of the lot area devoted to the nonconforming use, such use shall be deemed a nonconforming use of unimproved land and shall terminate as follows:

- (a) If the replacement cost of the accessory structures (other than fences) is less than \$1,000, the nonconforming use shall terminate within 5 years from the effective date of this Code or from the date the use became nonconforming, whichever is later.
- (b) If the replacement cost of the structures (other than fences) is \$1,000 or more, the nonconforming use shall be terminated on the basis of amortization of the replacement cost of the accessory structures at a rate of \$200 per year from the effective date of this Code or from the date the use became nonconforming, whichever is later.

Pending termination, the nonconforming use of land may be continued provided:

- (a) No such nonconforming use shall be changed to another nonconforming use, nor enlarged or increased, nor extended to occupy a greater area of land than was occupied at the effective date of this Code or amendment thereof.
- (b) No such nonconforming use shall be moved in whole or in part to any portion of the lot or parcel other than that occupied by such use at the effective date of this Code or amendment thereof.
- (c) No additional structure (other than fences) shall be erected in connection with such nonconforming use of land.
- (d) If any such nonconforming use of land ceases for any reason for a period of more than 90 days, (except when government action impedes access to or use of the premises) any subsequent use of such land shall conform in all respects to the regulations of the district in which located.

SECTION 1620 NONCONFORMING USE OF BUILDINGS

When at the effective date of this Code or amendment thereto, there exists a lawful use of a building, or use of a principal building and land, or use of land and accessory structures, such structures covering more than 10% of the lot area, and such use would not be permitted by right under the terms of this Code or amendment thereto, such use shall be deemed nonconforming and may continue subject to the following provisions:

- (a) No building devoted to a nonconforming use shall be enlarged or extended, except in changing the use of the building to a use permitted in the district in which it is located.
- (b) A nonconforming use of a portion of a building may be extended to the remaining portions of the building if such portions were manifestly arranged and designed for such use, but such use shall not be extended to occupy any land outside the building.
- (c) A nonconforming use of a building, or building and land in combination, if superseded by a permitted use, shall not thereafter be resumed.
- (d) A nonconforming use of a building, or building and land in combination, if discontinued for 24 consecutive months or for 24 months during any three year period, (except when governmental action impedes access to or the use of the premises) shall not thereafter be resumed.
- (e) Where nonconforming use status applies to a building and land in combination, termination of use of the building within the meaning of 1620 (d) shall eliminate the nonconforming status of the use of the land.

- (f) A nonconforming use of a building or of a building and land in combination; when located within a residential district shall not be changed unless changed to a use permitted in the district in which located. A nonconforming use of a building or of a building and land in combination; when located within a district other than a Residential district, may, as a Special Exception, be changed upon approval of the Board of Adjustment after a finding that the proposed use will not result in any increase of incompatibility with the present and future use of the proximate properties.
- (g) Should the structure containing a nonconforming use be damaged or partially destroyed to the extent of more than 50%, but less than 75% of its current replacement cost at time of damage, the restoration of the structure shall be subject to the Board of Adjustment's finding after adherence to the procedural requirements for a Special Exception, that the contemplated restoration is necessary for the continuance of the nonconforming use, and will not result in any increase of incompatibility with the present or future use of proximate properties. Should the structure containing a nonconforming use be damaged or destroyed to the extent of more than 75% of its replacement cost at time of damage, the nonconforming use shall not thereafter continue or be resumed.

SECTION 1630 NONCONFORMING SIGNS

1630.1 Outdoor Advertising Signs

- (a) Outdoor advertising signs lawfully existing on the effective date of this ordinance but which would be prohibited by its terms, shall be removed, or made to conform if possible, within eighteen (18) months from the effective date of this Code. In addition, said sign shall be subject to the following regulations:
 1. The sign shall be maintained in good repair and visual appearance.
 2. Should the sign be damaged or partially destroyed to the extent of more than 50% of its current replacement cost at the time of damage, the sign shall be removed, or made to conform if possible.
 3. If the sign is not used for advertising purposes for a period of 180 consecutive days, the sign shall be deemed abandoned and shall be removed.

1630.2 Business Signs

- (a) Business signs lawfully existing on the effective date of this ordinance, or amendment thereto, but which would be prohibited by its terms shall be removed, or made to conform if possible, within eighteen (18) months from the effective date of this Code.
- (b) Signs with flashing lights lawfully existing on the effective date of this ordinance or amendment thereto, but which would be prohibited by its terms shall be removed, or made to conform to the provisions of this chapter, within eighteen (18) months from the effective date of this

amendment provided, however, that promotional business signs shall comply with this ordinance immediately, from and after its effective date.

SECTION 1640 NONCONFORMING LOTS

- (a) In residential districts, on any lot or subdivision of record on or before a single-family detached dwelling may be erected without complying with the required area or width of the required side yard which abuts a public street, provided that no side yard shall be less than five (5) feet and all other requirements of the district are complied with.
- (b) In nonresidential districts, on any lot or subdivision filed of record on or before the permitted use may be located on such lot irrespective of its area or width provided that other requirements of the district are complied with.

SECTION 1650 STRUCTURAL NONCONFORMITIES

A structure, lawfully existing at the effective date of the adoption or amendment of this Code, but which would be prohibited by the terms of this Code by reason of restriction on floor area, density, intensity, height, yards, its location on the lot, or other requirements concerning the structure, shall be deemed nonconforming and may continue, subject to the following provisions:

- (a) No such nonconforming structure may be enlarged or altered in any manner which increases its nonconformity, provided that the addition of a mezzanine or similar alteration which does not increase the cubic content of the structure shall not constitute an "increase in nonconformity".
- (b) Should such structure be damaged or partially destroyed by any means to the extent of more than 50% of its current replacement cost at time of damage, the restoration as a nonconforming structure shall be subject to the Board of Adjustment's finding, after adherence to the procedural requirements for a Special Exception, that its restoration to a conforming structure cannot reasonably be made in view of the nature and extent of the nonconformity and the nature and extent of the damages.
- (c) Should such structure be moved for any distance whatever, it shall thereafter conform to the provisions of the district in which located.
- (d) A mobile home or a mobile home park which lawfully existed at the effective date of the Code, but which would be prohibited by the terms of this Code is classified as a structural nonconformity and may continue, except for the following conditions and the other provisions of Section 1650:
 - 1. A nonconforming mobile home, outside of a licensed mobile home park, if removed from the site, shall not be thereafter reestablished, or if said mobile home remains unoccupied for a period of 12 months during any 18 month period, the mobile home shall be removed from the site at the owner's expense.

2. If a nonconforming mobile home park discontinues operations for 12 months during any 18 month period, the mobile home park shall not thereafter resume operations.

SECTION 1660 REPAIRS

- (a) On any building containing a nonconforming use or any nonconforming structure, ordinary repairs and maintenance may be made provided that the cubic content of the building is not increased, and structural nonconformity is not increased.
- (b) If a nonconforming structure or a structure containing a nonconforming use becomes physically unsafe or unlawful due to lack of repairs and maintenance, and a final order of vacation or demolition is entered by any duly authorized official by reason of physical condition, it shall not thereafter be used, restored, or repaired, or rebuilt except in conformity with the provisions of the district in which located.

SECTION 1670 PARKING, LOADING AND SCREENING NONCONFORMITIES

A use lawfully existing at the effective date of this Code, or amendment thereto, but which does not comply with a parking, loading or screening requirement or requirements of this Code, shall be deemed nonconforming and may continue, subject to the following provisions:

- (a) No such use may be enlarged or extended unless parking and loading is provided as required for the enlargement or extension.
- (b) No such use may be enlarged or extended unless screening is provided as required for the use.
- (c) No such use may be changed unless parking, loading and screening is provided as required for such use; provided however, that the Board of Adjustment may modify such parking and loading requirements as a special exception after finding that the proposed use meets the standards contained in Section 1880.3, and the proposed use will not result in any increase of incompatibility with the present and future use of the proximate properties.

CHAPTER 17

ENFORCEMENT

- 1700 Duty of City Manager or his Designee
- 1710 Zoning Clearance
- 1720 Penalties for Violation
- 1730 Construction and Use to be as Provided in Applications, Plans and Permits

SECTION 1700 DUTY OF CITY MANAGER OR HIS DESIGNEE AND OTHER OFFICIALS

It shall be the duty of the City Manager or designee to enforce this Code. If the City Manager or designee shall find that any of the provisions of this Code are being violated, they shall notify in writing the persons responsible for such violations, indicating the nature of the violation and ordering the action necessary to correct it, and shall take such action to ensure compliance with or to prevent violation of its provisions as is authorized by law. All departments, officials, and employees of the City of Eufaula vested with the duty or authority to issue permits or licenses shall comply with the provisions of this Code, and shall issue no permit or licenses for any use, purpose, excavation, construction, structure, building, or sign in conflict with the provisions of this Code.

SECTION 1710 ZONING CLEARANCE

1710.1 Zoning Clearance Required

It shall be unlawful for any person, firm or corporation to erect, move, add to or structurally alter any building or to use or change the use of any building or land or to permit the aforementioned actions, until a Zoning Clearance has been issued by the City Manager or his designee. Zoning Clearance will be incorporated into the building permit process of Part 5, Building Regulations, of the City of Eufaula Code of Ordinances.

SECTION 1720 PENALTIES FOR VIOLATION

Any person, firm or corporation violating any provisions of this Code or failing to comply with any of its requirements, including violations of conditions and safeguards established in connection with grants of variance or special exceptions, shall be deemed guilty of a misdemeanor punishable by a fine of not more than \$500.00 or by imprisonment not exceeding 90 days, or by both such fine and imprisonment. Each day that a violation continues shall be deemed a separate offense.

Nothing herein contained shall prevent the City of Eufaula or its authorized officials from taking other action, authorized by law, to remedy a violation.

SECTION 1730 CONSTRUCTION AND USE TO BE AS PROVIDED IN APPLICATIONS AND PERMITS

Zoning permits, variances, or special exception uses issued on the basis of approved plans and applications authorize only the uses, arrangement and construction set forth in such approved plans and applications, and no other use, arrangement, or construction. Use, arrangement, or construction at variance with that authorized shall be deemed a violation of this Ordinance, and punishable as provided by Section 1720.

CHAPTER 18

BOARD OF ADJUSTMENT

- 1800 Establishment of the Board of Adjustment
- 1810 Powers of the Board
- 1820 Proceedings of the Board
- 1830 Notice of Public Hearing
- 1840 Fees
- 1850 Appeals from the City Manager or his Designee
- 1860 Interpretation
- 1870 Variances
- 1880 Special Exception
- 1890 Appeals to the District Court

SECTION 1800 ESTABLISHMENT OF THE BOARD OF ADJUSTMENT

There is hereby established a Board of Adjustment of the City of Eufaula with the powers and duties hereinafter set forth. The Board of Adjustment shall consist of five members, who shall be nominated by the Mayor and confirmed by the City Council and shall serve without pay for a term of three years. Vacancies shall be filled for an unexpired term of any member in the manner set forth for appointments to a full term. A Board member may be removed for cause, by the appointing authority after notice, written charges and public hearing. The Board shall organize, elect its chairman, and appoint a secretary and adopt rules necessary to the conduct of its affairs.

SECTION 1810 POWERS OF THE BOARD

The Board shall have the power to hear appeals from the determinations of the City Manager or his designee in enforcing this Code, to grant special exceptions, to grant variances, and to make interpretations of the zoning map and text, in accordance with the substantive and procedural standards hereinafter set forth.

SECTION 1820 PROCEEDINGS OF THE BOARD

Meetings shall be held at the call of the Chairman and at such other times as the Board may determine. The Chairman, or in his absence, the acting Chairman, may administer oaths and compel attendance of witnesses. All meetings, deliberations, and voting of the Board shall be open to the public. The Board shall keep minutes of its proceedings, showing the vote of each member upon each question, or if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the City Clerk and shall be a public record. In all matters, the Board shall decide within 90 days after the filing of an application for relief. The quorum, notice, filing and substantive requirements of the Board shall be set forth in the following sections concerning the Board's exercise of a particular power.

SECTION 1830 NOTICE OF PUBLIC HEARING

The Board of Adjustment shall give notice and conduct a public hearing before acting on any appeal from a determination of the City Manager or his designee, or before granting any Special Exception, or Variance, or Minor Variance, or Exception. The Board shall set forth in an adopted statement of policy a list of Variances and Exceptions which constitute Minor Variances or Exceptions and such statement of policy shall be approved by the City Council of the City of Eufaula.

Ten (10) days notice of public hearing shall be given as follows:

- (a) For Special Exception, Variance or Appeal from a determination of the City Manager or his designee:
 - 1. By publication in a newspaper of general circulation; and
 - 2. By mailing written notice to all owners of property within a three hundred (300) foot radius of the exterior boundary of the subject property, (where applicable).
- (b) For Minor Variance or Exception by mailing written notice to all owners of abutting property of the subject property. Nothing herein shall preclude the Board of Adjustment from requiring the giving of public notice of hearings to all owners of property within a 300 foot radius of the exterior boundary of the subject property for consideration of a Minor Variance or Exception.

The notice shall contain:

- (a) The legal description of the property and the street address or approximate location of the property.
- (b) The present zoning classification of the property and the nature of the relief sought.
- (c) The date, time and place of the hearing.

The applicant shall furnish or pay the City the cost of obtaining the names and mailing addresses of all owners of property within a three hundred (300) foot radius of the exterior boundary of the subject property, or in the case of a Minor Variance or Exception, the owners of abutting property of the subject property: Costs of publication and mailings shall be billed to the applicant.

SECTION 1840 FEES

An application for an appeal from the Building Inspector, City Manager or his designee, or any variance or special exception shall be accompanied by the payment of a fee in accordance with the schedule of fees adopted by resolution of the City Council of the City of Eufaula.

SECTION 1850 APPEALS FROM THE CITY MANAGER OR HIS DESIGNEE

1850.1 General

An appeal to the Board of Adjustment may be filed by any person aggrieved or by any officer, department, board or bureau of the city affected, where it is alleged there is error in any order, requirement, decision or determination of the City Manager or his designee in the enforcement of this Zoning Code.

1850.2 Notice of Appeal

An appeal shall be filed within ten (10) days from the determination by filing with the City Clerk, a notice of appeal, specifying the grounds thereof. The City Manager or his designee, upon receipt of notice from the City Clerk, shall forthwith transmit to the Secretary of the Board, copies of all the papers constituting the record of said matter. Upon receipt of the record the Secretary shall set the matter for public hearing.

1850.3 Board of Adjustment Action

The Board shall hold the public hearing. The Board may reverse or affirm, wholly or partly, or may modify the order, requirement, decision or determination appealed from and may make such order, requirement, decision, or determination as ought to be made, and to that end shall have all the powers of the officer from whom the appeal is taken. The concurring vote of three (3) members of the Board shall be necessary to reverse any order, requirement, decision or determination of the City Manager or his designee.

1850.4 Stay of Proceedings

An appeal stays all proceedings in furtherance of the action appealed from, unless the City Manager or his designee, from whom the appeal is taken certifies to the Board of Adjustment, after the notice of appeal shall have been filed with him, that by reason of facts stated in the certificate, a stay would in his opinion cause imminent peril to life or property. In such case, proceedings shall not be stayed other than by a restraining order granted by the Board on due and sufficient cause shown.

SECTION 1860 INTERPRETATION

- (a) The Board shall interpret the text of this Code or the Official Zoning Map upon an appeal from a determination of the City Manager or his designee after compliance with the procedural standards of Section 2150.
- (b) Where a question arises as to the zoning district classification of a particular use, the Board of Adjustment, upon written request of the City Manager or his designee may find and determine the classification of the use in question and may, prior to such determination, order the giving of notice and hold a public hearing.

SECTION 1870 VARIANCES

1870.1 General

The Board of Adjustment upon application, and after hearing, and subject to the procedural and substantive standards hereinafter set forth, may grant such variance from the terms of this Code as will not cause substantial detriment to the public good or impair the spirit, purposes and intent of this Code, or the Comprehensive Plan, where by reason of exceptional narrowness, shallowness, shape, topography, or other extraordinary or exceptional situation, condition, or circumstance peculiar to a particular property, the literal enforcement of the Code would result in unnecessary hardship. The Board shall not vary any jurisdictional requirement, such as notice.

1870.2 Application

A request for a variance shall be initiated by the filing of an application with the City Manager or his designee and shall be set for public hearing in accordance with the rules established by the Board. The application for a principal use variance shall include information necessary to evaluate such request as the Board of Adjustment may adopt as rules of procedure for granting principal use variances.

1870.3 Board of Adjustment Action

The Board shall hold the hearing and upon the concurring vote of three members may grant a variance after finding:

- (a) That by reason of extraordinary or exceptional conditions or circumstances which are peculiar to the land, structure or building involved, the literal enforcement of the terms of the Code would result in unnecessary hardship.
- (b) That such extraordinary or exceptional conditions or circumstances do not apply generally to other property in the same use district,
- (c) That the variance to be granted will not cause substantial detriment to the public good or impair the purposes, spirit, and intent of the Code, or the Comprehensive Plan.

Provided that the Board in granting a variance shall prescribe appropriate conditions and safeguards, and may require such evidence and guarantee or bond as it may deem necessary to enforce compliance with the conditions attached.

1870.4 Time Limitation on Variances

A variance which has not been utilized within one year from date of the order granting the variance shall thereafter be void, provided that the Board has not extended the time for utilization. For the purpose of this provision, utilization shall mean actual use or the issuance of a building permit, when applicable, provided construction is diligently carried to completion. The utilization of a variance and time limitation of building permit shall not exceed 18 months.

SECTION 1880 SPECIAL EXCEPTION

1880.1 General

The Board of Adjustment upon application and after hearing subject to the procedural and substantive standards hereinafter set forth, may grant the following special exceptions:

- (a) Special Exception Uses as designated and regulated within the zoning district's "USES PERMITTED BY SPECIAL EXCEPTION" Section.

The change of a nonconforming use as provided in Section 1620 (f), Chapter 16, Nonconformities.

- (b) The restoration of a partially destroyed structure, containing a nonconforming use as provided in Section 1620 (g), Chapter 16, Nonconformities.
- (c) The restoration of a partially destroyed nonconforming structure as provided in Section 1650, Chapter 16, Nonconformities.
- (d) The modification of a screening requirement, as provided in Section 264, Chapter 2, General Provisions.
- (e) The modification of the parking and loading requirements as provided in Section 1670 (c), Chapter 16, Nonconformities.
- (f) Satellite antennas which do not meet all of the standards as set forth in Section 284 of this Code.

1880.2 Application

A request for a Special Exception shall be initiated by the filing of an application with the City Manager or his designee and shall be set for public hearing in accordance with the rules established by the Board.

1880.3 Board of Adjustment Action

The Board of Adjustment shall hold the hearing, and upon the concurring vote of three members may grant the Special Exception after finding that the Special Exception will be in harmony with the spirit and intent of the Code, and will not be injurious to the neighborhood or otherwise detrimental to the public welfare. Provided that the Board in granting Special Exception shall prescribe appropriate conditions and safeguards, and may require such evidence and guarantee or bond as it may deem necessary to enforce compliance with the conditions attached.

1880.4 Time Limitation on Special Exceptions

A Special Exception which has not been utilized within one year from date of the order granting same shall thereafter be void, provided that the Board has not extended the time for utilization. For the purposes of this provision, utilization shall mean actual use or the issuance of a building permit, when applicable, provided construction is diligently carried to completion. The utilization of a special exception and time limitation of a building permit shall not exceed 18 months.

SECTION 1890 APPEALS TO THE DISTRICT COURT

1890.1 Procedure

An appeal from any action, decision, ruling, judgment, or order of the Board of Adjustment may be taken by any person or persons aggrieved, or any taxpayer or any officer, department, board or bureau of the City to the District Court by filing with the City Clerk within ten (10) days from the date of such action, a notice of appeal, which notice shall specify the grounds of such appeal. No bond or deposit for costs shall be required for such appeal. Upon filing of the notice of appeal, the City Clerk shall forthwith transmit to the Court Clerk of the County, the original or certified copies of all the papers constituting the record in the case, together with the order, decision or ruling of the Board. Said case shall be heard and tried de novo in the District Court of McIntosh County, Oklahoma. An appeal shall lie from the action of the District Court as in all other civil actions. All issues in any proceedings under this Section shall have preference over all other civil actions and proceedings. Costs shall not be allowed against the Board unless it shall appear to the Court that it acted with gross negligence or in bad faith, or with malice in making the decision being appealed.

1890.2 Stay of Proceedings

An appeal to the District Court stays all proceedings in furtherance of the action appealed from unless the Chairman of the Board certifies to the Court Clerk, after notice of appeal shall have been

filed, that by reason of facts stated in the certificate, a stay would cause imminent peril of life or property. In such case, proceedings shall not be stayed other than by a restraining order granted by the District Court.

CHAPTER 19

AMENDMENTS

- 1900 General
- 1910 Policy on Zoning Map Amendments
- 1920 Zoning Text Amendments
- 1930 Zoning Map Amendments

SECTION 1900 GENERAL

The regulations, restrictions, prohibitions and limitations imposed, and the districts created may from time to time be amended, supplemented, changed, modified or repealed by ordinance, but no change shall be made until the Planning Commission, after notice and public hearing, files with the City a report and recommendation on the proposed change. In addition to the procedural provisions hereinafter set out, the Planning Commission shall adopt procedural rules for the conduct of zoning public hearings.

SECTION 1910 POLICY ON ZONING MAP AMENDMENTS

It is the policy of the City of Eufaula that in the consideration of proposed amendments to this Code that:

Amendments will be adopted to recognize changes in the Comprehensive Plan, to correct error, or to recognize changed or changing conditions in a particular area or in the jurisdictional area generally.

SECTION 1920 ZONING TEXT AMENDMENTS

The Planning and Zoning Commission upon its own motion may, or at the direction of the City Council of Eufaula shall hold a public hearing, giving notice thereof, of a proposed text amendment. After holding the public hearing, the Planning and Zoning Commission shall within 30 days transmit its report and recommendation to the City Council of Eufaula.

SECTION 1930 ZONING MAP AMENDMENTS

1930.1 Initiated by Application

- (a) Any person, corporation, partnership, association, or combination thereof, having a legal or equitable interest in or to real property, may file an application for a change in the zoning classification of such property by amendment of the Zoning Map. An application shall be filed with the City Manager or his designee shall be in such form and content as the Planning and Zoning Commission may by resolution establish, and shall be accompanied by payment

of a fee, the amount of which shall be established by resolution adopted by the City Council. Cost of notice and posting of signs shall be billed to the applicant.

- (b) An application shall be filed with the City Manager or his designee at least 30 days prior to the date of public hearing and shall be set for public hearing.

1930.2 Initiated by Planning and Zoning Commission

In any instance, the Planning and Zoning Commission, upon its own motion may, or on the written request of any person may, or at the direction of the City Council shall, hold a public hearing, giving notice thereof, of a proposed map amendment. After holding the public hearing, the Planning and Zoning Commission shall within 15 days transmit its report and recommendation to the City Council.

1930.3 Notice Required

- (a) The Planning and Zoning Commission shall give notice of public hearings on any proposed zoning changes as prescribed by the laws of the State of Oklahoma.
- (b) Notice of rezoning shall confer jurisdiction:
 1. Notice of the proposed RM-1 rezoning shall confer jurisdiction on the Planning Commission and City Council to consider and act upon RM-1, RD, RS-3, RS-2 and RS-1, or combination thereof in the disposition of the application, and in like manner, notice of any R district, including RMHP shall confer jurisdiction to consider any less dense R district.
 2. Notice of a proposed CH rezoning shall confer jurisdiction on the Planning Commission and City Council to consider and act upon CH, CG, CN, and O, or combination thereof in the disposition of the application, and in like manner, notice of any C district, shall confer jurisdiction to consider any less intense C or O district.
 3. Notice of a proposed IH rezoning shall confer jurisdiction on the Planning Commission and City Council to consider and act upon IH, IM, IL, and combinations thereof in the disposition of the application.
 4. Specific notice of a proposed AG, PUD or RMHP district shall be required to confer jurisdiction on the Planning Commission and City Council to consider such AG, PUD or RMHP district.

1930.4 Planning Commission Action on Zoning Map Amendments

After notice and public hearing, the Planning Commission shall vote to:

- (a) Recommend to the City Council that the application be approved as submitted, or as amended, or be approved subject to modification or;
- (b) Recommend to the City Council that the application be denied.

An application recommended for approval, or approval subject to modification shall be transmitted, with the report and recommendation of the Planning Commission.

An application recommended for denial from the Planning Commission, shall not be considered further unless the applicant within 15 days from the date of the Planning Commission action, files a written request with the City Clerk for a hearing by the City Council. The request for hearing shall be accompanied by the payment of a fee as set by resolution. Upon notice of such request, the Planning Commission shall forthwith transmit the application and its report and recommendations to the City Council.

In the event the Planning Commission arrives at a tie vote, the application shall be transmitted with a report and notation of the tie vote, to the City Council at their next regularly scheduled meeting.

1930.5 City Council Action on Zoning Map Amendments

The City Council shall hold a hearing on each application transmitted from the Planning Commission and on any proposed Zoning Map amendment initiated pursuant to Section 1930.2. The City Council shall approve the application as submitted, or as amended, or approve the application subject to modification, or deny the application. Prior to the hearing on the proposed rezoning ordinance before the City Council, the applicant shall remit to the office of the City Clerk the application fee as set by resolution. In case of a protest against such zoning change filed at least three (3) days prior to the public hearing before the Planning Commission by the owners of twenty percent (20%) or more of the area of the lots included in such proposed change, or by the owners of fifty percent (50%) or more of the area of the lots within a three hundred (300) foot radius of the exterior boundary of the territory included in a proposed change such amendment shall not become effective except by the favorable vote of three-fifths (3/5) of all the members of the City Council.

1930.6 Time Limit for Resubmittal of Denied Applications

When the City Council of Eufaula has denied an application to amend the zoning classification of a particular tract of land, or when the Planning Commission has denied such application and no appeal was made to the City Council of Eufaula, no subsequent application on such tract or portion thereof, shall be set for public hearing by the Planning Commission until 180 days have

elapsed from the date of the Planning Commission action on the original application.

CHAPTER 20

LANDSCAPE REQUIREMENTS

Section 2000	Purpose
Section 2010	Applicability and Exemptions
Section 2020	Landscape Requirements
Section 2030	Administration
Section 2040	Enforcement

SECTION 2000 PURPOSE

The landscaping, screening requirements specified herein are intended to foster aesthetically pleasing and functional development. The regulations are intended to increase the compatibility between adjacent land uses and accessory structures and uses within and between developments. It is also the intent of this Chapter to establish regulations limiting the removal and ensuring the replacement of trees within the City to safeguard the ecological and aesthetic environment of the community.

The requirements serve to minimize impacts from noise, dust, debris and motor vehicle emissions to surrounding land uses, therefore, preserving property values and the character of neighborhoods.

SECTION 2010 APPLICABILITY AND EXEMPTIONS

The landscape requirements herein established shall be effective upon approval by the Eufaula City Council and shall be applicable to all land for which a building permit is sought, including new development and expansion of existing uses described as:

- A. New Development: The provisions of this Chapter apply to all new tentative plans and development plans submitted after the effective date of this Chapter.
- B. Expansion of Existing Uses: Approved plans and development existing prior to the effective date of this Chapter shall comply with the regulations under which approval was given, and shall be subject to the provisions of this Chapter if proposed expansion will exceed twenty-five percent of the gross floor or lot area of the existing development. The area and type of landscaping required shall be determined relative to the entire area of the development.

However, the landscape requirements shall not be applicable to the following:

- A. Land used for single family or duplex dwellings where only one such structure is to be constructed on the lot.

- B. Restoration of a building constructed prior to the adoption of this Code, which is damaged by fire, explosion, flood or other catastrophe.
- C. Interior remodeling.
- D. Land for which a detailed landscape plan has been approved by the Planning Commission prior to date of approval by the Eufaula City Council, pursuant to its review of a Planned Unit Development, provided, however, that landscaping is installed in accordance with the approved detailed landscape plan prior to adoption of this Ordinance by the Eufaula City Council.
- E. Construction of a structure, other than a building, which does not increase the developed area of a lot by more than 30 square feet.
- F. Barns and similar types of structures on AG (Agriculture) zoned property.

SECTION 2020 LANDSCAPE REQUIREMENTS

A. Frontage and Perimeter Requirements

- 1. Not less than 15% of the street yard shall be established and maintained as landscaped area.
- 2. Within the lot, a landscaped area shall be established and maintained which is not less than ten feet in width and which extends along the entirety of abutting street right-of-way, except at points of vehicular access.
- 3. Within the lot, off-street parking areas shall be separated from an abutting residential district or residential development area in a PUD, by a landscaped area which is not less than ten feet in width.
- 4. In computing the landscaped area required in number 1 above, landscaped areas established as required by number 2 and 3 above, if located within the street yard, shall be included in the computation.
- 5. The requirements set forth in Section 2020.A shall not be applicable to properties where no street yard exists or is required.

B. Parking Area Requirements

Within surface off-street parking areas, landscaped areas shall be established and maintained as follows:

- 1. For lots 2.5 acres or less in size, no parking space shall be located more than 50 feet from a landscaped area containing at least 30 square feet, with a minimum width or diameter of three feet.

2. For lots greater than 2.5 acres in size, no parking space shall be located more than 75 feet from a landscaped area containing at least 100 square feet, with a minimum width or diameter of seven feet.

C. Tree Requirements

1. Within the street yard, trees shall be preserved or planted and maintained or replaced as follows:

One tree for each 1,500 square feet, or fraction thereof, of street yard.

2. For surface parking areas located outside the street yard, one tree for each 10 parking spaces, with at least one tree in each required landscaped area, shall be preserved or planted and maintained or replaced.
3. An existing or planted tree which is at least six inches in caliper shall be considered as two trees for the purpose of determining compliance with the requirement of Subsection 2020.C.1, provided there is no alteration of the soil grade under an existing tree's dripline.
4. Planted trees shall be planted in a previous area not less than three feet in diameter.
5. Minimum tree sizes at time of planting shall be as follows:
 - a. Ornamental trees shall be not less than six feet in height and one inch in caliper:
 - b. Conifers and evergreen trees, such as pine, spruce or cedar, shall be not less than five feet in height; and
 - c. Canopy trees shall be not less than eight feet in height and 1 ½ inch in caliper.

6. Incentive Credits:

To encourage preservation of existing mature trees and/or the planting of larger trees, for each tree on site prior to new construction which is retained and/or the planting of a 6 inch caliper tree or greater within the front or side yard building setback will count towards 2.5 trees for each 1,500 square feet of street yard required in Section 2020 C.1. In addition, for each tree preserved on site twelve inches in caliper or greater, shall constitute 1.5 square feet of landscaped area for the purpose of meeting the requirement of 15% street yard landscaping and/or parking area landscaping.

7. Parking Credits:

In order to encourage the preservation of trees that are already established and growing, an additional credit for existing trees that are preserved rather than planted, will reduce the required number of off-street parking spaces by one space for each tree in good condition which is greater than twelve inches in caliper and is located within the front or side yard setback of the site.

The City of Eufaula reserves the right to exclude or reduce this credit based on circumstances where the reduction of parking spaces would be a detriment to the use of the property or surrounding properties, or to the general safety and welfare of the public.

D. Outdoor Storage Areas

Outdoor storage is used for the storage of garbage, equipment and other materials. The screening of outdoor storage shall consist of a decorative sight-obscuring, or screening fence and/or a solid planting screen predominantly of evergreens. To be no less than 5 feet in height at maturity.

E. Miscellaneous Requirements

1. Required landscaping shall not include artificial plants, trees or other artificial vegetation.
2. Required landscaping shall be irrigated by one of the following methods:
 - a. An underground sprinkling system;
 - b. A drip system; or
 - c. A hose attachment within 100 feet of all landscaped areas.
3. All landscaped areas which are adjacent to pavement shall be protected with curbs or equivalent barriers.
4. Required landscaping shall be maintained in a live and healthy condition and shall be replaced as necessary to comply therewith.
5. Required landscaped areas shall be maintained free of debris and litter.
6. Required landscaping shall be installed in accordance with an approved landscape plan.

SECTION 2030 ADMINISTRATION

- A. Landscape Plan: An application for a building permit for uses requiring landscaping, as set forth in Section 2010 shall include a landscape plan which provides the following:

1. Five (5) copies of all full sized documents and drawings. For all graphic and plan drawings, a scale of not less than one inch equals one hundred feet (1" = 100') shall be used.
2. The date, scale, north arrow, project name and name of the owner;
3. The locations and dimensions of all existing and/or proposed parking lots, drives, roadways, and rights of way, sidewalks, bicycle paths, free-standing signs, refuse disposal areas, free-standing electrical equipment, building mounted, heating, ventilating and air circulation equipment, and all fences;
4. The location of property lines and dimensions of the tract;
5. The approximate location of significant drainage features, the location and size of existing and proposed utility easements, overhead utility lines on or adjacent to the lot;
6. Species, planting size and location of proposed plant material required under this chapter and location and size of the proposed landscaped areas;
7. Planting details and/or specifications:
8. Method of protecting the existing trees which are to be retained from damage during construction;
9. Location of hose connections and other water system sources or devices, the location and placement of all proposed waterlines and sprinkler heads of irrigation systems proposed;
10. The following calculations, in square feet, displayed on the landscape plan:
 - a. Total site area
 - b. Total area devoted to off-street parking (including access drives)
 - c. Total area devoted to impervious surfaces
 - d. Total landscaped area
 - e. Total parking lot landscaped area
 - f. Total internal landscaping
11. The delineation of the sight distance triangle where applicable;
12. The schedule of installation of required landscaping and appurtenances, which shall satisfy installation of all required landscaping and appurtenances, except trees, prior to the issuance of a certificate of occupancy and further specify

installation of required trees within the landscape plan within 120 days after issuance of the occupancy permit.

- B. Certification of Installation: Prior to the issuance of a certificate of occupancy, written certification shall be submitted to the City by an architect, landscape architect or engineer authorized to do business in the State of Oklahoma that the installation of the landscaping and appurtenances, except trees, are in accordance with the approved landscape plan. Prior to or within 120 days of the issuance of the occupancy permit, written certification of an architect, landscape architect or engineer authorized for business in the State of Oklahoma that all trees have been installed in accordance with the approved landscape plan shall be submitted to the City.
- C. Administrative Review: After receipt of a landscape plan, the designated administrative official shall:
 - 1. Approve the landscape plan as complying with the requirements of this chapter;
 - 2. Approve the landscape plan with conditions which bring it into compliance with the requirements of this chapter; or
 - 3. Reject the landscape plan as failing to comply with the requirements of this chapter.
- D. Appeal Process: In accordance with the provisions of Chapter 18 of the Eufaula Zoning Code, an appeal to the Board of Adjustment may be taken by any person aggrieved by a determination.
- E. Definitions: For purposes of this chapter, the following definitions shall apply:

“Caliper” shall mean the diameter of the tree trunk measured at 6” above ground level for a tree trunk having a diameter of 4” or less and the diameter of the tree trunk measured at 12” above ground level for a tree trunk having a diameter exceeding 4”.

“Dripline” shall mean the periphery of the area underneath a tree which would be encompassed by perpendicular lines extending from the exterior edges of the crown of the tree.

“Landscaped Area” shall mean the unpaved area within a lot which contains grass, shrubs, flowers, ground cover, trees or native plant materials and which may include decorative fixtures such as rock, pools and planters.

“Street Yard” shall mean the minimum required yard (residential) abutting a public street or the area of a lot contained between the minimum required building setback line (non-residential) and an abutting public street.

“Tree” shall mean a woody plant having one or more defined stems or trunks and having a defined crown and customarily attained a mature height of 8’ or greater.

SECTION 2040 ENFORCEMENT

- A. Any person, firm, or corporation violating any provisions of this chapter shall be punished in accordance with Chapter 17 Section 1720 of the City of Eufaula Zoning Code.

CHAPTER 21

SITE PLAN REVIEW

Section 2110	Authority
Section 2115	Plan Review
Section 2120	Plan Approval
Section 2125	Initiation
Section 2130	Procedure for Initiation
Section 2135	Agreement for Owner
Section 2140	Notice of Requirements
Section 2145	Procedure for Decision
Section 2150	Standards for Plans
Section 2155	Conditions on Plans
Section 2160	Modification of Plans
Section 2165	City's Authority to Retain Outside Professional Services

SECTION 2110 AUTHORITY

The petitioner or developer shall submit to the City, or its designated authority, a site plan for any building to be constructed in the CN, CG, CH, O, IL, IM, IH, DT, RD or RM-1 district showing a unified and organized arrangement of the building and/or buildings, off-street parking, points of egress or ingress, internal traffic circulation, advertising signs, service facilities, utility locations, curb lines, neighboring curb cuts, and utility poles (if any) which are feasible with the property on which the building or buildings are proposed and which planned development shall minimize any adverse effect of the development on the property surrounding development. The plan must contain information showing compliance with requirements of this section and all other applicable City codes and ordinances. The City Manager may delegate and assign the review and approval of said site plan to Staff, with an appeal from denial by Staff to be made to the City Manager and thence to the City Council. Where the City Manager serves as staff reviewer, appeals shall go to City Council.

The City of Eufaula has the authority to approve, approve with conditions, or deny site plans required to be submitted for approval under this section. A denial of a site plan can be appealed to the Eufaula City Council upon written letter of appeal filed with the City Manager's Office within 10 days of the decision of denial.

SECTION 2115 PLAN REVIEW

Plan review and approval is required to ensure the use and development of land as authorized under this ordinance is undertaken in an orderly and proper manner that furthers the public health, safety and welfare and makes adequate provision for assuring the availability of appropriate public and private services and amenities and for minimizing the adverse effects of such development.

The design, orientation and location of open spaces, buildings, structures and signs visible from public streets, places and ways has a material and substantial relationship to property values and the taxable values of property in the City and the cost of the municipal services provided thereto. Further, the lack of planning, or neglect of proper maintenance standards and the erection of buildings and structures unsuitable to and incompatible with the character of the neighborhood or area results in the deterioration of property values.

Therefore, it is the policy of the City of Eufaula that these regulations be adopted to avoid and prevent deterioration of the function, character and appearance of the City and provide a favorable environment for residents and businesses, and to preserve and enhance the property values and the general public welfare.

SECTION 2120 APPROVED PLAN

Site Plan approval shall be required for multiple family and nonresidential development under the following intended situations:

- A. Any new principal structure intended and designed for nonresidential or multi-family occupancy (or complete redevelopment of any site for nonresidential or multiple family uses) or the use of land for non-residential purposes.
- B. Where an existing principal structure erected prior to the date of adoption of this ordinance is proposed to be expanded, for which the sum total of gross floor area expansion(s) since the date of this ordinance are equal to or greater than twenty five (25) percent of the total gross floor area of said structure.
- C. Any new or modified building and/or site improvements for a zoning lot that has previously received site plan approval under this ordinance, re-approval of the plan is required for components of the plan which depart from the approved site plan. The extent of changes to be incorporated in the submittal for re-approval shall be determined by the City Manager or his designated reviewer.
- D. A site plan shall not be required exclusively as a change of use except where such change of use results in increased off-street parking requirements which cannot currently be met on the site.
- E. These requirements exclude the legal reconstruction of legally non-conforming buildings, when such buildings and related improvements are substantially restored to their prior condition.

Site Plan review is not required as part of a Planned Unit Development approval but may apply to development of individual sites within the Planned Unit Development if the lot has been sold to another owner for development, as controlled by the ordinance granting planned unit development approval.

SECTION 2125 INITIATION

Plan approval shall be initiated by the owner of the property, or the owner's agent, for which plan approval is sought.

SECTION 2130 PROCEDURE FOR INITIATION

- A. The owner of the property for which a zoning amendment or special exception permit is sought (requiring site plan approval above) shall file an application for site plan approval along with such application for a zoning amendment or special exception permit.
- B. The owner of the property for which a building permit is sought (requiring site plan approval above) and which development has not been approved under the requirements of this section, shall file an application for site plan approval along with an application for zoning approval or building permit.
- C. The owner of the property, or a duly authorized representative of the owner, shall file an application for site plan approval with the City. It shall be accompanied by a nonrefundable fee established from time to time by resolution by the City Council and shall contain the following information.
 - 1. A completed application form provided by the City.
 - 2. Three (3) copies of all full sized documents and drawings. For all graphic and plan drawings, a scale of not less than one inch equals one hundred feet (1" = 100') shall be used. In no event shall individual sheets or drawings exceed thirty (30) inches by forty two (42) inches. In addition, Ten (10) sets of reduced copies sized eleven inches (11") by seventeen inches (17") shall be submitted. All sets of drawings submitted shall be folded. Additional sets may be requested by the City as needed.
 - 3. The names and addresses of the persons responsible for preparing the plan.
 - 4. The present zoning of the site and abutting property.
 - 5. An existing conditions map that shows the location, dimensions, size and height of the following, as applicable:
 - a. Sidewalks, streets, alleys, easements and utilities, including street lighting and underground conduits for street lighting.
 - b. Buildings and Structures
 - c. Septic fields, wells and public sewer and water systems.
 - d. Slopes, particularly slopes in excess of 15% and terraces and retaining walls.

- e. Driveways, entrances, exits, parking areas and sidewalks.
- f. Fire Hydrants.
- g. Recreation areas and public use space.
- h. Natural and artificial watercourses and bodies of water and wetlands.
- i. Limits of flood plains.
- j. Significant geological features.
- k. Underground Storage Tanks
- l. Oil Wells: active or abandoned
- m. General alignment and lengths of all streets and all property lines.
- n. All building restrictions: highway setback lines, easements, covenants, reservations and right of ways.
- o. Date, scale and North arrow.
- p. Existing development on the site including off-street parking and loading areas and other improvements, as applicable.
- q. Distances between buildings.
- r. Calculations of the following: number of dwelling units or square footage of non-residential uses; number and location of parking spaces; number and location of loading spaces; total land area; total landscaped area; total open space; total impervious surface.
- s. Plans for collecting and depositing storm water and the method of treatment of natural and artificial watercourses.
- t. Indication of proposed grading, surface drainage, terraces, retaining wall heights, grades on paved areas and ground floor elevations and structures.
- u. A landscape plan showing the location, names and area coverage of trees, shrubs and ground cover to be planted and the areas to be retained in natural vegetation, in accordance with Chapter 20 of the Eufaula Zoning Code.

- v. Any locations intended for the outdoor display or storage of goods and merchandise.
- w. A lighting plan indicating all exterior building mounted and free standing lights and structures including overall height, type of lamp, and luminaries.
- x. Elevations and compliance with Chapter 15 of the Eufaula Zoning Code regarding signage.
- y. Architectural elevations of all buildings proposed for the site demonstrating building material and color scheme.

SECTION 2135 AGREEMENT FOR OWNER

All documents and information submitted as part of an application for site plan approval constitute a statement by the applicant that he/she intends and agrees to be bound to develop in accord with such information upon approval.

SECTION 2140 NOTICE OF REQUIREMENTS

Site plans do not require any form of public notice, however a site plan application concurrently filed with an application for a zoning amendment or an application for a Board of Adjustment public hearing shall state that site plan approval is sought as part of the public notice of the zoning amendment and/or special exception/variance amendments.

SECTION 2145 PROCEDURE FOR DECISION

Plans which are filed with an application for zoning amendment or with an application to the Board of Adjustment shall be processed as a part of the zoning amendment or Board of Adjustment application. All other site plans shall be approved under the following procedure.

A. City Manager, designated staff Recommendation

Within sixty days of the date the site Plan is first filed at the City for action, the City Manager, designated staff may recommend approval, approval with conditions, or denial of the site plan. If the City fails to approve the site plan within ninety (90) days after the site plan is first filed at the City, the City Manager, designated staff shall be deemed to have recommended denial, unless such date is extended as mutually agreed upon by the applicant and the City Manager, designated staff.

B. City Council Action

Recommendations of denial by the City Manager, designated staff may be appealed by the applicant to the City Council within 10 days of the denial recommendation. A written letter

of appeal shall be filed with the City Manager of the City of Eufaula. The appeal will be placed on the next available City Council agenda for discussion.

SECTION 2150 STANDARDS FOR PLANS

In reviewing and determining whether to approve or disapprove a plan, the, City Manager, designated staff and City Council if necessary shall consider those factors listed below which it determines to be applicable to a given plan.

- A. The application shall comply with the provisions of this ordinance and other ordinances of the City and of any other applicable laws.
- B. The plan shall be in reasonable conformity with the Comprehensive Plan.
- C. Reasonable provision shall be made to ensure that development will be served by essential public facilities and services such as highways, streets, parking spaces, police and fire protection, drainage structures, refuse disposal, water and sewers.
- D. Any building or structure shall be reasonably accessible to fire, police, emergency and service vehicles. When deemed necessary for access, emergency vehicle easements shall be provided. The access for fire, police and emergency vehicles shall be unobstructed at all times.
- E. Adequate provision shall be made to ensure the compatibility of the proposed development, including mass, scale, site layout and site design with the character of the surrounding property and the neighborhood, including:
 - 1. Relationships of Buildings to Sites
 - a. The site shall be planned to achieve a desirable transition to the street, provide for adequate planting, safe pedestrian movement, and off-street parking areas.
 - b. Parking areas should include innovative ways to significantly screen the parking areas from views from public right of ways.
 - c. Without restricting the permissible limits of the applicable zoning district, the height and scale of each building shall be compatible with its site and existing (or anticipated) adjoining buildings.
 - 2. Building Design
 - a. Structures shall be in scale and harmonious with adjoining buildings.

- b. Materials shall be selected for their harmony of the building and adjoining buildings. Materials shall also be selected for suitability to the type buildings and the design in which they are used.
- c. Materials shall be of durable quality.
- d. Exterior lighting shall be part of the architectural concept and fixtures, standards and exposed accessories shall be harmonious with the building design.

3. Signs

- a. Every sign shall be designed as an integral architectural element of the building and site to which it principally relates.
 - b. The colors, material and illumination of every sign shall be compatible and harmonious with the building and site to which it principally relates.
 - c. Each sign shall be compatible with signs on adjoining premises and shall not compete for attention.
 - d. All signs shall comply with Chapter 15 of the Eufaula Zoning Code.
- F. Open Space provided is configured to make that open space usable, functional and appropriate to the development proposed.
- G. Streets and sidewalks shall, insofar as reasonably practicable, provide access and good traffic circulation to and from adjacent lands, existing streets and sidewalks.
- H. Provision shall be made to ensure that adequate access roads or entrance or exit drives will be provided and will be designed and improved so as to prevent traffic hazards or problems and to minimize traffic congestion in public streets. Curb cut permits are required as additional approval processes.
- I. Adequate provision shall be made to ensure that the vehicular circulation elements of the plan are feasible.

SECTION 2155 CONDITIONS ON PLANS

The City Manager or City Council if necessary in consideration of any site plan may impose certain conditions in granting plan approval to minimize any negative impacts or minimize any adverse impacts due to the development.

SECTION 2160 MODIFICATION OF PLANS

Changes to site plans require reconsideration and re-approval by the City Manager, designated staff, or City Council if necessary, as provided in this section.

SECTION 2165 CITY'S AUTHORITY TO RETAIN OUTSIDE PROFESSIONAL SERVICES

In accordance with applicable state and local law, the City may retain professional assistance from outside the City staff in the review of information submitted pursuant to this Section, or as otherwise required by the City Manager, designated staff to carry out the purpose of the same. All reasonable costs incurred as a result of such professional assistance shall be borne by the applicant.

CHAPTER 22

SPECIFIC USE PERMITS

- 2200 Purposes
- 2210 Conditions for Approval
- 2220 Use Conditions
- 2230 Administration

SECTION 2200 PURPOSES

The City Council may, after a public hearing and recommendation by the Planning Commission and after conducting a public hearing as is required in accordance with the provisions of this section, authorize for specific parcels of land, the issuance of a Specific Use Permit.

The uses listed in the Specific Use list of each district section of this Code are so clarified because of the size of the land they require or the specialized nature of the use, or they may more intensely dominate the area in which they are located or their effects on the general public are broader in scope than other types of uses permitted in the district.

The designation of a Specific Use Permit as possible on the Specific Use list of each district does not constitute an authorization or an assurance that such use will be permitted. Rather, each Specific Use Permit application shall be valued as to its probable effect on the adjacent property and community welfare and may be approved or denied as the findings indicate appropriate.

SECTION 2210 CONDITIONS FOR APPROVAL

A. Plans and Data to be Submitted

Prior to submission of a request for a Specific Use Permit, the City Manager may require one or more pre-application conferences with the potential applicant. In considering and determining its recommendation to the City Council relative to any application for a Specific Use Permit, the Planning Commission will establish the requirements necessary for consideration of the application. The Planning Commission may require that the applicant furnish preliminary site plans and data concerning the operation, location, function and characteristics of any use of land or building proposed. For uses in which the land use has possible environmental impact, the Commission may require those engineering and/or environmental impact studies necessary for evaluation of the proposed use.

B. Planning Commission Requirements

The Planning Commission may recommend to the City Council that certain safeguards and conditions concerning bonding, insurance, setbacks, ingress and egress, off-street parking and loading arrangements and location or construction of buildings and uses and operation be required. If the Planning Commission fails to review and make a recommendation within 45 days from the date the application is accepted for processing, the City Council can take action on the application.

C. City Council Requirements

The City Council may, in the interest of the public welfare and to assure compliance with the intent of this ordinance and the Comprehensive Plan, require such development standards and operational conditions and safeguards as are indicated to be important to the welfare and protection of adjacent property and the community as a whole and be compatible with the natural environment and the planned capacities of public services and facilities affected by the land use. This may include the requirement of having the property platted and/or the requirement of the dedication of sufficient right-of-way or easement as necessary to further the public good. The City Council may impose conditions including, but not limited to, bonding, insurance, permitted uses, lot sizes, setbacks, height limits, required facilities, buffers, open space areas, lighting, noise levels, signage, landscaping, parking and loading, compatibility, and land use density as may be indicated depending upon the proposed use and its potential effect on adjacent areas or the community.

D. Site Plans

A Site Plan (plot plan) setting forth the conditions specified may be required of the applicant and such plan when accepted shall be made a part of the permit issued for the specific use.

E. Designation of Zoning Map

A Specific Use Permit approved under the provisions of this ordinance shall not be considered as an amendment to the zoning ordinance; however, the Specific Use Permit shall be noted on the zoning map as follows: SUP - (the number of the request for a Specific Use Permit). Any of the conditions contained in a Specific Use Permit approval shall be considered as conditions precedent to the granting of a building permit for the specific use provided for.

F. Time Limits for Implementation

If for any reason the approved specific use ceases operation for a period twelve (12) months, then the approval of said specific use shall be considered void and will require another public hearing review by the Planning Commission and City Council. This shall also apply to any approved specific use that does not begin operation within two (2) years of approval. This voiding of approval shall not apply if orderly progress toward completion of construction is taking place. Uses existing before the adoption of the Specific Use Permit ordinance, including non-conforming uses and their incidental and accessory uses, must receive a Specific Use Permit before any expansion of the use is permitted.

SECTION 2220 USE CONDITIONS

Compliance with District and Use Unit Requirements

Specific uses permitted shall comply with the most restrictive yard and height requirements of the district in which located and in addition shall comply with the requirements, especially for parking and loading, as required per the related use unit in the Eufaula Zoning Code, except as may be modified by City Council.

SECTION 2230 ADMINISTRATION

A. Filing of a Petition for Specific Use Permit

A petition for a Specific Use Permit may be filed with the Planning Commission by the owner(s) of the property concerned, by the duly authorized representative thereof, by the holder of an option to purchase the affected real estate or by the purchaser in a contract to purchase realty. Such petition shall be on a standard form furnished by the City. All petitions for a Specific Use Permit shall be accompanied by a site plan of the proposed area showing the location of buildings, parking, and other pertinent data concerning the operation of the proposed use.

B. Fee for Petition

A fee shall be required with the Specific Use Permit application, and such other fee as the City Council may from time to time specify by resolution in the fee schedule.

C. Notice of Hearing

Notice of the public hearing to consider a Specific Use Permit shall be mailed at least twenty (20) days before the public hearing held by the Planning Commission by mailing written notice by the secretary of the Planning Commission to all owners of property within a three hundred (300') radius of the exterior boundary of the subject property, or such additional notice deemed necessary by the Planning Commission. Cost for ownership list and mailing shall be paid by the applicant.

The notice shall contain:

1. The date, time and place of the public hearing.
2. The present zoning classification of the property and the nature of the Specific Use Permit.
3. The legal description of the property and street address or approximate location in the municipality.

D. Appeals and Confirmation by City Council

An applicant, or any adversely affected person, may appeal a recommendation of denial by the Planning Commission to the City Council, within 10 days of the Planning Commission decision, by filing a written notice with the City Manager.

If an appeal is not timely filed, the recommendation of the Planning Commission shall be included on a City Council agenda for consideration, whereupon the City Council may either accept the recommendation of the Planning Commission, reverse the recommendation of the Planning Commission, modify the decision of the Planning Commission, or remand the matter for further consideration by the Planning Commission.

If an appeal is timely filed, an item will be placed on the next City Council agenda to allow the City Council to affirm, reverse or remand the decision of the Planning Commission.

CHAPTER 23

DT - DOWNTOWN DISTRICT

2300	General Description
2305	Permitted Principal Uses
2310	Permitted Accessory Uses and Structures
2315	Uses Permitted by Special Exception
2320	Minimum Yard Requirements
2325	Minimum Lot Width
2330	Maximum Intensity of Use
2335	Maximum Height
2340	Design Criteria
2345	Reserved for Future Use
2350	Signs
2355	Parking
2360	Use of Sidewalk

SECTION 2300 GENERAL DESCRIPTION

The Downtown (DT) district is defined as all properties bound within and or fronting J.C. Watts/High Street to Pine Street and Front Street to 1st Street.

The Downtown district is intended primarily to provide areas for commercial development compatible with the scale, character and streetscape of the traditional downtown area of the city. Appropriate land uses include public facilities, commercial retail, primarily on the street and pedestrian level, with office and/or residential uses above or below the street level. Portions of the area may be appropriate for inclusion in a local or other cultural resource designation. The uses, structures, and project design should focus on providing an interesting pedestrian experience that has variety and vitality and that is not dependent upon direct vehicular access or immediately adjacent parking.

SECTION 2305 PERMITTED PRINCIPAL USES

- (a) Any use permitted in the CG Commercial General district.
 - 1. Open area to include push carts and kiosks.
- (b) Residential.

SECTION 2310 PERMITTED ACCESSORY USES AND STRUCTURES

- (a) Any accessory use or structure permitted in the CG Commercial General district.

SECTION 2315 USES PERMITTED BY SPECIAL EXCEPTION

The following uses may be permitted as special exceptions by the Board of Adjustment in accordance with the provisions contained in Chapter 18.

- (a) Hospitals, sanitariums, nursing homes, rest homes, convalescent homes, homes for orphans, homes for the aged provided that no such facility shall have a lot area of less than one (1) acre, and that no building in connection with such facility shall be closer than twenty-five (25) feet to any lot residentially zoned.
- (b) Day nursery.

SECTION 2320 MINIMUM YARD REQUIREMENTS

The minimum yard requirements for the DT Downtown district are as follows:

No minimum required except as needed to meet other requirements of the city.

SECTION 2325 MINIMUM LOT WIDTH

No minimum required except as needed to meet other requirements of the city.

SECTION 2330 MAXIMUM INTENSITY OF USE

No minimum required except as needed to meet other requirements of the city.

SECTION 2335 MAXIMUM HEIGHT

No minimum required except as needed to meet other requirements of the city.

SECTION 2340 DESIGN CRITERIA

Use building materials that are similar to those used traditionally. Brick, stone, and painted wood are appropriate as primary materials. New products that convey a scale, finish, and character similar to traditional materials that have a proven durability in the city climate also may be considered. A large featureless surface or panelized products that lack a sense of scale are prohibited. A plaster finish may be used, when its detail expresses visual interest and conveys a sense of human scale. Coverage shall not exceed forty (40) percent of any exposed wall surface on the front of the building.

Site plan review is required for all development in the Downtown District. The applicant shall submit a complete site plan application pursuant to Chapter 21 (Site Plan Review).

SECTION 2345 RESERVED FOR FUTURE USE

SECTION 2350 SIGNS

All sign requirements in Chapter 15. The following signs do not require a sign permit:

1. One A-frame sign per business; A-frame sign not to exceed two (2) feet by three (3) feet with no encroachment on the minimum pedestrian traffic walkway. The sign must be kept in good repair and will only be allowed during the business's hours of operation.
2. Blade sign/Pedestrian sign may be no lower than 7 feet or higher than 9 feet and must be only 36 inches from building. Shall not be used in calculating signage use requirements for business.

SECTION 2355 PARKING

1. Conditional use based on need.
2. New Business/New Construction will need to submit parking plan with application
3. All applications will be considered on a case by case basis.

SECTION 2360 USE OF SIDEWALK

All provisions within the Eufaula Code of Ordinances that pertain to the use of sidewalks in the downtown area. In addition to those regulations, the following applies:

1. Outdoor displays, benches and seating may not be permanently affixed to the public sidewalk.
2. The business owner is responsible for the cleanliness and maintenance of the outdoor display area.
3. Operators conducting business outdoors on public sidewalks shall not make any loud or unreasonable noise of any kind by vocalizing or otherwise for the purpose of advertising or attracting to the operator's wares.
4. Mobile vending within the public right-of-way on publicly owned property is prohibited without the approval of the City council or in conjunction with a Special Event Permit.
5. Business owner will obtain approval for outdoor seating in conjunction with their business permit. Applicants will provide a sketch of the proposed seating area with dimensions, the location and size of the table and chairs, the proposed hours of operation of the outdoor seating area must be included in application.
6. No additional parking is required for outdoor seating subject to these regulations.
7. Sidewalk use permits are for food service establishments, restaurants, breweries and wineries located in the downtown area that would like to provide outdoor seating and service on a public sidewalk. Two categories of Sidewalk Use Permits: Type A for restaurants, breweries and wineries serving alcohol outside on the public sidewalk, and Type B for food service establishments that do not serve alcohol outside on the public sidewalk.
 - (i) Type A Sidewalk Lease Agreement: for businesses that hold a valid Oklahoma Alcoholic Beverage Permit. A complete application must be submitted to the City of Eufaula with the following: Site Plan of proposed seating drawn to scale with

measurements listed. Plan is to indicate any planters, wait stations, distance to curb, etc.

1. Copy of liability insurance and copy of Oklahoma Alcohol Beverage Permit
2. Application fee/Renewal fee: to be set and amended by resolution in the fee schedule by the City Council.
3. Fence Installation Permit fee: to be set and amended by resolution in the fee schedule by the City Council.
4. Signage must be posted indicating alcoholic beverages may not be removed from area.
5. City of Eufaula may revoke a sidewalk permit at any time. A person/business aggrieved by the revocation of a sidewalk use permit may appeal the revocation to the City Manager, whose decision will be final.
6. Sidewalk use Permit shall expire on the date specified in the executed sidewalk lease agreement, but may be renewed without the necessity of complying with the application process set forth in this section if the permit holder has not plead guilty of any alleged violation of this ordinance.

(ii) Type B Sidewalk Use and Fence Lease Agreement: for businesses that do not sell alcoholic beverages.

1. A complete application submitted to the City of Eufaula of proposed seating drawn to scale with measurements listed. Plan is to indicate any planters, wait stations, distance to curb, etc.
2. Permit applicant must be the owner or lessor of a food service, establishment located with the Type B Sidewalk Use and Fence Permit Zone.
3. Copy of Liability Insurance
4. Application fee/Renewal Fee: to be set and amended by resolution in the fee schedule by the City Council.
5. Fence Installation Permit Fee: to be set and amended by resolution in the fee schedule by the City Council.
6. Barriers if erected must receive a written determination of suitability from the City of Eufaula prior to installation. Said barriers may include but not be limited to fencing that reaches a height of 36 inches, or benches or other barriers that reach a minimum of 20 inches in height and a maximum of 42 inches in height. Living plant screens shall not be an acceptable barrier material.
7. The City of Eufaula may revoke a sidewalk use and fence permit at any time. A person/business aggrieved by the revocation of a sidewalk use permit may appeal the revocation to the City Manager, whose decision shall be final.
8. A sidewalk use and fence permit shall expire on the date specified in the executed sidewalk lease agreement, but may be renewed without the necessity of complying with the application process set forth in this section if the permit holder has not plead guilty or no contest and/or has not been convicted of any alleged violation of this ordinance.

CHAPTER 24

DEFINITIONS

SECTION 2400 DEFINITIONS

Abutting: In the context of notice, or of a screening or enclosure requirement, abutting shall mean contiguous or separated there from only by a non arterial street, alley or railroad right-of way. In other instances, abutting shall mean contiguous.

Accessory Use Bar: A commercial establishment open to the public which sells and serves intoxicating or low-point beer, (as defined herein) for consumption on the premises, but which is incidental and subordinate to a principal use restaurant, hotel or motel, and bars which are accessory to not for profit, bona fide lodges, posts, clubs, fraternal, benevolent or charitable organizations.

Accessory Use or Structure: A use or structure on the same lot with, and of a nature customarily incidental and subordinate to the principal use or structure.

All-Weather Material: A hard surface, dust-free material capable, during ordinary use, of withstanding without substantial deterioration, normal weather conditions. Gravel, rock, or screenings alone, without use of a petroleum or cement binder, does not meet the definition of an all-weather, dust-free material.

Alley: A permanent public way providing a secondary means of access for service or emergency vehicles.

Anchoring Systems: A combination of ties, anchoring equipment and/or anchoring devices that are designed to resist overturning, uplift and lateral movement of the manufactured home from wind and water forces.

Antenna: A transmitting and/or receiving device used in telecommunications that radiates or captures a signal. As used in this Code, references to antennas shall also include Antenna Supporting Structures.

Antenna Supporting Structure: A telecommunications facility that consists of a stand-alone support structure which has as its principal use the support of antenna(s) and associated equipment and improvements. As used in this Code, references to Antenna Supporting Structures shall also include Antennas.

Anticipated Development: Full potential urbanization of the contributing watershed, considering the Comprehensive Plan and the reasonable assumption that in considering the effects of a proposed development in a floodplain area that there will be an equal degree of encroachment extending for a significant reach on both sides of the stream or water course.

Arterial: A street designated on the Major Street Plan as a primary arterial or secondary arterial.

Assisted Living Center: A residential facility designed to meet housing and care needs of older persons and individuals with disabilities in a residential rather than institutional environment, while maximizing independence, choice, and privacy. Assisted living centers provide personal care for persons with needs for assistance in the activities of daily living, and can respond to unscheduled needs for assistance. Services typically provided include: meals, housekeeping, laundry and linen service, medication monitoring, transportation and activities. Assisted living centers also typically provide features that enhance the resident's autonomy, such as lockable doors, full bathrooms, temperature control, and single occupancy, and may provide limited cooking facilities in individual units. Assisted Living Centers exclude nursing homes and other special housing facilities as elsewhere defined.

Average Ground Elevation: The midpoint between the highest and lowest ground elevations at the building wall.

Bar/Tavern: A commercial establishment open to the general public which sells and serves intoxicating beverages for consumption on the premises.

Bed and Breakfast: A guest house or small hotel offering sleeping accommodations and a morning meal.

Beer Bar: A commercial establishment open to the general public which sells and serves low point beer for consumption on the premises.

Billiard Center, Family: A principal use billiard facility which caters to families and which excludes the sale and consumption of intoxicating and low-point beer on the premises.

Billiard Hall/Pool Hall: A principal use billiard facility, open to the general public, and which sells and serves intoxicating and/or low-point beer on the premises.

Board of Adjustment (BOA): The Board of Adjustment of the City of Eufaula.

Building: A structure which is permanently affixed to the land, and has one or more floors and a roof, and is bounded by either another building with a common party wall, open air, or the lot lines of a lot.

Building Code: Those codes and regulations adopted by the City of Eufaula pertaining to requirements for construction of buildings and structures.

Building Elevation: No base floor elevation shall be below 605 feet or as amended or set by the Corp. of Engineers.

Building Setback: The horizontal distance, from the point of measurement, such as the centerline Of an abutting street or the boundary line of an abutting zoning district to the nearest building wall.

Caliper: The diameter of the tree trunk measured at 6” above ground level for a tree trunk having a diameter of 4” or less and the diameter of the tree trunk measured at 12” above ground level for a tree trunk having a diameter exceeding 4”.

Care Home: Premises used for the housing and caring for the aged or infirmed, and includes convalescent homes, homes for the aged, and nursing homes.

Character: Any letter of the alphabet or numeral.

City Council: The City Council of the City of Eufaula.

Code Enforcement Officer/Building Inspector: The enforcement officer designated by the City Manager the City of Eufaula to enforce the Zoning Code and related Ordinances.

Commercial Mixed Use Development: Any development containing a combination of uses permitted by Right, Special Exception, Planned Unit Development (PUD) or Specific Use Permit.

Community Group Home: A community based residential facility for independent living that provides room and board, personal care, and rehabilitation services in a family environment as a single housekeeping unit to 6-12 resident intellectually and/or physically limited persons with at least 1 but not more than 3 resident staff persons. Personal care and rehabilitation services excludes on site institutional type educational training, medical or nursing care.

Comprehensive Plan: The official plan for the physical development of the City of Eufaula as originally adopted and as amended thereafter.

Copy Area: The net geometric area enclosed by the smallest rectangles encompassing the outer extremities of all letters, figures, characters and delineations contained in the sign.

Curb level: The mean level of the established curb at the frontage of a lot. Where no curb has been established, the City of Eufaula shall establish such curb level or its equivalent for the purposes of this code.

Customary Exterior Finishing Materials: Roof and siding materials traditionally used to provide the finished exterior of single-family dwellings. Customary residential roofing materials include composition shingles, fiberglass shingles, wood shingles (shakes), and clay tile applied according to the manufacturer’s specification. Customary commercial roofing materials for Commercial or Office zoned properties includes Built-Up Roofing (BUR), modified bitumen roofing, thermoset (EPDM) roof membrane, thermoplastic (PVC and TOP) roof membrane, tar, foam, and asphalt, but in this code specifically excludes any form of metal roofing material. Customary siding materials include aluminum lap or vinyl lap siding, cedar or other wood siding, masonry (stucco, brick, stone, block, tilt-up-up panel) and woodgrain weather resistant pressboard siding.

Dance Hall: A commercial establishment open to the general public which provides a dance area of 1,000 square feet or more.

Day Nursery: Any agency, institution, center, home, nursery, nursery school, kindergarten, play school, or other place, however styled and whether operated under public auspices, as a private business, or by an established religious denomination, in which are received for temporary custodial care apart from their parents, part of the day or all of the day or night, and upon any number of successive days one or more children not related to the persons providing such temporary custodial care, and which comply with the licensing requirements of the Oklahoma State Health Department, but excluding Family Day Care Homes.

Detention/Correctional Facility: A facility for the detention, confinement, treatment and/or rehabilitation of **persons** arrested or convicted for the violation of civil or criminal law, such facilities include an adult detention center, juvenile delinquency center, pre-release center, correctional community treatment center, **jail** and prison.

Development: Any man-made change to improved or unimproved real estate, including but not limited to, buildings or other structures, mining, dredging, filling, grading, paving, excavation, or drilling operations.

Display Surface: The surface of a sign upon, against, or through which the message is displayed or illustrated.

Display Surface Area: The net geometric area enclosed by the display surface of the sign including the outer extremities of all letters, figures, characters, and delineations, but not including the structural supports for free-standing signs if said structural supports are not arranged to become a part of the attention attracting aspects of the sign provided, that as applied to wall or canopy signs having a non-illuminated background, display surface area shall mean copy area.

Downtown District: A City core or central business district, often in a geographical, commercial, or communal sense.

Dripline: The periphery of the area underneath a tree which would be encompassed by perpendicular lines extending from the exterior edges of the crown of the tree.

Dwelling: A dwelling or structure used in whole or in part for human habitation.

Dwelling, Duplex: A building containing two dwelling units, designed for occupancy by not more than two families.

Dwelling, Manufactured Home: A residential manufactured dwelling, built in accordance with the Federal Manufactured Home Construction and Safety Standards which is either:

- A. Fully assembled into one unit or one expandable/telescoping unit of more than 35 feet in length and is fully habitable upon arrival at a site except for minor and incidental installation activities and utility connections and is installed on either temporary or permanent foundations; or
- B. A dwelling manufactured in two (2) or more units, but either fails to utilize customary siding materials, or retains chassis or other equipment related to being towed, or is not placed on a permanent foundation or;
- C. Any combination of A or B above which does not meet all of the local Building codes as adopted by the City of Eufaula.

Dwelling, Modular: A manufactured dwelling partially preassembled into two or more sections, none of which are habitable individually, permanently joined together and utilize customary residential siding and roofing materials, built to Building Code standards as adopted by the City of Eufaula, Oklahoma, and are either:

- A. Units designed to be transported and installed on permanent foundations; or
- B. Chassis/under-carriage units designed to be towed or structurally capable of being towed on wheels and installed on permanent foundations after all hitches, running gear and chassis have been removed.

Dwelling Mobile Home: See dwelling, manufactured.

Dwelling Multifamily: A building containing three or more dwelling units.

Dwelling Rowhouse: One of a row of houses having uniform, or nearly uniform, plans and fenestration and usually having a uniform architectural treatment, as in certain housing developments. A house having at least one side wall in common with a neighboring dwelling.

Dwelling Single-Family: A building, other than mobile/manufactured home dwelling, containing one dwelling unit designed for occupancy by not more than one family.

Dwelling Townhouse: A building containing two (2) or more attached dwelling units with no unit above another unit and each unit located on a separate lot within a townhouse development.

Dwelling Unit: A room or group of rooms arranged, intended, or designed as a habitable unit, containing kitchen, bath and sleeping facilities, for not more than one family living independently of any other family.

Elderly/Retirement Housing: A residential complex containing multifamily dwellings designed for and principally occupied by senior citizens. Such facilities may include a congregate meals program in a common dining area, but exclude institutional care such as medical or nursing care and are distinguished from life care retirement centers as elsewhere **defined**.

Emergency and Protective Shelter: A residential facility which provides room and board for a temporary (30 days or less) period, protection counseling, and pre-placement screening for abused, displaced, or transient children or adults.

Family: One or more persons occupying a single dwelling unit, provided that unless all members are related by blood, marriage, or adoption, no such family shall contain over six (6) persons, but further provided that domestic servants may be housed on the premises without being designated as a family.

Family Day Care Home:

A dwelling used to house and provide supervision and care for five children, said total to include those preschool children under five (5) years of age who reside in the residence.

Flashing Illumination: A light source or other image which in whole or in part physically changes in light intensity or gives the appearance of such change.

Flood: A temporary rise in stream level that results in inundation of areas not ordinarily covered by water.

Floodplain: An area of low-lying ground adjacent to a river or lake, formed mainly of water sediments and subject to flooding.

Flood Regulatory: A flood having one (1) percent chance of being equaled or exceeded in any given year based upon the full potential urbanization of the contributing watershed considering the Comprehensive Plan, adopted Floodplain Management Policies and the watershed Master Drainage Plan where adopted.

Floodway: The channel of a river or other watercourse and those portions of the adjoining floodplains which are reasonably required to carry and discharge the regulatory **flood**.

Floor Area: The sum of the gross horizontal areas of the several floors, including basements, of a building measured from the exterior faces of the exterior walls or from the centerline of walls separating two buildings. Provided that for the purpose of determining compliance with the permitted floor area, the floor area of enclosed required off-street parking areas shall not be included. In Commercial Neighborhood and Commercial General, Floor Area only includes the space accessible to the public (e.g. dining area, restrooms, etc.).

Floor Area Ratio: The floor area of a building or buildings on a lot divided by the lot area.

Foster Home: A dwelling used in whole or in part as living quarters for a household including one or more minor children placed by a licensed child placement agency who are not members of the family occupying said dwelling but, are under their supervision. Further, provided that a maximum of 5 children are allowed to reside in the home including any natural children living in

the home, if any children in the home are age 2 or younger. If no children are under 2 years, the maximum number of children residing in the home is 6.

Freeway: A street designated as a freeway on the Major Street Plan.

Freeway Sign Corridor: An area 400 feet in width on each side of and adjacent to the publicly acquired right-of-way of a freeway.

Frontage: The lineal measurement of a lot boundary which abuts a public street or the lineal measurement of the building setback line when the boundary of the lot abuts a curved non arterial street or cul-de-sac.

Habitable Floor: Any floor usable for living purposes, which includes working, sleeping, eating, cooking, or recreation, or a combination thereof. A floor used for storage purposes only is not a “habitable floor”.

Halfway House: A building used in whole or in part as a treatment center and dwelling quarters for persons unrelated by blood or marriage who are undergoing care or rehabilitation for alcoholism or other forms of drug abuse.

Height, Building: The vertical distance measured from the average ground elevation at the building wall to the highest horizontal point of the structure, provide that Height Exceptions listed under Section 224 shall apply.

Height Sign: The vertical distance measured from the curb level to the highest point of the sign.

Home Occupation: Any occupation or profession carried on by the inhabitants which is clearly incidental and secondary to the use of the dwelling for dwelling purposes, which does not change the character thereof, and which is conducted entirely within the main or accessory buildings, provided, that no trading in merchandise is carried on and in conjunction with which there is no advertising or display of merchandise. There shall be no mechanical equipment used or activity conducted which creates any noise, dust, odor, or electrical disturbance beyond the confines of the lot on which said occupation is conducted.

Homeowners or Property Owners Association: An incorporated nonprofit organization, to include non-residential property owners, operating under recorded land agreements through which.

- A. Each lot and/or homeowner in a planned unit development or other described land area is automatically a member, and
- B. Each lot is automatically subject to a charge for a proportionate share of the organization’s activities, such as maintaining a common property, and
- C. The charge, if unpaid, becomes a lien against the property.

Intoxicating Beverages: All beverages as so defined in Title 37, Oklahoma Statutes.

Junk and Salvage Yards: Open areas, lots, land, parcels, buildings or structures, or parts thereof where wastes or used or secondhand materials are bought, collected, abandoned, sold, exchanged, stored, processed, crushed, or handled. Materials shall include but are not limited to the following materials: used lumber, scrap iron and other metals, paper, plastic, rags, rubber tires, salvaged or vehicles, dismantled machinery, vehicular parts, bottles and cans and discarded goods.

kennel: The use of land or buildings for the purpose of selling, breeding, boarding or training cats, dogs, or **both**.

Land Coverage: The land area of a lot covered by building or buildings, except structural parking.

Landscaped Area: The unpaved area within a lot which contains grass, shrubs, flowers, ground cover, trees or native plant materials and which may include decorative fixtures such as rock, pools, and planters.

Life Care Retirement Center: A residential facility containing dwellings designed for and principally occupied by senior citizens in a planned retirement community which includes a residential complex, an activity or community center, and a medical or nursing facility which is licensed by the State of Oklahoma as an intermediate Care Facility or a Skilled Nursing Center.

Livability Space: The open space of a lot which is not allocated to or used for off-street parking or loading areas or for paved access to the off-street or loading area.

Loading Berth, Off Street : A space of a least 10 feet in width and 30 feet in length and having a vertical clearance of a least 14 feet, designed and located on a lot for the temporary parking of commercial vehicles while loading or unloading merchandise or materials.

Lot: Lot of record.

Lot Area: The total horizontal area included within lot lines.

Lot, Corner: A lot of which at least two (2) adjacent sides abut for their full lengths on a street.

Lot, Depth: The average distance from the street line of the lot to its rear line, measured in the general direction of the sidelines of the lot.

Lot, Double Frontage: A lot other than a corner lot with frontage on more than one street other than an alley.

Lot, Interior: A lot other than a corner lot, with only one frontage on a street.

Lot Line: Any boundary of a lot.

Lot Line Front: The boundary of a lot which abuts a public **street**. Where the lot abuts more than one street, the owner may select the front lot line.

Lot Line Rear: The boundary of a lot which is most distant from and most nearly parallel to the front lot line.

Lot Line Side: Any boundary of a lot which is not a front lot line or a rear lot line.

Lot of Record: A lot which is part of a subdivision, the plat of which has been recorded in the office of the County Clerk of the County in which the lot is located or a parcel of land, the deed of which is recorded in the office of the County Clerk of the County in which the parcel is located.

Lot Width: The average horizontal distance between the side lot lines.

Major Street Plan: The City of Eufaula Major Street Plan as adopted by the City Council of the City of Eufaula, or as it may hereafter be amended by ordinance.

Manufactured Home: See Dwelling, Manufactured Home.

Manufactured Home Park: Land or property which is used or intended to be used or rented for occupancy by one or more manufactured homes or movable sleeping quarters of any kind.

Massage Parlor, Non-therapeutic: Any place where for any form of consideration or gratuity, non-therapeutic massage, alcohol rub, administration of fomentation, electric or magnetic treatments, or any other treatment or manipulation of the human body occurs as a part of or in connection with sexual conduct or where any person providing such treatment, manipulation or service related thereto exposes specified anatomical areas.

Mini-Storage: A building containing small partitioned storage spaces, which are separately and individually rented or leased, for the storage of personal goods or merchandise, but excluding commercial warehousing.

Mobile Home: See Dwelling, Mobile Home.

Modular Home: See Dwelling, Modular.

N/A: Not applicable.

Nameplate: A sign, attached flush against a building identifying the name of the building or the name of an occupant thereof.

NEC: Not elsewhere classified.

Neighborhood Group Home: A home for independent living with support personnel that provides room and board, personal care and habilitation services in a family environment as a single-housekeeping unit for not more than 5 resident intellectually and/or physically limited persons with at least 1 but not more than 2 resident staff persons. Personal care and habilitation services excludes on-site institutional type educational training, medical, or nursing care.

Night Club: A commercial establishment open to the general public, usually serving intoxicating and/or low-point beer, usually having a floor show, and usually providing music and a space for dancing.

Nonconformance: A lawful condition of a structure or land which does not conform to the regulations of the district in which it is situated. This may include but is not limited to failure to conform to use, height, area, coverage or off-street parking requirements.

Nonconforming Use: A structure or land lawfully occupied by a use that does not conform to the regulations of the district in which it is situated.

Nursing Home: A residential health care facility licensed and regulated by the State of Oklahoma which provides lodging personal care and supervision for aged, chronically ill, physically infirm or convalescent patients.

Obstruction: Any dam, wall, wharf, embankment, levee, dike, pile, abutment, projection, excavation, channel rectification, bridge, conduit, culvert, building, wire, fence, rock, gravel, refuse, fill, structure or matter in, along, across or projecting into any channel, watercourse, or regulatory flood hazard area which may impede, retard, or change the direction of the flow of water, either in itself or by catching or collecting debris carried by such water, or that is placed where the flow of water might carry the same downstream to the damage of life or property.

One Hundred Year Frequency Flood: A flood having an average frequency of occurrence once in 100 years although the flood may occur in any year, based on statistical analyses of stream flow records available for the watershed, as predicted by the U.S. Army Corps of Engineers and confirmed by the City of Eufaula.

Parking Space, Off Street: A space on a lot intended and reserved for the parking of an automobile. Such space shall be at least 9 feet in width and at least 20 feet in length exclusive of access drives or aisles. Such space shall have a vertical clearance of at least 6 feet 6 inches.

Parking Space, Required Off-Street: A space on a lot reserved for parking required by this Code.

Permanent Foundation: A foundation which meets the Building Codes of the City of Eufaula.

Personal Care: Assistance with meals, dressing, movement, bathing or other personal needs or maintenance, or general supervision of the physical and mental well-being of a person, who is incapable of maintaining a private, independent residence, or who is incapable of managing his person, whether or not a guardian has been appointed for such person.

Planning Commission: City of Eufaula Planning Commission.

Planned Unit Development PUD: A discretionary type of development for a tract of land under single ownership or control, based upon an approved development plan permitting flexibility of principal land uses, lot sizes, and accessory uses not otherwise available under conventional development standards.

Pole Barn: An accessory agricultural building which may be enclosed on not more than three (3) sides used for the storage of farm machinery and implements, feed or such agricultural materials and supplies.

Principal Use Restaurant: An eating establishment which employs at least one fulltime cook, has a menu, a fully equipped kitchen for cooking and preparation of meals and which eating establishment, including the kitchen area but excluding the bar area, occupies at least 75% of the total floor area of the business.

Private Club: A private commercial establishment open to members and their guests only and not open to the general public which is operated for profit and which sells and serves intoxicating and/or low-point beer for consumption on the premises. Reference is hereby made to that section of the Municipal Code of the City of Eufaula defining "Private Club".

Recreational Vehicle (RV): A trailer, boat trailer, travel trailer, camping trailer, truck camper, camper shell, motor home, tent trailer, boat, houseboat, or similar vehicle or unit. Camper shells which are attached to a pickup truck are not considered a recreational vehicle.

Residential Treatment Center: A facility providing diagnostic or therapeutic services, counseling, or treatment and long-term room and board in a highly structured environment for its residents for substance abuse or dependency, or behavioral disorders.

Rest Home: See Care Home.

Rooming and Boarding House: A facility wherein congregate meals and lodging are provided for its residents limited to a maximum of six (6) or fewer guests are provided overnight accommodations and meals excluding such supervised living or residential care facilities as elsewhere defined (e.g. Nursing Homes, Group Homes, Transitional Living Center, Residential Treatment Center, etc.) and exclusive of a hotel or motel.

Sanitarium: An institution providing health facilities for inpatient medical treatment or treatment and recuperation using natural therapeutic agents.

Service Organizations, Clubs or Lodges: Organizations, clubs or lodges wherein the chief activity is providing a service and which is not operated as a business for profit, and which holds and maintains an income tax exempt status.

Setback: A horizontal distance determining the location of a building with respect to a street,, use district boundary line, or another use. Where the term “setback” is used in conjunction with a modifying word or words such as “parking area”, the setback shall in its application include, but not limited to, buildings.

Sexually Oriented Business: Amusement or entertainment which is distinguished or characterized by an emphasis on acts depicting, describing or relating to sexual conduct or specified anatomical areas, including but not limited to topless or bottomless dancers, exotic dancers, strippers, male or female impersonators or similar entertainment; or on display or for sale and materials, devices, novelties, or paraphernalia designed or marketed primarily for use to stimulate human genital organs or for use in connection with sadomasochistic practice.

Sign: Any object, device, structure or part thereof used to advertise, identify, display or attract attention to an object, person, institution, organization, business, product, service, event or location by any means, including words, letters, figures, designs, symbols, fixtures, colors, illumination or projected images. Signs as defined herein do not include the flag or emblem of any nation, organization of nations, state, city, or any fraternal, religious or civic organizations; one corporate flag; works of art which in no way identify a product; temporary holiday decorations; or landscape features which display no words or symbols.

Signs, Business: A sign which directs attention to a business, commodity, service, or entertainment conducted on the premises.

Sign, Canopy: A sign wholly supported by a canopy.

Sign, Construction: A temporary sign erected during the period of construction advertising the construction of improvements on the property.

Sign, Ground: A sign which is attached to or is a part of a self-supporting structure, other than a building or portion of a building.

Sign, Illuminated: Any sign which is directly lighted by any electrical light source, internal or external, excluding signs illuminated by light sources specifically and clearly operated for the purpose of lighting the general area in which the sign is located rather than the sign itself.

Sign, Nameplate: A sign, not exceeding four (4) square feet, attached flush against a building identifying the name of the building or the name of an occupant thereof.

Sign, Outdoor Advertising: A sign which directs attention to a business, commodity, service, or entertainment, sold or offered elsewhere than the premises and only incidentally on the premises, if at all.

Sign, Portable: A sign which is not permanently affixed to the ground or a building and easily moved from one location on the lot to another.

Sign, Projecting: A sign affixed to a building and which extends horizontally more than 12” from the sign supporting portion of the building.

Sign, Promotional Business: A sign, temporary in nature, consisting of tinsel, advertising flags, searchlights, balloons, tethered balloons, or banners.

Sign, Real Estate: A temporary sign advertising the sale, rental, or lease of the premise.

Sign, Revolving or Rotating: A sign or sign part which rotates or revolves.

Sign, Roof: A sign other than a promotional business sign which is affixed to a roof, extended roof, pitched roof, or canopy, and which extends above the building wall or parapet wall

Sign, Wall: A sign affixed to a building wall or parapet which does not extend horizontally more than 15 inches from the wall nor extend above the height of the wall or parapet.

Site Development Plan: A plan drawn at a scale of not less than one inch equals 100 feet which shows the topographic characteristics of the site; the location and dimensions of buildings, yards, courts, parking spaces and other features; the use of each building and area; adjacent streets, alleys, utility drainage and other easements; and the relationship of the development of adjacent areas which it may affect.

Special Exception: A use or a design element of a use which is not permitted by a right in a particular district because of potential adverse affect, but which if controlled in the particular instance as to its relationship to the neighborhood and to the general welfare, may be permitted by the Board of Adjustment, where specifically authorized by the Code, and in accordance with the substantive and procedural standards of the Code.

Specific Use Permit: A Specific Use Permit (SUP) is a classification assigned to a particular use that requires such use to be subject to a public hearing and review by the Planning Commission. Final approval is required by the City Council as specified in Zoning Code. Specific Use Permit uses are not permitted by Right or Special Exception in any Zoning District because of the potential adverse effects. However, if such adverse effects are controlled in that particular instance as to its relationship to the surrounding area and to the general welfare, a Specific Use Permit may be permitted in accordance with the substantive and procedural standards of the Zoning Code and Chapters.

Story: A room or set of rooms on one floor level of a building.

Street: A public thoroughfare designed to provide the principle means of access to abutting property, or designed to serve as a roadway for vehicular travel, or both, but excluding alleys.

Street Wall: The wall or part of the building nearest to the street line.

Structure: Anything constructed or erected with a fixed location on the ground, or attached to something having fixed location on the ground, and includes buildings, walks, fences, and signs. Provided that, for the purpose of Floodway Zoning District “structure” means walled and roofed building that is principally above ground, as well as a mobile home.

Substantial Improvements: Any repair, reconstruction, or improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure either, (1) before the improvement or repair is started, or (2) If the structure has been damaged and is being restored, before the damaged occurred. For the purpose of this definition “substantial improvement” is considered to occur when the first alteration affects the external dimensions of the structure. The term does not, however, include either (1) any project for improvement of a structure to comply with the existing state or local health, sanitary, or safety code specifications which are solely necessary to assure safe living conditions, or (2) any alteration of a structure listed on the National Register of Historic Places or a State Inventory of Historic Places.

Supplemental District: A zoning district to be mapped as an overlay to use a district and which modifies or supplements the regulations of the general district in recognition of distinguishing circumstances such as unit development or flooding propensity while maintaining the character and purposes of the general use district area over which it is superimposed.

Top Plate: The horizontal timber directly carrying the trusses of a roof or the rafters.

Townhouse: See Dwelling, Townhouse.

Townhouse Development: A row of a at least 3 attached dwelling units each separated by a party wall on individual lots and designed for separate ownership of the individual dwelling units with no separate dwelling unit constructed above another dwelling unit; provided that in a development of 6 or more units, a row of 2 attached dwelling units may be constructed thereon.

Transitional Living Center: A non-institutional neighborhood based residential facility that provides short-term (120 days or less) room and board in a supervised living environment utilizing counseling and rehabilitation services for persons with a history of juvenile delinquency, behavioral disorders, alcoholism or substance abuse.

Tree: A woody plant as set forth within a list of trees adopted by resolution and as included in Landscape Requirements of this Zoning Code.

Variance: A relaxation of a restriction of the Code, granted by the Board of Adjustment, where by reason of exceptional narrowness, shallowness, shape, topography, or other

extraordinary or exceptional situation, condition or circumstance of a particular property, the literal enforcement of the Code restriction, would result in unnecessary hardship.

Veterinarian Clinic: A building used exclusively for the care and treatment of small animals, including incidental boarding of animals within the enclosed building, but excluding outside animal runs.

Veterinarian Hospital: A building or portion of a building used for the care and treatment of animals, primarily in the livestock classification, which may include outside animal runs and boarding services.

Yard: An open unoccupied space on a lot between a building and a lot line.

Yard, Exterior Side: The side yard of a corner lot which abuts a street.

Yard, Interior Side: The side yard of a lot which does not abut a street.

Yard, Front: Yard extending along the full length of the front lot lines between the side lot lines.

Yard, Required: The minimum permitted distance of open unoccupied space between a building and a lot line.

Yard, Rear: A yard extending along the full length of the rear lot line between the side lot lines.

Yard, Side: A yard extending along a side lot line between the front yard and the rear yard.

Zoning Code: The Zoning Code of the City of Eufaula, and referred to herein as the “Code” unless the text clearly indicates otherwise.



City Council Agenda Item No. 14

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Discuss and consider for approval authorizing the City Manager to sign documents related to grant applications with the United States Department of Agriculture.

Initiator: Staff.

Staff Information Source: Jacob Foos, City Manager.

Background: The City is applying for a grant with the United States Department of Agriculture that could potentially cover 55% of the cost to renovate old City Hall. The award notification is expected to occur in July.

Council Pillar: Reliable Infrastructure / Financial Sustainability.

Financial Impact: N/A.

Attachment: None.

Recommended Action: Approval of the item.



City Council Agenda Item No. 15

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Discuss and consider for approval the purchase of emergency extrication tools from Davenport Fire Equipment Sales, LLC for \$30,380 for the Fire Department.

Initiator: Staff.

Staff Information Source: Jacob Foos, City Manager.

Background: The Fire Department received \$35,000 in REAP funding for FY20 to be used on emergency rescue tools and Fire Department grade washer and dryer units for bunker gear. The washer and dryer units were within the City Manager's spending authority, but the rescue tools exceed \$25,000. The tools are a rescue spreader, rescue cutter and rescue ram.

The Fire Department obtained three quotes. Davenport Fire Equipment Sales, LLC was the only supplier found for the region that used the exact same battery that the department uses with other tools. Having a single battery type to power all the tools helps to reduce confusion during emergency responses and provides extra backup if one battery malfunctions or dies while in use.

Davenport Fire Equipment Sales, LLC	\$26,049.00*
Casco Industries, Inc.	\$24,999.00
Municipal Energy Services	\$28,222.46

*The attached quote includes additional items of \$4,331 that are accessory items to be covered with the REAP grant funds.

Council Pillar: Health Care / Financial Sustainability.

Financial Impact: \$30,380 paid from General Fund, Fire Department, Equipment Purchases, 10-13-6401-00 and reimbursed with REAP FY20 funds.

Attachment: Quotes and Sole Source Letter.

Recommended Action: Approval of the item.



1900 East Military Avenue
 Suite 276
 Fremont, NE 68025

Quote

Date 08/28/2019
 Quote # QT1292602
 Expires 09/27/2019
 Sales Rep Spsychalski, Robert
 PO #
 Shipping Method FedEx Ground

Bill To
 RANDAL SULLIVAN
 EUFAULA FIRE DEPARTMENT - OK
 64 MEMORIAL DRIVE
 Eufaula OK 74432

Ship To
 RANDAL SULLIVAN
 EUFAULA FIRE DEPARTMENT - OK
 64 MEMORIAL DRIVE
 Eufaula OK 74432

Item	Alt. Item #	Units	Description	QTY	Unit Sales Pri...	Amount
271333000			SP 333E2 Spreader Package w/ charger and 2 EXL batteries	1	10,561.88	10,561.88
272788000			S 788E2 Package (includes S 788E2, charger, and 2 EXL batteries)	1	9,960.87	9,960.87
274085000			R 421E2 Ram Package (includes R 421E2 Ram, charger, and 2 EXL batteries)	1	7,699.71	7,699.71
			<i>Hurst Battery</i>			

Subtotal 28,222.46
Shipping Cost (FedEx Ground) 0.00
Total \$28,222.46

This Quotation is subject to any applicable sales tax and shipping & handling charges that may apply. Tax and shipping charges are considered estimated and will be recalculated at the time of shipment to ensure they take into account the most current local tax information.

All returns must be processed within 30 days of receipt and require a return authorization number and are subject to a restocking fee.

Custom orders are not returnable. Effective tax rate will be applicable at the time of invoice.



QT1292602



4201 Montdale Drive
Valparaiso, IN 46383-4098
219-548-5000
800-592-6587
Fax: 219-476-1669

February 21, 2020

Eufaula Fire Department
Eufaula, OK

Attn: Randy Sullivan

Please be advised that AMKUS Rescue Systems operates through a distributor network to provide our customers with the best and most efficient service. Each distributor is assigned a specific territory. That distributor is responsible for the customers in the given territory for all AMKUS sales and service. The distributor is responsible for maintaining an inventory of spare parts to provide quick service to the customers in their territory. The distributor is responsible for installation, service, repair, maintenance and upgrading of the products in their territory using only genuine AMKUS parts.

Please be advised that Davenport Fire Equipment Sales & Service in Paoli OK, 405-484-7700, is presently our representative for the sales and service of AMKUS Rescue Systems for the County of McIntosh, State of Oklahoma. Also be advised that AMKUS Rescue Systems uses only DeWALT 20V/60V batteries in any and all tools.

If I may be of further assistance, please do not hesitate to call.

Regards,

Alice Huball
Inside Sales Manager
AMKUS Rescue Systems
219-548-5015
alice.huball@amkus.com



City Council Agenda Item No. 16

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Discuss and consider for approval Budget Amendment 1a for the Fiscal Year 2019-2020 General Fund budget.

Initiator: Staff.

Staff Information Source: Jacob Foos, City Manager.

Background: See attachment for specific information. Upon conferring with Crawford & Associates, it is acceptable procedure to use the budget amendment form instead of a resolution. The form provides a clearer explanation of what is being amended and should make it easier for the public to understand what is being done.

Council Pillar: Financial Sustainability.

Financial Impact: See attachment.

Attachment: Budget Amendment 1a.

Recommended Action: Approval of the item.

Budget Amendment Form

Fiscal Year: 2020 Amendment #: 1a

Fund	Department	Line Item	Account Code	Estimated Revenue		Expense	
				Increase	Decrease	Increase	Decrease
General Fund - 10	Revenue	Sales Tax	10-00-5135-00	\$ 40,000	\$ -	\$ -	\$ -
	Transfers	Transfer to EPWA	10-99-6926-00	\$ -	\$ -	\$ 40,000	\$ -
Purpose: Account for additional sales tax revenue and the expenditure to transfer it to the EPWA.							

Fund	Department	Line Item	Account Code	Estimated Revenue		Expense	
				Increase	Decrease	Increase	Decrease
General Fund - 10	Revenue	Use Tax	10-00-5140-00	\$ 40,000	\$ -	\$ -	\$ -
	Government	Professional Services	10-15-6316-00	\$ -	\$ -	\$ 40,000	\$ -
Purpose: Account for a portion of additional use tax revenue and additional expenses in Professional Services.							

Fund	Department	Line Item	Account Code	Estimated Revenue		Expense	
				Increase	Decrease	Increase	Decrease
General Fund - 10	Revenue	Police Grants	10-00-5356-00	\$ 10,000	\$ -	\$ -	\$ -
	Police	Equipment Purchases	10-12-6401-00	\$ -	\$ -	\$ 10,000	\$ -
Purpose: Account for a grant from JAG-LLE that was used to help purchase a new Dodge Durango for the Police Department.							

Fund	Department	Line Item	Account Code	Estimated Revenue		Expense	
				Increase	Decrease	Increase	Decrease
General Fund - 10	Revenue	Grants	10-00-5355-00	\$ 35,000	\$ -	\$ -	\$ -
	Government	Equipment Purchases	10-13-6401-00	\$ -	\$ -	\$ 35,000	\$ -
Purpose: Account for a grant from REAP for the purchase of emergency extraction tools and special fire gear washer and dryer.							

Approved by the City Council on January 6, 2020.

[Clerk Seal]

James Duty
Mayor

City Clerk



City Council Agenda Item No. 17

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Presentation and discussion on the proposed budget for Fiscal Year 2020-2021.

Initiator: Staff.

Staff Information Source: Jacob Foos, City Manager.

Background: Please refer to the Budget Message within the FY21 Proposed Budget for key information.

Council Pillar: Reliable Infrastructure / Economic Development / Tourism and Recreation / Financial Sustainability.

Financial Impact: Detailed in budget amendment form.

Attachment: FY21 Proposed Budget.

Recommended Action: Direction from Council on desired modifications to the proposed budget.

City of Eufaula --- Oklahoma



Proposed Budget

Proposed March 2, 2020

Fiscal Year 2020-2021 (FY21)

City of Eufaula

Mail: P.O. Box 684 / Physical: 17 Hospital Dr.

Eufaula, OK 74432

918-689-2534

CityofEufaulaOK.com

City Council

Mayor, James Duty (Ward 4)

Vice-Mayor, Frank Davis (Ward 1)

Councilmember, Nancy Mouser (Ward 2)

Councilmember, Nick Pendley (Ward 3)

Councilmember, J. Todd Warren (Freeholder)

Staff

City Manager, Jacob R. Foos

City Clerk-Treasurer, Valarie Cox

Public Works Director, Jeb Jones

Police Chief, Mark Goodwin

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Appendix A	Line Item Budget
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Budget Message

Mr. Mayor and Council,

It is my honor to present to you the proposed budget for the Fiscal Year 2020-2021 (FY21). This book provides a comprehensive documentation of the proposed budget provide for transparency to the public and to provide for a tool for the City Council to be informed on the City's finances.

Revenues

- Sales Tax: FY20 is projected to be the highest year for sales tax revenue in the last ten years. To be conservative though this budget bases the projected revenue on the 5-year average. Sales tax collections are particularly volatile for our community based on lake conditions and tourism.
- Utility Rates: FY21 year will be the third year of rate increases for the base water bill in accordance with Resolution 18-09-04 approved September 10, 2018. The projected revenue from the combined rate increases for FY21 is \$476,316. Of that, \$123,767 will be used for debt service on the 2018/2019 OWRB-DWSRF water loans.

Expenditures

- Personnel
 - One-time non-recurring employee stipends of \$300 for full-time and \$200 for part-time employees for the first week in December.
 - Health insurance premium rate increase of 3% (approximately \$6,700).
 - Additional position in Public Works for parks and general maintenance. Budgeted annual cost of \$35,000 for salary and benefits.
 - Creation of the position Tourism and Economic Development Director. Budgeted annual cost of \$53,000 for salary and benefits.
- Operations and Maintenance
 - Street budget increased by \$38,000 to allow for better maintenance and repairs for streets.
 - Increase of the contingency fund line item in the General Fund to \$35,000. The funds can only be utilized under the approval by the City Manager and should generally only be used for unanticipated expenses e.g. when the library roof needed to be repaired.
 - In the PWA Fund, Department 94 – Water, the expenses have been separated out between two sub-departments, Water Production and Water Maintenance and Operations. This will help better track expenses to produce water.

- Capital Outlay
 - Purchase of one new vehicle for the Police Department from the General Fund \$35,000 to replace a 2010 Crown Vic patrol unit that has over 125,000 miles.
 - Purchase of one new vehicle for the Public Works Department from the PWA Fund \$25,000 to replace a 2008 truck that has over 190,000 miles.
 - Potential Carryover Project: Purchase and installation of a playground on Broadway Avenue by the Wetlands, from the Recreation Fund \$50,000. This item is pending a possible grant from the Oklahoma Tourism Department to construct a playground, splash pad and restrooms.
 - Potential Carryover Project: Replacement of lift station on Lakeshore Dr. and J.C. Watts Ave. with an estimate of \$305,000. This item is pending a possible grant from Indian Health Services to pay approximately \$68,000 of the project cost. If the grant is approved, the City's portion will be \$237,000 from the CIP Fund (\$150,000 was reserved in FY20). Engineering and permitting for this project were funded by a \$35,000 Rural Economic Action Program (REAP) grant.
 - Potential Carryover Project: Waste Water Treatment Plant estimated \$587,000 of upgrades to comply with a 2018 consent order from the Oklahoma Department of Environmental Quality. This project has been awarded \$450,000 from the Oklahoma Department of Commerce, but the project is pending for a possible grant from Indian Health Services for \$70,000.
 - Potential Carryover Project: Fuel sales system at the Eufaula Municipal Airport. This project is under contract and will likely be completed before FY21. The project cost is \$366,675 with \$330,007 from the Federal Aviation Administration and \$36,668 from the Airport Fund.
 - Ongoing construction of water improvement projects funded from the Oklahoma Water Resource Board – Drinking Water State Revolving Fund (OWRB-DWSRF) loan, from the EPWA-CWSRF Fund \$5,000,000 budgeted, although not all is expected to be received/expended in FY21. This is pending two potential grants, one from Indian Health Services for \$615,000 and one from the Bureau of Reclamation for \$1.5 million.

- Debt Service

Note: Beginning June 2018 the administrative policy is to no longer utilize loans or lease-purchase agreements for equipment or vehicles.

- 2012 Clean Water State Revolving Fund (CWSRF) loan payments from the PWA Fund \$179,859.
- 2015 Clean Water State Revolving Fund (CWSRF) loan payments from the PWA Fund \$33,516.
- 2014 JPMorgan Chase note payments from the PWA Fund \$261,846.
- 2015 JPMorgan Chase note payments from the PWA Fund \$356,193.
- 2017 Bank of Eufaula lease-purchase payments for John Deer Tractor from the Recreation Fund \$17,250.

- 2018 Bank of Eufaula loan payments for purchase of ODOT property payments from the PWA Fund \$45,365. (Balloon payment of approximately \$43,000 due December 2020 pursuant to the loan agreement. This will pay off the loan.)
- 2018 Bank of Eufaula loan payments for purchase of Bobcat Excavator from the PWA Fund \$12,360.
- 2018 Drinking Water State Revolving Fund (DWSRF) loan payments from the PWA Fund \$33,951.
- 2019 Drinking Water State Revolving Fund (DWSRF) loan payments from the PWA Fund \$89,817.

Total Debt Service of \$1,030,157 for FY21.

Important Items not in this Budget

- City Hall Renovation or Construction
 - A final plan has not been determined for City Hall. \$300,000 is reserved in the General Fund for this project.

The proposed budget presented to you is a balanced budget in accordance with the Oklahoma Municipal Budget Act, Title 11 of the Oklahoma Statutes.

Respectfully submitted,

Jacob R. Foos
City Manager

Introduction

This document includes the budgets for three separate legal entities: City of Eufaula, Eufaula Public Works Authority, and Eufaula Economic Development Authority.

City of Eufaula

The City of Eufaula provides the majority of core services that the community is familiar with including Police, Fire, Parks and Recreation, Cemeteries, and Streets. The primary funding source for these operations is sales tax.

Associated Funds

- General Fund
- Airport Fund
- Cemetery Perpetual Care Fund
- Disaster Emergency Fund
- Police Account Fund
- Police Drug Fund
- Recreation Account Fund
- Arvest/Southpoint Project Fund

Eufaula Public Works Authority

The Eufaula Public Works Authority (EPWA) was formed in 1976 as a legal trust in accordance with state statutes. The EPWA provides or contracts for the core services of water, wastewater, and solid waste. The primary funding source is user fees charged for services and budgeted supplements from the City of Eufaula.

Associated Funds

- Eufaula Public Works Authority Fund
- Meter Fund (Restricted Use)
- Eufaula Public Works/CWSRF Fund
- CIP Fund

Eufaula Economic Development Authority

The Eufaula Economic Development Authority (EEDA) was formed in 2005 as a legal trust in accordance with state statutes. The EEDA promotes economic development and growth in Eufaula. The primary funding source is a portion of the tax assessed on hotels and motels.

Associated Funds

- Eufaula Economic Development Authority Fund

Form of Government

In 2015 the people of Eufaula voted to change the City's form of government to a statutory Council-Manager government. Statutes relating to the Council-Manager government are in Title 11, Chapter 10 and can be found at <https://www.oscn.net/applications/oscn/Index.asp?ftdb=STOKST11&level=1>

The City of Eufaula's Code of Ordinances are available online through Sterling Codifiers at https://www.sterlingcodifiers.com/codebook/index.php?book_id=554

Budget Process

This document is the product of extensive financial review and operations analysis.

January

- Begin reviewing current year revenues and expenses to develop budget projections.

February

- Department Heads submit budget requests to the City Manager for review and consideration.

March

- Presentation of proposed budget by staff and review by the City Council.

April

- Public Hearing for the proposed budget.

May

- Second review of proposed budget by the City Council with any potential changes.

June

- Adoption of final budget by the City Council.
- City Clerk files the adopted budget with the State Auditor and Inspector.

Budget Amendments

Although budgets are a key component for planning and operations, they cannot account for every potential event in a year. The governing body of the City and the Authorities adopting the budget authorize the City Manager/Trust Manager to amend the budget by moving budgeted funds between line items within a department and between departments within a fund. Any other level of amendment requires formal approval by the City or Authority governing body in a public meeting pursuant to the Oklahoma Open Meetings Act.

Eufaula, Oklahoma Map and History



The City of Eufaula is located in southeast Oklahoma and is the county seat of McIntosh County. Eufaula's estimated population as of July 1, 2017 by the U.S. Census Bureau was 2,888.

History of Eufaula (excerpt from the Oklahoma Historical Society)

The county seat of McIntosh County, Eufaula is located in the county's southeastern region at the intersection of U.S. Highway 69 and State Highway 9. The town lies thirty miles north of McAlester and thirty-two miles south of Muskogee. The March 24, 1832, Treaty of Cusseta provided land allotment and some federal compensation for the Muscogee (Creek) Nation emigration from Alabama to Indian Territory. The boundaries included the land between the confluence of the North and South Canadian rivers. In 1848 the Methodist Church established the Asbury Manual Training School. After it burned in 1889, students attended the Creek Nation's Eufaula Boarding School for Girls.

In 1872 Eufaula emerged as a town when the Missouri, Kansas and Texas Railway established a railhead at the site, near North Fork Town. George W. Ingall, Indian agent for the Five Tribes, suggested the name Eufaula, after a Muscogee tribal town in Alabama. Spring floods washed out the bridge that a railroad company was building over the South Canadian River. The rebuilding delay brought people and materials to the developing town. The federal census of 1890 recorded a population of 500 in the community. By 1898 Eufaula had incorporated and had grown to approximately eight hundred residents.

Eufaula's Indian Journal is the oldest continuously published newspaper in Oklahoma. On June 1, 1876, M. P. Roberts printed the first issue of the newspaper in Muskogee, with William P. Ross as editor. Alexander Posey, poet, journalist, and political humorist (Fus Fixico persona), became owner-editor in 1902. By 1911 Eufaula boasted three banks, two newspapers, electricity, waterworks, and telephone services, as well as numerous professionals and businesses. The 1910 population stood at 1,301 and reached 2,073 by 1930.

Nearby, the Creeks successfully grew cotton and corn in the rich soil of the river bottoms. Dairy and cattle operations expanded as well. The number of residents climbed to 2,355 in 1940, holding near that number for the next three decades. In 1946 the U.S. Corps of Engineers received congressional funding for the McClellan-Kerr Arkansas River Navigation System. In 1964 the plans for damming and impounding the Canadian drainage basin concluded with the dedication of Lake Eufaula. The resulting lake covered the agricultural land with over one hundred thousand surface-acres of water, making it the largest-capacity lake in Oklahoma. The lake serves the purposes of flood control, water supply, and hydroelectric power. Currently, tourism provides the major economic base for the area.

Source: John C. Harkey and Mary C. Harkey, "Eufaula," The Encyclopedia of Oklahoma History and Culture, <https://www.okhistory.org/publications/enc.php?entry=EU001>.



Historical picture of downtown Eufaula, courtesy of Kay Wall.

Fund Descriptions

General Fund

Fund #10

The General Fund is the primary operating fund for the City of Eufaula. The fund includes departmental budgets for Administration, Police, Fire, Cemetery, Streets, and City Clerk.

Reference the *Sales Tax Transfer Process* for an explanation of required sales tax transfers between the General Fund and the Eufaula Public Works Authority Fund and how that can affect the respective budgets.

Airport Fund

Fund #30

The Airport Fund is primarily funded by transfers from the General Fund. The Eufaula Municipal Airport is an entitlement airport, which allows \$150,000 (90/10 match) each year for the Airport from the Federal Aviation Administration (FAA). Projects must be engineered by a selected consultant and approved by the FAA.

Cemetery Perpetual Care Fund

Fund #32

The City of Eufaula owns and operates two cemeteries, Greenwood Cemetery and Evergreen Cemetery. For each cemetery plot sold, \$#### of the \$400 price is deposited in this fund. The money is restricted by state law to be used exclusively for the ongoing maintenance to the cemeteries. (Note: Regular maintenance costs including personnel and contract mowing is budgeted in the General Fund.)

Disaster Emergency Fund

Fund #34

The Disaster Emergency Fund is aptly named to serve as a reserve fund for disaster emergencies. The full fund balance is budgeted each year so that funds are available in an emergency without requiring a budget amendment. Although budgeted, the funds are only used for emergencies.

Eufaula Economic Development Authority Fund **Fund #37**

This fund accounts for the revenue and expenses of the Eufaula Economic Development Authority (EEDA), a separate legal entity from the City of Eufaula. The EEDA Fund is primarily funded by a portion of hotel/motel tax (4% of the total 9%).

Health Department Fund

Fund #39

This fund is a holdover from when the City had more expenses related to the Health Department, Department of Human Services, and Hospital.

Police Account Fund**Fund #41**

Police court revenue and impound fees are deposited into this fund. From the revenue the expenses for the municipal judge and state court fees are paid, and a budgeted amount is transferred to the General Fund to offset Police Department operation expenses. The City makes a minimal amount from municipal citations; in FY18 a total of \$58,247 was collected in fines, of which \$23,364 went to state court fees and municipal judge expenses, while in the General Fund \$669,591 was spent for the Police Department.

Police Drug Fund**Fund #42**

When a drug case that the police department worked results in seizure/forfeiture of property as set by state law parameters, the property can be deemed surplus and sold. The revenues of those sales are deposited in the Police Drug Fund and can be used for certain police department expenses.

Recreation Account Fund**Fund #43**

The Recreation Account Fund is funded by a portion of the hotel/motel tax (5% of the total 9%). This fund provides for 4th of July Fireworks Show expense, and both operational and capital improvement expenses for recreational items e.g. playground equipment, boat dock upkeep, etc.

Arvest Acct/ Southpoint Project Fund**Fund #46**

These funds are associated with the project at Southpoint to improve parking and recreational facilities.

Capital Improvements Fund**Fund #50**

The Capital Improvements Fund is funded through the Capital Improvement Plan (CIP) Fee charged to each utility customer. The current monthly account charge is \$7.15. Of that, \$1.65 goes to pay the debt on the water meters installed in 2015-2017. The remaining \$5.50 is unrestricted for capital projects to be budgeted each year.

Eufaula Public Works Authority Fund**Fund #90**

The Public Works Authority is currently funded from two sources: sales tax and utility charges. Reference the *Sales Tax Transfer Process* for an explanation of required sales tax transfers between the General Fund and the Eufaula Public Works Authority Fund and how that can affect the respective budgets.

In September 2018 the City Council implemented a seven-year rate increase plan for utility rates. This action provided several benefits to the City including the start to long-term financial stability and the increase in fiscal capacity for debt service. The Eufaula Public Works Authority was approved in December 2018 for \$7.185 million of financing by the Oklahoma Water Resource Board – Drinking

Water State Revolving Fund (OWRB-DWSRF). The loan money is accounted for in the Eufaula Public Works/CWSRF Fund #97.

Meter Fund

Fund #92

The Meter Fund is used to segregate utility customer deposits from all other funds. When a customer starts service with the Eufaula Public Works Authority, their deposit is put into this fund. That money cannot be used for any other purpose except for disbursement back to the customer when the account is closed, or application of the customer's deposit to any unpaid balance on the account.

Eufaula Public Works/CWSRF Fund

Fund #97

The Eufaula Public Works/CWSRF Fund has two functions:

AMR Debt Payments: The monthly account charge of \$1.65 is transferred to this account, and then used to pay the OWRB loan.

DWSRF-OWRB Loan: In 2018 the Eufaula Public Works Authority obtained authority for \$7.185 million in loans from the Oklahoma Water Resource Board. The loan has a draw-down feature to limit interest payments before the funds are needed. Project invoices are evaluated by the City's Engineer, approved by the EPWA, and then submitted to the OWRB for approval. Once approved, the OWRB transfers funds to the appropriate account and the EPWA then issues payment on the invoice.

Position Control Summary

Full-Time Positions Budgeted				
Fund/Department	FY18	FY19	FY20	FY21
General Fund				
Administration	3	3	3	3
Police	13	14 ^a	10 ^b	10
Tourism/Econ. Dev.	0	0	0	1 ^c
Cemetery	1	1	1	1
City Clerk	2	2	2	2
Public Works Authority				
Administration	2	1 ^d	1	1
Sewer	2	2	2	2
Water	8	8	9 ^e	10 ^f
Total	31	31	28	30

^a The Student Resource Officer position was created in addition to existing Officer positions.

^b This is contingent on the Dispatch division being consolidated with another dispatch agency which would eliminate four full-time positions.

^c One position proposed to be as Tourism and Economic Development Director.

^d Custodian position was eliminated.

^e One position proposed to be added to the Maintenance Division of Public Works to allow for adequate coverage of services.

^f One position proposed to be added to the Maintenance Division of Public Works to allow for adequate coverage of services in parks and general maintenance.

Sales Tax Transfer Process

This process is followed to comply with Sales Tax Agreements entered by the City of Eufaula and the Eufaula Public Works Authority as a condition of existing loans with the Oklahoma Water Resource Board and JPMorgan Chase. The agreement only applies to Sales Tax (does not include Use Tax, Cigarette Tax, etc.).

EXAMPLE		
Annual Sales Tax Collection		
	Revenue	Expense
General Fund		
Deposited from OTC	\$ 2,000,000	\$ -
Transferred to PWA	\$ -	\$ 2,000,000
Sub-Total	\$ 2,000,000	\$ 2,000,000
Public Works Authority		
Received from General Fund	\$ 2,000,000	\$ -
Debt Service	\$ -	\$ 700,000
Transferred to General Fund		\$ 1,300,000
Sub-Total	\$ 2,000,000	\$ 2,000,000
General Fund		
Received from PWA	\$ 1,300,000	\$ -
Spent as needed	\$ -	\$ 1,300,000
Sub-Total	\$ 1,300,000	\$ 1,300,000
Total as Budgeted	\$ 5,300,000	\$ 5,300,000
Actual Cash Total	\$ 2,000,000	\$ 2,000,000

Sales Tax funds received from the Oklahoma Tax Commission are deposited in the General Fund.

Public Works Authority receives Sales Tax transfer from the General Fund.

General Fund receives the remaining Sales Tax Funds from the Public Works Authority.

General Fund transfers the full amount received to the Public Works Authority.

Public Works Authority makes debt payments for the month, then transfers any remaining Sales Tax funds back to the General Fund.

General Fund spends the funds as needed.

Note: At the end of the Fiscal Year, if more Sales Tax was received than budgeted, a final transfer is made from the Public Works Authority to the General Fund.

DRAFT RESOLUTION NO. 20-06-01

A RESOLUTION OF THE CITY OF EUFAULA, OKLAHOMA, ADOPTING THE BUDGET FOR THE GENERAL FUND, AIRPORT FUND, CEMETERY PERPETUAL CARE FUND, CIP FUND, DISASTER EMERGENCY FUND, HEALTH DEPARTMENT FUND, POLICE ACCOUNT FUND, POLICE DRUG FUND, RECREATION ACCOUNT FUND, AND THE ARVEST/SOUTHPOINT PROJECT FUND, FOR THE FISCAL YEAR BEGINNING JULY 1, 2020, AND ENDING JUNE 30, 2021, AND PROVIDING FOR THE INVESTMENT OF SAID FUNDS.

WHEREAS, notice of a public hearing on the budget for the City of Eufaula, Oklahoma, for the Fiscal Year 2020-2021 has heretofore been published in accordance with the law, and a summary of budgeted funds is as follows:

Fund	Revenue	Expenditure	Ending Balance
General Fund	TBD	TBD	TBD
Airport Fund	TBD	TBD	TBD
Cemetery Perpetual Care Fund	TBD	TBD	TBD
CIP Fund	TBD	TBD	TBD
Disaster Emergency Fund	TBD	TBD	TBD
Health Department Fund	TBD	TBD	TBD
Police Account Fund	TBD	TBD	TBD
Police Drug Fund	TBD	TBD	TBD
Recreation Account Fund	TBD	TBD	TBD
Arvest/Southpoint Project Fund	TBD	TBD	TBD

WHEREAS, a public hearing was duly held at the time and place as provided for in the notice of such public hearing and all interested persons were given opportunities to be heard on said budget; and,

WHEREAS, the City of Eufaula, Oklahoma, prepares its annual budget in accordance with the Oklahoma Municipal Budget Act, Title 11, Sections 17-201 through 17-216 of the Oklahoma Statutes; and,

WHEREAS, the City of Eufaula, Oklahoma, has need throughout the fiscal year to amend its annual operating budget through supplemental appropriations, decrease in appropriations or appropriation transfers; and,

WHEREAS, the Eufaula City Council desires to provide limited budget control flexibility to the City Manager in amending certain budget categories as needed without City Council action as provided for by O.S. 11 § 17-215.

IT IS HEREBY RESOLVED that the City Council has authorized the City Manager to transfer monies from one account or object category to another within the same department or from department to department within the same fund as well as to transfer sales tax revenues from the General Fund to the Eufaula Public Works Authority or from the Eufaula Public Works Authority to the General Fund; except that no appropriation for debt service or other appropriation required by law or ordinance may be reduced below the minimum required. The City Manager is also required to submit, for Council action, all other budget amendments including all supplemental appropriations or decreases in appropriations.

Such proposed amendments will be submitted to Council, for action, on a properly completed Budget Amendment Form.

WHEREAS, it is necessary at this time, that said budget be adopted.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF Eufaula, OKLAHOMA AS FOLLOWS:

SECTION 1: That the budget presented by the City Manager and reviewed during the public hearing is hereby approved and adopted for the Fiscal Year 2020-2021.

SECTION 2: That staff is authorized to invest any funds not needed for current use, whether operating funds or bond funds, in United States Treasury bills, savings accounts or certificates of deposit. Interest accrued from such investments may be deposited in the General Fund, Airport Fund, Cemetery Perpetual Care Fund, CIP Fund, Disaster Emergency Fund, Health Department Fund, Police Account Fund, Police Drug Fund, Recreation Account Fund, and the Arvest/Southpoint Project Fund, or the fund from which the investment was made. All investments shall be in accordance with the law.

PASSED, APPROVED AND ADOPTED, JUNE 1, 2020.

James Duty, Mayor

ATTEST:

Valarie Cox, City Clerk

APPROVED AS TO FORM:

Kay Wall, City Attorney

DRAFT RESOLUTION NO. 20-06-02

A RESOLUTION OF THE EUFAULA PUBLIC WORKS AUTHORITY, EUFAULA, OKLAHOMA, ADOPTING THE BUDGET FOR THE EUFAULA PUBLIC WORKS AUTHORITY FUND, AND THE EUFAULA PUBLIC WORKS/CWSRF FUND, FOR THE FISCAL YEAR BEGINNING JULY 1, 2020, AND ENDING JUNE 30, 2021, AND PROVIDING FOR THE INVESTMENT OF SAID FUNDS.

WHEREAS, notice of a public hearing on the budget for the Eufaula Public Works Authority, Eufaula, Oklahoma, for the Fiscal Year 2020-2021 has heretofore been published in accordance with the law, and a summary of budgeted funds is as follows:

Fund	Revenue	Expenditure	Ending Balance
Eufaula Public Works Authority Fund	TBD	TBD	TBD
Eufaula Public Works Authority/CWSRF Fund	TBD	TBD	TBD

WHEREAS, a public hearing was duly held at the time and place as provided for in the notice of such public hearing and all interested persons were given opportunities to be heard on said budget; and,

WHEREAS, the Eufaula Public Works Authority prepares its annual budget in accordance with the Oklahoma Municipal Budget Act, Title 11, Sections 17-201 through 17-216 of the Oklahoma Statutes; and,

WHEREAS, the Eufaula Public Works Authority have need throughout the fiscal year to amend its annual operating budget through supplemental appropriations, decreases in appropriations or appropriation transfers; and,

WHEREAS, the Trustees of the Eufaula Public Works Authority desire to provide limited budget control flexibility to the Trust Manager in amending certain budget categories as needed without Authority action as provided for by O.S. 11 § 17-215.

IT IS HEREBY RESOLVED that the Trustees of Eufaula Public Works Authority has authorized the Trust Manager to transfer monies from one account or object category to another within the same department or from department to department within the same fund as well as to transfer sales tax revenues from the General Fund to the Eufaula Public Works Authority or from the Eufaula Public Works Authority to the General Fund; except that no appropriation for debt service or other appropriation required by law or ordinance may be reduced below the minimum required. The Trust Manager is also required to submit, for Trustee action, all other budget amendments including all supplemental appropriations or decreases in appropriations. Such proposed amendments will be submitted to Trustees, for action, on a properly completed Budget Amendment Form.

WHEREAS, it is necessary at this time, that said budget be adopted.

NOW, THEREFORE, BE IT RESOLVED BY THE TRUSTEES OF THE EUFAULA PUBLIC WORKS AUTHORITY, EUFAULA, OKLAHOMA AS FOLLOWS:

SECTION 1: That the budget presented by the Trust Manager and reviewed during the public hearing is hereby approved and adopted for the Fiscal Year 2020-2021.

SECTION 2: That staff is authorized to invest any funds not needed for current use, whether operating funds or bond funds, in United States Treasury bills, savings accounts or certificates of deposit. Interest accrued from such investments may be deposited in the Eufaula Public Works Authority Fund, the Eufaula Public Works/CWSRF Fund, or the fund from which the investment was made. All investments shall be in accordance with the law.

PASSED, APPROVED AND ADOPTED, JUNE 1, 2020.

James Duty, Chairman

ATTEST:

Valarie Cox, Trust Secretary

APPROVED AS TO FORM:

Kay Wall, Trust Attorney

DRAFT RESOLUTION NO. 20-06-03

A RESOLUTION OF THE EUFAULA ECONOMIC DEVELOPMENT AUTHORITY, EUFAULA, OKLAHOMA, ADOPTING THE BUDGET FOR THE EUFAULA ECONOMIC DEVELOPMENT AUTHORITY FOR THE FISCAL YEAR BEGINNING JULY 1, 2020, AND ENDING JUNE 30, 2021, AND PROVIDING FOR THE INVESTMENT OF SAID FUNDS.

WHEREAS, notice of a public hearing on the budget for the Eufaula Economic Development Authority Fund, Eufaula, Oklahoma, for the Fiscal Year 2020-2021 has heretofore been published in accordance with the law, and a summary of budgeted funds is as follows:

Fund	Revenue	Expenditure	Ending Balance
Eufaula Economic Development Authority Fund	TBD	TBD	TBD

WHEREAS, a public hearing was duly held at the time and place as provided for in the notice of such public hearing and all interested persons were given opportunities to be heard on said budget; and,

WHEREAS, the Eufaula Economic Development Authority prepares its annual budget in accordance with the Oklahoma Municipal Budget Act, Title 11, Sections 17-201 through 17-216 of the Oklahoma Statutes; and,

WHEREAS, the Eufaula Economic Development Authority have need throughout the fiscal year to amend its annual operating budget through supplemental appropriations, decreases in appropriations or appropriation transfers; and,

WHEREAS, the Trustees of the Eufaula Economic Development Authority desires to provide limited budget control flexibility to the Trust Manager in amending certain budget categories as needed without Authority action as provided for by O.S. 11 § 17-215.

IT IS HEREBY RESOLVED that the Trustees of the Eufaula Economic Development Authority has authorized the Trust Manager to transfer monies from one account or object category to another within the same department or from department to department within the same fund; except that no appropriation for debt service or other appropriation required by law or ordinance may be reduced below the minimum required. The Trust Manager is also required to submit, for Trustee action, all other budget amendments including all supplemental appropriations or decreases in appropriations. Such proposed amendments will be submitted to Trustees, for action, on a properly completed Budget Amendment Form.

WHEREAS, it is necessary at this time, that said budget be adopted.

NOW, THEREFORE, BE IT RESOLVED BY THE TRUSTEES OF THE EUFAULA ECONOMIC DEVELOPMENT AUTHORITY, EUFAULA, OKLAHOMA AS FOLLOWS:

SECTION 1: That the budget presented by the Trust Manager and reviewed during the public hearing is hereby approved and adopted for the Fiscal Year 2020-2021.

SECTION 2: That staff is authorized to invest any funds not needed for current use, whether operating funds or bond funds, in United States Treasury bills, savings accounts or certificates of deposit. Interest accrued from such investments may be deposited in the Eufaula Economic Development Authority or the fund from which the investment was made. All investments shall be in accordance with the law.

PASSED, APPROVED AND ADOPTED, JUNE 1, 2020.

James Duty, Chairman

ATTEST:

Valarie Cox, Trust Secretary

APPROVED AS TO FORM:

Kay Wall, Trust Attorney

2021 Estimated Revenues and Budgeted Expenditures

City of Eufaula

Selected Budget Step: 1 - Initial

Selected Fund: ALL

Selected Dept: ALL

Detailed by Ledger Account	2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
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Fund 10 City of Eufaula General Fund

ESTIMATED REVENUE

Department: 00	NON-DEPARTMENTAL					
10-00-3110-00	Budgetary Fund Balance	\$0	\$0	\$0	\$0	\$0
10-00-5020-00	Animal Control/ Licensing	\$15	\$100	\$10	\$100	\$100
10-00-5100-00	Tobacco Tax	\$11,058	\$17,500	\$11,592	\$17,500	\$19,000
10-00-5120-00	Facility Rental	\$0	\$0	\$0	\$0	\$6,900
10-00-5135-00	Sales Tax	\$1,974,221	\$1,875,000	\$1,238,686	\$1,875,000	\$1,910,000
10-00-5140-00	Use Tax	\$208,942	\$175,000	\$143,413	\$175,000	\$225,000
10-00-5145-00	Franchise Fee/Tax	\$0	\$0	\$0	\$0	\$130,250
10-00-5160-00	Corps Leases	\$0	\$0	\$0	\$0	\$12,905
10-00-5200-00	Licenses and Permits	\$13,686	\$10,000	\$10,238	\$10,000	\$10,000
10-00-5350-00	Alcoholic Beverage Tax	\$57,942	\$47,500	\$41,439	\$47,500	\$65,000
10-00-5355-00	Grants	\$15,200	\$0	\$4,642	\$0	\$0
10-00-5360-00	Commercial Vehicle	\$20,531	\$19,500	\$12,012	\$19,500	\$19,500
10-00-5370-00	Gasoline Excise Tax	\$5,304	\$5,500	\$3,145	\$5,500	\$5,500
10-00-5470-00	Cemetery Collections	\$12,675	\$13,500	\$6,950	\$13,500	\$13,500
10-00-5510-00	Police Fines	\$26,000	\$24,500	\$23,912	\$24,500	\$35,000
10-00-5600-00	Miscellaneous Revenues	\$18,009	\$31,000	\$2,801	\$31,000	\$43,000
10-00-5620-00	Interest Income	\$724	\$600	\$275	\$600	\$600

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 10 City of Eufaula General Fund						
10-00-5635-00	Sale of Property	\$40,111	\$0	\$273,101	\$0	\$0
10-00-5650-00	Abatement Reimbursements	\$0	\$400	\$1,520	\$400	\$2,000
10-00-5910-00	Transfers from Eufaula Public	\$1,112,600	\$1,253,500	\$731,208	\$1,253,500	\$1,245,000
	Total Sub-Dept 00:	\$3,517,017	\$3,473,600	\$2,504,943	\$3,473,600	\$3,743,255
10-00-5660-01	Community Center Rental	\$2,175	\$2,100	\$980	\$2,100	\$0
	Total Sub-Dept 01:	\$2,175	\$2,100	\$980	\$2,100	\$0
10-00-5130-02	O. G. & E.	\$93,016	\$101,000	\$73,495	\$101,000	\$0
10-00-5660-02	The Stuffed Olive Lease	\$500	\$500	\$500	\$500	\$0
	Total Sub-Dept 02:	\$93,516	\$101,500	\$73,995	\$101,500	\$0
10-00-5130-03	O.N.G.	\$14,007	\$14,000	\$6,126	\$14,000	\$0
10-00-5660-03	S.A.C. NUTRITION	\$4,800	\$4,800	\$2,400	\$4,800	\$0
10-00-5685-03	Misc. Refunds & Reimb.	\$22,352	\$10,000	\$17,179	\$10,000	\$0
	Total Sub-Dept 03:	\$41,159	\$28,800	\$25,704	\$28,800	\$0
10-00-5130-04	RB3 LLC	\$1,794	\$1,500	\$0	\$1,500	\$0
10-00-5660-04	WAKE & SKATE	\$1,000	\$1,000	\$1,000	\$1,000	\$0
10-00-5685-04	Insurance Cancellations/Reimb.	\$8,874	\$2,000	\$2,018	\$2,000	\$0
	Total Sub-Dept 04:	\$11,668	\$4,500	\$3,018	\$4,500	\$0
10-00-5130-05	East Central Electric	\$2,890	\$2,000	\$1,356	\$2,000	\$0
10-00-5660-05	Xtreme RV Resort Lease	\$1,500	\$1,500	\$1,500	\$1,500	\$0
	Total Sub-Dept 05:	\$4,390	\$3,500	\$2,856	\$3,500	\$0
10-00-5130-06	Canadian Valley Elect.	\$12,964	\$13,250	\$7,625	\$13,250	\$0
10-00-5660-06	Braum's Lease	\$200	\$200	\$0	\$200	\$0
	Total Sub-Dept 06:	\$13,164	\$13,450	\$7,625	\$13,450	\$0

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 10 City of Eufaula General Fund						
10-00-5660-07	Eufaula Partners Marina Lease	\$5,550	\$6,105	\$0	\$6,105	\$0
Total Sub-Dept 07:		\$5,550	\$6,105	\$0	\$6,105	\$0
10-00-5130-08	HDR Internet	\$0	\$500	\$0	\$500	\$0
Total Sub-Dept 08:		\$0	\$500	\$0	\$500	\$0
10-00-5660-09	Katt Daddy's Restaurant Lease	\$3,000	\$1,500	\$1,500	\$1,500	\$0
Total Sub-Dept 09:		\$3,000	\$1,500	\$1,500	\$1,500	\$0
10-00-5660-12	Yogi Bear Amusement Park	\$1,000	\$1,000	\$0	\$1,000	\$0
Total Sub-Dept 12:		\$1,000	\$1,000	\$0	\$1,000	\$0
10-00-5660-13	Armory	\$0	\$0	\$175	\$0	\$0
Total Sub-Dept 13:		\$0	\$0	\$175	\$0	\$0
Dept. 00 TOTAL REVENUE :		\$3,692,639	\$3,636,555	\$2,620,797	\$3,636,555	\$3,743,255
Fund 10 TOTAL REVENUE :		\$3,692,639	\$3,636,555	\$2,620,797	\$3,636,555	\$3,743,255

BUDGETED EXPENDITURES

Department: 10 ADMINISTRATIVE						
10-10-6105-00	Salaries	\$154,108	\$152,500	\$77,484	\$152,500	\$148,000
10-10-6115-00	Social Security Matching Tax	\$11,311	\$10,625	\$5,902	\$10,625	\$10,625
10-10-6120-00	Unemployment Tax	\$3,406	\$3,325	\$2,066	\$3,325	\$3,325
10-10-6125-00	Employer Paid Insurance	\$28,503	\$24,336	\$14,378	\$24,336	\$25,100
10-10-6135-00	Employers Retirement Contribut	\$8,442	\$11,000	\$5,031	\$11,000	\$11,000
10-10-6324-00	Dues and Membership	\$3,948	\$4,000	\$1,254	\$4,000	\$4,000
10-10-6325-00	Travel Allowance	\$2,235	\$3,000	\$1,470	\$3,000	\$3,000
Total Sub-Dept 00:		\$211,952	\$208,786	\$107,585	\$208,786	\$205,050
Dept. 10 TOTAL EXPENSE :		\$211,952	\$208,786	\$107,585	\$208,786	\$205,050

Detailed by Ledger Account	2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
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Fund 10 City of Eufaula General Fund

Department: 11 TOURISM

10-11-6105-00	Salaries	\$0	\$0	\$0	\$0	\$40,000
10-11-6115-00	Social Security Matching Tax	\$0	\$0	\$0	\$0	\$3,050
10-11-6125-00	Employer Paid Insurance	\$0	\$0	\$0	\$0	\$7,725
10-11-6135-00	Employers Retirement Contribut	\$0	\$0	\$0	\$0	\$2,000
10-11-6301-00	Utilities	\$3,833	\$4,500	\$2,456	\$4,500	\$4,500
Total Sub-Dept 00:		\$3,833	\$4,500	\$2,456	\$4,500	\$57,275
Dept. 11 TOTAL EXPENSE :		\$3,833	\$4,500	\$2,456	\$4,500	\$57,275

Department: 12 POLICE

10-12-6105-00	Salaries	\$464,437	\$345,000	\$193,282	\$345,000	\$378,000
10-12-6115-00	Social Security Matching Tax	\$35,135	\$23,840	\$14,704	\$23,840	\$26,000
10-12-6125-00	Employer Paid Insurance	\$86,712	\$52,000	\$27,748	\$57,500	\$59,250
10-12-6135-00	OK Police Pension & OMRF	\$38,080	\$31,000	\$18,651	\$31,000	\$33,000
10-12-6203-00	Gas, Oil & Tires	\$23,147	\$25,000	\$13,511	\$25,000	\$25,000
10-12-6206-00	Departmental Supplies	\$8,057	\$4,500	\$1,469	\$8,500	\$3,500
10-12-6213-00	Maintenance & Repairs	\$12,272	\$8,500	\$3,701	\$11,500	\$11,500
10-12-6250-00	Grant Expenses	\$0	\$0	\$0	\$0	\$0
10-12-6301-00	Utilities	\$8,711	\$10,500	\$10,337	\$7,500	\$9,000
10-12-6316-00	Professional Services	\$5,994	\$12,500	\$12,067	\$3,000	\$3,000
10-12-6325-00	Schooling & Training	\$10,300	\$15,000	\$4,995	\$15,000	\$15,000
10-12-6355-00	Contracts & Leases	\$4,995	\$82,800	\$45,500	\$82,800	\$82,800
10-12-6390-00	Other Services	\$19,500	\$0	\$0	\$0	\$0
10-12-6401-00	Equipment Purchases	\$46,918	\$35,000	\$32,481	\$35,000	\$35,000

Detailed by Ledger Account	2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
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Fund 10 City of Eufaula General Fund

<i>Total Sub-Dept 00:</i>		\$764,257	\$645,640	\$378,447	\$645,640	\$681,050
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<i>Dept. 12 TOTAL EXPENSE :</i>		\$764,257	\$645,640	\$378,447	\$645,640	\$681,050
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Department: 13 FIRE

10-13-6105-00	SALARIES	\$20,774	\$23,500	\$16,995	\$23,500	\$23,500
10-13-6115-00	SOCIAL SECURITY	\$1,504	\$1,700	\$1,300	\$1,700	\$1,700
10-13-6203-00	Gas, Oil & Tires	\$7,495	\$8,775	\$2,013	\$8,775	\$8,775
10-13-6206-00	Supplies	\$5,757	\$6,775	\$1,152	\$6,775	\$6,775
10-13-6213-00	Maintenance & Repairs	\$4,952	\$6,300	\$3,220	\$6,300	\$6,300
10-13-6301-00	Utilities	\$1,728	\$2,000	\$1,804	\$2,000	\$2,000
10-13-6325-00	Schools & Training	\$1,841	\$2,500	\$1,130	\$2,500	\$2,500
10-13-6390-00	Other Services	\$0	\$1,500	\$1,215	\$1,500	\$1,500
10-13-6401-00	Equipment Purchases	\$32,344	\$30,000	\$10,026	\$30,000	\$30,000

<i>Total Sub-Dept 00:</i>		\$76,396	\$83,050	\$38,855	\$83,050	\$83,050
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<i>Dept. 13 TOTAL EXPENSE :</i>		\$76,396	\$83,050	\$38,855	\$83,050	\$83,050
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Department: 14 ANIMAL SHELTER

10-14-6206-00	Supplies	\$123	\$300	\$14	\$300	\$300
10-14-6213-00	Repairs & Maintenance	\$4,716	\$1,250	\$112	\$1,250	\$1,250
10-14-6301-00	Utilities	\$44	\$1,200	\$0	\$1,200	\$1,200
10-14-6316-00	Professional Services	\$9,425	\$7,500	\$4,950	\$7,500	\$7,500
10-14-6355-00	Contracts & Leases	\$0	\$0	\$0	\$0	\$0
10-14-6401-00	Capital Outlay/ Construction	\$0	\$0	\$0	\$0	\$0

<i>Total Sub-Dept 00:</i>		\$14,309	\$10,250	\$5,076	\$10,250	\$10,250
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<i>Dept. 14 TOTAL EXPENSE :</i>		\$14,309	\$10,250	\$5,076	\$10,250	\$10,250
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Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 10 City of Eufaula General Fund						
Department: 15 GOVERNMENT						
10-15-6105-00	Salaries	\$4,191	\$4,500	\$2,573	\$4,500	\$4,500
10-15-6115-00	Social Security	\$321	\$350	\$166	\$350	\$350
10-15-6206-00	Supplies	\$9,495	\$10,000	\$6,760	\$10,000	\$10,000
10-15-6301-00	Utilities	\$169,982	\$180,000	\$98,196	\$180,000	\$180,000
10-15-6306-00	Postage	\$139	\$2,000	\$1,117	\$500	\$750
10-15-6316-00	Professional Services	\$117,638	\$85,000	\$69,074	\$85,000	\$80,000
10-15-6325-00	Schools & Training	\$1,304	\$1,500	\$1,439	\$1,500	\$1,500
10-15-6326-00	Abatement Services	\$0	\$0	\$0	\$0	\$20,000
10-15-6335-00	Insurance Premiums	\$189,478	\$180,000	\$123,434	\$180,000	\$180,000
10-15-6340-00	Membership Fees	\$562	\$3,000	\$462	\$3,000	\$3,000
10-15-6355-00	Contracts & Leases / Radio	\$23,439	\$6,000	\$1,456	\$17,500	\$10,000
10-15-6401-00	Equipment Purchases	\$14,631	\$25,000	\$24,811	\$15,000	\$15,000
	Total Sub-Dept 00:	\$531,179	\$497,350	\$329,488	\$497,350	\$505,100
	Dept. 15 TOTAL EXPENSE :	\$531,179	\$497,350	\$329,488	\$497,350	\$505,100
Department: 16 LIBRARY						
10-16-6206-00	Supplies	\$448	\$400	\$208	\$150	\$150
10-16-6213-00	Maintenance & Repairs	\$13,378	\$4,000	\$3,116	\$2,000	\$4,500
10-16-6301-00	Utilities	\$3,414	\$3,750	\$1,855	\$6,000	\$3,500
	Total Sub-Dept 00:	\$17,240	\$8,150	\$5,179	\$8,150	\$8,150
	Dept. 16 TOTAL EXPENSE :	\$17,240	\$8,150	\$5,179	\$8,150	\$8,150
Department: 17 CEMETERY						
10-17-6105-00	Salaries	\$18,074	\$23,000	\$15,014	\$23,000	\$27,500

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 10 City of Eufaula General Fund						
10-17-6115-00	Social Security	\$1,337	\$1,750	\$1,139	\$1,750	\$1,950
10-17-6125-00	Employer Paid Insurance	\$5,146	\$7,500	\$3,924	\$7,500	\$7,725
10-17-6135-00	Employer Retirement Contributi	\$867	\$1,336	\$734	\$1,336	\$1,400
10-17-6206-00	Supplies	\$102	\$1,500	\$1,445	\$1,500	\$1,500
10-17-6326-00	Contract Labor-Mowing	\$29,500	\$35,000	\$29,650	\$30,000	\$30,000
Total Sub-Dept 00:		\$55,026	\$70,086	\$51,907	\$65,086	\$70,075
Dept. 17 TOTAL EXPENSE :		\$55,026	\$70,086	\$51,907	\$65,086	\$70,075
Department: 18 ARTS PROGRAM						
10-18-6355-00	Arts Contract	\$0	\$0	\$0	\$0	\$0
Total Sub-Dept 00:		\$0	\$0	\$0	\$0	\$0
Dept. 18 TOTAL EXPENSE :		\$0	\$0	\$0	\$0	\$0
Department: 19 STREET						
10-19-6203-00	Gas, Oil & Tires	\$7,143	\$10,000	\$4,510	\$10,000	\$10,000
10-19-6206-00	Supplies	\$19,756	\$30,000	\$11,452	\$45,000	\$45,000
10-19-6213-00	Maintenance & Repairs	\$37,905	\$17,000	\$11,203	\$7,000	\$15,000
10-19-6355-00	Leases	\$0	\$0	\$0	\$0	\$0
10-19-6401-00	Equipment Purchases	\$0	\$0	\$0	\$0	\$0
Total Sub-Dept 00:		\$64,805	\$57,000	\$27,165	\$62,000	\$70,000
Dept. 19 TOTAL EXPENSE :		\$64,805	\$57,000	\$27,165	\$62,000	\$70,000
Department: 20 CITY CLERK						
10-20-6105-00	Salaries	\$71,608	\$71,000	\$41,260	\$71,000	\$72,500
10-20-6115-00	Social Security	\$5,474	\$4,900	\$3,153	\$4,900	\$5,250
10-20-6120-00	Unemployment Tax	\$1,000	\$1,000	\$0	\$1,000	\$1,000

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 10 City of Eufaula General Fund						
10-20-6125-00	Employer Paid Insurance	\$14,566	\$14,872	\$7,962	\$14,872	\$15,725
10-20-6135-00	Employer Retirement Contributi	\$3,535	\$4,000	\$1,846	\$4,000	\$4,000
10-20-6325-00	Schooling & Training	\$1,441	\$1,500	\$86	\$1,500	\$1,500
	Total Sub-Dept 00:	\$97,624	\$97,272	\$54,307	\$97,272	\$99,975
	Dept. 20 TOTAL EXPENSE :	\$97,624	\$97,272	\$54,307	\$97,272	\$99,975
Department: 70 TRANSPORTATION						
10-70-6355-00	Contracts/Leases	\$0	\$0	\$0	\$0	\$20,000
10-70-6401-00	Equipment Purchases	\$20,000	\$20,000	\$11,667	\$20,000	\$0
	Total Sub-Dept 00:	\$20,000	\$20,000	\$11,667	\$20,000	\$20,000
	Dept. 70 TOTAL EXPENSE :	\$20,000	\$20,000	\$11,667	\$20,000	\$20,000
Department: 99 TRANSFERS						
10-99-6910-00	General Fund Transfer To	\$1,974,221	\$1,875,000	\$1,238,686	\$1,875,000	\$1,895,000
10-99-6915-00	Transfer to Cemetery Perpetual	\$1,300	\$1,400	\$300	\$1,400	\$1,400
10-99-6916-00	Transfer to CIP	\$0	\$0	\$0	\$0	\$0
10-99-6925-00	Transfer to Eufaula Recreation	\$0	\$27,500	\$27,500	\$27,500	\$0
10-99-6960-00	Contingency Fund	\$0	\$25,000	\$4,428	\$25,000	\$35,000
10-99-6965-00	Transfer to Airport Account	\$44,500	\$5,500	\$5,500	\$5,500	\$0
10-99-6966-00	Transfer to Economic Developme	\$10,500	\$0	\$0	\$0	\$0
	Total Sub-Dept 00:	\$2,030,521	\$1,934,400	\$1,276,414	\$1,934,400	\$1,931,400
	Dept. 99 TOTAL EXPENSE :	\$2,030,521	\$1,934,400	\$1,276,414	\$1,934,400	\$1,931,400
	Fund 10 TOTAL EXPENSE :	\$3,887,142	\$3,636,484	\$2,288,545	\$3,636,484	\$3,741,375
1d 10 City of Eufaula General Fund OVERAGE / DEFICIT :		(\$194,503)	\$71	\$332,251	\$332,322	\$1,880

Detailed by Ledger Account	2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
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Fund 30 AIRPORT ACCOUNT

ESTIMATED REVENUE

Department: 00 NON-DEPARTMENTAL

30-00-3110-00	Budgetary Fund Balance	\$0	\$5,000	\$0	\$5,000	\$5,000
30-00-5355-00	FAA Airport Grant	\$17,352	\$336,780	\$38,385	\$336,780	\$336,780
30-00-5650-00	Departmental Revenue	\$2,686	\$0	\$604	\$0	\$0
30-00-5660-00	Airport Hanger Rentals	\$1,224	\$3,750	\$0	\$3,750	\$3,750
30-00-6900-00	Operating Transfer In	\$44,500	\$27,500	\$5,500	\$27,500	\$27,500
Total Sub-Dept 00:		\$65,762	\$373,030	\$44,489	\$373,030	\$373,030
Dept. 00 TOTAL REVENUE :		\$65,762	\$373,030	\$44,489	\$373,030	\$373,030
Fund 30 TOTAL REVENUE :		\$65,762	\$373,030	\$44,489	\$373,030	\$373,030

BUDGETED EXPENDITURES

Department: 30 AIRPORT ACCOUNT

30-30-6206-00	Utilities	\$4,561	\$4,000	\$1,111	\$4,000	\$4,000
30-30-6390-00	Other Services	\$567	\$15,500	\$14,550	\$1,500	\$1,500
30-30-6401-00	CAPITAL OUTLAY	\$48,815	\$351,000	\$34,599	\$365,000	\$365,000
Total Sub-Dept 00:		\$53,942	\$370,500	\$50,260	\$370,500	\$370,500
Dept. 30 TOTAL EXPENSE :		\$53,942	\$370,500	\$50,260	\$370,500	\$370,500
Fund 30 TOTAL EXPENSE :		\$53,942	\$370,500	\$50,260	\$370,500	\$370,500
Fund 30 AIRPORT ACCOUNT OVERAGE / DEFICIT :		\$11,820	\$2,530	(\$5,771)	(\$3,241)	\$2,530

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 31 CDBG						
ESTIMATED REVENUE						
Department: 00 NON-DEPARTMENTAL						
31-00-3110-00	Budgetary Fund Balance	\$0	\$36,000	\$0	\$36,000	\$0
31-00-5305-00	CDBG Grant Revenue	\$0	\$0	\$0	\$0	\$0
31-00-5310-00	REAP Grant Revenue	\$3,655	\$0	\$0	\$0	\$0
Total Sub-Dept 00:		\$3,655	\$36,000	\$0	\$36,000	\$0
Dept. 00 TOTAL REVENUE :		\$3,655	\$36,000	\$0	\$36,000	\$0
Fund 31 TOTAL REVENUE :		\$3,655	\$36,000	\$0	\$36,000	\$0
BUDGETED EXPENDITURES						
Department: 31 CDBG						
31-31-6201-00	REAP 2015 - HANDICAP ACCE	\$0	\$0	\$0	\$0	\$0
31-31-6202-00	FY15-16 FIRE GRANT	\$0	\$0	\$0	\$0	\$0
31-31-6221-00	2014 REAP	\$0	\$0	\$0	\$0	\$0
Total Sub-Dept 00:		\$0	\$0	\$0	\$0	\$0
Dept. 31 TOTAL EXPENSE :		\$0	\$0	\$0	\$0	\$0
Department: 99 TRANSFERS						
31-99-6900-00	TRANSFER OUT	\$3,655	\$36,000	\$35,393	\$36,000	\$0
Total Sub-Dept 00:		\$3,655	\$36,000	\$35,393	\$36,000	\$0
Dept. 99 TOTAL EXPENSE :		\$3,655	\$36,000	\$35,393	\$36,000	\$0
Fund 31 TOTAL EXPENSE :		\$3,655	\$36,000	\$35,393	\$36,000	\$0
Fund 31 CDBG OVERAGE / DEFICIT :		\$0	\$0	(\$35,393)	(\$35,393)	\$0

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 32 CEMETERY PERPETUAL CARE						
ESTIMATED REVENUE						
Department: 00 NON-DEPARTMENTAL						
32-00-3110-00	Budgetary Fund Balance	\$0	\$5,000	\$0	\$5,000	\$5,000
32-00-5620-00	Interest Income	\$7	\$10	\$3	\$10	\$10
32-00-6900-00	Operating Transfer In	\$1,300	\$1,400	\$300	\$1,400	\$1,400
	Total Sub-Dept 00:	\$1,307	\$6,410	\$303	\$6,410	\$6,410
	Dept. 00 TOTAL REVENUE :	\$1,307	\$6,410	\$303	\$6,410	\$6,410
	Fund 32 TOTAL REVENUE :	\$1,307	\$6,410	\$303	\$6,410	\$6,410
BUDGETED EXPENDITURES						
Department: 32 CEMETERY PERPETUAL CARE						
32-32-6206-00	Departmental Supplies	\$0	\$1,400	\$0	\$1,400	\$1,400
32-32-6401-00	CAPITAL OUTLAY	\$3,300	\$5,000	\$3,632	\$5,000	\$5,000
	Total Sub-Dept 00:	\$3,300	\$6,400	\$3,632	\$6,400	\$6,400
	Dept. 32 TOTAL EXPENSE :	\$3,300	\$6,400	\$3,632	\$6,400	\$6,400
	Fund 32 TOTAL EXPENSE :	\$3,300	\$6,400	\$3,632	\$6,400	\$6,400
32 CEMETERY PERPETUAL CARE OVERAGE / DEFICIT :		(\$1,993)	\$10	(\$3,329)	(\$3,319)	\$10

Detailed by Ledger Account	2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
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Fund 34 DISASTER EMERGENCY FUND

ESTIMATED REVENUE

Department: 00 NON-DEPARTMENTAL

34-00-3110-00	Budgetary Fund Balance	\$0	\$62,000	\$0	\$62,000	\$62,000
34-00-5300-00	Disaster Emergency Grant Rev	\$0	\$0	\$0	\$0	\$0
34-00-5400-00	Dis Emergency Loan Proceeds	\$0	\$0	\$0	\$0	\$0
34-00-5650-00	FEMA Reimbursement	\$10,325	\$0	\$0	\$0	\$0
Total Sub-Dept 00:		\$10,325	\$62,000	\$0	\$62,000	\$62,000
Dept. 00 TOTAL REVENUE :		\$10,325	\$62,000	\$0	\$62,000	\$62,000
Fund 34 TOTAL REVENUE :		\$10,325	\$62,000	\$0	\$62,000	\$62,000

BUDGETED EXPENDITURES

Department: 34 DISASTER EMERGENCY FUND

34-34-6105-00	Salaries	\$0	\$0	\$0	\$0	\$0
34-34-6115-00	Social Security	\$0	\$0	\$0	\$0	\$0
34-34-6206-00	Materials & Supplies	\$12,387	\$50,000	\$0	\$50,000	\$50,000
34-34-6213-00	Maintenance & Repairs	\$0	\$0	\$0	\$0	\$0
34-34-6316-00	Accountant Profess. Svs.	\$0	\$0	\$0	\$0	\$0
34-34-6390-00	Other Services	\$0	\$12,000	\$0	\$12,000	\$12,000
34-34-6401-00	Capital Outlay	\$0	\$0	\$0	\$0	\$0
34-34-6500-00	Debt service - principal	\$0	\$0	\$0	\$0	\$0
34-34-6501-00	Debt service - interest	\$0	\$0	\$0	\$0	\$0
34-34-6910-00	TRANSFER TO GENERAL FUND	\$0	\$0	\$0	\$0	\$0
Total Sub-Dept 00:		\$12,387	\$62,000	\$0	\$62,000	\$62,000
Dept. 34 TOTAL EXPENSE :		\$12,387	\$62,000	\$0	\$62,000	\$62,000

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 34 DISASTER EMERGENCY FUND						
Department: 99 TRANSFERS						
34-99-6900-00	Transfer Out	\$0	\$0	\$0	\$0	\$0
	<i>Total Sub-Dept 00:</i>	\$0	\$0	\$0	\$0	\$0
	<i>Dept. 99 TOTAL EXPENSE :</i>	\$0	\$0	\$0	\$0	\$0
	<i>Fund 34 TOTAL EXPENSE :</i>	\$12,387	\$62,000	\$0	\$62,000	\$62,000
<i>34 DISASTER EMERGENCY FUND OVERAGE / DEFICIT :</i>		(\$2,062)	\$0	\$0	\$0	\$0

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 35 DOC/CDBG						
ESTIMATED REVENUE						
Department: 00 NON-DEPARTMENTAL						
35-00-3110-00	Budgetary Fund Balance	\$0	\$7,000	\$0	\$7,000	\$0
35-00-5355-00	Grants	\$0	\$0	\$0	\$0	\$0
	Total Sub-Dept 00:	\$0	\$7,000	\$0	\$7,000	\$0
	Dept. 00 TOTAL REVENUE :	\$0	\$7,000	\$0	\$7,000	\$0
	Fund 35 TOTAL REVENUE :	\$0	\$7,000	\$0	\$7,000	\$0
BUDGETED EXPENDITURES						
Department: 99 TRANSFERS						
35-99-6900-00	Transfer Out	\$0	\$7,000	\$6,667	\$7,000	\$0
	Total Sub-Dept 00:	\$0	\$7,000	\$6,667	\$7,000	\$0
	Dept. 99 TOTAL EXPENSE :	\$0	\$7,000	\$6,667	\$7,000	\$0
	Fund 35 TOTAL EXPENSE :	\$0	\$7,000	\$6,667	\$7,000	\$0
	Fund 35 DOC/CDBG OVERAGE / DEFICIT :	\$0	\$0	(\$6,667)	(\$6,667)	\$0

Detailed by Ledger Account	2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
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Fund 36 DOC/CDBG SAVINGS

ESTIMATED REVENUE

Department: 00 NON-DEPARTMENTAL

36-00-3110-00	Budgetary Fund Balance	\$0	\$4,000	\$0	\$4,000	\$0
36-00-5620-00	Interest	\$0	\$0	\$0	\$0	\$0
36-00-5650-00	Departmental Revenue	\$0	\$0	\$0	\$0	\$0
36-00-6900-00	Operating Transfer In	\$0	\$0	\$0	\$0	\$0
Total Sub-Dept 00:		\$0	\$4,000	\$0	\$4,000	\$0
Dept. 00 TOTAL REVENUE :		\$0	\$4,000	\$0	\$4,000	\$0
Fund 36 TOTAL REVENUE :		\$0	\$4,000	\$0	\$4,000	\$0

BUDGETED EXPENDITURES

Department: 99 TRANSFERS

36-99-6900-00	Transfers Out	\$0	\$4,000	\$0	\$4,000	\$0
Total Sub-Dept 00:		\$0	\$4,000	\$0	\$4,000	\$0
Dept. 99 TOTAL EXPENSE :		\$0	\$4,000	\$0	\$4,000	\$0
Fund 36 TOTAL EXPENSE :		\$0	\$4,000	\$0	\$4,000	\$0
Fund 36 DOC/CDBG SAVINGS OVERAGE / DEFICIT :		\$0	\$0	\$0	\$0	\$0

Detailed by Ledger Account	2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
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Fund 37 EUFAULA ECONOMIC DEVELOP AUTH

ESTIMATED REVENUE

Department: 00 NON-DEPARTMENTAL

37-00-3110-00	Budgetary Fund Balance	\$0	\$35,000	\$0	\$35,000	\$0
37-00-5650-00	Departmental Revenue	\$0	\$0	\$0	\$0	\$0
37-00-6900-00	Operating Transfer In	\$98,308	\$37,500	\$15,861	\$37,500	\$37,500
Total Sub-Dept 00:		\$98,308	\$72,500	\$15,861	\$72,500	\$37,500
Dept. 00 TOTAL REVENUE :		\$98,308	\$72,500	\$15,861	\$72,500	\$37,500
Fund 37 TOTAL REVENUE :		\$98,308	\$72,500	\$15,861	\$72,500	\$37,500

BUDGETED EXPENDITURES

Department: 37 EUFAULA ECONOMIC DEVEL AUTH

37-37-6301	Utilities	\$0	\$0	\$0	\$0	\$0
37-37-6206-00	Departmental Supplies	\$0	\$0	\$0	\$0	\$6,500
37-37-6316-00	Professional Svs	\$40,556	\$24,000	\$4,336	\$24,000	\$24,000
37-37-6355-00	Contracts	\$10,077	\$21,500	\$19,846	\$21,500	\$0
37-37-6390-00	Other Services	\$0	\$0	\$0	\$0	\$0
37-37-6401-00	CAPITAL OUTLAY	\$0	\$0	\$0	\$0	\$0
Total Sub-Dept 00:		\$50,632	\$45,500	\$24,181	\$45,500	\$30,500
Dept. 37 TOTAL EXPENSE :		\$50,632	\$45,500	\$24,181	\$45,500	\$30,500
Department: 99 TRANSFERS						
37-99-6900-00	Transfers Out	\$0	\$22,000	\$0	\$22,000	\$5,000
Total Sub-Dept 00:		\$0	\$22,000	\$0	\$22,000	\$5,000
Dept. 99 TOTAL EXPENSE :		\$0	\$22,000	\$0	\$22,000	\$5,000

Detailed by Ledger Account	2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 37 EUFAULA ECONOMIC DEVELOP AUTH					
<i>Fund 37 TOTAL EXPENSE :</i>	\$50,632	\$67,500	\$24,181	\$67,500	\$35,500
<i>UFAULA ECONOMIC DEVELOP AUTH OVERAGE / DEFICIT :</i>	\$47,675	\$5,000	(\$8,320)	(\$3,320)	\$2,000

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 39 HEALTH DEPT						
ESTIMATED REVENUE						
Department: 00 NON-DEPARTMENTAL						
39-00-3110-00	Budgetary Fund Balance	\$0	\$0	\$0	\$0	\$0
39-00-5620-00	Interest Income	\$8	\$0	\$3	\$0	\$0
39-00-5650-00	Departmental Revenue	\$0	\$0	\$0	\$0	\$0
	Total Sub-Dept 00:	\$8	\$0	\$3	\$0	\$0
	Dept. 00 TOTAL REVENUE :	\$8	\$0	\$3	\$0	\$0
	Fund 39 TOTAL REVENUE :	\$8	\$0	\$3	\$0	\$0
BUDGETED EXPENDITURES						
Department: 39 HEALTH DEPT.						
39-39-6206-00	Departmental Expense	\$0	\$0	\$0	\$0	\$0
39-39-6401-00	CAPITAL OUTLAY	\$0	\$0	\$0	\$0	\$0
	Total Sub-Dept 00:	\$0	\$0	\$0	\$0	\$0
	Dept. 39 TOTAL EXPENSE :	\$0	\$0	\$0	\$0	\$0
Department: 99 TRANSFERS						
39-99-6900-00	TRANSFER OUT	\$0	\$0	\$0	\$0	\$0
	Total Sub-Dept 00:	\$0	\$0	\$0	\$0	\$0
	Dept. 99 TOTAL EXPENSE :	\$0	\$0	\$0	\$0	\$0
	Fund 39 TOTAL EXPENSE :	\$0	\$0	\$0	\$0	\$0
	Fund 39 HEALTH DEPT OVERAGE / DEFICIT :	\$8	\$0	\$3	\$3	\$0

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 41 POLICE ACCOUNT						
ESTIMATED REVENUE						
Department: 00 NON-DEPARTMENTAL						
41-00-3110-00	Budgetary Fund Balance	\$0	\$35,000	\$0	\$35,000	\$0
41-00-5515-00	Police Impound Fees	\$2,000	\$2,000	\$0	\$2,000	\$0
41-00-5650-00	Court Fine Revenue	\$64,844	\$60,000	\$44,183	\$60,000	\$70,000
	Total Sub-Dept 00:	\$66,844	\$97,000	\$44,183	\$97,000	\$70,000
	Dept. 00 TOTAL REVENUE :	\$66,844	\$97,000	\$44,183	\$97,000	\$70,000
	Fund 41 TOTAL REVENUE :	\$66,844	\$97,000	\$44,183	\$97,000	\$70,000
BUDGETED EXPENDITURES						
Department: 41 POLICE ACCOUNT						
41-41-6206-00	Supplies	\$1,858	\$3,000	\$89	\$3,000	\$3,000
41-41-6316-00	Judicial Professional Services	\$12,238	\$13,000	\$7,000	\$13,000	\$13,000
41-41-6327-00	Court Related Fees Due	\$14,811	\$12,500	\$10,778	\$12,500	\$18,500
41-41-6401-00	CAPITAL OUTLAY	\$11,144	\$35,000	\$0	\$35,000	\$0
41-41-6910-00	TRANSFER TO GENERAL FUND	\$26,000	\$24,500	\$23,912	\$24,500	\$35,000
	Total Sub-Dept 00:	\$66,051	\$88,000	\$41,779	\$88,000	\$69,500
41-41-6206-01	Impound Fee Expenses	\$6,647	\$9,000	\$0	\$9,000	\$0
	Total Sub-Dept 01:	\$6,647	\$9,000	\$0	\$9,000	\$0
	Dept. 41 TOTAL EXPENSE :	\$72,698	\$97,000	\$41,779	\$97,000	\$69,500
	Fund 41 TOTAL EXPENSE :	\$72,698	\$97,000	\$41,779	\$97,000	\$69,500
	Fund 41 POLICE ACCOUNT OVERAGE / DEFICIT :	(\$5,854)	\$0	\$2,404	\$2,404	\$500

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 42 POLICE DRUG FUND						
ESTIMATED REVENUE						
Department: 00 NON-DEPARTMENTAL						
42-00-3110-00	Budgetary Fund Balance	\$0	\$0	\$0	\$0	\$0
42-00-5200-00	Seizure Forfeitures	\$5,892	\$0	\$0	\$0	\$0
42-00-5600-00	Miscellaneous Revenues	\$2,232	\$0	\$0	\$0	\$0
42-00-5620-00	Interest Income	\$0	\$0	\$0	\$0	\$0
	Total Sub-Dept 00:	\$8,125	\$0	\$0	\$0	\$0
	Dept. 00 TOTAL REVENUE :	\$8,125	\$0	\$0	\$0	\$0
	Fund 42 TOTAL REVENUE :	\$8,125	\$0	\$0	\$0	\$0
BUDGETED EXPENDITURES						
Department: 00 NON-DEPARTMENTAL						
42-00-6390-00	Advertising	\$0	\$0	\$0	\$0	\$0
	Total Sub-Dept 00:	\$0	\$0	\$0	\$0	\$0
	Dept. 00 TOTAL EXPENSE :	\$0	\$0	\$0	\$0	\$0
Department: 42 POLICE DRUG FUND ACCOUNT						
42-42-6206-00	Departmental Expense	\$1,000	\$0	\$0	\$0	\$0
42-42-6390-00	Other Services	\$0	\$0	\$0	\$0	\$0
42-42-6401-00	CAPITAL OUTLAY	\$28,849	\$0	\$0	\$0	\$0
	Total Sub-Dept 00:	\$29,849	\$0	\$0	\$0	\$0
	Dept. 42 TOTAL EXPENSE :	\$29,849	\$0	\$0	\$0	\$0
	Fund 42 TOTAL EXPENSE :	\$29,849	\$0	\$0	\$0	\$0
	Fund 42 POLICE DRUG FUND OVERAGE / DEFICIT :	(\$21,725)	\$0	\$0	\$0	\$0

Detailed by Ledger Account	2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
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Fund 43 RECREATION ACCOUNT

ESTIMATED REVENUE

Department: 00 NON-DEPARTMENTAL

43-00-3110-00	Budgetary Fund Balance	\$0	\$6,000	\$0	\$6,000	\$40,000
43-00-5150-00	Hotel/Motel Tax	\$43,487	\$50,000	\$24,895	\$50,000	\$50,000
43-00-5200-00	Tournament Revenue	\$1,400	\$1,550	\$0	\$1,550	\$1,550
43-00-5600-00	Miscellaneous Revenues	\$1,630	\$0	\$6,040	\$0	\$0
43-00-5700-00	Rec Camping	\$360	\$500	\$0	\$500	\$0
43-00-5800-00	Economic Development	\$34,789	\$37,500	\$19,916	\$37,500	\$37,500
43-00-6900-00	Operating Transfer In	\$0	\$27,500	\$27,500	\$27,500	\$0
Total Sub-Dept 00:		\$81,666	\$123,050	\$78,352	\$123,050	\$129,050
Dept. 00 TOTAL REVENUE :		\$81,666	\$123,050	\$78,352	\$123,050	\$129,050
Fund 43 TOTAL REVENUE :		\$81,666	\$123,050	\$78,352	\$123,050	\$129,050

BUDGETED EXPENDITURES

Department: 43 RECREATION ACCOUNT

43-43-6206-00	Departmental Supplies	\$0	\$3,500	\$2,468	\$0	\$0
43-43-6316-00	Professional Services	\$4,700	\$0	\$0	\$0	\$0
43-43-6390-00	Other Services	\$0	\$0	\$0	\$0	\$0
43-43-6401-00	Capital Outlay	\$37,813	\$34,300	\$0	\$40,300	\$50,000
43-43-6515-00	LOAN PAYMENTS	\$0	\$17,250	\$10,043	\$17,250	\$17,250
43-43-6910-00	TRANSFER TO GENERAL FUND	\$0	\$0	\$0	\$0	\$0
43-43-6920-00	Transfer to EEDA	\$87,808	\$37,500	\$15,861	\$37,500	\$37,500
Total Sub-Dept 00:		\$130,321	\$92,550	\$28,372	\$95,050	\$104,750
43-43-6206-01	Supplies/Baseball	\$645	\$0	\$0	\$0	\$0

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 43 RECREATION ACCOUNT						
Total Sub-Dept 01:		\$645	\$0	\$0	\$0	\$0
43-43-6206-03	Supplies/Parks	\$25,179	\$12,500	\$11,980	\$10,000	\$5,000
43-43-6355-03	Contracts/Parks	\$1,600	\$3,000	\$1,870	\$3,000	\$3,000
Total Sub-Dept 03:		\$26,779	\$15,500	\$13,850	\$13,000	\$8,000
43-43-6355-04	Contracts/Fireworks	\$13,500	\$15,000	\$7,500	\$15,000	\$15,000
Total Sub-Dept 04:		\$13,500	\$15,000	\$7,500	\$15,000	\$15,000
43-43-6206-05	Ramp Repairs	\$0	\$0	\$0	\$0	\$0
Total Sub-Dept 05:		\$0	\$0	\$0	\$0	\$0
Dept. 43 TOTAL EXPENSE :		\$171,245	\$123,050	\$49,722	\$123,050	\$127,750
Fund 43 TOTAL EXPENSE :		\$171,245	\$123,050	\$49,722	\$123,050	\$127,750
Fund 43 RECREATION ACCOUNT OVERAGE / DEFICIT :		(\$89,579)	\$0	\$28,630	\$28,630	\$1,300

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 46 Arvest Acct/ Southpoint Project						
ESTIMATED REVENUE						
Department: 00 NON-DEPARTMENTAL						
46-00-3110-00	Budgetary Fund Balance	\$0	\$0	\$0	\$0	\$0
46-00-5655-00	Southpoint Project Revenue	\$0	\$0	\$0	\$0	\$0
	Total Sub-Dept 00:	\$0	\$0	\$0	\$0	\$0
	Dept. 00 TOTAL REVENUE :	\$0	\$0	\$0	\$0	\$0
	Fund 46 TOTAL REVENUE :	\$0	\$0	\$0	\$0	\$0
BUDGETED EXPENDITURES						
Department: 46 Arvest Bank / Southpoint Prjct						
46-46-6316-00	Accountant Profess. Svs.	\$0	\$0	\$0	\$0	\$0
46-46-6401-00	Southpoint Capital Outlay	\$0	\$0	\$0	\$0	\$0
	Total Sub-Dept 00:	\$0	\$0	\$0	\$0	\$0
	Dept. 46 TOTAL EXPENSE :	\$0	\$0	\$0	\$0	\$0
	Fund 46 TOTAL EXPENSE :	\$0	\$0	\$0	\$0	\$0
	! 46 Arvest Acct/ Southpoint Project OVERAGE / DEFICIT :	\$0	\$0	\$0	\$0	\$0

Detailed by Ledger Account	2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
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Fund 50 Capital Improvements Fund

ESTIMATED REVENUE

Department: 00 NON-DEPARTMENTAL

50-00-3110-00	Budgetary Fund Balance	\$0	\$0	\$0	\$0	\$0
50-00-5305-00	GRANT REVENUE	\$40,161	\$21,250	\$9,978	\$21,250	\$0
50-00-5620-00	Interest Income	\$113	\$150	\$67	\$150	\$150
50-00-5625-00	Capital Improvements Fee	\$152,228	\$155,000	\$86,454	\$155,000	\$155,000
50-00-5920-00	Transfers from General Fund	\$0	\$0	\$0	\$0	\$0
50-00-5930-00	Transfers from CWSRF	(\$3,152)	\$36,500	\$36,019	\$36,500	\$0
50-00-5950-00	Transfer from DOC/CDBG	\$3,655	\$7,000	\$0	\$7,000	\$0
50-00-5960-00	Transfer from DOC/CDBG Sav.	\$0	\$4,000	\$0	\$4,000	\$0
50-00-5995-00	Transfer from C.D.B.G.	\$0	\$36,000	\$35,393	\$36,000	\$0
Total Sub-Dept 00:		\$193,006	\$259,900	\$167,911	\$259,900	\$155,150
Dept. 00 TOTAL REVENUE :		\$193,006	\$259,900	\$167,911	\$259,900	\$155,150
Fund 50 TOTAL REVENUE :		\$193,006	\$259,900	\$167,911	\$259,900	\$155,150

BUDGETED EXPENDITURES

Department: 50 Capital Improvements Fund

50-50-6401-00	CAPITAL OUTLAY	\$234,964	\$224,600	\$28,386	\$224,600	\$115,000
50-50-6910-00	TRANSFER TO GENERAL FUND	\$0	\$0	\$0	\$0	\$0
Total Sub-Dept 00:		\$234,964	\$224,600	\$28,386	\$224,600	\$115,000
Dept. 50 TOTAL EXPENSE :		\$234,964	\$224,600	\$28,386	\$224,600	\$115,000
Department: 99 TRANSFERS						
50-99-6913-00	Transfer	\$0	\$0	\$0	\$0	\$0
50-99-6914-00	Transfer to CWSRF	\$34,896	\$35,300	\$18,112	\$35,300	\$35,300

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 50 Capital Improvements Fund						
50-99-6926-00	Transfer to E.P.W.A.	\$0	\$0	\$0	\$0	\$0
Total Sub-Dept 00:		\$34,896	\$35,300	\$18,112	\$35,300	\$35,300
Dept. 99 TOTAL EXPENSE :		\$34,896	\$35,300	\$18,112	\$35,300	\$35,300
Fund 50 TOTAL EXPENSE :		\$269,860	\$259,900	\$46,498	\$259,900	\$150,300
und 50 Capital Improvements Fund OVERAGE / DEFICIT :		(\$76,854)	\$0	\$121,413	\$121,413	\$4,850

Detailed by Ledger Account	2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
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Fund 90 Public Works Authority

ESTIMATED REVENUE

Department: 00 NON-DEPARTMENTAL						
90-00-3110-00	Budgetary Fund Balance	\$0	\$195,000	\$0	\$195,000	\$45,000
90-00-5115-00	Cigarette Tax	\$5,755	\$0	\$0	\$0	\$0
90-00-5401-00	Water	\$769,219	\$890,000	\$556,246	\$890,000	\$1,052,000
90-00-5402-00	Sewer	\$319,589	\$300,000	\$204,413	\$300,000	\$318,000
90-00-5403-00	Garbage	\$346,778	\$345,000	\$201,882	\$345,000	\$345,000
90-00-5404-00	Water and Sewer Taps	\$13,800	\$10,000	\$20,500	\$10,000	\$10,000
90-00-5620-00	Interest Income	\$557	\$750	\$197	\$750	\$750
90-00-5625-00	Administration Fee	\$18,978	\$18,000	\$10,771	\$18,000	\$18,000
90-00-5630-00	Penalties	\$33,303	\$32,500	\$14,520	\$32,500	\$32,500
90-00-5650-00	Other Miscellaneous	\$39,358	\$24,000	\$11,943	\$24,000	\$24,000
90-00-6900-00	Operating Transfer In	\$1,974,221	\$1,875,000	\$1,238,686	\$1,875,000	\$1,910,000
	Total Sub-Dept 00:	\$3,521,558	\$3,690,250	\$2,259,159	\$3,690,250	\$3,755,250
	Dept. 00 TOTAL REVENUE :	\$3,521,558	\$3,690,250	\$2,259,159	\$3,690,250	\$3,755,250
	Fund 90 TOTAL REVENUE :	\$3,521,558	\$3,690,250	\$2,259,159	\$3,690,250	\$3,755,250

BUDGETED EXPENDITURES

Department: 29 DEBT SERVICE						
90-29-6500-00	Misc. Loan Payments	\$0	\$18,050	\$10,527	\$18,050	\$52,500
90-29-6515-00	Bond Coupons & Interest Paymen	\$625,263	\$646,779	\$366,563	\$646,779	\$650,000
90-29-6520-00	OWRB Loan Payments	\$184,818	\$292,143	\$118,464	\$292,143	\$280,000
	Total Sub-Dept 00:	\$810,081	\$956,972	\$495,554	\$956,972	\$982,500
	Dept. 29 TOTAL EXPENSE :	\$810,081	\$956,972	\$495,554	\$956,972	\$982,500

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
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Fund 90 Public Works Authority

Department: 90 ADMINISTRATIVE						
90-90-6105-00	Salaries	\$85,279	\$70,000	\$60,866	\$70,000	\$75,000
90-90-6115-00	Social Security	\$4,854	\$5,500	\$4,407	\$5,500	\$5,500
90-90-6120-00	Unemployment Tax	\$2,073	\$2,700	\$1,585	\$2,700	\$2,700
90-90-6125-00	Employer Paid Insurance	\$7,283	\$8,000	\$4,225	\$8,000	\$7,725
90-90-6135-00	Employers Retirement Contribut	\$2,553	\$4,000	\$1,592	\$5,000	\$5,000
90-90-6206-00	Materials & Supplies	\$0	\$0	\$0	\$0	\$0
90-90-6316-00	Professional Services	\$1,629	\$2,500	\$1,528	\$1,500	\$1,500
90-90-6401-00	CAPITAL OUTLAY	\$4,260	\$108,500	\$108,265	\$108,500	\$27,500
Total Sub-Dept 00:		\$107,931	\$201,200	\$182,469	\$201,200	\$124,925
Dept. 90 TOTAL EXPENSE :		\$107,931	\$201,200	\$182,469	\$201,200	\$124,925

Department: 93 SEWER						
90-93-6105-00	Salaries	\$48,438	\$49,750	\$37,058	\$49,750	\$57,750
90-93-6115-00	Social Security	\$3,716	\$3,500	\$2,843	\$3,500	\$4,500
90-93-6125-00	Employer Paid Insurance	\$10,274	\$14,800	\$7,847	\$14,800	\$15,725
90-93-6135-00	Employers Retirement Contribut	\$2,333	\$2,500	\$1,820	\$2,500	\$3,000
90-93-6203-00	Gas, Oil & Tires	\$4,282	\$4,000	\$2,270	\$4,000	\$4,000
90-93-6206-00	Materials & Supplies	\$13,165	\$11,000	\$7,861	\$21,000	\$21,000
90-93-6213-00	Maintenance & Repairs	\$66,833	\$43,000	\$32,126	\$25,000	\$25,000
90-93-6215-00	Chemicals	\$33,090	\$38,500	\$31,149	\$26,000	\$55,000
90-93-6301-00	Utilities	\$42,621	\$62,000	\$29,293	\$65,000	\$65,000
90-93-6316-00	Professional Services	\$49,468	\$12,500	\$6,412	\$25,000	\$25,000
90-93-6325-00	Schooling and Travel Expense	\$944	\$2,000	\$710	\$2,000	\$2,000

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 90 Public Works Authority						
90-93-6401-00	Equipment Purchases	\$13,974	\$0	\$0	\$5,000	\$5,000
Total Sub-Dept 00:		\$289,138	\$243,550	\$159,390	\$243,550	\$282,975
Dept. 93 TOTAL EXPENSE :		\$289,138	\$243,550	\$159,390	\$243,550	\$282,975
Department: 94 WATER						
90-94-6105-00	Salaries	\$216,552	\$235,000	\$146,285	\$235,000	\$0
90-94-6115-00	Social Security	\$15,518	\$17,500	\$9,448	\$17,500	\$0
90-94-6125-00	Employer Paid Insurance	\$47,560	\$66,200	\$29,971	\$70,200	\$0
90-94-6135-00	Employers Retirement Contribut	\$9,285	\$11,250	\$5,984	\$11,250	\$0
90-94-6203-00	Gas, Oil & Tires	\$17,805	\$16,500	\$14,062	\$12,500	\$0
90-94-6206-00	Materials & Supplies	\$32,794	\$55,000	\$45,943	\$40,000	\$0
90-94-6213-00	Maintenance & Repairs	\$144,519	\$75,000	\$59,692	\$90,000	\$0
90-94-6215-00	Chemicals	\$121,812	\$80,000	\$82,533	\$80,000	\$0
90-94-6301-00	Utilities	\$58,344	\$62,500	\$35,970	\$62,500	\$0
90-94-6305-00	Postage	\$12,109	\$14,000	\$13,435	\$11,500	\$0
90-94-6306-00	Bank Service Charges	\$50	\$250	\$0	\$250	\$0
90-94-6316-00	Professional Services	\$39,221	\$43,500	\$42,001	\$45,000	\$0
90-94-6325-00	Schooling and Travel Expense	\$1,096	\$3,000	\$1,654	\$1,500	\$0
90-94-6401-00	Equipment Purchases	\$100,069	\$10,000	\$5,638	\$12,500	\$0
90-94-6515-00	Water Interest Expense	\$0	\$0	\$0	\$0	\$0
Total Sub-Dept 00:		\$816,734	\$689,700	\$492,616	\$689,700	\$0
90-94-6105-15	Salaries	\$0	\$0	\$0	\$0	\$60,000
90-94-6115-15	Social Security	\$0	\$0	\$0	\$0	\$4,000
90-94-6125-15	Employer Paid Insurance	\$0	\$0	\$0	\$0	\$15,725

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 90 Public Works Authority						
90-94-6135-15	Employer Retirement Contributi	\$0	\$0	\$0	\$0	\$2,700
90-94-6203-15	Gas, Oil & Tires	\$0	\$0	\$0	\$0	\$2,500
90-94-6206-15	Supplies	\$0	\$0	\$0	\$0	\$10,000
90-94-6213-15	Maintenance & Repairs	\$0	\$0	\$0	\$0	\$25,000
90-94-6215-15	Chemicals	\$0	\$0	\$0	\$0	\$120,000
90-94-6301-15	Utilities	\$0	\$0	\$0	\$0	\$41,000
90-94-6305-15	Postage	\$0	\$0	\$0	\$0	\$250
90-94-6306-15	Bank Service Chargees	\$0	\$0	\$0	\$0	\$0
90-94-6316-15	Professional Services	\$0	\$0	\$0	\$0	\$15,000
90-94-6325-15	Schooling & Training	\$0	\$0	\$0	\$0	\$1,500
90-94-6401-15	Capital Outlay	\$0	\$0	\$0	\$0	\$2,500
	Total Sub-Dept 15:	\$0	\$0	\$0	\$0	\$300,175
90-94-6105-16	Salaries	\$0	\$0	\$0	\$0	\$210,000
90-94-6115-16	Social Security	\$0	\$0	\$0	\$0	\$16,000
90-94-6125-16	Employer Paid Insurance	\$0	\$0	\$0	\$0	\$64,275
90-94-6135-16	Employer Retirement Contributi	\$0	\$0	\$0	\$0	\$10,300
90-94-6203-16	Gas, Oil & Tires	\$0	\$0	\$0	\$0	\$10,000
90-94-6206-16	Supplies	\$0	\$0	\$0	\$0	\$30,000
90-94-6213-16	Maintenance & Repairs	\$0	\$0	\$0	\$0	\$65,000
90-94-6301-16	Utilities	\$0	\$0	\$0	\$0	\$21,500
90-94-6305-16	Postage	\$0	\$0	\$0	\$0	\$11,250
90-94-6306-16	Bank Service Chargees	\$0	\$0	\$0	\$0	\$250
90-94-6316-16	Professional Services	\$0	\$0	\$0	\$0	\$30,000

Detailed by Ledger Account		2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 90 Public Works Authority						
90-94-6325-16	Schooling & Training	\$0	\$0	\$0	\$0	\$3,500
90-94-6401-16	Capital Outlay	\$0	\$0	\$0	\$0	\$2,500
Total Sub-Dept 16:		\$0	\$0	\$0	\$0	\$474,575
Dept. 94 TOTAL EXPENSE :		\$816,734	\$689,700	\$492,616	\$689,700	\$774,750
Department: 95 GARBAGE						
90-95-6313-00	Sanitation Contract	\$366,107	\$345,000	\$188,515	\$345,000	\$345,000
Total Sub-Dept 00:		\$366,107	\$345,000	\$188,515	\$345,000	\$345,000
Dept. 95 TOTAL EXPENSE :		\$366,107	\$345,000	\$188,515	\$345,000	\$345,000
Department: 99 TRANSFERS						
90-99-6910-00	Transfer to General Fund	\$1,112,600	\$1,253,500	\$731,208	\$1,253,500	\$1,245,000
90-99-6911-00	TRANSFER TO METER ACCOUN	\$0	\$0	\$0	\$0	\$0
90-99-6914-00	Transfer to CWSRF	\$0	\$0	\$0	\$0	\$0
90-99-6960-00	Contingencies	\$0	\$0	\$0	\$0	\$0
Total Sub-Dept 00:		\$1,112,600	\$1,253,500	\$731,208	\$1,253,500	\$1,245,000
Dept. 99 TOTAL EXPENSE :		\$1,112,600	\$1,253,500	\$731,208	\$1,253,500	\$1,245,000
Fund 90 TOTAL EXPENSE :		\$3,502,590	\$3,689,922	\$2,249,753	\$3,689,922	\$3,755,150
Fund 90 Public Works Authority OVERAGE / DEFICIT :		\$18,968	\$328	\$9,405	\$9,733	\$100

Detailed by Ledger Account	2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
Fund 92 Meter Fund					
BUDGETED EXPENDITURES					
Department: 99 TRANSFERS					
92-99-6926-00 Transfer to E.P.W.A.	\$0	\$0	\$0	\$0	\$0
Total Sub-Dept 00:		\$0	\$0	\$0	\$0
Dept. 99 TOTAL EXPENSE :		\$0	\$0	\$0	\$0
Fund 92 TOTAL EXPENSE :		\$0	\$0	\$0	\$0
Fund 92 Meter Fund OVERAGE / DEFICIT :		\$0	\$0	\$0	\$0

Detailed by Ledger Account	2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
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Fund 97 Eufaula Public Works/CWSRF

ESTIMATED REVENUE

Department: 00 NON-DEPARTMENTAL						
97-00-3110-00	Budgetary Fund Balance	\$0	\$36,500	\$0	\$36,500	\$0
97-00-5500-00	OWRB Loan Proceeds	\$246,169	\$6,000,000	\$105,056	\$6,000,000	\$5,000,000
97-00-5620-00	Interest Income	\$36	\$0	\$0	\$0	\$0
97-00-5640-00	LOAN PROCEEDS	\$579,571	\$0	\$201,685	\$0	\$0
97-00-5910-00	Transfers from Eufaula Public	\$0	\$0	\$0	\$0	\$0
97-00-5935-00	Transfer from CIP	\$38,047	\$35,300	\$18,112	\$35,300	\$35,300
Total Sub-Dept 00:		\$863,823	\$6,071,800	\$324,853	\$6,071,800	\$5,035,300
Dept. 00 TOTAL REVENUE :		\$863,823	\$6,071,800	\$324,853	\$6,071,800	\$5,035,300
Fund 97 TOTAL REVENUE :		\$863,823	\$6,071,800	\$324,853	\$6,071,800	\$5,035,300

BUDGETED EXPENDITURES

Department: 97 EUFAULA PUBLIC WORKS/ CWSRF						
97-97-6316-00	Professional Services	\$614,259	\$550,000	\$112,426	\$550,000	\$0
97-97-6401-00	CAPITAL OUTLAY	\$135,030	\$5,450,000	\$761,521	\$5,450,000	\$5,000,000
97-97-6515-00	Loan Payments	\$41,965	\$35,300	\$19,551	\$35,300	\$35,300
97-97-6916-00	Transfer to CIP	\$0	\$36,500	\$36,019	\$36,500	\$0
97-97-6918-00	Transfer to DOC-CDBG	\$0	\$0	\$0	\$0	\$0
97-97-6926-00	Transfer to E.P.W.A.	\$0	\$0	\$0	\$0	\$0
Total Sub-Dept 00:		\$791,255	\$6,071,800	\$929,517	\$6,071,800	\$5,035,300
Dept. 97 TOTAL EXPENSE :		\$791,255	\$6,071,800	\$929,517	\$6,071,800	\$5,035,300
Fund 97 TOTAL EXPENSE :		\$791,255	\$6,071,800	\$929,517	\$6,071,800	\$5,035,300

d 97 Eufaula Public Works/CWSRF OVERAGE / DEFICIT : **\$72,568** **\$0** **(\$604,665)** **(\$604,665)** **\$0**

Detailed by Ledger Account	2019 Prior Year Actual	2020 Current Year Budget	2020 Current Year Year to Date	2020 Projected Adjustment	2021 Proposed Budget
<i>Grand Total Revenues:</i>	\$8,607,024	\$14,439,495	\$5,555,910	\$14,439,495	\$13,366,945
<i>Grand Total Expenditures:</i>	\$8,848,555	\$14,431,556	\$5,725,948	\$14,431,556	\$13,353,775
<i>OVERAGE / DEFICIT</i>	(\$241,531)	\$7,939	(\$170,038)	\$7,939	\$13,170

CITY OF EUFAULA FY21 COMBINED BUDGET SUMMARY

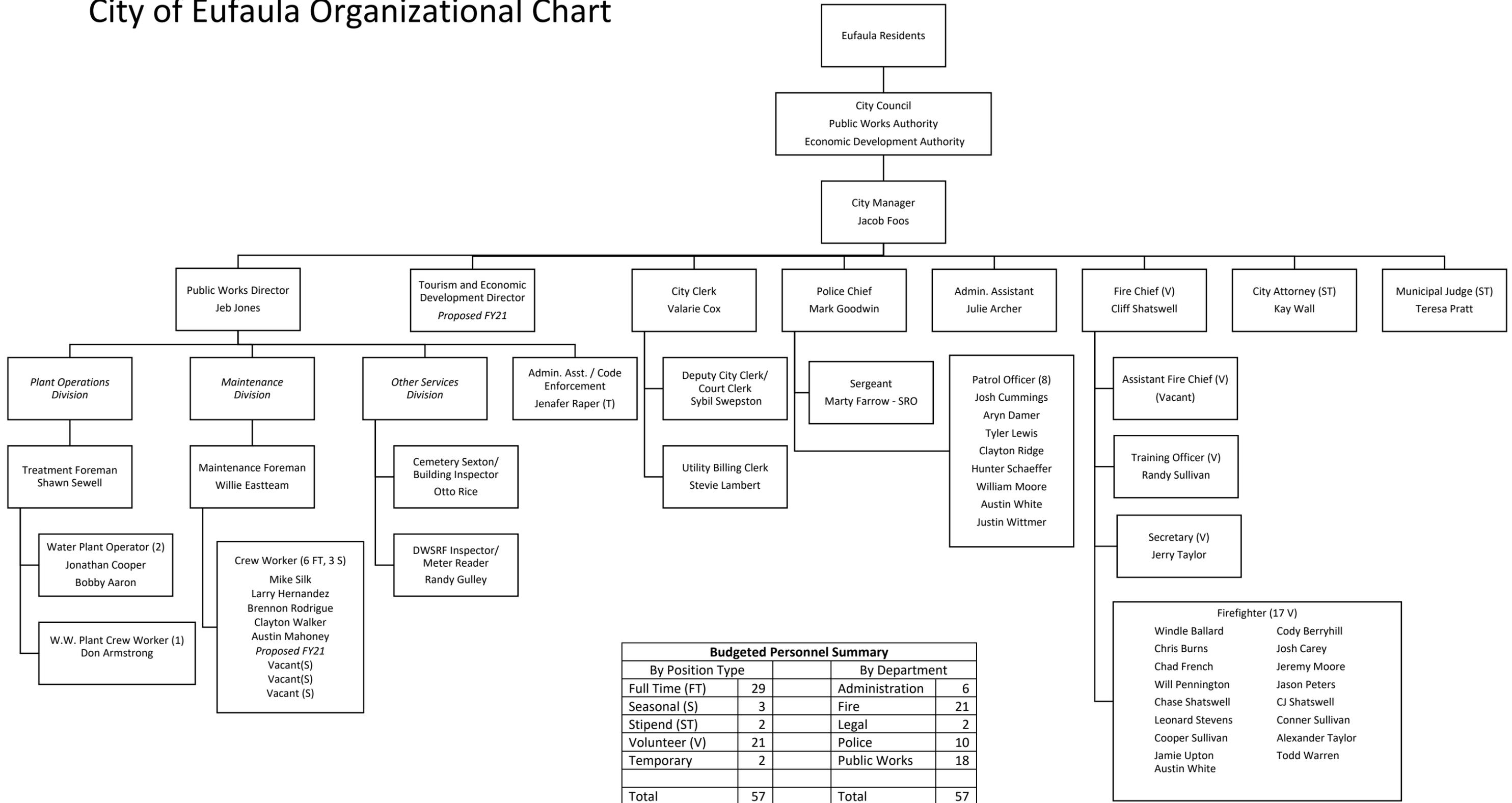
2/13/2020

All Budgeted Funds	General Fund	Airport Fund	Cemetery	Disaster	EEDA Fund	Health Dept.	Police Fund	Police Drug	Recreation	CIP Fund	PWA Fund	Arvest/Southp	Meter Deposit	PWA/CWSRF	Totals
			Perpetual Fund	Emergency Fund		Fund		Fund	Fund			oint Project Fund	Fund	Fund	
Beginning Fund Balance (Estimate 2/15/19)	\$ 850,000	\$ 17,530	\$ 7,500	\$ 62,000	\$ 20,000	\$ 7,800	\$ 20,000	\$ 2,500	\$ 55,000	\$ 75,000	\$ 425,000	\$ 41,517	\$ 125,000	\$ -	\$ 1,708,847
Revenues															
Taxes	\$ 2,374,250	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 87,500	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 2,461,750
Licenses & Permits	\$ 10,100	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10,100
Intergovernmental	\$ -	\$ 336,780	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 336,780
Charges for Services	\$ 35,305	\$ 3,750	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 1,550	\$ 155,000	\$ 1,743,000	\$ -	\$ -	\$ -	\$ 1,938,605
Fines & Forfeitures	\$ 35,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 70,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 105,000
Interest	\$ 600	\$ -	\$ 10	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 150	\$ 750	\$ -	\$ -	\$ -	\$ 1,510
Miscellaneous	\$ 43,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 56,500	\$ -	\$ -	\$ 5,000,000	\$ 5,099,500
Transfers In	\$ 1,245,000	\$ 27,500	\$ 1,400	\$ -	\$ 37,500	\$ -	\$ -	\$ -	\$ 27,500	\$ -	\$ 1,910,000	\$ -	\$ -	\$ 35,300	\$ 3,284,200
Total Revenues	\$ 3,743,255	\$ 368,030	\$ 1,410	\$ -	\$ 37,500	\$ -	\$ 70,000	\$ -	\$ 116,550	\$ 155,150	\$ 3,710,250	\$ -	\$ -	\$ 5,035,300	\$ 13,237,445
Total Available for Appropriation	\$ 4,593,255	\$ 385,560	\$ 8,910	\$ 62,000	\$ 57,500	\$ 7,800	\$ 90,000	\$ 2,500	\$ 171,550	\$ 230,150	\$ 4,135,250	\$ 41,517	\$ 125,000	\$ 5,035,300	\$ 14,946,292
Appropriations															
Administration	\$ 205,050	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 205,050
Airport	\$ -	\$ 370,500	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 370,500
Animal Shelter	\$ 10,250	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10,250
Cemetery	\$ 70,075	\$ -	\$ 6,400	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 76,475
CIP	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 115,000	\$ -	\$ -	\$ -	\$ 5,000,000	\$ 5,115,000
City Clerk	\$ 99,975	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 99,975
Disaster Relief	\$ -	\$ -	\$ -	\$ 62,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 62,000
Economic Development	\$ -	\$ -	\$ -	\$ -	\$ 30,500	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 30,500
Fire	\$ 83,050	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 83,050
Garbage	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 345,000	\$ -	\$ -	\$ -	\$ 345,000
General Government	\$ 505,100	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 505,100
Library	\$ 8,150	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 8,150
Police	\$ 681,050	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 34,500	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 715,550
Public Works Administration	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 124,925	\$ -	\$ -	\$ -	\$ 124,925
Recreation	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 73,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 73,000
Sewer	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 282,975	\$ -	\$ -	\$ -	\$ 282,975
Streets	\$ 70,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 70,000
Tourism	\$ 57,275	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 57,275
Transportation	\$ 20,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 20,000
Water	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 774,750	\$ -	\$ -	\$ -	\$ 774,750
Debt Service	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 17,250	\$ -	\$ 982,500	\$ -	\$ -	\$ 35,300	\$ 1,035,050
Transfers Out	\$ 1,931,400	\$ -	\$ -	\$ -	\$ 5,000	\$ -	\$ 35,000	\$ -	\$ 37,500	\$ 35,300	\$ 1,245,000	\$ -	\$ -	\$ -	\$ 3,336,200
Total Appropriations	\$ 3,741,375	\$ 370,500	\$ 6,400	\$ 62,000	\$ 35,500	\$ -	\$ 69,500	\$ -	\$ 127,750	\$ 150,300	\$ 3,755,150	\$ -	\$ -	\$ 5,035,300	\$ 13,400,775
Estimated Ending Fund Balance	\$ 851,880	\$ 15,060	\$ 2,510	\$ -	\$ 22,000	\$ 7,800	\$ 20,500	\$ 2,500	\$ 43,800	\$ 79,850	\$ 380,100	\$ 41,517	\$ 125,000	\$ -	\$ 1,545,517
Dollar Impact on Fund Balance	\$ 1,880	\$ (2,470)	\$ (4,990)	\$ (62,000)	\$ 2,000	\$ -	\$ 500	\$ -	\$ (11,200)	\$ 4,850	\$ (44,900)	\$ -	\$ -	\$ -	\$ (163,330)
Percent Impact on Fund Balance	0.2%	-14%	-67%	-100%	10%	0%	3%	0%	-20%	6%	-11%	0%	0%	#DIV/0!	-10%
Remaining Fund Balance vs. % of Expenses	23%	4%	39%	0%	62%	0%	29%	0%	34%	53%	10%	0%	0%	0%	12%

FY21 Budgeted Fund Transfers

From		To			
Fund	Line Item	Fund	Line Item	Amount	Purpose
General Fund	10-99-6910-00	PWA	90-00-6900-00	\$ 1,910,000	Mandatory transfer of sales tax collections.
PWA	90-99-6910-00	General Fund	10-00-5910-00	\$ 1,245,000	Transfer of remaining sales tax funds back.
General Fund	10-99-6915-00	Cemetery Perpetual Care Fund	32-00-6900-00	\$ 1,400	Mandatory transfer of cemetery collections.
Economic Development Fund	37-37-6900-00	Airport Fund	30-00-6900-00	\$ 5,000	To develop airport as an economic development tool.
Police Account Fund	41-41-6910-00	General Fund	10-00-5510-00	\$ 35,000	Partial distribution of court fine revenue.
Recreation Fund	43-43-6920-00	Economic Development Fund	37-00-6900-00	\$ 37,500	Distribution of hotel/motel tax.
CIP Fund	50-99-6914-00	CWSRF Fund	97-00-5935-00	\$ 35,300	Loan Payment on AMR meters from CIP fee.

City of Eufaula Organizational Chart



Budgeted Personnel Summary			
By Position Type		By Department	
Full Time (FT)	29	Administration	6
Seasonal (S)	3	Fire	21
Stipend (ST)	2	Legal	2
Volunteer (V)	21	Police	10
Temporary	2	Public Works	18
Total	57	Total	57

Adopted by the Eufaula City Council on September 9, 2019

Strategic Pillars for the Future

The Council was asked to prioritize the big “pillars” toward which they should direct the city. These should span beyond the one year horizon and reach forward towards five to seven years. They worked on this as a unified group.

These are not ranked in terms of importance. They are all considered to be crucial for the fulfillment of their vision. After working through the list together, the Council identified 5 Key Pillars for the future:

- Reliable Infrastructure
- Economic Development
- Tourism and Recreation
- Health Care
- Financial Sustainability

Mile-markers for the Strategic Pillars

The Council identified some key “Mile-markers” for each of the Strategic Pillars that would indicate that they were moving in the right direction and at the right speed toward establishing each Pillar. These are meant to give the Staff direction as they develop a work plan that is in alignment with the Strategic Vision of the Council.

- **Reliable Infrastructure**
 - Water distribution (year 3)
 - Water plant (years 5-7)
 - Water tower/storage (years 5-6)
 - Sewer -- conduct sewer system study (years 2-3)
 - Sewer -- Review sewer system study and present action plan for sewer upgrades (year 4)
 - Sewer -- cost analysis (year 4)
 - Roads -- conduct roads system study (year 5)
 - Roads -- Review roads system study and present action plan for roads upgrades (years 5-6)
 - Roads -- cost analysis (years 6-7)
- **Economic Development**
 - Conduct a needs study for housing, retail, lodging (year 1)
 - Improve social media (year 1)
 - City Council inventories available properties for retail, lodging and housing (years 1-2)
 - Hire a marketer to solicit retail and lodging
 - Staff and City Council prepare an economic development package
 - Hire ED staff (perhaps with shared responsibility to Tourism) (years 3-7)

- **Tourism and Recreation**
 - Build splash pads (year 1)
 - Petting zoo (year 2)
 - Wetlands (years 2-3)
 - Improve visitor signage (years 2-3)
 - Enhance beach area for residents and visitors
 - Establish art connection (resident artists to visiting artists)
 - Amusement park/Boardwalk (year 7)
 - Sporting Complex -- conduct sporting complex study
 - Sporting Complex -- review sporting complex study
 - Sporting Complex -- cost analysis
 - Hire Tourism Director (perhaps with shared responsibility with ED)
(years 3-7)

- **Health Care**
 - Attract new MD's (years 1-2)
 - Hire replacements for retiring MD's (years 1-2)
 - Small ER facility (years 3-5)
 - Enhance Walking Trail (years 3-5)

- **Financial Sustainability**
 - Staff will research funding sources for City Council (year 1)
 - City will maintain scheduled rate increases (years 1-7)
 - Investigate grant funding as revenue source (year 1)
 - Identify preferred new revenue pathway (years 2-3)
 - Take action steps with new preferred revenue pathway (years 3-7)



City Council Agenda Item No. **18**

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Discuss and take any necessary action on a potential General Obligation Bond and Sales Tax Initiative.

Initiator: Council.

Staff Information Source: Jacob Foos, City Manager.

Background: At the Council Retreat on September 3, 2019, the City Council identified Financial Sustainability as a Strategic Pillar. Under that pillar was the following relevant tasks:

- Identify preferred new revenue pathway (years 2-3)
- Take action steps with new preferred revenue pathway (years 3-7)

At the Council meeting on November 4, 2019 Ben Oglesby with Municipal Finance Services presented options for funding capital projects. The two “new revenue” options are a sales tax increase and/or a General Obligation (G.O.) bond which is paid through property tax.

The reasonable borrowing power on a ½ cent sales tax is \$2 million with a 15-year note. A G.O. Bond could provide up to \$4 million with a 20-year payoff timeline.

Attached are possible project ideas with reasonable cost estimates to assist with the discussion.

Council Pillar: Reliable Infrastructure / Financial Sustainability / Economic Development / Tourism and Recreation.

Financial Impact: N/A.

Attachment: Project Ideas Cost Estimates.

Recommended Action: Direction from Council on how to proceed.

Possible Project Ideas and Estimated Cost

Funding Source	Category	Project	Estimated Cost
Bond	Emergency Services	Fire Station 1	\$ 750,000
Bond	Emergency Services	Fire Truck(s)	\$ 250,000
Bond	Facilities	City Hall Renovation	\$ 1,260,000
Bond	Facilities	Community Center/Senior Center	\$ 1,500,000
Bond	Parks and Recreation	North Beach Pavilion/Restrooms	\$ 250,000
Bond	Parks and Recreation	Splash Pad/Playground/Restrooms	\$ 550,000
Bond	Parks and Recreation	Sports Complex	\$ 2,000,000
Bond	Parks and Recreation	South Point - Restrooms (septic)/Outside Showers/Pavilion Improvements	\$ 250,000
Bond	Parks and Recreation	South Beach Restrooms/Outside Showers	\$ 125,000
Bond	Parks and Recreation	Kiwanis Park Restrooms	\$ 100,000
Bond	Roads	Front Street: from Elm Ave. to Forest Ave.	\$ 1,087,500
Bond	Roads	JC Watts: from Main to B St. including intersection on B	\$ 360,000
Bond	Roads	Greenwood Cemetery, two main roads	\$ 360,000
Bond	Roads	2nd St.: from Border to Selmon	\$ 225,000
Bond	Roads	Lakeshore Drive: from Main St. to Belt Ave.	\$ 2,331,000
Bond	Roads	High St: from Main St. to Forest Ave.	\$ 1,080,000
		Forest Ave: from Main St. to Casino	\$ 900,000
Sales Tax	Water	Swadley Drive Ground Storage Replacement	\$ 1,250,000
Sales Tax	Water	River Oaks Water Tower	\$ 800,000
		Total	\$ 15,428,500

NOTE: Revenue generating (water/sewer) are generally excluded from G.O. Bonds for legal restrictions

Sample Project Areas and Estimated Cost

Location	Construction Type	\$/sq.ft.	Width	Length	Estimate
Front Street: from Elm Ave. to Forest Ave.	Full Depth Reconstruction without Curb and Gutter	\$ 15	25	2,900	\$ 1,087,500
JC Watts: from Main to B St. including intersection on B	Full Depth Reconstruction without Curb and Gutter	\$ 15	30	800	\$ 360,000
Greenwood Cemetery, two main roads	Overlay (2") With Fabric Reinforcement	\$ 6	20	3,000	\$ 360,000
2nd St.: from Border to Selmon	Full Depth Reconstruction without Curb and Gutter	\$ 15	25	600	\$ 225,000
Lakeshore Drive: from Main St. to Belt Ave.	Full Depth Reconstruction without Curb and Gutter	\$ 15	30	5,180	\$ 2,331,000
High St: from Main St. to Forest Ave.	Full Depth Reconstruction with Curb and Gutter	\$ 18	25	2,400	\$ 1,080,000
Forest Ave: from Main St. to Casino	Full Depth Reconstruction with Curb and Gutter	\$ 18	25	2,000	\$ 900,000
				Total	\$ 6,343,500

Cost Estimate from Cowan Group Engineering

Type of Roadway Construction Work	Unit Rate Per Square Foot of Driving Surface
Full Depth Reconstruction with Curb and Gutter	\$18.00
Full Depth Reconstruction without Curb and Gutter	\$15.00
Full Depth Patching	\$12.50
Mill and Overlay (2") With Fabric Reinforcement	\$7.00
Mill and Overlay (2") without Reinforcement	\$5.00
Overlay (2") With Fabric Reinforcement	\$6.00
Overlay (2") Without Fabric Reinforcement	\$4.00
Overlay (5") With Fabric Reinforcement	\$9.00
Overlay (5") Without Fabric Reinforcement	\$7.00

Eufaula Public Works Authority
Sales Tax Revenue Bonds
Secured by new 0.50% Sales Tax

Assumed 0.50% Sales Tax Annual Receipts	\$282,000	\$282,000	\$282,000	\$282,000	\$282,000
Term (years)	30	25	20	15 - See NOTE	10 -See NOTE
Par Amount	3,615,000	3,305,000	2,785,000	2,265,000	1,620,000
Debt Service Reserve Fund - can be applied to pay last year's debt service	185,834	188,950	184,400	184,956	162,000
Deposit to Project Fund	3,300,000	3,000,000	2,500,000	2,000,000	1,400,000
True Interest Cost	2.96%	2.85%	2.69%	2.48%	2.24%
Average Annual Debt Service	183,297	186,564	181,817	182,679	182,646
Debt Service Coverage Ratio (sales tax notes typically require 1.50x coverage, could possibly be lower if needed)	1.54	1.51	1.55	1.54	1.54
Annual Sales Tax Remaining After Debt Service	98,703	95,436	100,183	99,321	99,354

Note: 10 year and 15 year financing possibly could be in the form a of a bank loan, which would likely not require a Debt Service Reserve Fund and may also require fewer transaction participants, resulting in lower issuance costs



Funding Capital Projects

City of Eufaula

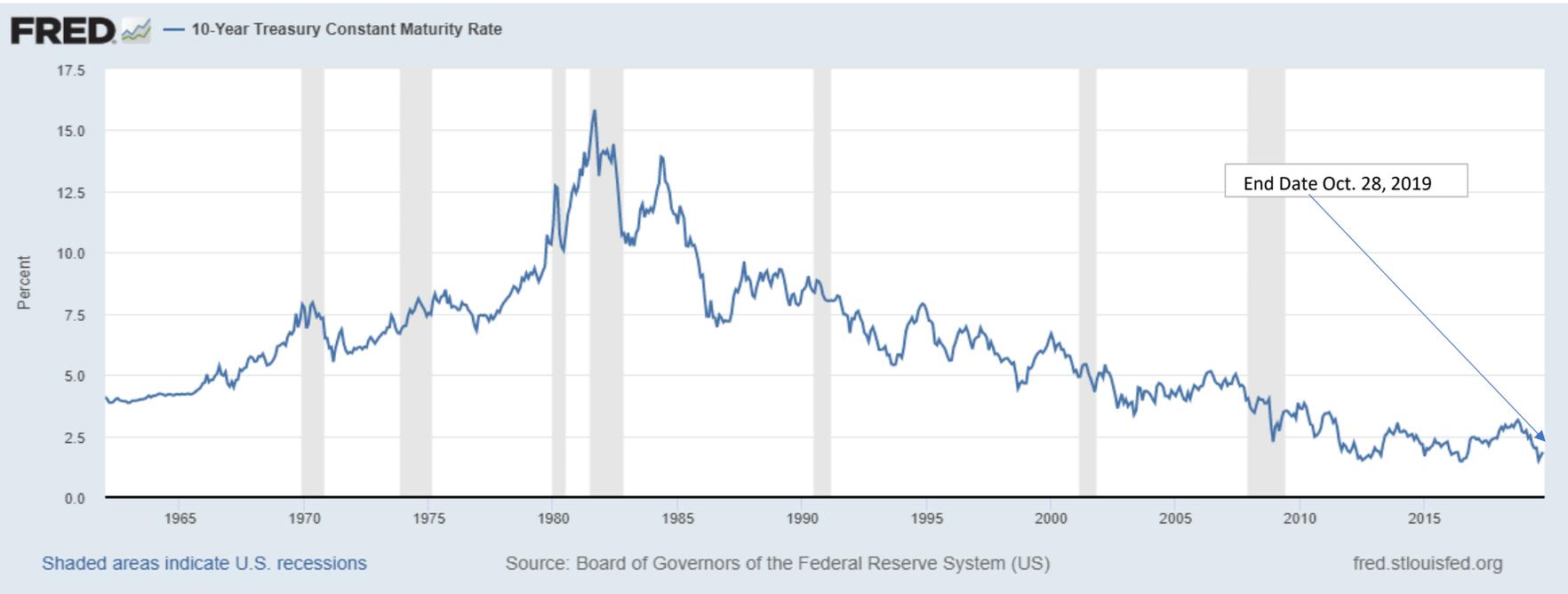
Eufaula Public Works Authority

November 4, 2019



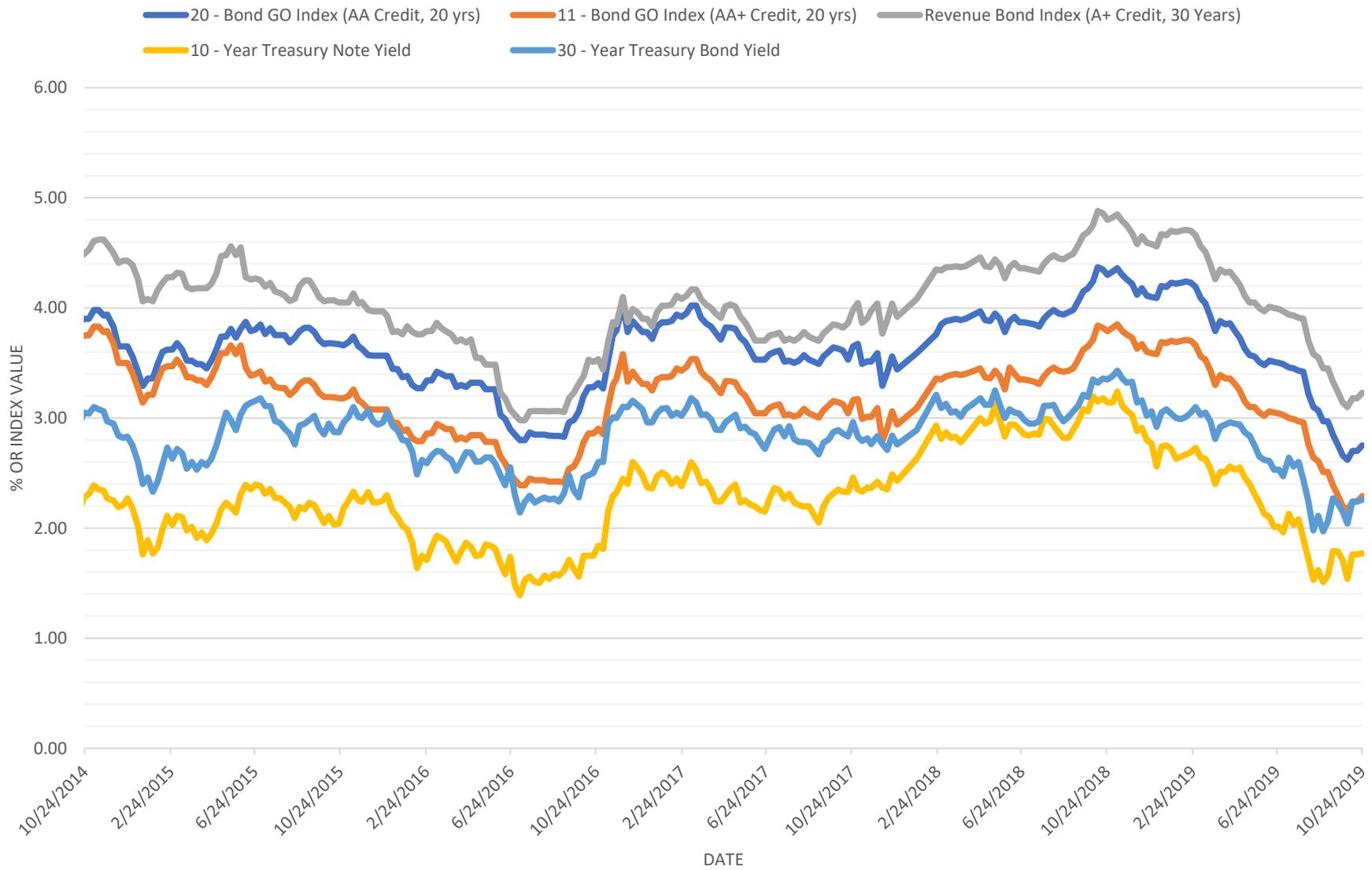
**MUNICIPAL
FINANCE
SERVICES, INC.**

est. 1990



Bond Buyer Indexes

Source: The Bond Buyer



The Eufaula Public Works Authority
Composite Debt Service Schedule by Fiscal Year

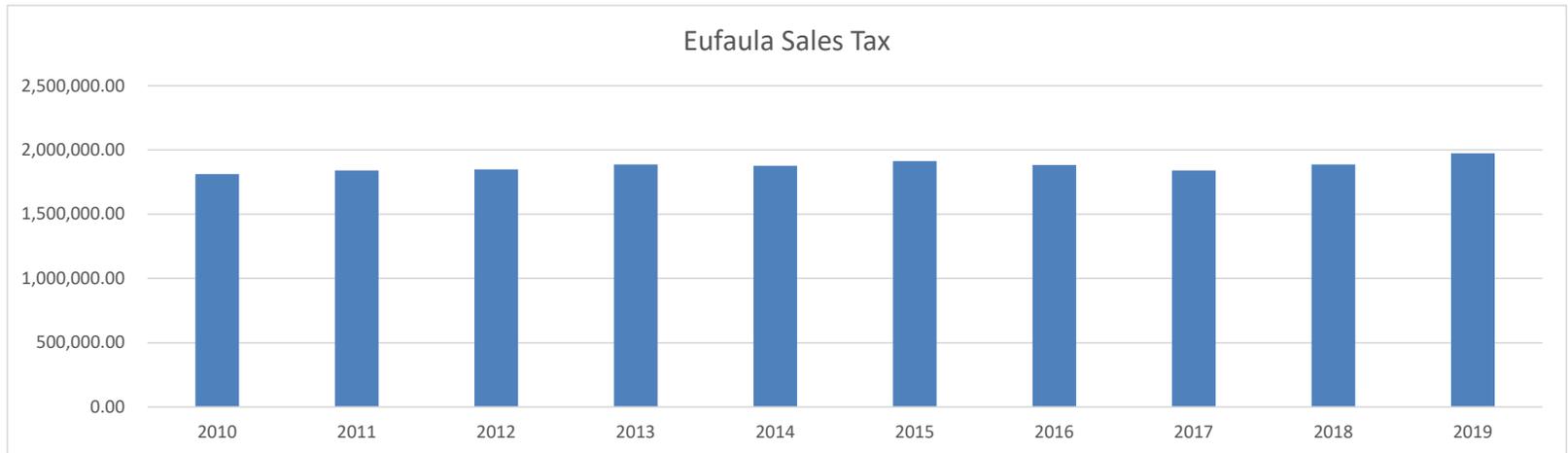
Issue	2012 Clean Water SRF Note to OWRB	2015 Clean Water SRF Note to OWRB	Utility System and Sales Tax Revenue Note, Taxable Series 2014A	Utility System and Sales Tax Revenue Note, Series 2014B	2018 Drinking Water SRF Note to OWRB	2019 Drinking Water SRF Note to OWRB
Lender	OWRB	OWRB	JPMorgan Chase	JPMorgan Chase	OWRB	OWRB
Original Principal Amount	\$4,035,000	\$675,000	\$2,165,000	\$4,410,000	\$1,000,000	\$6,715,000
Purpose	WWTP and Sewer System Improvements	Drive-by AMR System	Refund 2005 Bonds	Refund 2005 Bonds	Drinking water distribution system improvements	Drinking water distribution system improvements
Interest Rate	2.56% Fixed - Includes 0.50% OWRB Admin Fee	2.14% Fixed - Includes 0.50% OWRB Admin Fee	3.65% Fixed	2.75% Fixed	3.25% Fixed - Includes 0.50% OWRB Admin Fee	2.54% Fixed - Includes 0.50% OWRB Admin Fee
Security	Mortgage on system; water, sewer, and sanitation revenues; and 3.5% Sales Tax	Mortgage on system; water, sewer, and sanitation revenues; and 3.5% Sales Tax	Mortgage on system; water, sewer, and sanitation revenues; and 3.5% Sales Tax	Mortgage on system; water, sewer, and sanitation revenues; and 3.5% Sales Tax	Mortgage on system; water, sewer, and sanitation revenues; and 3.5% Sales Tax	Mortgage on system; water, sewer, and sanitation revenues; and 3.5% Sales Tax
Prepayment	Requires OWRB Consent	Requires OWRB Consent	Not Prepayable	Prepayable on or after June 1, 2024, in whole or in part, on any interest payment date, at par plus accrued interest	Requires OWRB Consent	Requires OWRB Consent

	2012 CWSRF	2015 CWSRF	2014A Note	2015B Note	2018 DWSRF	2019 DWSRF	Total
2019	183,965.30	33,516.88	268,362.50	350,493.75	440.17		836,778.61
2020	183,965.30	33,516.87	270,241.25	348,412.50	33,041.67	13,979.32	883,156.90
2021	183,965.30	33,516.89	261,846.25	356,193.75	33,951.39	131,914.78	1,001,388.35
2022 - Max Year	183,965.30	33,516.89	253,451.25	368,493.75	34,902.10	161,242.41	1,035,571.69
2023	183,965.30	33,516.88	245,056.25	370,312.50	34,836.19	161,190.90	1,028,878.02
2024	183,965.30	33,516.87	246,570.00	371,856.25	34,860.03	161,575.36	1,032,343.81
2025	183,965.30	33,516.89	-	621,406.25	34,704.39	161,087.89	1,034,680.72
2026	183,965.30	33,516.88	-	615,525.00	34,638.49	161,036.39	1,028,682.05
2027	183,965.30	33,516.87	-	619,300.00	34,572.58	160,984.88	1,032,339.63
2028	183,965.30	33,516.88	-	65,893.75	60,382.10	331,277.28	675,035.31
2029	183,965.30	33,516.87	-	-	59,371.62	333,354.33	610,208.13
2030	183,965.30	33,516.88	-	-	60,432.64	334,680.52	612,595.34
2031	183,965.30	16,758.34	-	-	60,444.10	335,839.42	597,007.16
2032	183,965.30	-	-	-	60,483.36	337,246.33	581,694.99

	2012 CWSRF	2015 CWSRF	2014A Note	2015B Note	2018 DWSRF	2019 DWSRF	Total
2033	183,965.30	-	-	-	60,351.82	339,719.22	584,036.34
2034	183,965.30	-	-	-	60,248.08	342,363.06	586,576.45
2035	183,965.30	-	-	-	61,111.40	342,813.66	587,890.35
2036	183,965.30	-	-	-	59,989.88	346,413.76	590,368.93
2037	183,965.30	-	-	-	60,722.56	347,148.50	591,836.35
2038	183,965.30	-	-	-	60,470.40	350,006.99	594,442.69
2039	183,965.30	-	-	-	60,168.96	352,646.47	596,780.73
2040	183,965.30	-	-	-	60,885.21	355,301.77	600,152.27
2041	183,965.30	-	-	-	61,434.26	356,230.12	601,629.69
2042	183,965.30	-	-	-	60,984.40	360,174.50	605,124.20
2043	183,965.30	-	-	-	60,485.25	363,848.36	608,298.91
2044	91,981.79	-	-	-	60,987.54	366,406.87	519,376.20
2045	-	-	-	-	61,355.14	366,384.77	427,739.91
2046					61,691.23	368,311.80	430,003.03
2047					61,961.42	371,968.54	433,929.96
2048					61,197.75	375,393.22	436,590.97
2049					61,353.38	378,354.91	439,708.28
2050					61,458.81	382,071.77	443,530.58
2051					30,498.33	192,466.62	222,964.96
2052							-

City of Eufaula, Oklahoma
Sales Tax Receipts

	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
	@ 3.5%	@ 3.5%	@ 3.5%	@ 3.5%	@ 3.5%	@ 3.5%	@ 3.5%	@ 3.5%	@ 3.5%	@ 3.5%	@ 3.5%
July	182,526.06	190,588.78	178,112.33	199,068.22	186,995.13	179,927.22	157,222.86	164,402.43	186,022.49	197,685.34	173,591.14
August	174,172.57	165,069.31	179,586.06	184,736.92	173,647.68	175,154.34	162,025.34	188,787.51	186,169.09	194,295.06	176,764.74
September	156,205.47	175,179.97	180,348.04	194,028.79	195,092.63	201,134.82	206,691.47	179,161.78	181,159.48	195,331.12	210,501.70
October	178,895.26	162,543.63	153,368.87	161,571.46	168,004.28	166,265.01	162,307.08	156,814.07	165,236.40	176,689.74	182,679.95
November	137,746.23	150,240.64	141,839.99	147,406.56	149,889.77	141,735.53	166,285.86	153,932.82	154,642.15	152,494.41	
December	143,321.28	148,513.98	149,637.21	156,488.61	133,630.29	154,713.25	144,391.58	137,465.32	131,043.63	148,175.59	
January	123,512.01	157,223.55	137,730.73	138,120.60	139,015.78	158,643.01	140,870.56	155,013.81	153,208.70	144,948.34	
February	153,828.53	138,441.42	145,945.77	142,198.87	147,067.97	134,267.54	150,424.07	136,583.72	150,882.80	153,229.96	
March	121,932.18	120,590.96	130,937.07	131,082.93	132,214.86	139,729.32	138,436.88	132,308.16	132,795.04	133,852.04	
April	129,674.87	126,049.81	148,842.76	137,002.73	133,014.64	140,889.86	141,306.83	134,809.68	142,732.73	144,769.62	
May	136,022.40	150,267.80	147,909.64	146,514.35	158,282.43	157,548.89	163,571.90	158,653.35	164,039.45	158,533.14	
June	175,140.08	156,819.42	155,328.15	148,452.66	159,181.65	163,942.74	148,951.49	141,928.44	138,857.31	174,216.69	
FY Total	1,812,976.94	1,841,529.27	1,849,586.62	1,886,672.70	1,876,037.11	1,913,951.53	1,882,485.92	1,839,861.09	1,886,789.27	1,974,221.05	743,537.53
1% Generated	517,993.41	526,151.22	528,453.32	539,049.34	536,010.60	546,843.29	537,853.12	525,674.60	539,082.65	564,063.16	
0.50% Generated	258,996.71	263,075.61	264,226.66	269,524.67	268,005.30	273,421.65	268,926.56	262,837.30	269,541.32	282,031.58	
% Change	-5.12%	1.57%	0.44%	2.01%	-0.56%	2.02%	-1.64%	-2.26%	2.55%	4.63%	
										2020 YTD	-2.68%



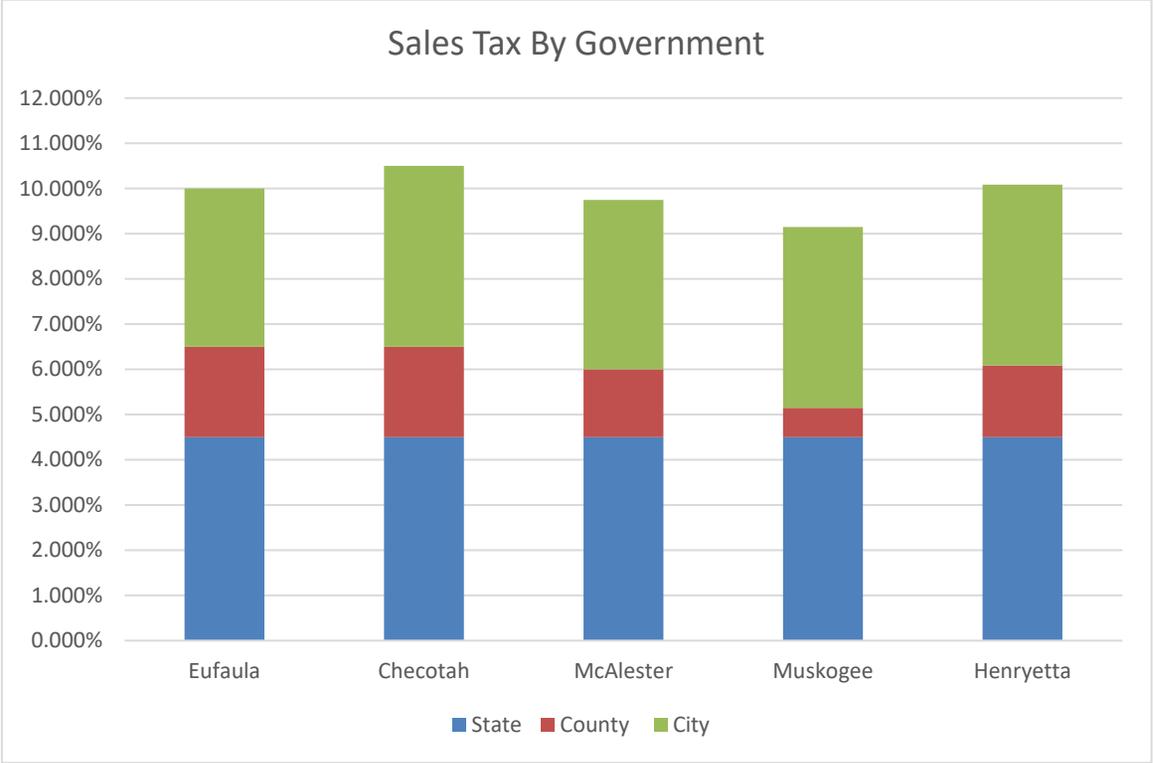
City of Eufaula, Oklahoma
Sales Tax Detail

Sales Tax and Purpose	Sales Tax Amount	Termination	Pledged to:
First and Third One Percent Sales Tax levied by Ordinance No. 742 and Ordinance 83-6-2 Provide Revenues for the support and functions of the municipal government of the City	2.000%	N/A	2012 CWSRF, 2015 CWSRF, 2014A and 2014B Notes, 2018 DWSRF, 2019 DWSRF
Second One Percent Sales Tax levied by Ordinance No. 72-9 Creating and improving health care and hospital facilities serving the City and made by the City, or a public trust created for that purpose....and with the further intent that these revenues can be used by the City for any other lawful purpose after payment of indebtedness	1.000%	N/A	2012 CWSRF, 2015 CWSRF, 2014A and 2014B Notes, 2018 DWSRF, 2019 DWSRF
One half of One percent Sales Tax levied by Ordinance No. 11-8-1 as it amends Ordinance No. 020301 Provide revenues for the purpose of financing capital improvements of the City, and by paying principal and interest on existing and future indebtedness on behalf of City	0.500%	See Note 1	2012 CWSRF, 2015 CWSRF, 2014A and 2014B Notes, 2018 DWSRF, 2019 DWSRF
Total Sales Tax	3.500%		

Note 1: Earlier of retirement of secured indebtedness or January 1, 2032

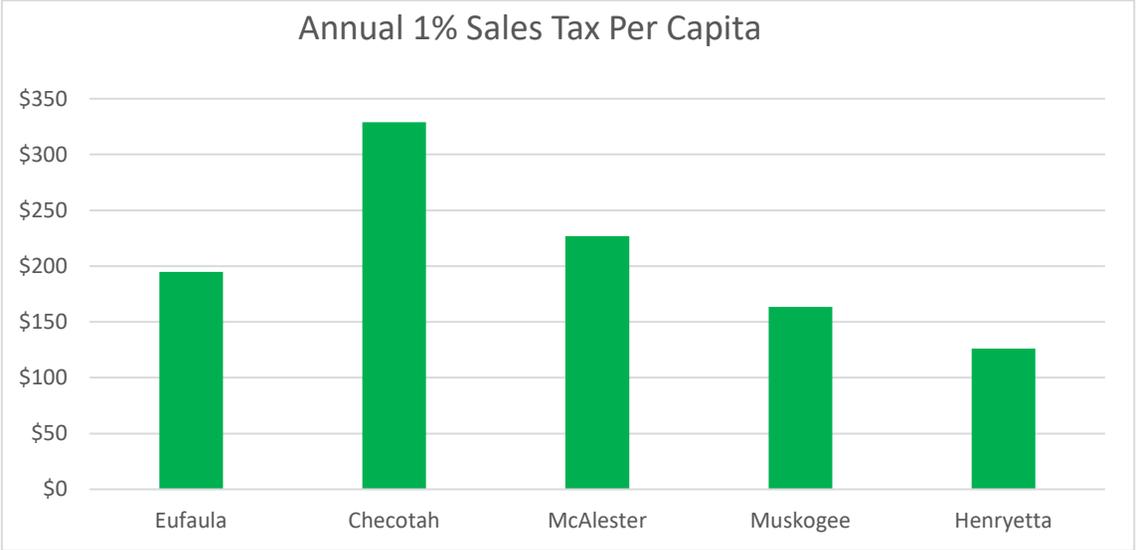
**City of Eufaula, Oklahoma
Sales Tax Rate Comparison**

	Eufaula	Checotah	McAlester	Muskogee	Henryetta
State	4.500%	4.500%	4.500%	4.500%	4.500%
County	2.000%	2.000%	1.500%	0.650%	1.583%
City	3.500%	4.000%	3.750%	4.000%	4.000%
Total	10.000%	10.500%	9.750%	9.150%	10.083%



City of Eufaula, Oklahoma
Sales Tax Per Capita Comparison

	Eufaula	Checotah	McAlester	Muskogee	Henryetta
Total Receipts	1,974,221	4,160,701	15,225,176	24,449,377	2,804,273
1.0% Receipts (FY 2019)	564,063	1,040,175	4,060,047	6,112,344	701,068
Population (2018 Est.)	2,897	3,163	17,897	37,402	5,561
1% Sales Tax Per Capita (Annual)	\$195	\$329	\$227	\$163	\$126



Eufaula Public Works Authority
Sales Tax Revenue Note
OPTION 1 - City Hall Renovations
Sources/Uses of Funds and Terms

Dated:	4/1/2020		
Par Amount of Note	810,000		
Other Sources	<u>0</u>		
Total Sources of Funds	<u>\$810,000</u>		
City Hall Renovations	750,000		
Issuance Costs (estimate)	<u>60,000</u>	7.41%	
Total Uses of Funds	<u>\$810,000</u>		
Term (Yrs)	10	12	15
Assumed Interest Rate:	2.25%	2.35%	2.50%
Average Annual Debt Service	\$90,923	\$77,899	\$64,983
Total Interest to Maturity:	\$99,225	\$124,785	\$164,750

Eufaula Public Works Authority
Sales Tax Revenue Note
City Hall Renovations
New 0.50% Sales Tax

Year	0.50% Sales Tax Receipts (No growth assumed)	Debt Service on 2020 Sales Tax Note for City Hall Renovations	0.50% Sales Tax Remaining After Debt Service	Debt Service Coverage Ratio	Accumulated 0.50% Sales Tax
1	\$282,032	(90,923)	191,109	3.10	191,109
2	\$282,032	(90,923)	191,109	3.10	382,218
3	\$282,032	(90,923)	191,109	3.10	573,327
4	\$282,032	(90,923)	191,109	3.10	764,436
5	\$282,032	(90,923)	191,109	3.10	955,545
6	\$282,032	(90,923)	191,109	3.10	1,146,654
7	\$282,032	(90,923)	191,109	3.10	1,337,764
8	\$282,032	(90,923)	191,109	3.10	1,528,873
9	\$282,032	(90,923)	191,109	3.10	1,719,982
10	\$282,032	(90,923)	191,109	3.10	1,911,091
11	\$282,032		282,032		2,193,122
12	\$282,032		282,032		2,475,154
13	\$282,032		282,032		2,757,186
14	\$282,032		282,032		3,039,217
15	\$282,032		282,032		3,321,249
16	\$282,032		282,032		3,603,280
17	\$282,032		282,032		3,885,312
18	\$282,032		282,032		4,167,343
19	\$282,032		282,032		4,449,375
20	\$282,032		282,032		4,731,407
21	\$282,032		282,032		5,013,438
22	\$282,032		282,032		5,295,470
23	\$282,032		282,032		5,577,501
24	\$282,032		282,032		5,859,533
25	\$282,032		282,032		6,141,564
26	\$282,032		282,032		6,423,596
27	\$282,032		282,032		6,705,628
28	\$282,032		282,032		6,987,659
29	\$282,032		282,032		7,269,691
30	\$282,032		282,032		7,551,722
	8,460,947		7,551,722		

2020 Funding	750,000
Accumulated Sales Tax	7,551,722
Total Funding	8,301,722

Eufaula Public Works Authority
Sales Tax Revenue Note
OPTION 2 - City Hall Renovations and other capital needs
Sources/Uses of Funds and Terms

Dated:	4/1/2020		
Par Amount of Note	1,565,000		
Other Sources	0		
Total Sources of Funds	<u>\$1,565,000</u>		
City Hall Renovations	750,000		
Other Capital Projects	750,000		
Issuance Costs (estimate)	62,000	3.96%	
Misc.	3,000		
Total Uses of Funds	<u>\$1,565,000</u>		

Term (Yrs)	10	12	15
Assumed Interest Rate:	2.25%	2.35%	2.50%
Average Annual Debt Service	\$175,619	\$150,494	\$125,717
Total Interest to Maturity:	\$191,194	\$240,934	\$320,750

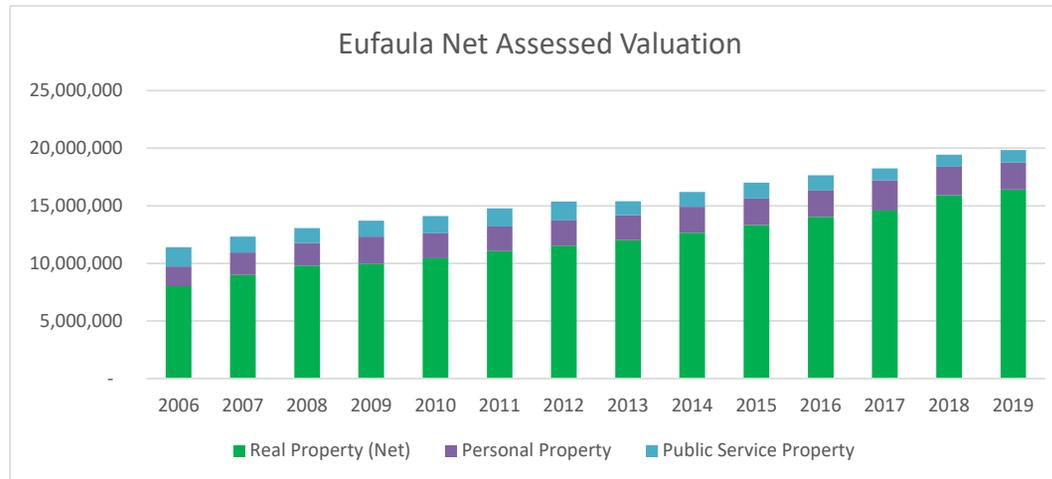
Eufaula Public Works Authority
Sales Tax Revenue Note
City Hall Renovations and Other Capital Projects
New 0.50% Sales Tax

Year	0.50% Sales Tax Receipts (No growth assumed)	Debt Service on		Debt Service Coverage Ratio	Accumulated 0.50% Sales Tax
		2020 Sales Tax Note for City Hall Renovations	0.50% Sales Tax Remaining After Debt Service		
1	\$282,032	(175,619)	106,412	1.61	106,412
2	\$282,032	(175,619)	106,412	1.61	212,824
3	\$282,032	(175,619)	106,412	1.61	319,237
4	\$282,032	(175,619)	106,412	1.61	425,649
5	\$282,032	(175,619)	106,412	1.61	532,061
6	\$282,032	(175,619)	106,412	1.61	638,473
7	\$282,032	(175,619)	106,412	1.61	744,885
8	\$282,032	(175,619)	106,412	1.61	851,298
9	\$282,032	(175,619)	106,412	1.61	957,710
10	\$282,032	(175,619)	106,412	1.61	1,064,122
11	\$282,032		282,032		1,346,154
12	\$282,032		282,032		1,628,185
13	\$282,032		282,032		1,910,217
14	\$282,032		282,032		2,192,248
15	\$282,032		282,032		2,474,280
16	\$282,032		282,032		2,756,311
17	\$282,032		282,032		3,038,343
18	\$282,032		282,032		3,320,375
19	\$282,032		282,032		3,602,406
20	\$282,032		282,032		3,884,438
21	\$282,032		282,032		4,166,469
22	\$282,032		282,032		4,448,501
23	\$282,032		282,032		4,730,533
24	\$282,032		282,032		5,012,564
25	\$282,032		282,032		5,294,596
26	\$282,032		282,032		5,576,627
27	\$282,032		282,032		5,858,659
28	\$282,032		282,032		6,140,690
29	\$282,032		282,032		6,422,722
30	\$282,032		282,032		6,704,754
	8,460,947		6,704,754		

2020 Funding	1,500,000
Accumulated Sales Tax	6,704,754
Total Funding	8,204,754

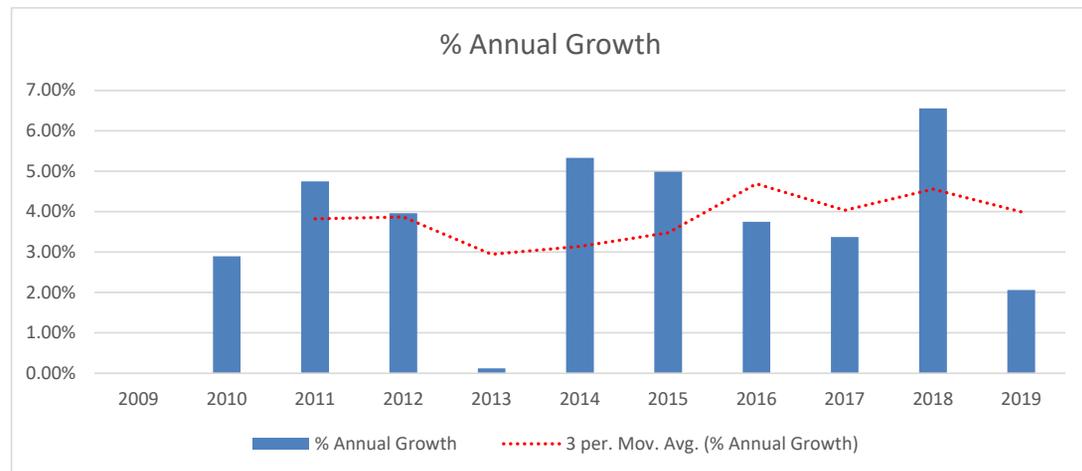
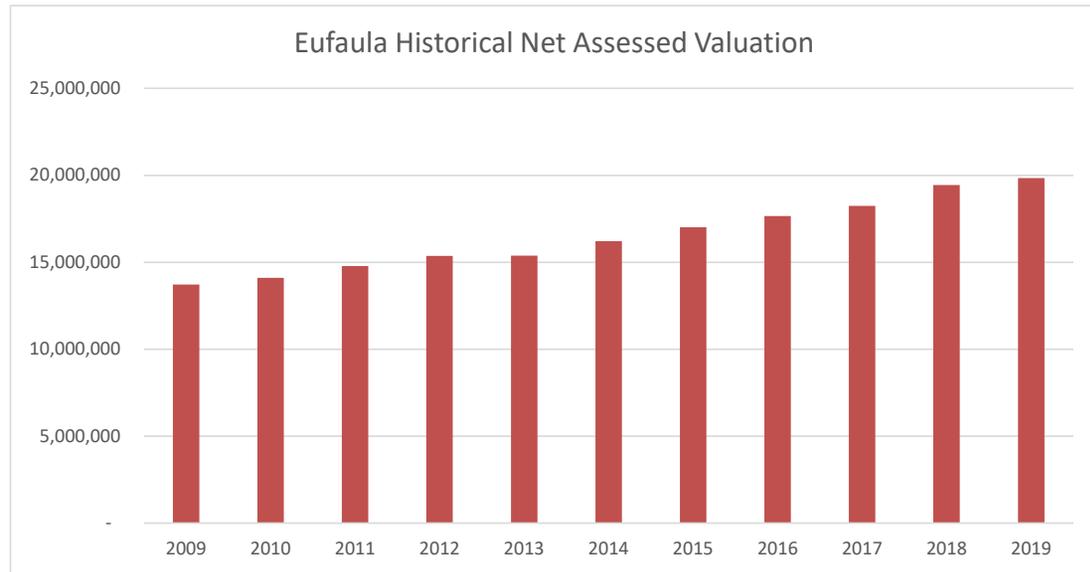
City of Eufaula
 Net Assessed Valuation History by Component

	Real Property (Net of Exemptions)	Personal Property	Public Service Property	Total Net Assessed Valuation	% Change From Previous Year
2006	8,031,134	1,708,016	1,670,338	11,409,488	
2007	9,000,601	1,945,256	1,385,155	12,331,012	8.08%
2008	9,815,443	1,944,777	1,314,100	13,074,320	6.03%
2009	9,979,743	2,344,945	1,387,257	13,711,945	4.88%
2010	10,447,652	2,159,733	1,501,537	14,108,922	2.90%
2011	11,057,859	2,145,378	1,576,097	14,779,334	4.75%
2012	11,545,830	2,188,814	1,630,698	15,365,342	3.97%
2013	12,010,052	2,168,733	1,205,282	15,384,067	0.12%
2014	12,661,153	2,253,773	1,289,670	16,204,596	5.33%
2015	13,325,485	2,303,265	1,384,297	17,013,047	4.99%
2016	14,033,157	2,286,255	1,331,921	17,651,333	3.75%
2017	14,594,819	2,621,064	1,030,384	18,246,267	3.37%
2018	15,911,790	2,473,358	1,057,200	19,442,348	6.56%
2019	16,417,172	2,326,996	1,098,501	19,842,669	2.06%
				3-Yr Average	3.99%
				5 - Yr Average	4.15%
				10 - Yr Average	3.78%



City of Eufaula
Net Assessed Valuation History

Levy Year	Historical NAV	% Annual Growth
2009	13,711,945	
2010	14,108,922	2.90%
2011	14,779,334	4.75%
2012	15,365,342	3.97%
2013	15,384,067	0.12%
2014	16,204,596	5.33%
2015	17,013,047	4.99%
2016	17,651,333	3.75%
2017	18,246,267	3.37%
2018	19,442,348	6.56%
2019	19,842,669	2.06%
3 yr avg		3.99%
5 yr avg		4.15%
10 yr avg		3.78%



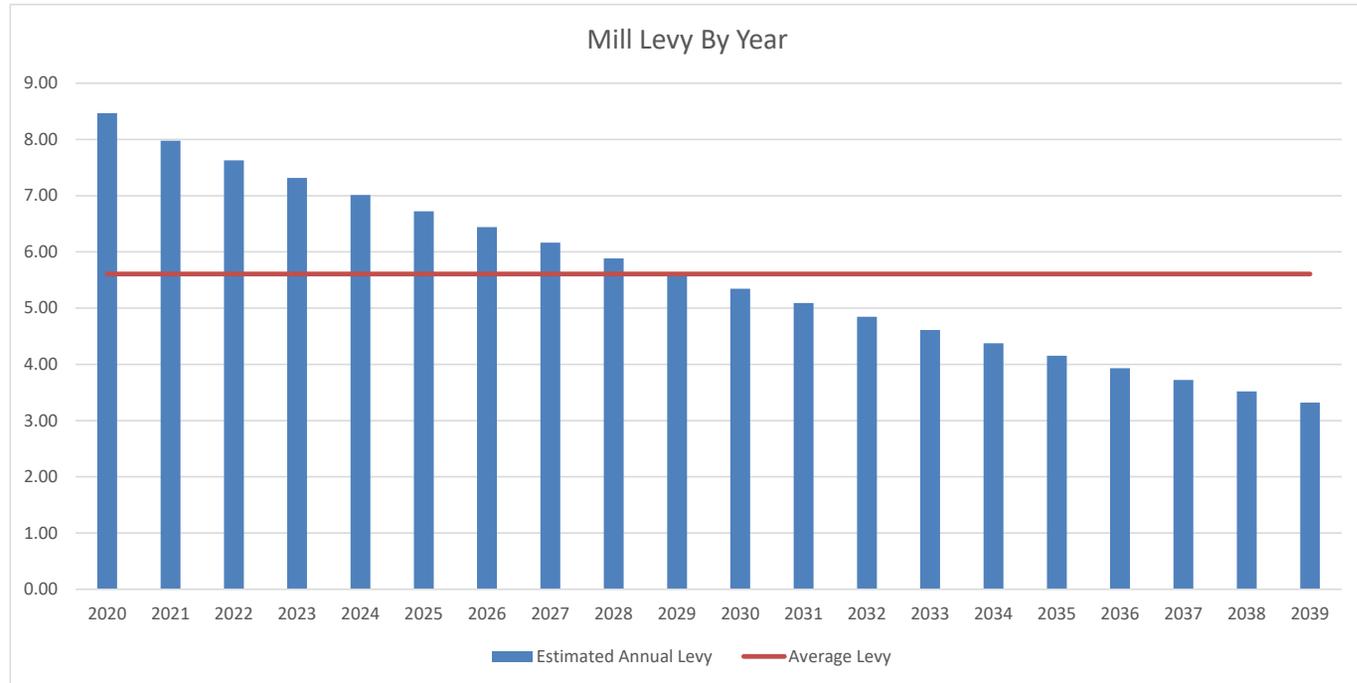
City of Eufaula
Conceptual General Obligation Bond Tax Levy
\$2,000,000 General Obligation Bond

Average Mill Levy, 2019 - 2035: 5.61

Par Amount **\$2,000,000**
2020 GO
Bonds

Levy Year
 2020
 2021
 2022
 2023
 2024
 2025
 2026
 2027
 2028
 2029
 2030
 2031
 2032
 2033
 2034
 2035
 2036
 2037
 2038
 2039

8.47
7.98
7.63
7.31
7.01
6.72
6.44
6.17
5.88
5.61
5.35
5.09
4.85
4.61
4.38
4.15
3.93
3.72
3.52
3.32



Home Value	\$75,000	\$100,000	\$225,000	\$300,000
Net Assessed Value	\$7,250	\$10,000	\$23,750	\$32,000
Average Annual Levy	5.61	5.61	5.61	5.61
Max Levy	8.47	8.47	8.47	8.47
Average Annual Tax	\$40.65	\$56.07	\$133.17	\$179.42
Annual Max Tax	\$61.38	\$84.66	\$201.08	\$270.92
Average Monthly Tax	\$3.39	\$4.67	\$11.10	\$14.95
Max Monthly Tax	\$5.12	\$7.06	\$16.76	\$22.58

General Obligation Bond Issuance Overview

- 1) General Obligation Bonds can only be issued with the approval of the registered qualified voters at an election.
 - (a) Under Article 10, Section 27 of the Oklahoma Constitution, municipalities may issue GO Bonds for projects that qualify as “public utilities”, streets, and bridges upon a majority vote of the electors. “Public Utilities” has been broadly construed to include most types of municipal projects; provided that the facilities that make up the project must be exclusively owned by the municipality.
 - (b) Under Article 10, Section 35 of the Oklahoma Constitution, municipalities and counties may issue General Obligation Limited Tax Bonds (GOLTB) for economic development or community development purposes upon a majority vote of the electors. See Title 62, Oklahoma Statutes Section 802 for a list of potential projects, including industrial, tourism, sports, agricultural, defense, redevelopment, governmental, community, public infrastructure, and economic development. Projects do not need to be exclusively owned by the municipality or county. The annual mill levy on these bonds cannot exceed five (5) mills.
 - (c) Under Article 10, Section 26 of the Oklahoma Constitution, political subdivisions (including municipalities, counties, and school districts) may become indebted beyond their fiscal year (including by issuing GO Bonds) upon the assent of 60% of the electors; provided that the total amount of GO Bonds outstanding may not exceed 10% of the valuation of the taxable property of the political subdivision.
- 2) Each category or group of projects must be presented as separate propositions.

- 3) Bonds are usually repaid from ad valorem (property) taxes assessed on all real, personal (locally assessed), and public service (state assessed) property overlying the City. The tax rate is determined each year in August/September based on the City's Net Assessed Valuation and the amount of principal and interest coming due on the bonds. The taxes are received by the County and distributed to the City for deposit to the bond sinking fund and can be used for no other purposes.
- 4) Other revenue sources, such as sales tax revenues or utility revenues, are sometimes used to supplement ad valorem taxes to repay general obligation bonds.
- 5) A governing body cannot use proceeds from the bonds for any other purpose than that approved by voters.
- 6) According to The Bond Proceeds Act, the resolution calling the election must specify projects and dollar amounts equal to at least 70% of the total amount. The Bond Proceeds Act does not apply to GOLTB Bonds.
- 7) The bonds must be sold at a competitive or public sale based on sealed bids received by the City at an appointed date and time. The interest rate on the bonds cannot exceed 10% and the term cannot exceed 25 years, although the term is generally 20 years or less, depending on the size of the issue and the economic life of the asset to be financed.
- 8) There is no legal limitation on the amount of bonds a City can seek voter approval for or issue, however there is a practical limit of not more than 15%-20% of Net Assessed Valuation.
- 9) There is no cap on ad valorem taxes that can be levied to repay GO bonds. This reflects a pledge of the full faith and credit of the community to the bonds. However, in the case of GOLTB Bonds, the annual levy may not exceed a total of 5 mills.

- 10) There is generally a good market for the bonds from local banks and others due to the ability to pledge the bonds as collateral for public funds they hold on deposit.
- 11) GO Bonds typically sell at lower interest rates than other forms of debt due to the strong security feature of levying and collecting ad valorem taxes. GOLTB may be slightly higher due to the millage limitation.
- 12) Prior to closing the issue, the Oklahoma Attorney General must review and approve the Transcript of Proceedings related to the issue to ensure compliance with the Oklahoma Constitution and State Statutes. There is a 30-day contestability period from the date of the AG approval before closing.
- 13) The process from beginning to end generally takes five to six months – from calling the election to actually receiving the proceeds. In some cases, the bonds may be issued in multiple series over a period of several years.
- 14) Bond elections held on a State or Federal election date require at least a 75 day notice to the County Election Board prior to the election. All other eligible dates only require a 60 day notice.
- 15) In 2017, the Bond Transparency Act (BTA) was passed by the Oklahoma Legislature, which requires information on any outstanding general obligation bonds be provided to voters by either publishing in a local newspaper or posting on the city's website prior to a new election.

2020 Statutory Election Dates and Deadlines

All Dates Valid As Of: June 1, 2018

Election Date	Election Type	Resolution Due	Statutory Filing Period	Last Day to Begin * Special Filing Period	Voter Registration
January 14 (2nd Tuesday)	Special Elections Propositions Only	November 14, 2019 (60 days before election)			December 20, 2019
February 11 (2nd Tuesday)	Board of Education Primary Elections	November 15, 2019 (15 days before filing)	December 2 – 4, 2019		January 17
	Special Elections Candidates Propositions	December 12, 2019 (60 days before election)		20 th Day: January 1	
March 3 (1st Tuesday)	Presidential Primary Election		December 2 – 4, 2019		February 7
	Special Elections Candidates Propositions	December 18, 2019 (75 days before election)		10 th Day: December 28	
April 7 (1st Tuesday)	Board of Education General Elections				March 13
	Special Elections Candidates Propositions	February 6, 2020 (60 days before election)		20 th Day: February 26	
May	Elections are prohibited by state law in May of even-numbered years.				
June 30 (Last Tuesday)	Primary Election		April 8 – 10, 2020		June 5
	Special Elections Candidates Propositions	April 15 (75 days before election)		10 th Day: April 25	
July	Elections are prohibited by state law in July of even-numbered years.				
August 25 (4 th Tuesday)	Runoff Primary Election				July 31
	Special Elections Candidates Propositions	June 10 (75 days before election)		10 th Day: June 20	
September	Elections are prohibited by state law in September of even-numbered years.				
October	Elections are prohibited by state law in October of even-numbered years.				
November 3 (1 st Tuesday after 1 st Monday)	General Election				October 9
	Special Elections Candidates Propositions	August 19 (75 days before election)		10 th Day: August 29	
December	Elections are prohibited by state law in December of even-numbered years.				

* The date indicated in "Last Day to Begin Special Filing Period" column is the **last possible day** on which to begin a special candidate filing period. Entities should set dates for a special candidate filing period to occur as soon as possible after a resolution is adopted.



Public Works Authority Agenda Item No. 5

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Approval of two accounts totaling \$156.24 to be declared bad debt.

Initiator: Staff.

Staff Information Source: Jacob Foos, City Manager.

Background: The accounts are being declared bad debt because the account holder is deceased.

Council Pillar: N/A.

Financial Impact: N/A.

Attachment: Bad Debt List.

Recommended Action: Approval of the item.

Bad Debt List

2/26/2020

Last Name	First Name	Amount owed
1 Williams	Barbara	\$ 10.24
2 Williams	Barbara	\$ 146.00

Total Bad Debt \$ 156.24



Public Works Authority Agenda Item No. 6

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Receipt of revised amortization schedule for Oklahoma Water Resource Board Loan Number ORF-11-0009-CW.

Initiator: Oklahoma Water Resource Board.

Staff Information Source: Jacob Foos, City Manager.

Background: The accounts are being declared bad debt because the account holder is deceased.

Council Pillar: Financial Sustainability.

Financial Impact: Interest savings of \$97,264.09 over the remaining life of the loan.

Attachment: Revised Amortization Schedule.

Recommended Action: Receipt of the item.



**STATE OF OKLAHOMA
WATER RESOURCES BOARD**

www.owrb.ok.gov



February 10, 2020

Mr. James Duty, Chairman
Eufaula Public Works Authority
P.O. Box 684
Eufaula, OK 74432

Re: Savings on Loan No. ORF-11-0009-CW

Dear Mr. Duty:

We are pleased to notify you that the Oklahoma Water Resources Board completed the allocation process of the savings generated by the refunding of the bonds to which your entity's loan was pledged. Through this process, we were able to provide you savings as shown below. These savings will be applied over the remaining term of the loan, beginning with the February 15, 2020 loan payment. We hope that this will help you in your continued effort to serve your community.

Loan Number	Amount of Savings
ORF-11-0009-CW	\$97,264.09

We value our role in saving communities money and appreciate our successful partnership with the Eufaula Public Works Authority. Your new amortization schedule is enclosed. If you have questions or need further assistance, don't hesitate to contact your loan analyst, Connie Guinn, at (405) 530-8877 or Connie.Guinn@owrb.ok.gov.

Sincerely,


Joe Freeman, Chief
Financial Assistance Division

cc: Jacob Foos, City Manager
Judy Foster, Bank of Oklahoma N.A., Trust Administrator

Enclosure



THE OKLAHOMAN

3800 N. CLASSEN BOULEVARD • OKLAHOMA CITY, OKLAHOMA 73118
TELEPHONE (405) 530-8800 • FAX (405) 530-8900

Stephen B. Allen • Jennifer Castillo • Charles Darby • Bob Drake
F. Ford Drummond • Suzanne Landess • Robert L. Melton • Matt Muller • Robert Stallings



Oklahoma Water Resources Board

Project: Eufaula Public Works Authority - WWTP System Improvements
 Account Number: ORF-11-0009-CW

Clean Water
 State Revolving
 Fund (CWSRF)
 *Manual
 For 30.2 Years
 From
 12/01/2013 To
 08/01/2043

Payment Date	Interest	Admin	Principal	Total Payment	Principal Balance Outstanding
					\$3,668,772.60
08/15/2015	53,953.38	13,095.48	24,933.79	91,982.65	\$3,643,838.81
02/15/2016	38,365.57	9,312.03	44,305.05	91,982.65	\$3,599,533.76
08/15/2016	37,487.14	9,098.82	45,396.69	91,982.65	\$3,554,137.07
02/15/2017	37,421.11	9,082.79	45,478.75	91,982.65	\$3,508,658.32
08/15/2017	36,339.95	8,820.38	46,822.32	91,982.65	\$3,461,836.00
02/15/2018	36,449.29	8,846.91	46,686.45	91,982.65	\$3,415,149.55
08/15/2018	35,371.46	8,585.31	48,025.88	91,982.65	\$3,367,123.67
02/15/2019	35,452.07	8,604.87	47,925.71	91,982.65	\$3,319,197.96
08/15/2019	34,377.67	8,344.09	49,260.89	91,982.65	\$3,269,937.07
02/15/2020	32,376.11	8,356.51	49,197.34	89,929.96	\$3,220,739.73
08/15/2020	31,489.52	8,141.31	50,299.13	89,929.96	\$3,170,440.60
02/15/2021	31,328.53	8,102.24	50,499.19	89,929.96	\$3,119,941.41
08/15/2021	30,261.24	7,843.19	51,825.53	89,929.96	\$3,068,115.88
02/15/2022	30,251.16	7,840.74	51,838.06	89,929.96	\$3,016,277.82
08/15/2022	29,187.57	7,582.59	53,159.80	89,929.96	\$2,963,118.02
02/15/2023	29,145.65	7,572.41	53,211.90	89,929.96	\$2,909,906.12
08/15/2023	28,085.85	7,315.18	54,528.93	89,929.96	\$2,855,377.19
02/15/2024	28,011.26	7,297.08	54,621.62	89,929.96	\$2,800,755.57
08/15/2024	27,115.62	7,079.69	55,734.65	89,929.96	\$2,745,020.92
02/15/2025	26,849.33	7,015.05	56,065.58	89,929.96	\$2,688,955.34
08/15/2025	25,797.42	6,759.73	57,372.81	89,929.96	\$2,631,582.53
02/15/2026	25,654.95	6,725.16	57,549.85	89,929.96	\$2,574,032.68
08/15/2026	24,607.14	6,470.83	58,851.99	89,929.96	\$2,515,180.69
02/15/2027	24,429.37	6,427.68	59,072.91	89,929.96	\$2,456,107.78
08/15/2027	23,385.76	6,174.38	60,369.82	89,929.96	\$2,395,737.96
02/15/2028	23,171.77	6,122.44	60,635.75	89,929.96	\$2,335,102.21
08/15/2028	22,266.10	5,902.62	61,761.24	89,929.96	\$2,273,340.97
02/15/2029	21,883.06	5,809.65	62,237.25	89,929.96	\$2,211,103.72
08/15/2029	20,848.20	5,558.47	63,523.29	89,929.96	\$2,147,580.43
02/15/2030	20,558.95	5,488.26	63,882.75	89,929.96	\$2,083,697.68
08/15/2030	19,528.63	5,238.18	65,163.15	89,929.96	\$2,018,534.53
02/15/2031	19,200.24	5,158.48	65,571.24	89,929.96	\$1,952,963.29
08/15/2031	18,174.58	4,909.53	66,845.85	89,929.96	\$1,886,117.44
02/15/2032	17,806.03	4,820.08	67,303.85	89,929.96	\$1,818,813.59
08/15/2032	16,889.24	4,597.56	68,443.16	89,929.96	\$1,750,370.43
02/15/2033	16,376.77	4,473.17	69,080.02	89,929.96	\$1,681,290.41
08/15/2033	15,360.81	4,226.58	70,342.57	89,929.96	\$1,610,947.84
02/15/2034	14,908.80	4,116.87	70,904.29	89,929.96	\$1,540,043.55
08/15/2034	13,897.88	3,871.50	72,160.58	89,929.96	\$1,467,882.97
02/15/2035	13,402.49	3,751.26	72,776.21	89,929.96	\$1,395,106.76
08/15/2035	12,396.74	3,507.14	74,026.08	89,929.96	\$1,321,080.68
02/15/2036	11,856.82	3,376.10	74,697.04	89,929.96	\$1,246,383.64
08/15/2036	10,927.70	3,150.58	75,851.68	89,929.96	\$1,170,531.96
02/15/2037	10,271.71	2,991.36	76,666.89	89,929.96	\$1,093,865.07
08/15/2037	9,276.71	2,749.86	77,903.39	89,929.96	\$1,015,961.68
02/15/2038	8,644.26	2,596.35	78,689.35	89,929.96	\$937,272.33
08/15/2038	7,654.85	2,356.20	79,918.91	89,929.96	\$857,353.42

Oklahoma Water Resources Board

Project: Eufaula Public Works Authority - WWTP System Improvements
 Account Number: ORF-11-0009-CW

Clean Water
 State Revolving
 Fund (CWSRF)
 *Manual
 For 30.2 Years
 From
 12/01/2013 To
 08/01/2043

Payment Date	Interest	Admin	Principal	Total Payment	Principal Balance Outstanding
					\$3,668,772.60
02/15/2039	6,974.29	2,191.01	80,764.66	89,929.96	\$776,588.76
08/15/2039	5,990.61	1,952.26	81,987.09	89,929.96	\$694,601.67
02/15/2040	5,260.69	1,775.09	82,894.18	89,929.96	\$611,707.49
08/15/2040	4,317.90	1,546.26	84,065.80	89,929.96	\$527,641.69
02/15/2041	3,502.79	1,348.42	85,078.75	89,929.96	\$442,562.94
08/15/2041	2,531.03	1,112.55	86,286.38	89,929.96	\$356,276.56
02/15/2042	1,698.51	910.48	87,320.97	89,929.96	\$268,955.59
08/15/2042	732.94	676.12	88,520.90	89,929.96	\$180,434.69
02/15/2043	0.00	461.11	89,621.76	90,082.87	\$90,812.93
08/15/2043	0.00	228.29	90,812.93	91,041.22	\$0.00
	1,169,505.22	307,468.28	3,668,772.60	5,145,746.10	

Miscellaneous Principal Payments

Check Date	Invoice Date	Payment Amount	Check Date	Invoice Date	Payment Amount
03/06/2012		117,692.90	06/21/2012		46,784.50



Public Works Authority Agenda Item No. 7

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Discuss and consider for approval Budget Amendment 1b for the Fiscal Year 2019-2020 Eufaula Public Works Authority Fund budget.

Initiator: Staff.

Staff Information Source: Jacob Foos, City Manager.

Background: See attachment for specific information. Upon conferring with Crawford & Associates, it is acceptable procedure to use the budget amendment form instead of a resolution. The form provides a clearer explanation of what is being amended and should make it easier for the public to understand what is being done.

Council Pillar: Financial Sustainability.

Financial Impact: See attachment.

Attachment: Budget Amendment 1b.

Recommended Action: Approval of the item.

Budget Amendment Form

Fiscal Year: 2020 Amendment #: 1b

Fund	Department	Line Item	Account Code	Estimated Revenue		Expense	
				Increase	Decrease	Increase	Decrease
PWA - 90	Revenue	Operating Transfer In	90-00-6900-00	\$ 40,000	\$ -	\$ -	\$ -
	Water	Materials & Supplies	90-94-6206-00	\$ -	\$ -	\$ 15,000	\$ -
	Water	Chemicals	90-94-6215-00	\$ -	\$ -	\$ 25,000	\$ -
Purpose: To account for additional sales tax revenue transferring in and additional operation expenses.							

Fund	Department	Line Item	Account Code	Estimated Revenue		Expense	
				Increase	Decrease	Increase	Decrease
PWA - 90	Revenue	Water and Sewer Taps	90-00-5404-00	\$ 10,000	\$ -	\$ -	\$ -
	Transfers	Transfer to CIP	90-99-6925-00	\$ -	\$ -	\$ 10,000	\$ -
Purpose: To account for additional meter tap revenue and transfers to CIP as required by ordinance.							

Fund	Department	Line Item	Account Code	Estimated Revenue		Expense	
				Increase	Decrease	Increase	Decrease
PWA - 90	Revenue	Sewer	90-00-5402-00	\$ 25,000	\$ -	\$ -	\$ -
	Sewer	Materials & Supplies	90-96-6213-00	\$ -	\$ -	\$ 15,000	\$ -
	Transfers	Transfer to CIP	90-99-6925-00	\$ -	\$ -	\$ 10,000	\$ -
Purpose: To account for additional sewer revenue and additional operation expenses.							

[Secretary Seal]

James Duty
Chairman

Secretary, Valarie Cox



Public Works Authority Agenda Item No. 8

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Discuss and take any necessary action regarding update on the water system projects funded from the Oklahoma Water Resource Board loan program.

Initiator: Staff.

Staff Information Source: Public Works Director, Jeb Jones, and Jacob Foos, City Manager.

Background: Package A is approximately 60% complete. Lonehickory Cattle began connecting customers to the new water lines on January 27, 2020 and approximately 80 meters are now fed from new water lines.

Package D is 90% complete with a final inspection of the generator scheduled for March 18, 2020.

Package E is pending the fabrication and delivery parts for the Water Treatment Plant filters. The current estimate is the middle of April.

On February 21, the City received notice from the Bureau of Reclamation of likely grant funding in the amount of \$1.5 million toward Packages B and C. The City will coordinate with Cowan Group Engineering and the Bureau of Reclamation for how the funds will be applied to the project and how to utilize the additional funds. Those discussions will then be presented at a future Council meeting for final determination by the City Council.

The City is also awaiting notification from Indian Health Services for \$615,000 to also go towards the water system improvement projects.

OWRB-DWSRF Loan #1

CLASSIFICATIONS	BUDGET & PAYMENT TRACKING			TOTAL
	BUDGET AMOUNTS	PREVIOUS TOTALS	THIS REQUEST	(cumulative amounts)
a. Construction - 12-inch Water Line Bore	\$ 135,030.00	\$ 135,030.00	\$ -	\$ 135,030.00
b. Construction - Other Const. Items	\$ 153,798.00	\$ 8,855.00	\$ -	\$ 8,855.00
c. Engineering	\$ 649,500.00	\$ 556,966.18	\$ 11,000.00	\$ 567,966.18
d. Inspection	\$ -	\$ -	\$ -	\$ -
e. Bond Counsel	\$ 20,000.00	\$ 20,000.00	\$ -	\$ 20,000.00
f. Local Counsel	\$ 8,750.00	\$ 8,750.00	\$ -	\$ 8,750.00
g. Financial Advisor	\$ 20,000.00	\$ 20,000.00	\$ -	\$ 20,000.00
h. Trustee Bank Fee	\$ 500.00	\$ 500.00	\$ -	\$ 500.00
i. Permit Fee	\$ 162.00	\$ -	\$ -	\$ -
j. BLANK	\$ -	\$ -	\$ -	\$ -
k. Contingency	\$ 12,260.00	N/A	N/A	N/A
l. TOTALS	\$ 1,000,000.00	\$ 750,101.18	\$ 11,000.00	\$ 761,101.18
m. Amount Previously Requested	N/A	N/A	N/A	\$ 750,101.18
n. Amount of this request	N/A	N/A	N/A	\$ 11,000.00
o. Percent complete w/ construction	N/A	N/A	N/A	49.82%

OWRB-DWSRF Loan #2

CLASSIFICATIONS	BUDGET & PAYMENT TRACKING			TOTAL
	BUDGET AMOUNTS	PREVIOUS TOTALS	THIS REQUEST	(cumulative amounts)
a. Construction Package A - Lonehickory	\$ 2,437,342.00	\$ 1,003,798.50	\$ 145,635.00	\$ 1,149,433.50
b. Package D - Sunrise Construction	\$ 190,000.00	\$ 42,197.00	\$ 120,253.00	\$ 162,450.00
c. Package E - Lonehickory	\$ 529,210.00	\$ 8,835.00	\$ -	\$ 8,835.00
d. Other Construction Items	\$ 2,638,204.88	\$ -	\$ -	\$ -
e. Inspection	\$ 50,000.00	\$ -	\$ -	\$ -
f. Bond Counsel	\$ 79,812.50	\$ 79,812.50	\$ -	\$ 79,812.50
g. Local Counsel	\$ 38,656.25	\$ 38,656.25	\$ -	\$ 38,656.25
h. Financial Advisor	\$ 64,350.00	\$ 64,350.00	\$ -	\$ 64,350.00
i. DEQ/Railroad Permit Fees	\$ 25,119.02	\$ 20,560.00	\$ -	\$ 20,560.00
j. Trustee Bank Fee	\$ 500.00	\$ 500.00	\$ -	\$ 500.00
k. Contingency	\$ 131,805.35	N/A	N/A	N/A
l. TOTALS	\$ 6,185,000.00	\$ 1,258,709.25	\$ 265,888.00	\$ 1,524,597.25
m. Amount Previously Requested	N/A	N/A	N/A	\$ 1,258,709.25
n. Amount of this request	N/A	N/A	N/A	\$ 265,888.00
o. Percent complete w/ construction	N/A	N/A	N/A	22.79%

Council Pillar: Infrastructure Reliability / Financial Sustainability.

Financial Impact: N/A.

Attachment: None.

Recommended Action: None.



Public Works Authority Agenda Item No. 9

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Discuss and consider for approval Change Order #1 of OWRB-DWSRF Projects – Package A for \$6,500.

Initiator: Staff.

Staff Information Source: Jeb Jones, Public Works Director, and Jacob Foos, City Manager.

Background: There was a misunderstanding on the electrical sizing for the Swadley Drive Pump Station. To have OG&E correct the issue would have cost approximately \$30,000 so the cheaper option was to have the contractor install a transformer to convert 480V to 230V for the pump station motor.

Council Pillar: Infrastructure Reliability.

Financial Impact: Increase of Package A Construction Contract by \$6,500.

Attachment: Change Order #1.

Recommended Action: Approval of the item.

CONTRACT CHANGE ORDER

Change Order Number: #1	Engineer: Cowan Group Engineering
Date: February 3, 2020	Address: 5416 S. Yale Ave., Suite 210
Bid Number: P40-1020514-02	Tulsa, OK 74135
Project Name: Water System Improvements	Phone: (918) 949-6171
Package A	Fax: (918) 949-6174
Contractor: Lonehickory Cattle, LLC	Owner (Grantor): City of Eufaula
Address: 5433 SE 235th Road	Address: 17 Hospital Drive
Talihina, OK 74571	Eufaula, OK 74432
Phone: 918-721-2290	Phone: 918-689-2534
Fax: 918-522-4820	Fax:

THE FOLLOWING CHANGES ARE HEREBY AMENDED INTO THE CONTRACT PLANS AND SPECIFICATIONS:

ITEM	DESCRIPTION	UNIT	UNIT PRICE	CONTRACT QUANTITY	AMENDED QUANTITY	COST
CO 1.1	Swadley Drive Pump Station Electrical Upgrade	EA	\$6,500.00	0.00	1.00	\$6,500.00
						Net Change Order Amount \$6,500.00
						Original Contract Amount \$2,437,342.00
						Total of Previous Change Order(s) \$0.00
						Total Contract Amount To Date \$2,443,842.00

This Change Order \$6,500.00 Extend Contract Time by 0 Days

Justification:	• CO 1.1 is to upgrade the existing electric meter from 480 3-phase to 208/230 3-phase. Unforeseeable voltage conditions requiring field changes and transformer.
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CONTRACT CHANGE ORDER



Change Order Number: #1
 Date: February 3, 2020
 Bid Number: P40-1020514-02
 Project Name: Water System Improvements
 Package A

RECOMMENDED:	<u>Michael Taylor</u> Engineer Signature	Cowan Group Engineering Engineer
BY:	Michael Taylor, P.E. Printed Name	Project Manager Title
		2/4/20 Date
ACCEPTED:	<u>Wes Collins</u> Contractor Signature	Lonehickory Cattle, LLC Contractor
BY:	Wes Collins Printed Name	Owner Title
		2-4-20 Date
APPROVED:	<u>Jacob Foos</u> Owner Signature	City of Eufaula Owner
BY:	Jacob Foos Printed Name	City Manager Title
		2/6/20 Date



Public Works Authority Agenda Item No. **10**

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Discuss and consider for approval invoice payments of \$10,000 on OWRB-DWSRF Loan #1.

Initiator: Staff.

Staff Information Source: Jeb Jones, Public Works Director, and Jacob Foos, City Manager.

Background: DEQ prefers that construction payments be approved by the governing body. The invoiced services are within the scope of Project A and the contract documents approved by the governing body. The contractor's application for payment has been reviewed and verified by the engineer and staff, and a preliminary review has been done by DEQ. Upon approval by the governing body DEQ will complete its review prior to issuing funds to the Authority which will then be used to pay the contractor.

Council Pillar: Reliable Infrastructure.

Financial Impact: \$10,000 paid from OWRB-DWSRF loan proceeds and budgeted in Eufaula Public Works/CWSRF, Capital Outlay, 97-97-6401-00.

Attachment: DW-271 and Invoice.

Recommended Action: Approval of the item.

DRINKING WATER STATE REVOLVING FUND

OUTLAY REPORT AND REQUEST FOR LOAN PROCEEDS FOR CONSTRUCTION PROGRAMS FROM THE DRINKING WATER FACILITY CONSTRUCTION REVOLVING LOAN ACCOUNT (DWSRF)		1. DISBURSEMENT REQUEST NO. 16		PAGE 1 OF 1	
		2. LOAN NUMBER ASSIGNED BY OWRB: P40-1020514-01 'ORF-19-0012-DW			
3. EMPLOYEE IDENTIFICATION NUMBER 73-1242197	4. RECIPIENT ACCOUNT OR OTHER ID NUMBER:	5. PERIOD COVERED BY THIS REPORT FROM: (mm/dd/yy) TO: (mm/dd/yy) 1/19/2020 2/15/2020			
6. RECIPIENT ORGANIZATION Name: Eufaula Public Works Authority No. and Street: P.O. Box 684 City/State/Zip: Eufaula, OK 74432		7. PAYEE (if different than No. 6) Name: No. and Street: City/State/Zip:			
8. STATUS OF FUNDS					
CLASSIFICATIONS		BUDGET & PAYMENT TRACKING			TOTAL (cumulative amounts)
		BUDGET AMOUNTS	PREVIOUS TOTALS	THIS REQUEST	
a. Construction - 12-inch Water Line Bore		\$ 135,030.00	\$ 135,030.00	\$ -	\$ 135,030.00
b. Construction - Other Const. Items		\$ 153,798.00	\$ 8,855.00	\$ -	\$ 8,855.00
c. Engineering		\$ 649,500.00	\$ 567,966.18	\$ 10,000.00	\$ 577,966.18
d. Inspection		\$ -	\$ -	\$ -	\$ -
e. Bond Counsel		\$ 20,000.00	\$ 20,000.00	\$ -	\$ 20,000.00
f. Local Counsel		\$ 8,750.00	\$ 8,750.00	\$ -	\$ 8,750.00
g. Financial Advisor		\$ 20,000.00	\$ 20,000.00	\$ -	\$ 20,000.00
h. Trustee Bank Fee		\$ 500.00	\$ 500.00	\$ -	\$ 500.00
i. Permit Fee		\$ 162.00	\$ -	\$ -	\$ -
j. BLANK		\$ -	\$ -	\$ -	\$ -
k. Contingency		\$ 12,260.00	N/A	N/A	N/A
l. TOTALS		\$ 1,000,000.00	\$ 761,101.18	\$ 10,000.00	\$ 771,101.18
m. Amount Previously Requested		N/A	N/A	N/A	\$ 761,101.18
n. Amount of this request		N/A	N/A	N/A	\$ 10,000.00
o. Percent complete w/ construction		N/A	N/A	N/A	49.82%
9. CERTIFICATION I certify that to the best of my knowledge and belief the billed cost or disbursement represents the amount due which has not been previously requested and that an inspection has been performed on all construction.		a. Recipient		SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL	DATE REPORT SUBMITTED
				TYPED/PRINTED NAME AND TITLE	TELEPHONE NO.
				James Duty, Chairman	(918) 689-2534
		b. Representative Certifying to line 8u.		SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL	DATE REPORT SUBMITTED
		TYPED/PRINTED NAME AND TITLE	TELEPHONE NO.		
		Valarie Cox, Secretary	(918) 689-2534		



Cowan Group Engineering, LLC

7100 N. Classen, Suite 500
Oklahoma City, OK 73116-7747
Tel: 405-463-3369 Fax: 405-463-3381
beverly@cowangroup.co
www.cowangroup.co

Invoice

Mr. Jacob Foos
City of Eufaula
PO Box 684
Eufaula, OK 74432

Invoice Date: Feb 17, 2020
Invoice Num: 4849
Billing Through: Feb 15, 2020

Eufaula-Water Distribution System Improvements (18-704:) - Managed by (RJM)

Phase	Contract	% Complete	Total Billed To Date	Current Total
01-Eufaula-Eufaula Water Dist. Cntr. Land Svy.	\$68,000.00	100%	\$68,000.00	\$0.00
02-Eufaula-Eufaula Water Dist. Cntr. Prelim Design	\$285,000.00	100%	\$285,000.00	\$0.00
03-Eufaula-Water Dist. Cntr.Final Design	\$150,000.00	100%	\$150,000.00	\$0.00
04-Eufaula-Package A Bidding and CA	\$50,000.00	70%	\$35,000.00	\$10,000.00
05-Eufaula-WTP Improvements	\$20,000.00	95%	\$19,000.00	\$0.00
TOTALS	\$573,000.00		\$557,000.00	\$10,000.00

Total Earned to Date: \$557,000.00
Invoice Total: \$10,000.00
Previous Outstanding Balance: \$0.00

Balance Due: **\$10,000.00**

This invoice is due on 3/18/2020

Approved by: _____

See Cowan Group Engineering, LLC's Mandatory STANDARD TERMS AND CONDITIONS FOR PROFESSIONAL SERVICES at <http://www.cowangroup.co/terms-and-conditions>



Public Works Authority Agenda Item No. **11**

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Discuss and consider for approval invoice payments of \$265,888 on OWRB-DWSRF Loan #2.

Initiator: Staff.

Staff Information Source: Jeb Jones, Public Works Director, and Jacob Foos, City Manager.

Background: DEQ prefers that construction payments be approved by the governing body. The invoiced services are within the scope of Project A and the contract documents approved by the governing body. The contractor's application for payment has been reviewed and verified by the engineer and staff, and a preliminary review has been done by DEQ. Upon approval by the governing body DEQ will complete its review prior to issuing funds to the Authority which will then be used to pay the contractor.

Council Pillar: Reliable Infrastructure.

Financial Impact: \$265,888 paid from OWRB-DWSRF loan proceeds and budgeted in Eufaula Public Works/CWSRF, Capital Outlay, 97-97-6401-00.

Attachment: DW-271 and Invoice.

Recommended Action: Approval of the item.

DRINKING WATER STATE REVOLVING FUND

OUTLAY REPORT AND REQUEST FOR LOAN PROCEEDS FOR CONSTRUCTION PROGRAMS FROM THE DRINKING WATER FACILITY CONSTRUCTION REVOLVING LOAN ACCOUNT (DWSRF)		1. DISBURSEMENT REQUEST NO. <div style="text-align: center;">6</div>		PAGE 1 OF 1					
		2. LOAN NUMBER ASSIGNED BY OWRB: <div style="text-align: center;">P40-1020514-02 'ORF-19-0012-DWA</div>							
3. EMPLOYEE IDENTIFICATION NUMBER <div style="text-align: center;">73-1242197</div>	4. RECIPIENT ACCOUNT OR OTHER ID NUMBER:	5. PERIOD COVERED BY THIS REPORT <table style="width:100%; border: none;"> <tr> <td style="text-align: center;">FROM: (mm/dd/yy)</td> <td style="text-align: center;">TO: (mm/dd/yy)</td> </tr> <tr> <td style="text-align: center;">1/21/2020</td> <td style="text-align: center;">2/20/2020</td> </tr> </table>				FROM: (mm/dd/yy)	TO: (mm/dd/yy)	1/21/2020	2/20/2020
FROM: (mm/dd/yy)	TO: (mm/dd/yy)								
1/21/2020	2/20/2020								
6. RECIPIENT ORGANIZATION Name: Eufaula Public Works Authority No. and Street: P.O. Box 684 City/State/Zip: Eufaula, OK 74432		7. PAYEE (if different than No. 6) Name: No. and Street: City/State/Zip:							
8. STATUS OF FUNDS									
CLASSIFICATIONS		BUDGET & PAYMENT TRACKING			TOTAL (cumulative amounts)				
		BUDGET AMOUNTS	PREVIOUS TOTALS	THIS REQUEST					
a. Construction Package A - Lonehickory		\$ 2,437,342.00	\$ 1,003,798.50	\$ 145,635.00	\$ 1,149,433.50				
b. Package D - Sunrise Construction		\$ 190,000.00	\$ 42,197.00	\$ 120,253.00	\$ 162,450.00				
c. Package E - Lonehickory		\$ 529,210.00	\$ 8,835.00	\$ -	\$ 8,835.00				
d. Other Construction Items		\$ 2,638,204.88	\$ -	\$ -	\$ -				
e. Inspection		\$ 50,000.00	\$ -	\$ -	\$ -				
f. Bond Counsel		\$ 79,812.50	\$ 79,812.50	\$ -	\$ 79,812.50				
g. Local Counsel		\$ 38,656.25	\$ 38,656.25	\$ -	\$ 38,656.25				
h. Financial Advisor		\$ 64,350.00	\$ 64,350.00	\$ -	\$ 64,350.00				
i. DEQ/Railroad Permit Fees		\$ 25,119.02	\$ 20,560.00	\$ -	\$ 20,560.00				
j. Trustee Bank Fee		\$ 500.00	\$ 500.00	\$ -	\$ 500.00				
k. Contingency		\$ 131,805.35	N/A	N/A	N/A				
l. TOTALS		\$ 6,185,000.00	\$ 1,258,709.25	\$ 265,888.00	\$ 1,524,597.25				
m. Amount Previously Requested		N/A	N/A	N/A	\$ 1,258,709.25				
n. Amount of this request		N/A	N/A	N/A	\$ 265,888.00				
o. Percent complete w/ construction		N/A	N/A	N/A	22.79%				
9. CERTIFICATION I certify that to the best of my knowledge and belief the billed cost or disbursement represents the amount due which has not been previously requested and that an inspection has been performed on all construction.		a. Recipient		SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL		DATE REPORT SUBMITTED			
				TYPED/PRINTED NAME AND TITLE		TELEPHONE NO.			
				James Duty, Chairman		(918) 689-2534			
		b. Representative Certifying to line 9a.		SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL		DATE REPORT SUBMITTED			
		TYPED/PRINTED NAME AND TITLE		TELEPHONE NO.					
		Valarie Cox, Secretary		(918) 689-2534					

Contractor's Application For Payment No. 2

Application Period: 01/14/2020-02/17/2020		Application Date: 02/17/2020
To (Owner): Eufaula Public Works Authority	From (Contractor): Sunrise Construction, LLC	Via (Engineer):
Project: Water Treatment Plant Back-Up Generator	Contract:	Cowan Group Engineering, LLC
Owner's Contract No.: DWSRF P40-1020514-02	Contractor's Project No.:	Engineer's Project No.: DWSRF P40-1020514-02

Application for Payment Change Order Summary

Approved Change Orders		
Number	Additions	Deductions
TOTALS		
NET CHANGE BY CHANGE ORDERS		

1. ORIGINAL CONTRACT PRICE	\$ 190,000.00
2. Net change by Change Orders	\$
3. Current Contract Price (Line 1 ± 2)	\$ 190,000.00
4. TOTAL COMPLETED AND STORED TO DATE (Column F on Progress Estimate)	\$ 171,000.00
5. RETAINAGE:	
a. 5 % x \$ 171,000.00 Work Completed	\$ 8,550.00
b. _____ % x \$ _____ Stored Material	\$
c. Total Retainage (Line 5a + Line 5b)	\$ 8,550.00
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5c)	\$ 162,450.00
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application)	\$ 42,197.00
8. AMOUNT DUE THIS APPLICATION	\$ 120,253.00
9. BALANCE TO FINISH, PLUS RETAINAGE (Column G on Progress Estimate + Line 5 above)	\$ 27,550.00

CONTRACTOR'S CERTIFICATION

The undersigned Contractor certifies that to the best of its knowledge: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with Work covered by prior Applications for Payment; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to Owner at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to Owner indemnifying Owner against any such Liens, security interest or encumbrances); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

By: Date: 2/17/2020

Payment of: \$ 120,253.00
(Line 8 or other - attach explanation of the other amount)

is recommended by: 2/19/2020
(Engineer) (Date)

Payment of: \$ 120,253.00
(Line 8 or other - attach explanation of the other amount)

is approved by: _____ (Owner) _____ (Date)

Approved by: _____ (Date)
Funding Agency (if applicable)

Progress Estimate (Lump Sum Bid)

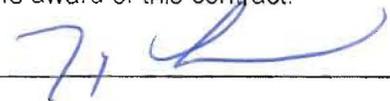
Contractor's Application

For (contract): Eufaula PWA/Water Treatment Plant Back-Up Generator						Application Number: 2				
Application Period: 01/14/2020-02/17/2020						Application Date: 02/17/2020				
A			B	C	D	E	F			
Bid Item No.	Item Description	Bid Quantity	Unit Price	Bid Value	Estimated Quantity Installed	Value	Materials Presently Stored (not in C)	Total Completed and Stored to Date (D + E)	% (E) B	Balance to Finish (B - F)
1	Emergency Diesel Generator Improvements	1 LS		190,000.00	90%	171,000.00		171,000.00		19,000.00
Totals				190,000.00		171,000.00		171,000.00		19,000.00

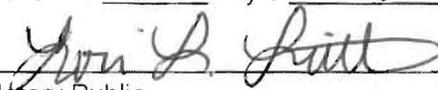
CLAIM OR INVOICE AFFIDAVIT

STATE OF Oklahoma) ss.
COUNTY OF McIntosh)

The undersigned (contractor or supervisory official), certifies that this (invoice, claim or contract) is true and correct. Affiant further states the work, services or materials as shown by this invoice or claim have been completed or supplied in accordance with the plans, specifications, orders, or requests furnished to the affiant. Affiant further states that (s)he has made no payment, given, donated or agreed to pay, give or donate either directly or indirectly, to any elected official, officer, or employee of the State of Oklahoma, of money or any other thing of value to obtain payment or the award of this contract.

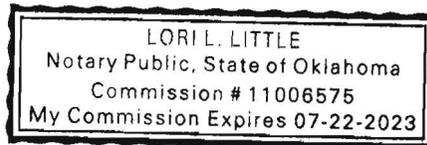
Signed: 

Subscribed and sworn to before me this 17th day of February, 2020.


Notary Public

My Commission Expires:

7-22-2023



Contractor's Application for Payment No.

5

Application Period: 01/24/20 to 02/21/20	Application Date: February 21 2020
To (Owner): Eufaula public Works	From (Contractor): Lonehickory Cattle L.L.C.
Project: Water System Improvements Bid Package A	Via (Engineer): Cowan Group Engineering LLC
Owner's Contract No.:	Contract: DWSRF P40-1020514-02
Contractor's Project No.:	Engineer's Project No.:

Application for Payment

Change Order Summary

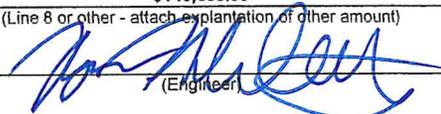
Approved Change Orders		
Number	Additions	Deductions
1	\$6,500.00	
TOTALS	\$6,500.00	
NET CHANGE BY CHANGE ORDERS	\$6,500.00	

1. ORIGINAL CONTRACT PRICE	\$2,437,342.00
2. Net change by Change Orders	\$6,500.00
3. CURRENT CONTRACT PRICE (Line 1 ± 2)	\$2,443,842.00
4. TOTAL COMPLETED AND STORED TO DATE (Column F on Progress Estimate)	\$1,209,930.00
5. RETAINAGE:	
a. <u>5</u> % x <u>\$1,209,930.00</u> Contract Amount	\$60,496.50
b. <u>0</u> % x <u>\$0.00</u> Stored Material	
c. Total Retainage (Line 5a + Line 5b)	\$60,496.50
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5c)	\$1,149,433.50
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application)	\$1,003,798.50
8. AMOUNT DUE THIS APPLICATION	\$145,635.00
9. BALANCE TO FINISH, PLUS RETAINAGE (Column G on Progress Estimate + Line 5 above)	\$1,300,408.50

Contractor's Certification

The undersigned Contractor certifies that: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with Work covered by prior Applications for Payment; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to Owner at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to Owner indemnifying Owner against any such Liens, security interest or encumbrances); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Payment of: \$145,635.00
(Line 8 or other - attach explanation of other amount)

is recommended by:  2/25/2020
(Engineer) (Date)

Payment of: _____
(Line 8 or other - attach explanation of other amount)

is approved by: _____
(Owner) (Date)

Approved by: _____
Funding Agency (if applicable) (Date)

By:  Date: 2-21-20

Progress Estimate

Contractor's Application

For (contract):		EUFAULA WATER SYSTEM IMPROVEMENTS-BID PACKAGE A			Application Number:		5					
Application Period:		01/24/20 to 02/21/20			Application Date:		February 21 2020					
Item		A		B	C	D	E	F	G			
Bid Item No.	Description	Bid Quantity	Unit Price	Bid Value	Estimated Quantity Installed	Value	Materials Presently Stored (not in C)	Total Completed and Stored to Date (D + E)	% (F) B	Balance to Finish (G - F)		
WATERLINE IMPROVEMENTS												
1	MOBILIZATION/DEMOLITION	1	LS	75,000.00		\$75,000.00	0.5	\$37,500.00	\$0.00	\$37,500.00	50%	\$37,500.00
2	CLEARING AND GRUBBING	1	LS	10,000.00		\$10,000.00	0	\$0.00	\$0.00	\$0.00	0%	\$10,000.00
3	TEMPORARY EROSION AND SEDIMENT CONTROL	1	LS	5,000.00		\$5,000.00	0	\$0.00	\$0.00	\$0.00	0%	\$5,000.00
4	STORMWATER POLLUTION PREVENTION PLAN	1	LS	5,000.00		\$5,000.00	0	\$0.00	\$0.00	\$0.00	0%	\$5,000.00
5	SOLID SLAB SODDING	3939	SY	5.00		\$19,695.00	0	\$0.00	\$0.00	\$0.00	0%	\$19,695.00
6	4" PVC C900 WATERLINE	28	LF	100.00		\$2,800.00	0	\$0.00	\$0.00	\$0.00	0%	\$2,800.00
7	6" PVC C900 WATERLINE	21624	LF	30.00		\$648,720.00	10620	\$318,600.00	\$0.00	\$318,600.00	49%	\$330,120.00
8	8" PVC C900 WATERLINE	4629	LF	33.00		\$152,757.00	3700	\$122,100.00	\$0.00	\$122,100.00	80%	\$30,657.00
9	6" GATE VALVE AND BOX (RJ)	85	EA	1,200.00		\$102,000.00	50	\$60,000.00	\$0.00	\$60,000.00	59%	\$42,000.00
10	6" GATE VALVE AND BOX (RJ)	11	EA	1,500.00		\$16,500.00	15	\$22,500.00	\$0.00	\$22,500.00	136%	\$0.00
11	FIRE HYDRANT ASSEMBLY	52	EA	5,200.00		\$270,400.00	23	\$119,600.00	\$0.00	\$119,600.00	44%	\$150,800.00
12	CONNECTION TO EXISTING WATERLINE	11	EA	2,000.00		\$22,000.00	3	\$6,000.00	\$0.00	\$6,000.00	27%	\$16,000.00
13	LONG SERVICE CONNECTION	135	EA	2,000.00		\$270,000.00	30	\$60,000.00	\$0.00	\$60,000.00	22%	\$210,000.00
14	SHORT SERVICE CONNECTION	117	EA	800.00		\$93,600.00	50	\$40,000.00	\$0.00	\$40,000.00	43%	\$53,600.00
15	SAWCUT, REMOVE, AND REPLAC CONCRETE SIDEWALK	120	SY	80.00		\$9,600.00	0	\$0.00	\$0.00	\$0.00	0%	\$9,600.00
16	SAWCUT, REMOVE, AND REPLAC CONCRETE PAVEMENT	567	SY	80.00		\$45,360.00	0	\$0.00	\$0.00	\$0.00	0%	\$45,360.00
17	SAWCUT, REMOVE, AND REPLACE ASPHALT PAVEMENT	854	SY	80.00		\$68,320.00	429	\$34,320.00	\$0.00	\$34,320.00	50%	\$34,000.00
18	REMOVE AND REPLACE GRAVEL DRIVE	371	SY	30.00		\$11,130.00	172	\$5,160.00	\$0.00	\$5,160.00	46%	\$5,970.00
19	REMOVE AND REPLACE 15" CORRUGATED METAL PIPE (CMP)	208	LF	30.00		\$6,240.00	0	\$0.00	\$0.00	\$0.00	0%	\$6,240.00
20	REMOVE AND REPLACE 18" CORRUGATED METAL PIPE (CMP)	16	LF	30.00		\$480.00	0	\$0.00	\$0.00	\$0.00	0%	\$480.00
21	REMOVE AND REPLACE 12" CORRUGATED PLASTIC PIPE (CPP)	39	LF	30.00		\$1,170.00	0	\$0.00	\$0.00	\$0.00	0%	\$1,170.00
22	REMOVE AND REPLACE 18" CORRUGATED PLASTIC PIPE (CPP)	19	LF	30.00		\$570.00	0	\$0.00	\$0.00	\$0.00	0%	\$570.00
23	REMOVE AND REPLACE EX. IRON FENCE	25	LF	100.00		\$2,500.00	0	\$0.00	\$0.00	\$0.00	0%	\$2,500.00
24	REMOVE AND REPLACE EX. FENCE	20	LF	100.00		\$2,000.00	0	\$0.00	\$0.00	\$0.00	0%	\$2,000.00
25	CUT EXISTING WATERLINE AND INSTALL 4" GATE VALVE & BOX	1	EA	3,000.00		\$3,000.00	1	\$3,000.00	\$0.00	\$3,000.00	100%	\$0.00
26	CUT EXISTING WATERLINE AND INSTALL 8" GATE VALVE & BOX	1	EA	4,000.00		\$4,000.00	1	\$4,000.00	\$0.00	\$4,000.00	100%	\$0.00
27	CONSTRUCTION STAKING	1	LS	15,000.00		\$15,000.00	0.5	\$7,500.00	\$0.00	\$7,500.00	50%	\$7,500.00
28	CONSTRUCTION SIGNING AND TRAFFIC CONTROL	1	LS	5,000.00		\$5,000.00	0.33	\$1,650.00	\$0.00	\$1,650.00	33%	\$3,350.00
29	PRESSURE AND LEAKAGE TESTING	1	LS	10,000.00		\$10,000.00	0.5	\$5,000.00	\$0.00	\$5,000.00	50%	\$5,000.00
30	DISINFECTION	1	LS	10,000.00		\$10,000.00	0.5	\$5,000.00	\$0.00	\$5,000.00	0%	\$5,000.00
31	WATER DISTRIBUTION SYSTEM IMPROVEMENTS											
32	2" AUTOMATIC FLUSHING DEVICES	18	EA	3,500.00		\$63,000.00	1	\$3,500.00	\$0.00	\$3,500.00	0%	\$59,500.00
33	LONG SERVICE METER RECONNECTION	50	EA	2,150.00		\$107,500.00	0	\$0.00	\$0.00	\$0.00	0%	\$107,500.00
34	SHORT SERVICE METER RECONNECTION	31	EA	1,000.00		\$31,000.00	0	\$0.00	\$0.00	\$0.00	0%	\$31,000.00
35	GROUND STORAGE TANK PUMP STATION	1	EA	136,000.00		\$136,000.00	1	\$136,000.00	\$0.00	\$136,000.00	100%	\$0.00
36	4" PRESSURE VALVE AND VAULT	2	EA	35,000.00		\$70,000.00	2	\$70,000.00	\$0.00	\$70,000.00	100%	\$0.00
37	6" PRESSURE REDUCING VALVE AND VAULT	1	EA	42,000.00		\$42,000.00	1	\$42,000.00	\$0.00	\$42,000.00	100%	\$0.00
38	10" PRESSURE REDUCING VALVE AND VAULT	1	EA	60,000.00		\$60,000.00	1	\$60,000.00	\$0.00	\$60,000.00	100%	\$0.00
39	8" ALTITUDE AND VAULT AT ELEVATED STORAGE TANK	1	EA	40,000.00		\$40,000.00	1	\$40,000.00	\$0.00	\$40,000.00	100%	\$0.00
40				\$0.00		\$0.00	0	\$0.00	\$0.00	\$0.00	0%	\$0.00
41				\$0.00		\$0.00	0	\$0.00	\$0.00	\$0.00	0%	\$0.00
42	Change Order #1			\$0.00		\$0.00	0	\$6,500.00	\$0.00	\$6,500.00	0%	\$0.00
43				\$0.00		\$0.00	0	\$0.00	\$0.00	\$0.00	0%	\$0.00
44				\$0.00		\$0.00	0	\$0.00	\$0.00	\$0.00	0%	\$0.00
45				\$0.00		\$0.00	0	\$0.00	\$0.00	\$0.00	0%	\$0.00
Totals						\$2,437,342.00	0	\$1,209,930.00	\$0.00	\$1,209,930.00	50%	\$1,239,912.00



Public Works Authority Agenda Item No. 12

Meeting Date: March 2, 2020

Agenda Item Memo

Item Title: Discuss and consider for approval Amendment 1 to the contract with Sue's Recycling and Sanitation, LLC.

Initiator: Sue Smith, Sue's Recycling and Sanitation, LLC.

Staff Information Source: Jacob Foos, City Manager.

Background: Sue Smith presented at the February 3, 2020 Council meeting the value of adding an option to renew the sanitation contract for a second five-year period. Council directed staff to proceed with discussing an amendment to the contract.

The proposed contract includes an option for the contract to renew for a second five-year period. It also stipulates that if the renewal occurs, the monthly rent will increase by 10% beginning the first year of the new five-year period and continuing each year thereafter.

Council Pillar: Infrastructure Reliability / Financial Sustainability.

Financial Impact: Possible long-term increase in Transfer Station rent revenue.

Attachment: Original Contract, and Amendment 1.

Recommended Action: Approval of the item.

Amendment 1

This Amendment is made to the Sanitation Services Agreement between the City of Eufaula/Eufaula Public Works Authority, and Sue's Recycling and Sanitation, LLC, (Employee) first effective November 7, 2016. This Amendment shall be effective March 2, 2020.

Modification 1:

Section: AGREEMENT AND TERMS, currently reads as follows:

"1. This agreement for the collection, transportation, and disposal of refuse and rubble within the City of Eufaula for five (5) years, beginning with the 1st Day of December, 2016. If not otherwise canceled by either party hereto, the agreement shall extend to a year-to-year basis. Cancellation must be made in writing, by either party, at least thirty (30) days prior to the end of the initial agreement term or thirty (30) days notice thereafter."

It is hereby amended to read as follows:

"1. This agreement for the collection, transportation, and disposal of refuse and rubble within the City of Eufaula for five (5) years, beginning with the 1st Day of December, 2016. If not otherwise canceled by either party hereto, the agreement shall automatically renew for a second five (5) year period. If not otherwise canceled by either party hereto on or before the end of the second five (5) year period, the agreement shall extend to a year-to-year basis. Cancellation must be made in writing, by either party, at least thirty (30) days prior to the end of the initial agreement term or thirty (30) days notice thereafter."

Modification 2:

Section: OPERATION OF TRANSFER STATION, ITEM 4, currently reads as follows:

"4. Sue's shall provide compensation for the operation of the Transfer Station beginning the first month of the third (3) year from the start date of agreement of \$500.00 per month for each month thereafter."

It is hereby amended to read as follows:

"4. Sue's shall provide compensation for the use and operation of the Transfer Station beginning the first month of the third (3) year from the start date of agreement a rate of \$500.00 per month for each month thereafter. If the contract is renewed for a second five (5) year period, the monthly rate shall increase by ten percent (10%) every year beginning the first year of the

second five (5) year period and continue to increase by ten percent (10%) every year the agreement remains in effect.”

IN WITNESS WHEREOF, the parties hereto have executed this Amendment effective March 2, 2020.

Eufaula Public Works Authority:

James Duty
Mayor/Chairman

Sue’s Recycling and Sanitation, LLC:

Sue Smith
Managing Member

(SEAL)

ATTEST:

Valarie Cox
City Clerk

SANITATION SERVICES AGREEMENT

This agreement made and entered into this **7th day of November 2016**, between the **City of Eufaula/Public Works Authority**, duly organized and existing under and by virtue of the Laws of the State of Oklahoma, hereinafter sometimes referred to as "Authority", and Sue's Recycling and Sanitation, LLC, hereinafter sometimes referred to as "Sue's":

WITNESSETH

IT IS HEREBY MUTUALLY AGREED BETWEEN THE PARTIES HERETO AS FOLLOWS:

AGREEMENT AND TERMS

1. This agreement for the collection, transportation, and disposal of refuse and rubble within **City of Eufaula** for five (5) years, beginning with the **1st Day of December, 2016**. If not otherwise canceled by either party hereto, the agreement shall extend to a year-to-year basis. Cancellation must be made in writing, by either party, at least thirty (30) days prior to the end of the initial agreement term or thirty (30) days notice thereafter.

DEFINITIONS AND TERMS

1. Refuse: Garbage, rubbish or both.
2. Garbage: Refuse accumulations of animal, fruit, or vegetable matter that attend the use and preparation of meat, fish, fowl, fruits or vegetables and tin cans originally used for foodstuffs.
3. Rubbish: All other refuse, crockery, bottles, tin cans, metal vessels, trimmings from lawns, gardens, paste-board boxes, berry boxes, rags, paper, straw, sawdust, packaging materials, shavings, ashes, tree or shrub limbs and similar materials.
4. Rubble: Rocks, concrete, bricks, and similar solid material, plaster or dirt.
5. Poly-Cart: a plastic roll-out bin with lids for mechanical dumping.
6. Dumpster: a large, metal bin with lids for mechanical dumping.
7. Standard containers: a poly-cart or dumpster.

COMMENCEMENT, BOND, INSURANCE AND DISPOSAL PERMIT

1. Sue's shall collect all refuse in the **City of Eufaula** and shall not charge any amount in excess of the rates set out herein. See Schedule "A".
2. Insurance Requirements:
 - a. Workman's Compensation – (Statutory).
 - b. General Liability – (B.I. and P.D. Combined) - \$1,000,000.00.
 - c. Auto Liability – (B.I. and P.D. Combined) - \$1,000,000.00.
3. Sue's shall furnish proof, annually or when changed, of insurance and maintain insurance through term of agreement.
4. Sue's shall furnish certificate showing approved name of Disposal site and permit number.

COLLECTION OPERATIONS

1. Sue's shall make a minimum of at least once weekly collection of refuse from all residences and commercial and institutional establishments within the **City of Eufaula**. Sue's shall provide and use an adequate number and type of containers and equipment approved by the "Authority". City will select container colors. All equipment shall be owned and maintained by Sue's.
2. Each resident and/or commercial business that is occupied shall be required to have refuse collection service.
3. Sue's shall maintain all trucks in a clean and sanitary condition. Each truck shall be well painted and shall have clearly visible insignia designating the name of the agreeing firm.
4. Sue's shall not use a firm name implying municipal ownership.
5. Additional Refuse:
 - a. Residential customers: Refuse piled above the rim or beside a Sue's issued cart shall be considered additional refuse. Customers having additional refuse more than two weeks in a row may be required to order an additional cart or a level of service to adequately manage their waste stream. Sue's shall not remove more than two additional bags per week per residence.
 - b. Commercial customers: Refuse piled above the rim of a commercial dumpster shall be considered additional refuse. Customers having additional refuse more than two weeks in a row may be required to order a larger container or adjust their service frequency to adequately manage their waste stream. Refuse piled beside or behind the dumpster will be considered additional and not be collected. If refuse is blocking access to a container, the container shall be considered inaccessible and shall not be emptied.

DISPOSAL OPERATIONS

1. All refuse, upon being removed from the premises where produced or accumulated and transported upon or over a public street, alley, land, right-of-way or place, shall become property of Sue's.
2. Sue's may undertake organized salvage operations upon obtaining approval therefore of the "Authority".

SERVICES PROVIDED

1. For any services to be performed under this agreement, Sue's shall not charge any amount in excess of the rates fixed hereunder until or unless such rate or rates are modified by action of the "Authority".
2. For refuse collected and disposed of in the manner herein provided, the rates shall be established by the "Authority". See Schedule "A".
 - a. Residences: Once weekly collection. Rates shall be established by the "Authority" and set forth in Schedule "A".
 - i. Single Family Residence – One (1) 96-gallon roll-out cart.
 - ii. Multiple Family – One (1) 96-gallon roll-out cart per each resident. Or see option four below.
 - iii. Additional 96-gallon roll-out carts (where needed) are available.

- iv. In case of multiple or group dwellings, other than motels or hotels, there shall be at least one standard container for each dwelling, or an approved container or containers designed for mechanical emptying.
 - b. Commercial and institutional establishments:
 - i. Hotels, restaurants, boarding houses, office buildings, stores, etc. Regular Service – One to two collections per week and container size required for adequate service and approved by the “Authority”. Rates to be established by the “Authority”. See Schedule “A”.
- 3. Sue’s shall supply the Authority service at no charge to City owned and/or operated facilities. Dumpster size and pick-up frequency shall be agreed upon between the parties.

OPERATION OF TRANSFER STATION

- 1. Sue’s agrees to operate said transfer station according to all state and local regulations and laws at no cost to the Authority. Sue’s shall provide all necessary equipment to operate said transfer station. Sue’s shall keep and maintain the grounds of the Transfer Station in accordance with City Ordinances, including mowing, weed eating, trash pick-up, etc. The Eufaula Public Works Authority will maintain and accept sole responsibility of the lift station at this location. All revenues derived by Sue’s from this transfer station operation shall accrue to Sue’s benefit. In this connection, it is agreed between the parties hereto, that Sue’s shall not be limited to refuse collection within the terms of this contract, but shall be specifically granted the right to deposit refuse from all other collection sources.
- 2. Sue’s will provide the Authority Residential Customers four (4) free dump days per year, said dates may be adjusted by agreement of the parties. Residential Customers will be permitted to dump upon presentation of a City of Eufaula Water Bill on specified cleanup days. The Contractor will provide one truck and one driver, as well as two (2) additional employees to assist with the annual spring TEAM UP TO CLEAN UP event.
- 3. Sue’s in conjunction with operation of the Transfer Station shall provide for and operate a Recycling Drop off Center, which shall be operated during the same periods as the Transfer Station. Any and all revenues, if any, received from the sale or disposal of recycled materials shall accrue to Sue’s benefit. At a minimum the Drop off Center shall accept aluminum cans, metal, glass, and select paper products.
- 4. Sue’s shall provide compensation for the operation of the Transfer Station beginning the first month of the third (3) year from the start date of agreement of \$500.00 per month for each month thereafter.
- 5. Refuse collected by the City of Eufaula from barrels provided for citizen use in public parks may be disposed of in the transfer station free of charge.

SERVICE AGREEMENT

1. Sue's Recycling and Sanitation, LLC, 96445 S 4510 Rd, Vian, Ok 74962, agrees to provide the following described equipment. Any increase or decrease in service shall be approved by the city.
 - a. Container Size – 96-gallon roll-out cart, 2-cubic yard dumpster, 3-cubic yard dumpster, 4-cubic yard dumpster, 6-cubic yard dumpster, 8-cubic yard dumpster.
 - b. All residential carts, except house side service, shall be placed within six (6) feet of the street and away from any obstructions.
 - c. Residences that consistently have additional trash may be required to have an additional cart with the "Authority's" approval.
 - d. Roll-out containers shall be placed within six (6) feet of the curb or public street on collection day. Containers that are not placed in this proximity for collection will be considered inaccessible and will not be emptied. Containers skipped due to inaccessibility will be rescheduled for pickup on the customer's next regular pickup day. Dumpsters that are blocked at the time of service will not be emptied and will be rescheduled for service on the customer's next regular pickup day.
2. Rate Adjustment: Sues may petition the "Authority" for rate adjustments on the basis of increases in fuel, or other relevant costs not directly controlled by Sue's, and the "Authority" shall upon receiving documented proof of same give Sues a rate increase based on the amount of the increased expenses, if approved by a majority vote of the "Authority". Any adjustments will be made after the end of the third year of the agreement.
3. Landfill cost increases: Sue's may petition the "Authority" for landfill cost increases should they occur during the term of the agreement. Said increase shall be documented stating the exact amount of such rate adjustment required. This will be considered by the "Authority" and will require approval by a majority vote of said "Authority" before being implemented. However, it is understood that such rate increase as a landfill cost increase shall be negotiated between the "Authority" and Sue's unless rates are deemed unreasonable. Any adjustment for landfill rate increases will be after the first three-year term of the agreement.

PERSONNEL

1. Employees driving Sue's vehicles shall each at all times possess and carry a valid commercial vehicle operator's license.
2. Sue's employees shall be required to wear clean clothing of uniform type and color.
3. The "Authority" may request the dismissal of any employee of Sue's who violated any provision hereof, or who is wanted, negligent or discourteous in the performance of his duties.

FINANCIAL AND ACCOUNTING

1. It is further agreed between the parties hereto, that only the funds actually collected shall be paid to Sue's and the Authority shall not be responsible for payment to Sue's for uncollected fees. Such payments of monies collected shall be paid to Sue's by the City on or before the 15th day of each month. If or when past due payments are received through direct or contracted collection efforts, such proportionate share related to garbage services shall be paid to Sue's.

ADMINISTRATION

1. The administration and enforcement of this agreement shall be the responsibility of the "Authority". It shall be the responsibility of the "Authority" to see that the refuse service customers are provided at all times with complete information on the service.
2. The "Authority" shall recommend for adoption by the "Authority", in resolution form, any rules and regulations, required to enforce or carry out the terms and conditions of this agreement.

ENFORCEMENT

The "Authority" intends to use diligence in enacting and enforcing regulations pertaining to the obligations of owners and occupants of premises as follows:

1. It shall be unlawful for any person other than the Municipal Authority, Sue's, or its agents or employees, to collect refuse, rubble, or the contents of any refuse container or to remove any such receptacles from the place where same are placed by the owner of person lawfully in control thereof, or to remove the contents of such receptacles. Anyone who shall deposit their refuse or anyone else's in someone else's container other than their own container shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punishable pursuant to State Statutes and/or City Ordinance. Residents may transport their own refuse to a licensed disposal facility, but they shall still be charged for service.
2. Any and all person or persons in possession, charge of or control of any boarding house, restaurant, café, hotel, apartment, eating house, dwelling house, multi-family dwelling, court, commercial establishment, flat or owning or occupying any premises whatsoever, or having refuse within the City, shall provide or cause to be provided, and at all times keep or cause to be kept suitable and sufficient stand containers for the deposit of refuse and rubble as defined herein for said premises. These will be provided by Sue's. The number of containers provided and the amount of regular service retained by occupants or owners of premises shall be sufficient to take care of the refuse and rubble normally produced or originating from or upon the premises during intervals between collections without spillage, escape of odors, or otherwise creating a nuisance. All containers shall have the lid tightly closed.
3. Owners or occupants of premises shall locate containers on private property, at curb, alley, or at the rear side of residences, multiple unit premises, or commercial or institutional buildings.
4. Sue's will keep all containers neatly painted and provide maintenance as needed.
5. Containers shall be easily accessible to Sue's for collection in a paved area when possible.

6. Containers shall be kept in a sanitary condition by Sue's or persons in possession of control thereof. Covers shall not be removed except for the purpose of placing refuse therein or removing refuse therefrom.
7. Refuse or rubble placed inside standard poly-cart containers shall not exceed seventy-five (75) pounds. Refuse or rubble placed inside dumpsters shall not exceed five hundred (500) pounds. Weight limits include any such contents.
8. Except special haul service, no refuse shall be placed for collection unless in standard containers as defined herein. All refuse must be placed in garbage bags and tied.
9. Containers shall not be filled beyond the point at which lids can be tightly closed.
10. Sue's shall be responsible for the delivery and removal of containers for new orders and service cancellations or suspensions.
11. Containers used at multiple unit premises shall be placed so that the owner or person in possession or control thereof may be easily identified for billing purposes.
12. Service complaints shall be directed initially to Sue's.
13. It shall be unlawful to deposit or use refuse for lot filling or leveling purposes.
14. All refuse and rubble hauled by Sue's or any person over public streets in the **City of Eufaula** shall not allow refuse or rubble of any kind whatsoever to leak, spill, blow or drop from any vehicle on to any public street within said City.
15. It shall be unlawful too for any person to bury refuse at any place within **City of Eufaula** or to keep, place or deposit refuse on any receptacle, for collection upon premises owned, occupied or under possession and control of such person, provided, however, that lawn and garden trimmings may be composted.
16. The "Authority" will make reasonable effort to recover Sue's cost for lost, burnt, stolen, etc. carts where the customer is at fault for the loss.
17. It shall be understood that all carts and containers are the sole property of Sue's. All maintenance, repair and replacement are the responsibility of Sue's.
18. "Authority" shall notify Sue's in writing of all service changes within five (5) days of occurrence.
19. All tree limbs, brush, and branches must be cut in lengths less than four feet and tied into 1 to 2 foot diameter bundles. Loose or oversized branches shall not be accepted.
20. Customers subscribing to house side service shall provide clear, unobstructed access to their container on collection day. Container shall be clearly visible from the road and accessible without the use of gates or doors. Containers behind gates, doors, or homes shall be considered inaccessible and will not be collected.

MISCELLANEOUS

1. It is agreed that in the event Sue's shall be adjudged bankrupt, either by voluntary or involuntary proceedings, then the Agreement shall immediately terminate, and Sue's shall have the right forthwith to terminate said agreement, and in no event shall this agreement be, or be treated as, an asset of Sue's after adjudication of bankruptcy. If Sue's shall be proven insolvent, or fail in business, then this agreement may be terminated at the option of the "Authority", in which event "Authority" shall have the right to immediately re-enter to purchase Sue's operating equipment and records, and in the event shall this Agreement be or be treated as, an asset of Agreement,

either voluntarily or involuntarily, or by any process of law, except as above provided, and shall not be come under the control of creditors, the Trustees of Sue's in case of bankruptcy, or insolvency of Sue's, but shall be subject to termination as above provided.

2. Sue's shall comply with all laws, ordinances, rules and regulations relating to performance of this agreement, use of premises and public places and safety of persons and property. Sue's shall obtain at his own expense, all permits and licenses required by law or ordinance, and maintain the same in full force.
3. It is the intention and agreement of the parties to this agreement that all legal provisions of law required to be inserted herein, shall be and are inserted herein. However, if by mistake or otherwise, some such provision is not inserted, or is not inserted in proper form then upon the application of either part, the agreement shall be amended so as to strictly comply with law without prejudice to the rights of either party.
4. It is the understanding and intention of the parties hereto that this agreement shall constitute an agreement for the collection and disposal of refuse.
5. All terms and conditions of the agreement are considered material and failure to perform any of said conditions of the part of Sue's shall be considered a breach of said Agreement. Should Sue's fail to perform any of said terms or conditions, the "Authority" shall have the right to terminate the agreement, only after thirty (30) days notice in writing to Sue's of the violation of the agreement and failure of Sue's to remedy the violation within said time.

IN WITNESS WHEREOF, the parties hereto have executed this agreement, in duplicate, the day and year of first above written.

Authorized Representative:

Sue's Recycling and Sanitation, LLC:

James Duty
Authorized Representative

Sue Smith
Authorized Representative

Mayor
Authorized Representative Title

Managing Member
Authorized Representative Title

James Duty 11/7/16
Authorized Signature & Date

Sue Smith
Authorized Signature & Date

Witnessed By:

J. Gregory Buckley
Witness Name

[Signature]
Witness Date & Signature

SCHEDULE A

An elderly curbside rate is established and noted on the current rate sheet. The definition for someone to qualify for elderly curbside rate is: They must own or be responsible for the rent and for the utility bills at the address and must be 65 years old or more to qualify.

Rates

Pricing for 96-gallon residential containers emptied once per week will be as follows:

Single Family Residences	\$12.00
Elderly/Disabled Residences (65-gallon cart)..	\$8.00
House-side Service w/ cart.....	\$14.50
Multiple Family Residences (per family).....	\$12.00
Additional Carts	\$6.00

Pricing for commercial containers will be as follows:

<u>Container Type</u>	<u>1x/week</u>	<u>2x/week</u>	<u>3x/week</u>	<u>4x/week</u>	<u>5x/week</u>
96-gallon Poly-Cart	16.00		N/A-----		
2-yard Dumpster	36.00	56.00	71.00	86.00	101.00
3-yard Dumpster	53.00	76.00	94.00	116.00	134.00
4-yard Dumpster	68.00	98.00	126.00	151.00	173.00

Clean-Up Days

<u>Month</u>	<u>Day</u>	<u>Time Window</u>
February	1st Wednesday	10:00 am - 2:00 pm
May	Spring Cleanup	TBD
July	1st Wednesday	10:00 am - 2:00 pm
September	1st Saturday	10:00 am - 2:00 pm



Meeting Date: March 2, 2020

City Manager Report

Month in Review (notable items)

- 2/19 – Package A, monthly construction meeting.
- 2/20 – 911 Trust Authority Meeting.
- 2/21 – Breakfast with Chamber of Commerce Pam Rossi.
- 2/25 – Lunch and presentation to F.L.E.A.S. group.
- Sick Leave (4 hours) 2/19.

Ongoing Projects (that are not included in this agenda)

Oklahoma State Parks Grant

- Notification was received in mid-February that Eufaula ranked #8 out of 13, and only the top 5 projects were funded. Staff is reviewing the option to reapply in July and will tentatively present the item at the April Council meeting.

Indian Health Services Grants

- Estimated notification in April/May.

Personnel

Vacancies

- Part-time Animal Control Officer (new position). Still accepting applications.

Changes

- Josh Cummings was promoted to the rank of Sergeant. The number of full-time officers did not change.

City of Eufaula

FY20 Revenue and Expense / Budget to Actuals

General Fund

As of February 26, 2020

This report was prepared by the City Manager's Office. The purpose of the report is to provide a preliminary look at the City's funds as a high-level overview for the City Council. The year-to-date (YTD) collected revenue and YTD expenses were compared to YTD budget. The report has not been audited.

Percent of YTD Expenses covered by YTD Revenue

General Fund YTD Revenue	\$2,937,978
General Fund YTD Expenses	<u>\$2,647,640</u>
Difference	\$290,338

Revenue/Expense Ratio 111.0%

GENERAL FUND REVENUE		GENERAL FUND EXPENSES	
 <p>121.0% of Year to Date Budget Collected</p>	YTD Revenue Budget	 <p>109.2% of Year to Date Budget Expensed</p>	YTD Expense Budget
	\$2,424,370		YTD Expenses
	YTD Revenue Collections		\$2,647,640
	\$ Above / (Below) YTD Budget		\$ Above / (Below) YTD Budget
	\$513,608		\$223,318

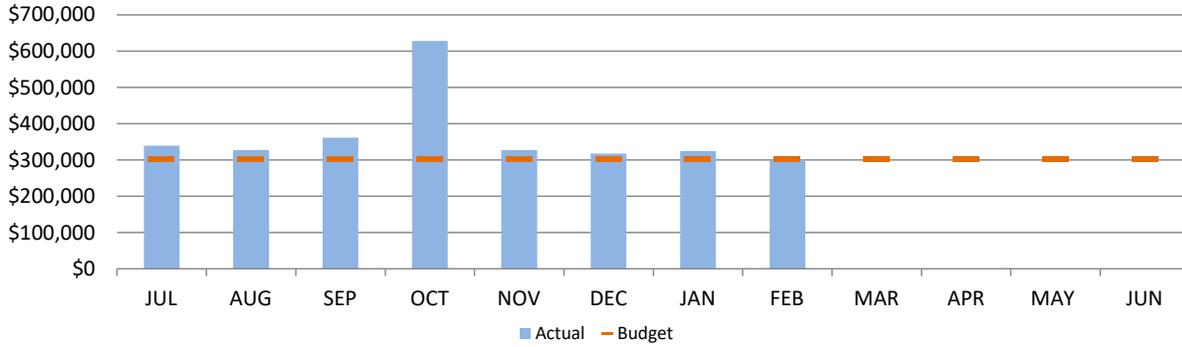
Revenue Collections by Category

Category	Annual Budget	YTD Budget	YTD Actual	Above/(Below) Budget	% of YTD Budget Collected	Indicator
Sales Tax	\$1,875,000	\$1,250,000	\$1,383,972	\$133,972	110.7%	●
Use Tax	\$175,000	\$116,667	\$171,950	\$55,283	147.4%	●
Charges for Services	\$33,705	\$22,470	\$18,455	(\$4,015)	82.1%	◆
Interest	\$600	\$400	\$432	\$32	107.9%	●
Fines & Forfeitures	\$24,500	\$16,333	\$24,500	\$8,167	150.0%	●
Licenses & Permits	\$10,100	\$6,733	\$14,641	\$7,907	217.4%	●
Other Taxes	\$220,750	\$147,167	\$170,790	\$23,623	116.1%	●
Miscellaneous	\$43,400	\$28,933	\$317,573	\$288,639	1097.6%	●
Fund Balance	\$0	\$0	\$0	\$0	#DIV/0!	●
Operating Transfers In	\$1,253,500	\$835,667	\$835,667	(\$0)	100.0%	●
GENERAL FUND TOTAL	\$3,636,555	\$2,424,370	\$2,937,978	\$513,608	121.2%	●

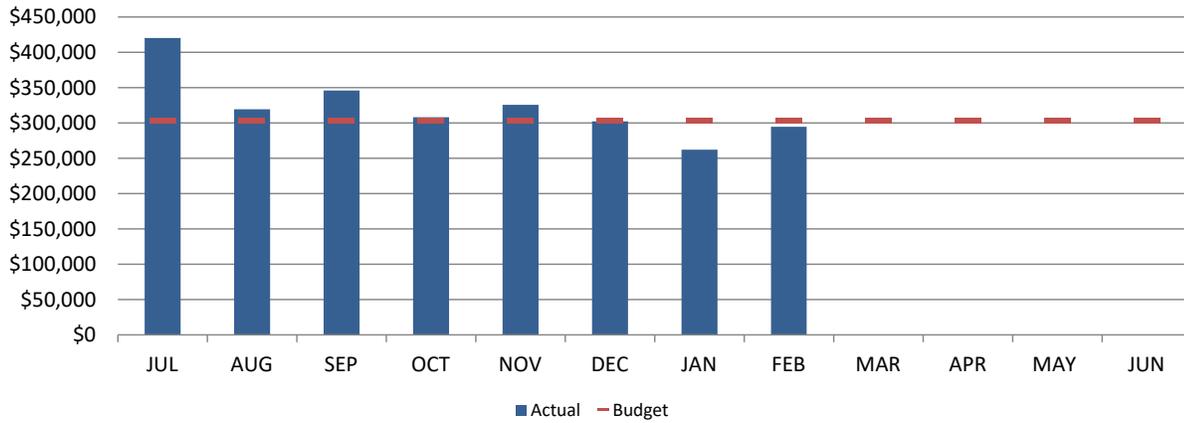
Expenses by Department

Department	Annual Budget	YTD Budget	YTD Actual	Above/(Below) Budget	% of YTD Budget Expensed	Indicator
Administrative	\$208,786	\$139,191	\$129,637	(\$9,554)	93.1%	●
Tourism	\$4,500	\$3,000	\$2,667	(\$333)	88.9%	●
Police	\$645,640	\$430,427	\$459,212	\$28,785	106.7%	◆
Fire	\$83,050	\$55,367	\$43,513	(\$11,854)	78.6%	●
Animal Shelter	\$10,250	\$6,833	\$5,288	(\$1,545)	77.4%	●
Government	\$497,350	\$331,567	\$394,157	\$62,590	118.9%	◆
Library	\$8,150	\$5,433	\$6,072	\$639	111.8%	◆
Cemetery	\$65,086	\$43,391	\$53,450	\$10,059	123.2%	◆
Street	\$62,000	\$41,333	\$50,720	\$9,386	122.7%	◆
City Clerk	\$97,272	\$64,848	\$65,744	\$896	101.4%	◆
Transportation	\$20,000	\$13,333	\$13,333	(\$0)	100.0%	●
Transfers	\$1,934,400	\$1,289,600	\$1,423,849	\$134,249	110.4%	◆
GENERAL FUND TOTAL	\$3,636,484	\$2,424,323	\$2,647,640	\$223,318	109.2%	◆

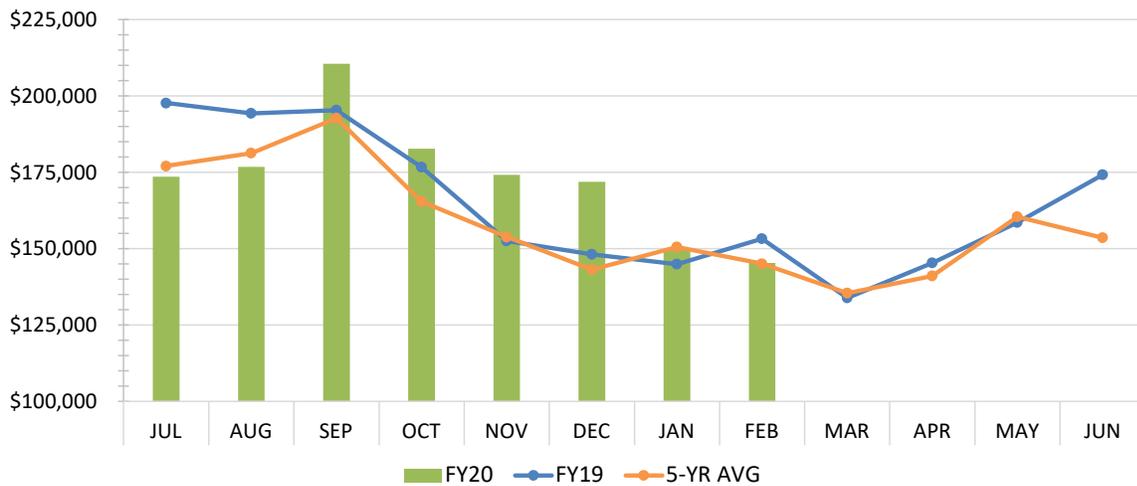
General Fund Revenue - Monthly Budget to Actuals



General Fund Expenses - Monthly Budget to Actuals



FY20 - Sales Tax Collections



City of Eufaula

FY20 Revenue and Expense / Budget to Actuals Report

Public Works Authority Fund

As of February 26, 2020

This report was prepared by the City Manager's Office. The purpose of the report is to provide a preliminary look at the City's funds as a high-level overview for the City Council. The year-to-date (YTD) collected revenue and YTD expenses were compared to YTD budget. The report has not been audited.

Percent of YTD Expenses covered by YTD Revenue

PWA Fund YTD Revenue	\$2,778,408
PWA Fund YTD Expenses	<u>\$2,671,336</u>
Difference	\$107,072

Revenue/Expense Ratio 104.0%

PUBLIC WORKS AUTHORITY FUND REVENUE		PUBLIC WORKS AUTHORITY FUND EXPENSES	
 <p>110.0% of Year to Date Budget Collected</p>	YTD Revenue Budget	 <p>108.6% of Year to Date Budget Expensed</p>	YTD Expense Budget
	\$2,525,167		YTD Expenses
	YTD Revenue Collections		\$2,671,336
	\$ Above / (Below) YTD Budget		\$ Above / (Below) YTD Budget
	\$253,241		\$211,388

Revenue Collections by Category

Category	Annual Budget	YTD Budget	YTD Actual	Above/(Below) Budget	% of YTD Budget Collected	Indicator
Water	\$890,000	\$593,333	\$654,763	\$61,430	110.4%	●
Sewer	\$300,000	\$200,000	\$235,327	\$35,327	117.7%	●
Garbage	\$345,000	\$230,000	\$240,010	\$10,010	104.4%	●
Interest	\$750	\$500	\$270	(\$230)	54.0%	◆
Miscellaneous	\$84,500	\$56,333	\$69,067	\$12,734	122.6%	●
Fund Balance	\$195,000	\$195,000	\$195,000	\$0	100.0%	●
Operating Transfers In	\$1,875,000	\$1,250,000	\$1,383,971	\$133,971	110.7%	●
PWA FUND TOTAL	\$3,690,250	\$2,525,167	\$2,778,408	\$253,241	110.0%	●

Expenses by Department

Department	Annual Budget	YTD Budget	YTD Actual	Above/(Below) Budget	% of YTD Budget Expensed	Indicator
Debt Service	\$956,972	\$637,981	\$586,185	(\$51,796)	91.9%	●
Administrative	\$201,200	\$134,133	\$187,761	\$53,628	140.0%	◆
Sewer	\$243,550	\$162,367	\$212,288	\$49,921	130.7%	◆
Water	\$689,700	\$459,800	\$596,246	\$136,446	129.7%	◆
Garbage	\$345,000	\$230,000	\$235,690	\$5,690	102.5%	◆
Transfers	\$1,253,500	\$835,667	\$853,166	\$17,499	102.1%	◆
PWA FUND TOTAL	\$3,689,922	\$2,459,948	\$2,671,336	\$211,388	108.6%	◆

Other Significant Operating Funds - Overview

Fund	Annual Budget	YTD Budget	YTD Actual	Above/(Below)	% of YTD Budget	Indicator
				Budget	Collected	
Airport Fund - Revenue	\$373,030	\$248,687	\$71,489	(\$177,198)	28.7%	◆
Airport Fund - Expense	\$370,500	\$247,000	\$50,369	(\$196,631)	20.4%	●
Difference	\$2,530	\$1,687	\$21,120			◆
Cemetery Perpetual Fund - Revenue	\$6,410	\$4,273	\$5,603	\$1,330	131.1%	●
Cemetery Perpetual Fund - Expense	\$6,400	\$4,267	\$6,632	\$2,365	155.4%	◆
Difference	\$10	\$7	(\$1,029)			◆
Disaster Emergency Fund - Revenue	\$62,000	\$41,333	\$62,000	\$20,667	150.0%	●
Disaster Emergency Fund - Expense	\$62,000	\$41,333	\$0	(\$41,333)	0.0%	●
Difference	\$0	\$0	\$62,000			●
Economic Development Fund - Revenue	\$72,500	\$48,333	\$54,501	\$6,168	112.8%	●
Economic Development Fund - Expense	\$67,500	\$45,000	\$46,436	\$1,436	103.2%	◆
Difference	\$5,000	\$3,333	\$8,065			●
Police Fund - Revenue	\$97,000	\$64,667	\$89,988	\$25,321	139.2%	●
Police Fund - Expense	\$97,000	\$64,667	\$77,001	\$12,334	119.1%	◆
Difference	\$0	\$0	\$12,987			●
Police Drug Fund - Revenue	\$0	\$0	\$0	\$0	#DIV/0!	●
Police Drug Fund - Expense	\$0	\$0	\$0	\$0	#DIV/0!	●
Difference	\$0	\$0	\$0			●
Recreation Fund - Revenue	\$123,050	\$82,033	\$87,653	\$5,620	106.9%	●
Recreation Fund - Expense	\$123,050	\$82,033	\$55,505	(\$26,528)	67.7%	●
Difference	\$0	\$0	\$32,148			●
Capital Improvements Fund - Revenue	\$259,900	\$173,267	\$208,781	\$35,514	120.5%	●
Capital Improvements Fund - Expense	\$259,900	\$173,267	\$67,802	(\$105,465)	39.1%	●
Difference	\$0	\$0	\$140,979			●
PW CWSRF Fund - Revenue	\$6,071,800	\$4,047,867	\$934,863	(\$3,113,004)	23.1%	◆
PW CWSRF Fund - Expense	\$6,071,800	\$4,047,867	\$1,266,034	(\$2,781,833)	31.3%	●
Difference	\$0	\$0	(\$331,171)			◆

Public Works Director Report

February 2020

Water

- 122 Opvlikv, repair 6" water main
- Birkes Rd. and Alexander, repair 4" water main.
- 315 N Main, repair service line leak.
- 1654 Sherwood Rd, repair water service.
- 1133 Sherwood Rd., repair water service.
- Dabbs Rd. and Black Bass Ln., repair 2" water line
- Front St., repair 8" water main.
- 200 Indian, flush water main.
- 241 McGee, flush water main.
- 600 Alexander, change water meter.
- 611 Broadway change water meter.
- 610 Lakeshore check water meter
- 200 Broadway, change water meter
- Breckinridge Estates repair 4" water main
- Breckinridge Estates install 4" valve
- Breckinridge Estates repair 4" water main
- 601 Broadway check meter
- McDonald's, change water meter
- Sonic, change water meter
- 835 Shawnee Dr. change out meter shut-off.
- 209 Lackey customer billing questions
- 120433 4185 Rd., customer billing questions.
- 200 Lackey change water meter.
- 37 Foley change water meter
- 1156 Sherwood Rd. customer service call.
- 417141 E 1212 Rd., repair 2" water main.
- 410 Overman, flush water line
- 608 McIntosh, repair 2" leak
- 612 McIntosh, repair 2" water main
- 606A McIntosh Rd. repair 2" water main
- 1340 Stevens Rd., change water meter
- 210 Swadley, install new fire hydrant
- 203 Lackey install new fire hydrant
- 207 High St., repair 6" water main
- Selmon and Front St., repair 4" water main.
- 410 Broadway, flush meter
- 110 Indian, customer service call.
- 118 JC Watts, check for leak (on customer)
- Repair weir on Clarifier #1 at Water Plant.

Sewer

- 607 Woodland, clean sewer and check for stoppage.
- 7th and Locust run sewer
- 3rd and Border St ran sewer.
- Foley and Front St., sewer repair
- 211 JC Watts, sewer backup
- JC Watts and S E ST., repair damaged sewer line.
- Train with OMAG representative on SL-Rat for sewer line evaluation/inspection.
- 35 sewer line segments evaluated.

Street

- 808 W Oak Ave., repair culvert across road.
- 212 Clifford Seals cleared ditch of water line construction debris.
- 202 Memorial, repair road cut.
- 712 Grand, drainage issue.
- 310 McGee, potholes
- 239 E Elm, pothole
- 820 Grand, repair alley

Utility Billing

- 1791 Active Accounts
- 48 Shut-off for non-pay
- 19 Shut offs for non-pay still off
- 4 account closed for non-payment over 60 days
- 17 new accounts
- 18 closed accounts
- 224 Penalties

Code Enforcement

- Review of all Code Enforcement files and resend any necessary notices for non-compliant properties.
- Tall Weeds and Grass: 1 Violation letters sent, 4 came into compliance, 8 sent to Abatement Contractor.
- Junk and Debris: 9 Violation letters sent, 1 came into compliance, 1 working on removal, 0 in Municipal Court, 0 Placed with Abatement Contractor
- Inoperable Vehicles: 3 Violation letters sent, 0 came into compliance, 0 placed with towing contractor
- Inoperable Boats: 1 Violation letters sent, 0 came into compliance, 0 working on compliance
- Unsafe/Unfit Inspections: 16 inspections done, 11 found to be unfit/unsafe, 5 found to not be in violation of code
- Dilapidated Structures: 5 Violation letters sent, 0 came into compliance, 1 waiting on Administrative Hearing, 0 up for tax sale on
- RV, Trailers, and Commercial Vehicles: 0 Violation letters sent, 0 came into compliance, 0 in process, 0 sent to towing contractor.
- Animals: 0 Violation letter sent, 0 came into compliance, 0 in process, 0 to abatement contractor

Cemetery/Inspections

- 9 burials and 1 cremation burial in Greenwood Cemetery
- Sold 4 plots in Greenwood Cemetery
- Transferred ownership of 1 cemetery plot in Greenwood Cemetery
- Located 1 plots for monument companies.
- Filled and leveled 2 cemetery plots that had settled.
- 24 locates
- 7 gas meter release inspections.
- Commercial Inspections
 - 2 – Building
 - 1 – Plumbing
 - 2 – Electrical
 - 1 – Mechanical
 - 0 – Roofing
- Residential Inspections
 - 1 – Building
 - 4 – Plumbing
 - 9 – Electrical
 - 9 – Mechanical
 - 0 – Roofing

Eufaula Police Department Activity for February 2020

165---Traffic stops
23-----Arrests
5-----Assist other agency
2-----Assault
5-----Animal calls
2-----Break in
13-----Alarms
8-----Disturbance
1-----Domestic
5-----Extra patrol
1-----Fight call
7-----Fire calls
2-----Reckless driver
1-----Shots fired
0-----Fatality accident
4-----Minor accident
1-----Intoxicated driver
4-----Public intoxication
0-----Fraud
3-----Warrant service
3-----Welfare checks

Officer Josh Cummings was promoted to Sergeant.

Officers Cummings and Lewis attended a 3 day advanced Interview training class.