

Posted at City Hall, 17 Hospital Drive, Eufaula, OK 74432 May 28, 2020 at 5:00 p.m.

SPECIAL NOTICE: Due to COVID-19, all attendees must wear a protective face mask. If possible, please bring your own mask. A limited amount will be available for visitors. Please do not attend if you have been exposed to, tested positive for, or are experiencing symptoms of COVID-19.

CITY OF EUFAULA, OK

Community Center
First & High Street
Eufaula, OK 74432



MINUTES

Monday

June 1, 2020

5:00 p.m.

City Council, Public Works Authority, and Economic Development Authority

The City of Eufaula encourages participation from all its citizens in public meetings. If participation is not possible due to a disability, notify the City Clerk, in writing, at least forty-eight hours prior to the scheduled meeting and necessary accommodations will be made (ADA 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
JUNE 1, 2020
5:00 p.m.

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

Council members present: 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 MAY 4, 2020.
6. APPROVAL OF THE TREASURER'S REPORT.
7. APPROVAL OF THE MAY 2020 PAYROLL FIGURES FOR THE GENERAL FUND IN THE AMOUNT OF \$70,608.12.
8. RECEIPT OF CLAIMS: CITY OF EUFAULA.
9. Authorize the City Manager to renew the annual lease agreement with Sequoyah Adair Cherokee County Nutrition for July 1, 2020.

10. Confirm Mayor Duty's appointment of Sam Sylvester and Gordon Pennington for another three-year term to the Planning and Zoning Commission and the Board of Adjustment.
11. Approve Budget Amendment 3a for the Fiscal Year 2019-2020 Cemetery Fund, DOC/CDBG Fund, and DOC/CDBG Savings Fund budgets.
12. Adopt revised Alcohol and Controlled Substance Testing Policy and Procedures.
13. Approve Memorandum of Understanding with Fraternal Order of Police, Lodge No. 207, regarding the implementation of the Alcohol and Controlled Substance Testing Policy and Procedures.

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

ITEMS REMOVED FROM CONSENT AGENDA

14. Discuss and consider for approval authorizing an application to the Oklahoma Tourism and Recreation Department's Land and Water Conservation Fund program and for the City Manager to sign all necessary grant documents.
 - A. Conduct public hearing for the item.
Public meeting opened.
Discussion led by Sheila Edwards.
Comment from Gina Notaro "It's a good idea."
Meeting closed
 - B. Take action on the item.
Motion to approve authorizing an application to the Oklahoma Tourism and Recreation Department's Land and Water Conservation Fund program and for the City Manager to sign all necessary grant documents by Nicholas Pendley, 2nd by Todd Warren. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.
15. Conduct public hearing to provide residents the opportunity to comment on the Fiscal Year 2020-2021 proposed budgets for the City of Eufaula, Eufaula Public Works Authority, and Eufaula Economic Development Authority.
Public Hearing opened for comments. No comments received. Meeting closed.

16. Discuss and consider for approval Resolution 20-06-01 adopting the Fiscal Year 2020-2021 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.

Motion to approve Resolution 20-06-01 adopting the Fiscal Year 2020-2021 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 by Nancy Mouser, 2nd by Fran Davis. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

17. Discuss and consider for approval a Specific Use Permit for commercial distribution, retail sale, and wholesale of fireworks at location 15-16 SOUTHMORE ADD 372/652 526/652 849/36 863/613 855/799 (SEARS), commonly known as 617 S. Main Street, Eufaula, OK 74432.

- A. Conduct public hearing for the item.

Public Meeting Opened.

Discussion.

Meeting closed.

- B. Take action on the item.

Motion to approve a Specific Use Permit for commercial distribution, retail sale, and wholesale of fireworks at location 15-16 SOUTHMORE ADD 372/652 526/652 849/36 863/613 855/799 (SEARS), commonly known as 617 S. Main Street, Eufaula, OK 74432, by Todd Warren, 2nd by Nancy Mouser. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

18. Discuss and consider for approval a Specific Use Permit for the placement of a manufactured home at the location W70' Lot 6 BLK 38 OT Eufaula 865/771 960/188 1033/573 1071/413 1.00 lots, commonly known as 301 E. Booker T. Washington Ave. (formerly Harrison Ave.).

- A. Conduct public hearing for the item.

Public Meeting Opened.

Discussion.

Meeting Closed.

B. Take action on the item.

Motion to deny a Specific Use Permit for the placement of a manufactured home at the location W70' Lot 6 BLK 38 OT Eufaula 865/771 960/188 1033/573 1071/413 1.00 lots, commonly known as 301 E. Booker T. Washington Ave. (formerly Harrison Ave.) by Todd Warren, 2nd by Nicholas Pendley. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

19. Discuss and consider for approval construction request from Eufaula Cove Marina for an expansion to the marina.

Discussion. Motion to approve construction request from Eufaula Cove Marina for an expansion to the marina by Nicholas Pendley, 2nd by Nancy Mouser. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

20. Discuss and take any necessary action regarding the 4th of July celebrations.

Fireworks display is still scheduled for July 4th at dusk.

21. 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.

Sam Sylvester

22. REMARKS AND INQUIRIES BY CITY COUNCIL.

Todd Warren: Thanks for street patching. Alley way between 507-509 G Street is it closed?

Mouser: None

Pendley: Is there a stop sign at J and Broadway? Thank you to Mark for excellent job. Thank you to Jeb and Randy for keeping water on. Thank you to Jacob for excellent communication.

Davis: None

Duty: Summer is upon us. People are still coming to the lake. Use common sense and follow the guidelines.

23. Consider convening into Executive Session, pursuant to 25 O.S. §307 (B)(1), for discussions related to the City Manager and, more specifically, the employment, hiring, appointment, promotion, demotion, disciplining or resignation of any individual salaried public officer or employee.

Motion to convene into Executive Session, pursuant to 25 O.S. §307 (B)(1), for discussions related to the City Manager and, more specifically, the employment, hiring, appointment, promotion, demotion, disciplining or resignation of any individual salaried public officer or employee by Frank Davis, 2nd by Todd Warren. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

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

24. Discussion and possible action in open meeting, on Executive Session Item 23, if necessary.

Motion to tabulate results and the mayor and vice-mayor will get with the city manager with the results by Todd Warren, 2nd by Frank Davis. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

25. 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.

AGENDA
EUFAULA PUBLIC WORKS AUTHORITY
JUNE 1, 2020
5:00 p.m.

1. ROLL CALL /ATTENDANCE CITY CLERK, VALARIE COX

Council members present: Warren, Mouser, Pendley, Davis and Duty.

CONSENT AGENDA

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2. APPROVAL OF MINUTES.
 A. REGULAR MEETING MAY 4, 2020.
3. APPROVAL OF THE MAY 2020 PAYROLL FIGURES FOR THE EUFAULA PUBLIC WORKS AUTHORITY IN THE AMOUNT OF \$42,135.89.
4. Approve the refinancing of lease purchase agreement #353613 with the Bank of Eufaula and authorize the City Manager to sign all documents.
5. Approve the refinancing of loan #368551 with the Bank of Eufaula and authorize the City Manager to sign all documents.

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

ITEMS REMOVED FROM CONSENT AGENDA

6. Discuss and consider for approval the issuance of a notice of award for wastewater treatment plant improvements to Wynn Construction Company, INC., at the total bid price of \$688,130.

Discussion. Motion to approve the issuance of a notice of award for wastewater treatment plant improvements to Wynn Construction Company, INC., at the total bid price of \$688,130 by Nancy Mouser, 2nd by Frank Davis. Roll Call Vote Yes- Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

7. Discuss and take any necessary action regarding update on the water system projects funded from the Oklahoma Water Resource Board loan program. Include discussion on Package B/C.

Discussion.

8. Discuss and consider for approval invoice payments of \$155,087.50 on OWRB-DWSRF Loan #2.

Discussion. Motion to approve invoice payments of \$155,087.50 on OWRB-DWSRF Loan #2 by Nicholas Pendley, 2nd by Nancy Mouser. Roll Call Vote Yes-Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

9. Discuss and consider for approval Resolution 20-06-02 adopting the Fiscal Year 2020-2021 budget for the Eufaula Public Works Authority Fund and the Eufaula Public Works Authority/CWSRF Fund.

Motion to approve Resolution 20-06-02 adopting the Fiscal Year 2020-2021 budget for the Eufaula Public Works Authority Fund and the Eufaula Public Works Authority/CWSRF Fund by Nancy Mouser, 2nd by Frank Davis. Roll Call Vote Yes-Todd Warren, Nancy Mouser, Nicholas Pendley, Frank Davis and James Duty.

10. Adjournment.

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

