This is to certify that in conformity with the Oklahoma Open Meeting Act, public notice of the date, time and place of this meeting was filed with the City Clerk of Durant on the 13th day of November, 2018 and that an agenda of said meeting was posted at the place of such meeting at 5:15 p.m. on the 4th day of January, 2019. An amended agenda was posted at the place of such meeting at 4:05 p.m. on the 7th day of January, 2019.

MINUTES OF THE REGULAR SCHEDULED MEETING OF THE DURANT CITY COUNCIL OF January 8, 2019 AT 6:00 PM, Roscoe J. Hatfield Council Chambers, 300 West Evergreen, Durant, Oklahoma AMENDED

CALL TO ORDER

Mayor Tomlinson called the meeting to order at 6:04 p.m.

INVOCATION/FLAG SALUTE

James Dalton provided the invocation. Mike Dills led the flag salute.

ROLL CALL

Present: Council Member Destry Hawthorne	City Attorney Tom Marcum
Council Member Oden Grube	City Manager Tim Rundel
Council Member Mike Dills	City Clerk Cynthia J. Price
Vice-Mayor Chad Hitchcock	
Mayor Jerry Tomlinson	
Absent: None	(*denotes partial attendance)

Mayor Tomlinson declared a quorum.

1. Presentations

a. Presentation of Employee Service Awards - 4th Quarter 2018

Mayor Tomlinson, Council Members and the City Manager presented the following Employee Service Awards representing a combined 160 years of service:

FIVE YEARS:
Tony Baeza, Street Department, Certificate, Pin, $50
Brian Baldwin, Landfill, Certificate, Pin, $50
Noel Gardner, Landfill, Certificate, Pin, $50
Kayci Roberts, 911 Dispatch, Certificate, Pin, $50
Jennifer Melton, Library, Certificate, Pin, $50

TEN YEARS

Carla Dalton, Library, Certificate, Pin, $100
Robert Damron, Library, Certificate, Pin, $100
Wesley Crank, Police Department, Certificate, Pin, $100

FIFTEEN YEARS
Brock Jones, Police Department, Certificate, Pin, $150
Collin Gordon, Fire Department, Certificate, Pin, $150

THIRTY FIVE YEARS
Albert Pierce, Solid Waste Department, Plaque, Certificate, Pin, $350

FORTY YEARS
Rickey Mote, Parks Department, Plaque, Certificate, Pin, $400

2. Consent Items

To help streamline meetings and allow the focus to be on other items requiring strategic thought, the "Consent Items" portion of the agenda groups the routine, procedural, and self-explanatory non-controversial items together. These items are voted on in a single motion (one vote). However, any Council member requesting further information on a specific item thus removes it from the "Consent Items" section for individual attention and separate vote.

a. Consider Approval of Regular Meeting Minutes of December 11, 2018

b. Consider Approval of Claims for December 2018

c. Consider Approval of Budget Supplements for FY 18-19

d. Consider Approval of Contract 2019-03 With LumenServe ForTower Lighting as a Service (TLaaS) and Upgrading the Tower Lighting

e. Consider Approval Of The 2019 Citizen Participation Plan - Required For 2019 Community Development Block Grant (CDBG) Applications And Projects.

Approved

Motion was made by Destry Hawthorne and seconded by Chad Hitchcock to approve consent items as presented.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

3. Consider Items Removed from Consent

4. Information Items

a. City Clerk Monthly Report - December 2018

b. Community Development Monthly Report - December 2018

c. Durant Industrial Authority Monthly Report - December 2018

d. Emergency Management Report - December 2018

e. Financial Statements for November 2018 and December 2018 Sales Tax

f. Fire Department Monthly Report - December 2018

g. Grants Department Report - December 2018

h. Landfill Information & Reports - December 2018

i. Library Monthly Report - December 2018

j. Parks Department Monthly Report - December 2018

k. Planning Commission Meeting Minutes - November 20, 2018

l. Police Department Monthly Report - Nov 2018

m. Public Works Director Monthly Project Update - December 2018

n. Solid Waste Department Monthly Report - December 2018

o. Street Department Report - December 2018

p. Utility Department Monthly Report - December 2018

q. Utility Line Maintenance Report - December 2018

r. Waste Water Treatment Plant and Lab Monthly Reports - December 2018

s. Water Treatment Plant Monthly Reports - December 2018

5. Administration

a. Consider Approval of Resolution 2018-38 Calling for Non-Partisan General Election of Council Member for Ward Three, Ward Four and At-Large in the City of Durant, Oklahoma

Approved

Cynthia J. Price, City Clerk, addressed council and stated the resolution is required by the state election board. The resolution has been reviewed and approved as to form by the Secretary of the Bryan County Election Board

Motion was made by Chad Hitchcock and seconded by Destry Hawthorne to approve Resolution 2018-38 Calling for Non-Partisan General Election of Council Member for Ward Three, Ward Four and At-Large in the City of Durant, Oklahoma.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

b. Consider Approval of Nominations for Durant Streets and Infrastructure Task Force

Approved

City Manager Tim Rundel addressed council and stated that at the December 11, 2018 meeting, council unanimously approved a resolution to form the Durant Streets and Infrastructure Task Force. The ad hoc committee would consist of two council members and each council member would nominate one member. Council members submitted their nominations as follows:

Mayor Jerry Tomlinson - James Dalton
Vice Mayor Chad Hitchcock - Charles Bachmann
Council Member Grube - Kevin Keener
Council Member Hawthorne - Dr. Michael Simulescu
Council Dills - Mike Davis

City Manager Rundel stated once the dates and times of the meetings are established, members will be notified. The meetings of the Durant Streets and Infrastructure Task Force will be open to the public.

Motion was made by Chad Hitchcock and seconded by Destry Hawthorne to approve council nominations for the Durant Streets and Infrastructure Task Force as follows: Mayor Jerry Tomlinson - James Dalton; Vice Mayor Chad Hitchcock - Charles Bachmann; Council Member Grube - Kevin Keener; Council Member Hawthorne - Dr. Michael Simulescu; Council Member Dills - Mike Davis.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

Motion was made by Chad Hitchcock and seconded by Destry Hawthorne to nominate Mayor Tomlinson and Council Member Grube to the Durant Streets and Infrastructure Task Force.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

c. Consider Approval of Agreement # C-2019-01 with Durant Trails and Open Spaces to Create and Maintain a Disc Golf Course to be Located at Lake Durant

Approved

Public Works Director Marty Cook addressed council and stated Durant Trails and Open Spaces has submitted a proposal for an 18 hole disc golf course to be located at Lake Durant. Mike Delloro and James Bishop, representatives of Durant Trails and Open Spaces, gave a presentation. Durant Trails and Open Spaces will fund 100% of the project and bring in a world championship course designer. Their goal is to host Professional Disc Golf Association sanctioned tournaments. The project cost is estimated to be $18,000. Mr. Cook stated that as part of the proposed agreement, the City of Durant would commit to a moderate level of maintenance which would include mowing every two weeks. some trimming of trees, assistance with the installation of the course baskets, tee-pads and signage. Members of Durant Trails and Open Spaces gathered for a photo with council.

Motion was made by Mike Dills and seconded by Chad Hitchcock to approve Durant Trails and Open Spaces Agreement (C-2019-01) to create and maintain a disc golf course to be located at Lake Durant.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

d. Consider Recommendation from the Durant Industrial Authority to Fund Water Tap(s) for Water Service for SteelFab Industrial Project from Durant Economic Development 1/4 Cent Sales Tax Fund

Approved

Paul Buntz, Interim Executive Director of the Durant Industrial Authority, addressed council and stated the Durant Industrial Authority met on January 7, 2019 and approved this recommendation to city council.

Motion was made by Chad Hitchcock and seconded by Destry Hawthorne to approve recommendation from the Durant Industrial Authority to fund water tap(s) for water service for the SteelFab Industrial Project from the Durant Economic Development 1/4 Cent Sales Tax Fund in an amount not to exceed $88,500. Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

e. Consideration To Accept The 2018 Recreational Trail Grant Award - Project Agreement RT 18(107) SP 18-07 From The Oklahoma Department of Tourism And Recreation Funded Through The Federal Highway Administration In The Amount Of $ 240,000 For The Chuckwa Creek Trail Connecting To The Rails To Trails Project. (C-2019-02) Approved

Rebecca Collins, Grants Coordinator, addressed council and stated the City of Durant was awarded a grant to build the Rails to Trails Project. Ms. Collins stated that grant was not going to provide enough funding to complete the trail to connect to First Avenue. The City of Durant has been awarded another grant through the Oklahoma Tourism and Recreation Department for $240,000 which should complete the entire length of the trail.

Motion was made by Chad Hitchcock and seconded by Mike Dills to accept the 2018 Recreational Trail Grant Award - Project Agreement RT 18(107) SP 18-07 from the Oklahoma Department of Tourism and Recreation funded through the Federal Highway Administration in the amount of $240,000 for the Chuckwa Creek Trail connecting to the Rails to Trails Project (C-2019-02).

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

f. Consideration To Approve Resolution No. 2019-01 Accepting The $30,000 Grant Award From The National Fitness Campaign To Construct An Outdoor Fitness Court® At Carl Albert Park. Approved

Rebecca Collins, Grants Coordinator, addressed council and stated the city would utilize the Land and Water Grant for improvements to Carl Albert Park to build the concrete pad for this project. Ms. Collins stated there will be fund raising efforts throughout the year to collect the remaining $90,000 to build the outdoor fitness court through the National Fitness Campaign.

Motion was made by Chad Hitchcock and seconded by Destry Hawthorne to approve Resolution 2019-01 accepting the $30,000 Grant Award from the National Fitness Campaign to construct an outdoor fitness court at Carl Albert Park.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

g. Consider Approval of Resolution 2019-02 Authorizing a Mural Project for 1015 N 1st Ave

Approved

Matt Nahrstedt, Community Development Director and City Planner, addressed council and stated the property owner has a cinder block building and would like to commission a mural in an effort to add vibrancy and a pro-Durant message. Diagrams of the mural were presented.

Motion was made by Chad Hitchcock and seconded by Destry Hawthorne to approve Resolution 2019-02 authorizing a mural project for 1015 N. 1st Avenue. Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

6. Public Hearings

a. Consider Approval of Ordinance 1875 - Rezoning from Highway Commercial and Commercial Recreation (C-2) to Single-Family Residential (R-1) for Property Located West of N. 1st and North of Gail Farrell

No Action Taken

Matt Nahrstedt , Community Development Director and City Planner, addressed council and stated HNP Land Holdings has a one acre parcel of land and would like to change the zoning to allow for four single family homes to be built on that acreage. Staff recommendation is for denial because it does not conform with the future land use map. The Planning Commission voted in favor of approval with one member abstaining. There have been no citizen concerns received.

Hearing opened to public:

Emily Nankivil, Reliable Realty - zoning

Discussion followed regarding verification of boundaries.

Mr. Nahrstedt requested additional time for further review.

City Attorney Tom Marcum recommended taking no action.

Public hearing closed.

7. Citizen Comments on Non-Agenda Items

Jim Thorpe - airport hangar

8. Executive Session

a. Consider Executive Session for Confidential Communication with Attorney Concerning Pending Claim Against the City of Durant - Ballard v. City of Durant, Oklahoma, Case No. CV-2018-32 (This Executive Session Authorized by Title 25, Section 307 B(4) of the Oklahoma State Statutes)

Approved

Motion was made by Chad Hitchcock and seconded by Destry Hawthorne to enter into executive session. Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

Motion was made by Chad Hitchcock and seconded by Destry Hawthorne to re-enter regular session.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

b. Consider Action Pursuant to 8(a) Above

No Action Taken

c. Consider Executive Session for Confidential Communication with Attorney Concerning Pending Claim Against the City of Durant - Brittingham v. City of Durant, Oklahoma, Case Number CV-2018-34, (This Executive Session Authorized by Title 25, Section 307 B(4) of the Oklahoma State Statutes)

Approved

Motion was made by Chad Hitchcock and seconded by Destry Hawthorne to enter into executive session.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

Motion was made by Chad Hitchcock and seconded by Destry Hawthorne to re-enter regular session.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

d. Consider Action Pursuant to 8(c) Above

No Action Taken

9. New Business

There was no new business.

ADJOURNMENT

Motion was made by Chad Hitchcock and seconded by Destry Hawthorne to adjourn meeting. Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson