

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 12th day of November, 2019 and that an agenda of said meeting was posted at the place of such meeting at 4:35 p.m. on the 9th day of January, 2020.

MINUTES OF THE REGULAR SCHEDULED MEETING OF THE DURANT CITY COUNCIL OF January 14, 2020 AT 6:00 PM, Roscoe J. Hatfield Council Chambers, 300 West Evergreen, Durant, Oklahoma

CALL TO ORDER

Mayor Grube called the meeting to order at 6:01 p.m.

INVOCATION/FLAG SALUTE

The Durant Police Department Color Guard presented colors in honor of Deputy Jarid Taylor who was killed in a car crash on January 14, 2020 while responding to a 911 call. Deacon Michael Clements of St. John's Episcopal Church in Durant provided the invocation. Lt. Chris Marcy of the Durant Police Department led the flag salute.

ROLL CALL

Present: Council Member Mike Morris	City Manager John Dean
Council Member Danny Sherrer	City Attorney Tom Marcum
Council Member Jerry Tomlinson	City Clerk Cynthia J. Price
Vice Mayor Steve Brittingham	
Mayor Oden Grube	

Absent: None

(*denotes partial attendance)

Mayor Grube declared a quorum.

1. Presentations

- a. Presentation of Employee Service Awards for 4th Quarter 2019

Mayor Grube announced two employees will receive service awards for a combined 40 years of dedicated service to the City of Durant.

TEN YEARS:

Alvin Bagby, Water Treatment Plant, Certificate, Pin, \$100

THIRTY YEARS

Rickie McGinnis, Street Department, Plaque, Certificate, Pin, \$300;

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 10, 2019
- b. Consider Approval of Payroll Claims - December 2019
- c. Consider Approval of Budget Amendment 2020-07
- d. Consider Approval of Revised 2020 City Holiday Schedule
- e. Consider Adoption of the 2020 Citizen Participation Plan - Required for 2020 Community Development Block Grant (CDBG) Applications and Projects.
- f. Consideration to Reject Construction Bids (No.17031-A) Determined by 2nd Bid Opening on Monday, December 9 - Related to 17031 CDBG Grant Project (C-2017-65) for the Market Square Improvements at 123 N 1st Avenue.
- g. Consider Approval to Pay Continuing Annual Maintenance for Police Records Management System Software in the Amount of \$24,000
- h. Consider Approval of Oklahoma Department of Transportation Agreement with Municipality for Landscaping (C-2020-01)
- i. Consider Approval of Ashley Stuteville to Serve a New Four Year Term on the Durant Industrial Authority Board

Approved

Council Member Tomlinson asked that Agenda Items 2(f) and 2(h) be pulled for further discussion.

Motion was made by Jerry Tomlinson and seconded by Danny Sherrer to approve remaining consent items as presented.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

3. Consider Items Removed from Consent

3(f) - Grants Coordinator Rebecca Payne stepped forward to answer questions from council and stated it was determined the project could be completed within budget and time frame by using city forces instead of contractors. The bids received were over budget and negotiations to bring it under budget were not successful.

Motion was made by Jerry Tomlinson and seconded by Steve Brittingham to reject construction bids (No. 17031-A) determined by 2nd bid opening on Monday, December 9 - related to 17031 CDBG Grant Project (C-2017-65) for the Market Square Improvements at 123 N. 1st Avenue.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

3(h) - City Manager John Dean stated this is a joint project between the City of Durant and the Durant Tourism Economic Development Authority to honor the Choctaw Nation of Oklahoma. Mr. Dean stated the Oklahoma Department of Transportation must grant permission before landscaping can be constructed on the highway right-of-way.

Motion was made by Jerry Tomlinson and seconded by Danny Sherrer to approve Oklahoma Department of Transportation Agreement with Municipality for Landscaping (C-2020-01).

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

4. Information Items

a. Airport Manager Monthly Report - December 2019

Airport Manager Katie Hefner was requested to step forward to answer questions from council regarding the airport.

b. City Clerk Report - December 2019

c. City Manager Monthly Report - December 2019

City Manager John Dean provided monthly highlights and answered questions from council.

- d. Community Development Monthly Report - December 2019
- e. Durant Industrial Authority Monthly Report - December 2019
- f. Emergency Management Report - December 2019
- g. Financial Statements and Sales Tax Breakdown-November 2019
- h. Fire Department Monthly Report - December 2019
- i. Grants Department Report - December 2019
- j. Human Resources Department Monthly Report - December 2019
- k. Landfill Information and Reports - December 2019
- l. Library Report for December 2019
- m. Parks Department Monthly Report - December 2019
- n. Planning Commission Minutes of October 15, 2019
- o. Police Department Monthly Report- November 2019
- p. Solid Waste Department Monthly Report - December 2019
- q. Street Department Monthly Report - December 2019
- r. Utility Department Monthly Report - December 2019
- s. Waste Water Treatment Plant Monthly Reports - December 2019
- t. Water Treatment Plant Monthly Reports - December 2019

5. Administration

- a. Consider Acceptance of the 2016 Land and Water Conservation Fund (LWCF) Grant Project Amendment 40-1229.1 from the Oklahoma Department of Tourism and Recreation Related to Time Extension and Scope Change Necessary to Complete Carl Albert Park Project Improvements. (C-2016-78)

Approved

Grants Coordinator Rebecca Payne addressed council and stated the project time has been extended to December 31, 2020. The adult fitness center was removed from project scope due to lack of funding. A multi-purpose court is now proposed between the Dream Court and the playground. The State has given approval to continue with the two separate playgrounds - one for the older children and one for pre-school children - as well as fencing to divide these different areas and canopies to protect the children and longevity of the equipment.

Motion was made by Jerry Tomlinson and seconded by Mike Morris to accept the 2016 Land and Water Conservation Fund (LWCF) Grant Project Amendment 40-1229.1 from the Oklahoma Department of Tourism and Recreation related to time extension and scope changes necessary to complete Carl Albert Park Project Improvements (C-2016-78).

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

6. Public Hearings

- a. Consideration Ordinance #1892 - PC2019-20 a Rezoning from C-2 to R-2 for Property Located between Bryan Drive and University Blvd

Disapproved

Community Development Director Danielle Barker addressed council and stated the property is located next to First United Bank on University and Bryan Drive. The applicant seeks to construct duplexes. Ms. Barker stated the Planning Commission recommended denial because the request was not in line with the comprehensive plan and current land use map.

Hearing opened to public.
Call for comment three times.
No public comment.
Public hearing closed.

Motion was made by Steve Brittingham and seconded by Danny Sherrer to deny Ordinance #1892 - PC2019-20 a rezoning from C-2 to R-2 for property located between Bryan Drive and University Boulevard.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer
Nays: Tomlinson

7. Citizen Comments on Non-Agenda Items

Georgia Ann Gibson - litter on road sides, trash collection;
Paula Knight - burial costs on holidays;
Dan Craige - Mooney Lift Station;
Tim Rundel - sidewalks on Arkansas Street.

8. New Business

City Attorney Tom Marcum addressed council and stated several months ago council adopted an ordinance regarding the Arbuckle Simpson Aquifer. Mr. Marcum stated the trial court recently found in favor of the City of Tishomingo and those seeking to protect the city's interest in the upstream water supply. Mr. Marcum stated this ruling is also a victory for the City of Durant and the future of our water supply.

ADJOURNMENT

Motion was made by Danny Sherrer and seconded by Mike Morris to adjourn meeting.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson