

The City of Durant encourages participation from all its citizens. If participation at any public meeting is not possible due to a disability, notification to the City Clerk at least 48 hours prior to the scheduled meeting is encouraged in order to make the necessary accommodations. The City of Durant may waive the 48-hour rule if interpreters for the deaf (signing) or translation services for limited English proficient (LEP) individuals are not the necessary accommodation.

DURANT CITY COUNCIL

6:00 PM

**Roscoe J. Hatfield
Council Chambers,
300 West Evergreen,
Durant, Oklahoma
AGENDA**

March 10, 2020

**DURANT CITY HALL
300 W. EVERGREEN, DURANT, OK
ROSCOE J. HATFIELD COUNCIL CHAMBERS**

CALL TO ORDER

INVOCATION/FLAG SALUTE

ROLL CALL

ORDER OF BUSINESS

1. Presentations

- a. Employee Recognition

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 February 11, 2020
- b. Consider Approval of Special Called Minutes of February 15, 2020
- c. Consider Approval of Claims - February 2020
- d. Consider Approval of Budget Amendment 2020-09
- e. Consider Approval of Mayoral Appointment to Airport Advisory Board
- f. Consider Approval to Renew the AirMedCare Network Membership for City Employees

- g. Consideration to Approve the Submission of a Grant Application in the Amount of \$175,979 Through the FEMA 2020 Assistance to Firefighters Grant (AFG) Program to Include a Five Percent Local Match to Purchase Self Contained Breathing Apparatus Units for the Durant Fire Department.

3. Consider Items Removed from Consent

4. Information Items

- a. City Clerk Monthly Report - February 2020
- b. City Manager Monthly Report - February 2020
- c. Community Development Monthly Report - February 2020
- d. Durant Industrial Authority Monthly Report - February 2020
- e. Emergency Management Report - February 2020
- f. Financial Statements and Sales Tax Breakdown-January 2020
- g. Fire Department Monthly Report February 2020
- h. Grants Department Report - February 2020
- i. Human Resources Monthly Report - February 2020
- j. Library Monthly Report - February 2020
- k. Parks Department Monthly Report - February 2020
- l. Planning Commission Minutes of January 21, 2020
- m. Police Department Monthly Report - January 2020
- n. Street Department Monthly Report - February 2020

5. Administration

- a. Consider Approval of Ordinance 1896 amending Chapter 51 - Garbage System and Facilities of the Durant Code of Ordinances.
- b. Consideration of Ordinance 1867A Amending Chapter 111 Marijuana Businesses of the Code of Ordinances
- c. The 2020 Oklahoma Department of Emergency Management (OEM) 9-1-1 Management Authority Grant Award #F305202 in the Amount of \$ 156,346.40 with a Total Project Cost of \$195,433 to Implement an Updated CAD (Computer Aided Dispatch) System for the Durant Police Department Communication Center (C-2020-09)
 - 1. Consideration to Accept the 2020 Oklahoma Department of Emergency Management (OEM) 9-1-1 Management Authority Grant Award # F305202 in the Amount of \$ 156,346.40 with a Total Project Cost of \$195,433 to Implement an Updated CAD (Computer Aided Dispatch) System for the Durant Police

Department Communication Center (C-2020-09)

2. Consideration to Approve the 2020 Oklahoma Department of Emergency Management (OEM) 911 Management Authority State-Local Agreement for the 2020 Oklahoma 9-1-1 Authority Grant Award #F305202. (C-2020-09)

- d. Consideration to Approve the Railroad Pipeline Crossing Agreement (C-2020-10) Related to the Tubacex Durant Utility Infrastructure Improvements 17488 CDBG-ED 18 (C-2019-32).
- e. Consider Approval of Ordinance 1898 Amending Durant Code of Ordinances Section 32.125 Regarding Functions of the Airport Advisory Board
- f. Consider Approval of Ordinance 1899 Amending Durant Code of Ordinances Section 32.047 Regarding Functions of the Cemetery Advisory Board
- g. Consider Approval of Recommendation from Durant Industrial Authority to Expend Funds in the Amount of \$15,700 from Economic Development Sales Tax to Pay for Cardinal Drive Widening Project
- h. Consider Approval of Resolution 2020-09 Regarding Indebtedness Pledged to the Capital Improvement Sales Tax
- i. Consider Approval to Engage BOK Financial Securities for Financial Advisory Services Provided to the City of Durant and Its Public Trusts.

6. Public Hearings

- a. Public Hearing for Closeout of Community Development Block Grant - Economic Development 16802 CDBG-ED 16 Grant (C-2016-86) for Infrastructure Improvements Supporting New Job Creations Benefitting the Commercial Metals Company (CMC) Facility at 585 Old Highway 70 - Durant OK.
 - 1. Consideration to Accept the 16802 CDBG-ED 16 Project as Complete.
 - 2. Consideration to Approve the 16802 CDBG-ED 16 Project Closeout Documents.
- b. Consideration PC2020-03: Resolution # 2020-03 a Conditional Use Permit for the placement of a Mobile Home to be located at 208 SE 5th
- c. Consideration PC2020-04: Approval of Ordinance 1895 - Rezoning from R-1 to R-3 and the Approval of the Preliminary Plat for property located East of Cale Switch Rd and South of Choctaw Rd.

7. Citizen Comments on Non-Agenda Items

Citizens wishing to address the council regarding matters which are not listed on the agenda will be required to sign up no later than 5 minutes prior to the scheduled starting time of the meeting. The sign-in sheet will contain space for citizen's name, address, phone number, and topic to be discussed. In this way, city staff will be able to follow-up on any issues presented if necessary.

8. New Business

ADJOURNMENT

CERTIFICATE

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 4:40 p.m. on the 6th day of March, 2020.

Cynthia J. Price, City of Durant



The City of Durant

Office of City Clerk

Memorandum

Date: 2/13/2020
To: Mayor and City Council
From: Cynthia J. Price, City Clerk
Re: Consider Approval of Regular Meeting Minutes of February 11, 2020

Council Information / Action Requested

Approval of Regular Meeting Minutes of February 11, 2020

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
Minutes 2.11.2020	Exhibit	2/13/2020

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 4:10 p.m. on the 6th day of February, 2020.

MINUTES OF THE REGULAR SCHEDULED MEETING OF THE DURANT CITY COUNCIL OF February 11, 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 6:00 p.m.

INVOCATION/FLAG SALUTE

Assistant City Manager James Dalton provided the invocation. Council Member Mike Morris 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. Retirement of Police K9 Baron

Police Chief David Houser introduced Lt. Jesse Petty and Police K9 Baron. Chief Houser stated the K9 Program was implemented in 1982 and there have been a total of eight dogs who have served in the program. Baron is a 12 year old Slovakian German Shepherd who has served the Durant Police Department since July 2008. Lt. Petty has been the only handler assigned to Baron throughout the dog's twelve years of service. An adoption ceremony followed. Baron will now reside permanently with the Petty family.

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 January 14, 2020
- b. Consider Approval of Payroll Claims - January 2020
- c. Consider Approval of Budget Amendment 2020-08
- d. Consider Approval to Declare Building Located at 320 Country Club Road Surplus and Approve Demolition
- e. Consider Acceptance of the Retirement of K9 Baron and Adoption and Transfer of Ownership by Jesse Petty
- f. Consider Declaring 2000 Dodge Durango as Surplus
Approved

Council Member Tomlinson requested Agenda Item 2(d) be removed for further discussion.

Motion was made by Jerry Tomlinson and seconded by Steve Brittingham to approve remaining consent items (2a; 2b; 2c; 2e; 2f).

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

3. Consider Items Removed from Consent

3(d) - Police Chief Houser stepped forward and answered questions from council regarding the city owned structure located at 320 Country Club Road.

Motion was made by Mike Morris and seconded by Steve Brittingham to declare building located at 320 Country Club Road as surplus and approve demolition.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

4. Information Items

- a. City Clerk Monthly Report - January 2020
- b. City Manager Monthly Report - January 2020
- c. Community Development Monthly Report - January 2020

- d. Durant Industrial Authority Monthly Report - January 2020
- e. Emergency Management Report - January 2020
- f. Financial Statements and Sales Tax Breakdown
- g. Fire Department Monthly Report - January 2020
- h. Grants Department Report - January 2020
- i. Human Resources Monthly Report - January 2020
- j. Library Monthly Report - January 2020

Council Member Tomlinson thanked Library Director Robbee Tonubbee, the City of Durant and the AARP Foundation for providing the community with free tax preparation services at the library.

- k. Parks Department Monthly Report - January 2020
- l. Planning Commission Minutes of December 17, 2019
- m. Police Department Monthly Report - Dec 2019
- n. Street Department Monthly Report - January 2020

5. Administration

- a. Consider Approval of Citizen Appointment to the Utility Account Appeals Board Pursuant to Resolution 2020-01
Approved

City Manager John Dean recommended the citizen appointment should be a person who lives in Rural Water District 2 and recommended Council Member Mike Morris.

Motion was made by Oden Grube and seconded by Steve Brittingham to appoint Mike Morris to hold citizen seat on the Utility Account Appeals Board pursuant to Resolution 2020-01.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

- b. Consider Award of Bid for City Hall Roof Repair Phase 2
Approved

City Clerk Cynthia Price stated there were two bids submitted. One of the bids was disqualified due to the bidder not having a valid Oklahoma Commercial Roofer License. Assistant City Manager James Dalton stated an insurance claim had been filed by the city clerk for the city hall roof repair and the claim was approved. Assistant City Manager Dalton recommended Ferguson Roof Systems be awarded the bid.

Motion was made by Jerry Tomlinson and seconded by Mike Morris to award bid for City Hall Roof Repair Phase 2 to Ferguson Roof Systems in the amount of \$59,795.00.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

- c. Consider Approval of Memorandum of Agreement (C-2020-02) with the Choctaw Nation of Oklahoma to Cooperate in a Project Located on Big Lots Parkway

Approved

Public Works Director Marty Cook stated the Choctaw Nation of Oklahoma is building a child care center on property owned by the Choctaw Nation adjacent to Big Lots Parkway and just south of Tribal Headquarters. Mr. Cook stated it is necessary to install connecting entrances for this project and may be necessary to install traffic signals in the future. The Choctaw Nation of Oklahoma would provide all construction costs and, upon completion, convey the improvements to the City of Durant who will then be responsible for repair and maintenance.

Motion was made by Jerry Tomlinson and seconded by Danny Sherrer to approve Memorandum of Agreement (C-2020-02) with the Choctaw Nation of Oklahoma to cooperate in a project located on Big Lots Parkway.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

- d. Consider Approval of Ordinance Number 1896 Amending Chapter 51 Garbage System and Facilities of the Code of Ordinances

No Action Taken

6. Public Hearings

- a. Consideration PC2020-02 a Conditional Use Permit and Preliminary Plat for Property Located at 1716 Cale Switch Road

Approved

Community Development Director Danielle Barker addressed council and stated the applicant is the First Church of the Nazarene. The church owns a 20 acre parcel of land which they are wanting to divide into two 10 acre parcels. The Planning Commission recommended approval by a unanimous vote.

Public hearing opened.

Brent Smith, Pastor of First Church of the Nazarene - Available to answer any questions.

Call for comments three times.

Public hearing closed.

Motion was made by Steve Brittingham and seconded by Jerry Tomlinson to approve PC2020-02 a Conditional Use Permit and Preliminary Plat for property located at 1716 Cale Switch Road.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

b. Public Hearing on Resolution 2020-05 Amending Landfill Rates

Approved

City Manager John Dean addressed council and stated the proposed resolution would reduce landfill rates for the citizens of Durant from \$37.95 to \$30.00 per ton and solidifies the once per month dump for residents of the city free of charge. The rates for non-residents of the city and commercial users would increase from \$37.95 to \$45.00 per ton with a minimum charge of \$25.00.

Public Hearing opened.

Request for comment three times.

No public comments

Public hearing closed.

Motion was made by Mike Morris and seconded by Steve Brittingham to approve Resolution 2020-05 amending landfill rates.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

7. Citizen Comments on Non-Agenda Items

There were no citizen comments.

8. Executive Session

- a. Discussion and Consideration of Entering into Executive Session as Authorized by Title 25, Section 307 B(7) of the Oklahoma State

Statutes to Discuss Health Related Information as it Pertains to Jeff Hutchinson's Application for a Disability Pension

Approved

Motion was made by Steve Brittingham and seconded by Danny Sherrer to enter into executive session.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

Motion was made by Jerry Tomlinson and seconded by Danny Sherrer to re-enter regular session.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

- b. Consider Action Pursuant to 8(a) Above
Disapproved

Motion was made by Jerry Tomlinson and seconded by Mike Morris to deny application of Jeff Hutchinson for a disability pension.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

- c. Consider Executive Session for Confidential Communication with Attorney Concerning Pending Claims Against the City of Durant (This Executive Session Authorized by Title 25, Section 307 B(4) of the Oklahoma State Statutes)
 - c) Consider Executive Session for Confidential Communication with Attorney Concerning Pending Claims Against the City of Durant: Brittingham v. City of Durant, Oklahoma (CV-2018-34); (This Executive Session Authorized by Title 25, Section 307 B(4) of the Oklahoma State Statutes).
 - d) Consider Executive Session for Confidential Communication with Attorney Concerning Pending Claims Against the City of Durant: Ballard v. City of Durant, Oklahoma (CV-2018-32); (This Executive Session Authorized by Title 25, Section 307 B(4) of the Oklahoma State Statutes).
 - e) Consider Executive Session for Confidential Communication with Attorney Concerning Pending Claims Against the City of Durant: Ballard v.

City of Durant, Oklahoma (CV-2019-58); (This Executive Session Authorized by Title 25, Section 307 B(4) of the Oklahoma State Statutes).

f) Consider Executive Session for Confidential Communication with Attorney Concerning Pending Claims Against the City of Durant: Ballard v. City of Durant, Oklahoma (CJ-19-148) (This Executive Session Authorized by Title 25, Section 307 B(4) of the Oklahoma State Statutes).

g) Consider Executive Session for Confidential Communication with Attorney Concerning Pending Claims Against the City of Durant: Sullivan vs. City of Durant, Oklahoma (CJ-2019-55); (This Executive Session Authorized by Title 25, Section 307 B(4) of the Oklahoma State Statutes).

h) Consider Executive Session for Confidential Communication with Attorney Concerning Pending Claims Against the City of Durant: Bruton, et al. v. City of Durant, Oklahoma, et al., (CJ-19-60) (This Executive Session Authorized by Title 25, Section 307 B(4) of the Oklahoma State Statutes).

Approved

City Attorney Tom Marcum reported there was a scrivener's error in the title of Item 8(h). The case number was incorrectly listed as CJ-19-148 and should have read CJ-19-60.

Motion was made by Steve Brittingham and seconded by Danny Sherrer to enter into executive session.

Motion Passed with the following vote:

Motion was made by Jerry Tomlinson and seconded by Danny Sherrer to re-enter regular session.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

d. Consider Action Pursuant to 8(c), 8(d), 8(e), 8(f), 8(g), 8(h) Above

No Action Taken on Items 8(c), 8(d), 8(e), 8(f), 8(g), 8(h)

9. New Business

There was no new business.

ADJOURNMENT

Motion was made by Steve Brittingham and seconded by Danny Sherrer to adjourn meeting.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson



The City of Durant

Office of City Clerk

Memorandum

Date: 2/18/2020
To: Mayor and City Council
From: Cynthia J. Price, City Clerk
Re: Consider Approval of Special Called Minutes of February 15, 2020

Council Information / Action Requested

Approval of Special Called Minutes of February 15, 2020

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
Minutes 2.15.2020	Exhibit	2/18/2020

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 January 9, 2020 at 2:00 p.m. and that an agenda of said meeting was posted at the place of such meeting at 10:25 a.m. on the 12th day of February, 2020.

**MINUTES OF THE SPECIAL CALLED MEETING OF DURANT CITY COUNCIL of
February 15, 2020 AT 8:30 AM, Durant Regional Airport Conference Room, 10
Waldron Dr., Durant, OK**

CALL TO ORDER

Mayor Grube called the meeting to order at 8:35 a.m.

INVOCATION/FLAG SALUTE

Assistant City Manager James Dalton provided the invocation. Council Member Mike Morris 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. 2020 City Council Strategic Planning/Budget Workshop

No Action Taken

The 2020 City Council Strategic Planning/Budget Workshop began with a bus/walking tour which included the following locations: Billy Miller Park, Animal Control Building, Landfill, Ron Cross Activity Center, Lake Durant Campground and Recreational Area, the former Country Club Building, and the Waste Water Treatment Plant. City Manager John Dean and Human Resources Supervisor Kari Jones led a group discussion focused on short range and long range strategic planning as well as preparation for the upcoming Fiscal Year 2020-2021 city budget.

Adjournment

Motion was made by Jerry Tomlinson and seconded by Steve Brittingham to adjourn meeting.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson



The City of Durant

Office of City Clerk

Memorandum

Date: 2/26/2020
To: Mayor and City Council
From: Teresa Taylor, Human Resources
Re: Consider Approval of Claims - February 2020

Council Information / Action Requested

Approval of Claims - February 2020

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
Payroll Claims - February 2020	Exhibit	2/26/2020

PAYROLL CLAIMS SUMMARY
AS OF: FEBRUARY 29TH, 2020

001-GENERAL FUND

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

SALARIES AND BENEFITS						
CITY ADMINISTRATION	545,595.85	25,477.16	316,623.85	58.03	0.00	228,972.00
CITY CLERK	108,659.52	6,346.59	66,919.30	61.59	0.00	41,740.22
CITY TREASURER	346,206.22	20,218.68	224,432.41	64.83	0.00	121,773.81
LAW ENFORCEMENT (PD)	4,858,476.89	282,748.08	2,877,377.25	59.22	0.00	1,981,099.64
ANIMAL CONTROL (PD)	96,376.66	4,726.10	60,637.01	62.92	0.00	35,739.65
FIRE DEPARTMENT	3,287,548.06	196,037.32	2,101,833.08	63.93	0.00	1,185,714.98
PARKS, REC. & GEN. SVCS.	525,751.84	32,856.77	370,214.08	70.42	0.00	155,537.76
SWIMMING POOL	71,934.79	0.00	49,678.02	69.06	0.00	22,256.77
MUNICIPAL COURT	54,407.70	5,967.98	50,994.82	93.73	0.00	3,412.88
COMMUNITY DEVELOPMENT	477,984.35	30,232.09	321,609.16	67.28	0.00	156,375.19
PUBLIC LIBRARY	505,008.14	26,107.98	314,607.84	62.30	0.00	190,400.30
STREET DEPARTMENT	838,448.53	45,485.96	500,823.97	59.73	0.00	337,624.56
ECONOMIC DEVELOPMENT	62,568.00	3,579.44	3,579.44	5.72	0.00	58,988.56
CIVIL EMERGENCY MGMT.	193,143.45	11,471.51	116,331.03	60.23	0.00	76,812.42
GENERAL GOVERNMENT	160,800.00	0.00	1,971.09	2.72	2,400.00	156,428.91
CITY GARAGE	258,084.59	14,646.72	154,221.14	59.76	0.00	103,863.45
SENIOR CITIZENS CENTER	<u>19,961.04</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>19,961.04</u>
 TOTAL SALARIES AND BENEFITS	 12,410,955.63 =====	 705,902.38 =====	 7,531,853.49 =====	 60.71 =====	 2,400.00 =====	 4,876,702.14 =====

PAYROLL CLAIMS SUMMARY
AS OF: FEBRUARY 29TH, 2020

001-GENERAL FUND
REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

	=====	=====	=====	=====	=====	=====

*** END OF REPORT ***

PAYROLL CLAIMS SUMMARY
AS OF: FEBRUARY 29TH, 2020

010-INFO. TECH. SERVICE FUND

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

SALARIES AND BENEFITS						
INFO. TECH. SERVICE FUND	<u>219,427.61</u>	<u>9,141.47</u>	<u>123,874.55</u>	<u>56.45</u>	<u>0.00</u>	<u>95,553.06</u>
TOTAL SALARIES AND BENEFITS	<u>219,427.61</u> =====	<u>9,141.47</u> =====	<u>123,874.55</u> =====	<u>56.45</u> =====	<u>0.00</u> =====	<u>95,553.06</u> =====

PAYROLL CLAIMS SUMMARY
AS OF: FEBRUARY 29TH, 2020

010-INFO. TECH. SERVICE FUND
REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

	=====	=====	=====	=====	=====	=====

*** END OF REPORT ***

PAYROLL CLAIMS SUMMARY
AS OF: FEBRUARY 29TH, 2020

020-DURANT INDUSTRIAL AUTH.

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

SALARIES AND BENEFITS						
	=====	=====	=====	=====	=====	=====

PAYROLL CLAIMS SUMMARY
AS OF: FEBRUARY 29TH, 2020

020-DURANT INDUSTRIAL AUTH.
REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

	=====	=====	=====	=====	=====	=====

*** END OF REPORT ***

PAYROLL CLAIMS SUMMARY
AS OF: FEBRUARY 29TH, 2020

101-SPECIAL 911 TAX FUND

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

SALARIES AND BENEFITS						
PD COMM CENTER	<u>758,075.81</u>	<u>30,808.08</u>	<u>417,950.25</u>	<u>55.13</u>	<u>0.00</u>	<u>340,125.56</u>
 TOTAL SALARIES AND BENEFITS	 <u>758,075.81</u> =====	 <u>30,808.08</u> =====	 <u>417,950.25</u> =====	 <u>55.13</u> =====	 <u>0.00</u> =====	 <u>340,125.56</u> =====

PAYROLL CLAIMS SUMMARY
AS OF: FEBRUARY 29TH, 2020

101-SPECIAL 911 TAX FUND
REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

	=====	=====	=====	=====	=====	=====

*** END OF REPORT ***

PAYROLL CLAIMS SUMMARY
AS OF: FEBRUARY 29TH, 2020

206-DURANT AIRPORT AUTHORITY

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

SALARIES AND BENEFITS						
BEAKER FIELD	<u>143,877.50</u>	<u>8,237.68</u>	<u>54,751.49</u>	<u>38.05</u>	<u>0.00</u>	<u>89,126.01</u>
TOTAL SALARIES AND BENEFITS	<u>143,877.50</u> =====	<u>8,237.68</u> =====	<u>54,751.49</u> =====	<u>38.05</u> =====	<u>0.00</u> =====	<u>89,126.01</u> =====

PAYROLL CLAIMS SUMMARY
AS OF: FEBRUARY 29TH, 2020

206-DURANT AIRPORT AUTHORITY
REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

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*** END OF REPORT ***

PAYROLL CLAIMS SUMMARY
AS OF: FEBRUARY 29TH, 2020

405-DURANT UTILITIES AUTH.

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

SALARIES AND BENEFITS						
PUBLIC WORKS ADMINISTRATI	178,506.08	11,726.96	102,215.14	57.26	0.00	76,290.94
UTILITY BILLING	450,763.63	15,449.83	254,307.01	56.42	0.00	196,456.62
WATER/SEWER LINE MAINT.	602,331.59	31,558.74	375,555.85	62.35	0.00	226,775.74
WATER TREATMENT PLANT	489,500.01	26,542.20	305,865.35	62.49	0.00	183,634.66
WASTEWATER TREATMENT	386,514.16	22,431.92	244,445.82	63.24	0.00	142,068.34
COLLECTION - SOLID WASTE	772,008.25	51,181.62	419,333.10	54.32	0.00	352,675.15
UTILITY GENERAL ADMIN.	200,000.00	0.00	0.00	0.00	0.00	200,000.00
DISPOSAL - SOLID WASTE	<u>591,371.47</u>	<u>29,564.46</u>	<u>359,637.85</u>	<u>60.81</u>	<u>0.00</u>	<u>231,733.62</u>
 TOTAL SALARIES AND BENEFITS	 3,670,995.19	 188,455.73	 2,061,360.12	 56.15	 0.00	 1,609,635.07
	=====	=====	=====	=====	=====	=====

PAYROLL CLAIMS SUMMARY
AS OF: FEBRUARY 29TH, 2020

405-DURANT UTILITIES AUTH.
REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

	=====	=====	=====	=====	=====	=====

*** END OF REPORT ***

PAYROLL CLAIMS SUMMARY
AS OF: FEBRUARY 29TH, 2020

500-MULTI-SPORTS COMPLEX

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

SALARIES AND BENEFITS						
RECREATIONAL MARKETING	96,092.59	4,325.16	53,044.89	55.20	0.00	43,047.70
DURANT MULTI-SPORT COMP	<u>372,045.65</u>	<u>16,041.71</u>	<u>219,662.94</u>	<u>59.04</u>	<u>0.00</u>	<u>152,382.71</u>
 TOTAL SALARIES AND BENEFITS	 468,138.24 =====	 20,366.87 =====	 272,707.83 =====	 58.25 =====	 0.00 =====	 195,430.41 =====

PAYROLL CLAIMS SUMMARY
AS OF: FEBRUARY 29TH, 2020

500-MULTI-SPORTS COMPLEX
REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

	=====	=====	=====	=====	=====	=====

*** END OF REPORT ***

PAYROLL CLAIMS SUMMARY
AS OF: FEBRUARY 29TH, 2020

610-CEMETERY OPERATIONS FUND

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

SALARIES AND BENEFITS						
	=====	=====	=====	=====	=====	=====

PAYROLL CLAIMS SUMMARY
AS OF: FEBRUARY 29TH, 2020

610-CEMETERY OPERATIONS FUND
REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

	=====	=====	=====	=====	=====	=====

*** END OF REPORT ***



The City of Durant

Office of City Treasurer

Memorandum

Date: 2/26/2020
To: Mayor and City Council
From: An-chen Lai, Finance Director/Treasurer
Re: Consider Approval of Budget Amendment 2020-09

Your authorization to approve Budget Amendment BA 2020-09 is requested.
All of the adjustments are procedural in nature: necessary to carry out the activities of the city.
All of the proposed budget changes have been reviewed by the City Manager and the amendment is recommended for approval.

Council Information / Action Requested

#1857 ADJ TRANSFER TO IT SERVICE COVER TYLER CONTENT DOCUMENT MANAGEMENT AND SIGNAL ACCIDENTAL DAMAGE- INTERSECTION MIN & UNIVERSITY PL.
#1858 ADJ IT SERVICE ACCOUNT SOFTWARE TO COVER TYLER CONTENT MANAGEMENT SOFTWARE
#1859 TRANSFER TO IT FUND TO COVER TYLER CONTENT SOFTWARE AND ADJ 2019 OWRB CONSTRUCTION INTEREST PAYMENT.
#1860 ADJ TO COVER AIRPORT TERMINAL BUILDING ROOF REPAIR

City Staff Information / Action Follow-up, if Council authorizes this action:

The City Treasurer's Office will install the approved budget amendment in the City's accounting software and ensure that all funds are still in balance.

ATTACHMENTS:

Description	Type	Upload Date
BA 2020-09	Cover Memo	3/5/2020

PACKET: 00389-BA 2020-09

BUDGET CODE: CB-Current Budget

FUND ACCOUNT	DATE	DESCRIPTION	ADJUSTMENT	ORIGINAL BUDGET	PREVIOUS ADJUSTMENTS	NEW BUDGET	BUDGET BALANCE
Budget Adj. # 001857 -----							
001 019-569.70-17 FUND RESERVE DEPT: GENERAL GOVERNMENT	3/10/2020	TRSF IT FOR TYLER C	23,860.00-	300,000.00	68,580.61-	151,559.39	151,559.39
001 019-569.99-10 P.TRSF TO I.T. SERVICE FUND DEPT: GENERAL GOVERNMENT	3/10/2020	TRSF IT FOR TYLER C	23,860.00	0.00	0.00	23,860.00	23,860.00
001 019-569.70-17 FUND RESERVE DEPT: GENERAL GOVERNMENT	3/10/2020	SIGNAL ACCIDENT DAM	56,000.00-	300,000.00	68,580.61-	151,559.39	151,559.39
001 000-361.40-00 MISC. REVENUE	3/10/2020	SIGNAL DAMAGE INS P	12,000.00	43,000.00-	24,998.87	79,998.87-	10,890.83
001 016-541.50-73 SIGNAL LIGHT MAINTENANCE DEPT: STREET DEPARTMENT	3/10/2020	SIGNAL ACCIDENT DAM	68,000.00	30,000.00	0.00	98,000.00	80,214.59
Budget Adj. # 001858 -----							
010 000-364.11-00 TRSF. FROM GENERAL FUND	3/10/2020	ADJ TYLER CONTEN DO	23,860.00	0.00	0.00	23,860.00-	23,860.00-
010 000-364.27-00 TRSF. FROM DCUA	3/10/2020	ADJ TYLER CONTEN DO	15,918.00	0.00	0.00	15,918.00-	15,918.00-
010 020-560.30-90 ACCOUNTING SOFTWARE & MAINT DEPT: INFO. TECH. SERVICE DEPT.	3/10/2020	ADJ TYLER CONTEN DO	39,778.00	82,195.66	0.00	121,973.66	55,076.98
Budget Adj. # 001859 -----							
405 030-555.70-17 CONTINGENCY RESERVE DEPT: UTILITY GENERAL ADMIN.	3/10/2020	TRS IT FOR TYLER CO	15,918.00-	58,670.98	22,055.00-	20,177.98	20,177.98
405 030-555.99-10 TRSF.TO I.T. SERVICE FUND 010 DEPT: UTILITY GENERAL ADMIN.	3/10/2020	TRS IT FOR TYLER CO	15,918.00	0.00	0.00	15,918.00	15,918.00
405 030-555.70-17 CONTINGENCY RESERVE DEPT: UTILITY GENERAL ADMIN.	3/10/2020	2019OWRB CONTST INT	520.00-	58,670.98	22,055.00-	20,177.98	20,177.98
405 030-555.70-86 INTEREST EXPENSE DEPT: UTILITY GENERAL ADMIN.	3/10/2020	2019OWRB CONTST INT	520.00	0.00	0.00	520.00	4.94

PACKET: 00389-BA 2020-09

BUDGET CODE: CB-Current Budget

FUND ACCOUNT	DATE	DESCRIPTION	ADJUSTMENT	ORIGINAL BUDGET	PREVIOUS ADJUSTMENTS	NEW BUDGET	BUDGET BALANCE
Budget Adj. # 001860 -----							
206 000-361.40-00 MISC. REVENUE	3/10/2020	AIRPT TERMINAL ROOF	14,315.00	2,000.00-	2,394.00	18,709.00-	1,470.00-
206 065-503.50-58 TERMINAL BLDG. MAINTENANCE DEPT: EAKER FIELD	3/10/2020	AIRPT TERMINAL ROOF	14,315.00	4,000.00	0.00	18,315.00	12,257.11
Budget Adj. # 001861 -----							
215 000-301.10-00 BEGINNING UNENCUMBERED	3/10/2020	BA2020-09 TRS TO CI	750,000.00	0.00	0.00	758,256.00-	758,256.00-
215 078-528.99-14 TRFER TO CAPITAL IMPROVEMENTS DEPT: GEN. GOVT. & DEBT SERVICE	3/10/2020	BA2020-09 TRS TO CI	750,000.00	0.00	0.00	750,000.00	750,000.00
215 000-301.10-00 BEGINNING UNENCUMBERED	3/10/2020	BA2020-09 TRS TO DM	8,256.00	0.00	0.00	758,256.00-	758,256.00-
215 078-528.99-17 TRSF TO DMSC-MIS REIMBURSEMENT DEPT: GEN. GOVT. & DEBT SERVICE	3/10/2020	BA2020-09 TRS TO DM	8,256.00	0.00	0.00	8,256.00	8,256.00
Budget Adj. # 001862 -----							
015 000-364.34-00 TRSF FROM DCFA FUND-MISC	3/10/2020	BA2020-09 SENIOR CT	750,000.00	0.00	0.00	750,000.00-	750,000.00-
015 023-592.61-86 SR CENTER IMPROVEMENTS DEPT: SENIOR CITIZENS CENTER	3/10/2020	BA2020-09 SENIOR CT	750,000.00	0.00	0.00	750,000.00	750,000.00
Budget Adj. # 001863 -----							
500 011-535.50-71 RECREATION EQUIPMENT & MAINT DEPT: DURANT MULTI-SPORTS CMPLX	3/10/2020	BA2020-09 DMSC FILD	8,256.00	3,500.00	0.00	11,756.00	7,284.45
500 000-364.21-00 TRSF FROM DCFA FUND PACKET NOTES: #1857 ADJ TRANSFER TO IT SERVICE COVER TYLER CONTENT DOCUMENT MANAGEMENT AND SIGNAL ACCIDENTAL DAMAGE-INTERSECTION MAIN & UNIVERSITY PL. #1858 ADJ IT SERVICE ACCT SOFTWARE TO COVER TYLER CONTENT	3/10/2020	BA2020-09 DMSC FILD	8,256.00	0.00	0.00	8,256.00-	8,256.00-

PACKET: 00389-BA 2020-09

BUDGET CODE: CB-Current Budget

FUND ACCOUNT	DATE	DESCRIPTION	ADJUSTMENT	ORIGINAL BUDGET	PREVIOUS ADJUSTMENTS	NEW BUDGET	BUDGET BALANCE
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Budget Adj. # 001863 -----

DOCUMENT SOFTWARE EXPENDITURE.

#1859 TRSF TO IT FUND COVER TYLER CONTENT SOFTWARE

ADJ 2019 OWRB CONTSTRUCTION INTEREST PAYMENT

#1860 ADJ TO COVER TERMINAL BUILDING ROOF REPAIR

#1861 TRANSFER TO CAPITAL IMPRV TO COVER SENIOR CITIZENS

CENTER IMPROVEMENTS & DMSC BALL FIELDS IMPROVEMENTS.

#1862 TRANSFER FROM DCFA TO COVER SENIOR CENTR IMPROVMNTS.

#1863 TRANSFER FROM DCFA TO COVER BALL FEILDS IMPROVENEMTS

TOTAL NO. ADJUSTMENTS--REVENUE: 8 1,582,605.00

TOTAL NO. ADJUSTMENTS--EXPENSE: 14 1,582,605.00

TOTAL IN PACKET-- 3,165,210.00

*** NO WARNINGS ***

*** NO ERRORS ***

*** END OF REPORT ***



The City of Durant

Office of City Clerk

Memorandum

Date: 2/28/2020
To: Mayor and City Council
From: Cynthia J. Price, City Clerk
Re: Consider Approval of Mayoral Appointment to Airport Advisory Board

There is a designated seat on the Airport Advisory Board for a representative of the Durant Industrial Authority (DIA). In the past, this seat has been filled by the Executive Director of the DIA. Paul Buntz has served on the Airport Advisory Board as representative of the DIA since being hired as Interim Executive Director of the DIA in 2017. Lisa Taylor was hired in February 2020 as the new Executive Director of the DIA. On March 9, 2020, the DIA Board voted unanimously to recommend the appointment of Lisa Taylor as their representative on the Airport Authority Board replacing Paul Buntz.

Council Information / Action Requested

Approval of Mayoral Appointment of Lisa Taylor to the Airport Advisory Board replacing Paul Buntz as representative of the Durant Industrial Authority.

City Staff Information / Action Follow-up, if Council authorizes this action:



Plan Code: 3702

**AirMedCare Network Group Full Census Membership
For City of Durant**

Organization: City of Durant
Physical Address: 300 W Evergreen
Durant, OK 74701
Contact: Teresa Taylor
Phone: 580-931-6640
Email: ttaylor@durant.org
County: Bryan

Membership Sales Manager/Base: Joe Mozingo / Base #065

Participants:

1. The Organization is paying AirMedCare Network the fees shown below so the individuals (Participants) listed on the attached Participant List can be members of AirMedCare Network, an alliance of affiliated air ambulance providers *(each a "Company") as provided in this Agreement.
 - o A Participant must be actively affiliated with the Organization (as a member, director, officer, employee or similar relationship) as indicated on the Participant List when the fee for such Participant is paid.
2. For annual payment plans, the Organization may later add a Participant by providing AirMedCare Network with an updated census list

Fees and Payment:

No. of Participants in Initial Group	Annual Rate		Total
<u>220</u>	Census Slots	\$ 60.00	<u>\$13200.00</u>
		Total	<u>\$13200.00</u>

General Provisions:

1. Participant memberships will be effective upon AirMedCare Network' receipt of (a) this Agreement signed by the Organization, (b) payment as provided above and (c) monthly employee census list completed by the Participants/Company. Memberships will automatically expire for an employee at the time they are no longer employed with the company. No refunds.
2. AirMedCare Network agrees that Participant Lists (a) will be used by AirMedCare Network only for the purpose of delivering AirMedCare Network services, (b) will be treated like any other AirMedCare Network confidential information and (c) will not be used, sold or shared with any third party inconsistent with this provision.
3. This membership plan will be effective for 12 months, effective as of _____, and will be evaluated by both parties annually at least 30 days prior to anniversary date, if (a) no termination notice has been sent by either party and (b) payment for the renewal period is received by AirMedCare Network before expiration of the grace period. Either party may terminate this Agreement at any time and for any reason with 30 days prior written notice to the other party, but termination will not affect issued memberships.





Terms and Conditions

AirMedCare Network is an alliance of affiliated air ambulance providers* (each a "Company"). An AirMedCare Network membership automatically enrolls you as a member in each Company's membership program. Membership ensures the patient will have no out-of-pocket flight expenses if flown by a Company by providing prepaid protection against a Company's air ambulance costs that are not covered by a member's insurance or other benefits or third party responsibility, subject to the following terms and conditions:

1. Patient transport will be to the closest appropriate medical facility for medical conditions that are deemed by AMCN Provider attending medical professionals to be life- or limb-threatening, or that could lead to permanent disability, and which require emergency air ambulance transport. A patient's medical condition, not membership status, will dictate whether or not air transportation is appropriate and required. Under all circumstances, an AMCN Provider retains the sole right and responsibility to determine whether or not a patient is flown.
2. AMCN Provider air ambulance services may not be available when requested due to factors beyond its control, such as use of the appropriate aircraft by another patient or other circumstances governed by operational requirements or restrictions including, but not limited to, equipment manufacturer limitations, governmental regulations, maintenance requirements, patient condition, age or size, or weather conditions. FAA restrictions prohibit most AMCN Provider aircraft from flying in inclement weather conditions. The primary determinant of whether to accept a flight is always the safety of the patient and medical flight crews. Emergent ground ambulance transport of a member by an AMCN Provider will be covered under the same terms and conditions.
3. Members who have insurance or other benefits, or third party responsibility claims, that cover the cost of ambulance services are financially liable for the cost of AMCN Provider services up to the limit of any such available coverage. In return for payment of the membership fee, the AMCN Provider will consider its air ambulance costs that are not covered by any insurance, benefits or third party responsibility available to the member to have been fully prepaid. The AMCN Provider reserves the right to bill directly any appropriate insurance, benefits provider or third party for services rendered, and members authorize their insurers, benefits providers and responsible third parties to pay any covered amounts directly to the AMCN Provider. Members agree to remit to the AMCN Provider any payment received from insurance or benefit providers or any third party for air medical services provided by the AMCN Provider, not to exceed regular charges. Neither the Company nor AirMedCare Network is an insurance company. Membership is not an insurance policy and cannot be considered as a secondary insurance coverage or a supplement to any insurance coverage. **Neither the Company nor AirMedCare Network will be responsible for payment for services provided by another ambulance service.**
4. Membership starts 15 days after the Company receives a complete application with full payment; however, the waiting period will be waived for unforeseen events occurring during such time. Members must be natural persons. Memberships are non-refundable and non-transferable.
5. Some state laws prohibit Medicaid beneficiaries from being offered membership or being accepted into membership programs. By applying, members certify to the Company that they are not Medicaid beneficiaries.
6. These terms and conditions supersede all previous terms and conditions between a member and the Company or AirMedCare Network, including any other writings, or verbal representations, relating to the terms and conditions of membership.

*Air Evac EMS, Inc. / Guardian Flight, LLC / Med-Trans Corporation / REACH Air Medical Services, LLC -- These terms and conditions apply to all AirMedCare Network participating provider membership programs, regardless of which participating provider transports you.





Agreed to by:

Signature

Printed Name

Title

Organization Name

Date

Signature

Keith Hovey

Printed Name

Vice President

Title

Membership

Division

Date





The City of Durant

Grants Department

Memorandum

Date: 3/4/2020
To: Mayor and City Council
From: Rebecca Payne, Grants Coordinator
Re: Consideration to Approve the Submission of a Grant Application in the Amount of \$175,979 Through the FEMA 2020 Assistance to Firefighters Grant (AFG) Program to Include a Five Percent Local Match to Purchase Self Contained Breathing Apparatus Units for the Durant Fire Department.

Chief Joines is pursuing a FEMA 2020 Assistance to Firefighters (AFG) Grant to provide funding for 17 SCBA units. Project Cost: \$175,979 with a \$8,800 match commitment.

Council Information / Action Requested

Approve the Submission of a Grant Application in the Amount of \$175,979 Through the FEMA 2020 Assistance to Firefighters Grant (AFG) Program to Include a Five Percent Local Match to Purchase Self Contained Breathing Apparatus Units for the Durant Fire Department.

City Staff Information / Action Follow-up, if Council authorizes this action:

Becca will complete the application with the fire department to submit by March 13.



The City of Durant

Office of City Clerk

Memorandum

Date: 3/5/2020
To: Mayor and City Council
From: Cynthia J. Price, City Clerk
Re: City Clerk Monthly Report - February 2020

Council Information / Action Requested

Information only.

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
City Clerk Monthly Report - February 2020	Exhibit	3/4/2020

CITY CLERK MONTHLY INFORMATION REPORT

FEBRUARY 2020

MUNICIPAL COURT -

I have created the attached spreadsheet which will allow you to track the various municipal court categories as the calendar year progresses.

LICENSES -

There were 2 license issued in February 2020.

1 - Itinerant Merchant

1 - Retail Beer

SPECIAL EVENT PERMIT APPLICATIONS -

There was one Special Event Permit Application received in February 2020.

Events Held in City of Durant in February 2020:

None Requiring Special Event Permits

Upcoming Events To Be Held in City of Durant in March 2020:

Bryan County United Way 'Be a Hero' 5K and Fun Run - March 7, 2020

RECORD REQUESTS -

There were five (5) record requests received and processed in February, 2020.

CEMETERY ADMINISTRATION/3B GRAVE SERVICE -

Burials: 7 (4 casket burials) (3 cremains burials).

Sales: 3

Transfers: 0

CEMETERY -

The ground penetrating radar work is underway at Highland Cemetery. Work was temporarily suspended due to excessive rain.

The tree trimming is complete. There has been a work order created for city crews to remove the remaining tree limbs from the back of the cemetery property.

I received an update from the artist who is restoring the angel statue. She expects to be finished by the end of March, 2020. At that time, I will schedule a ceremony for the unveiling of the statue and invite all donors to attend.

BIDS -

Agricultural Leases - Landfill and Cemetery Addition
Durant Regional Airport Roof Repair - Quotes (pending)

BOARD SECRETARY -

I served functions of the secretary for the following council, authorities and boards in the month of February 2020:

Durant City Council (2 meetings);
Durant City Utility Authority;
Durant Airport Authority;
Durant Tourism Economic Development Authority;
Parks and Recreation Advisory Board;



The City of Durant

Office of City Manager

Memorandum

Date:

To: Mayor and City Council

From:

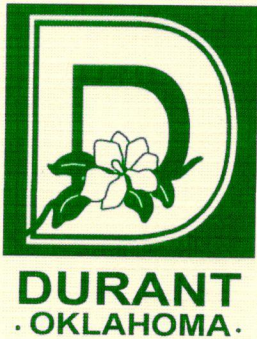
Re: City Manager Monthly Report - February 2020

Council Information / Action Requested

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
City Manager Monthly Report - February 2020	Cover Memo	3/6/2020



CITY OF DURANT

Office of the City Manager

March 06, 2020

Mayor Grube and members of the City Council:

February, 2020 City Manager Monthly Report

Continued working toward notification of hearings for possible delinquent RWD sewer customers.

Continued to work on combining several lists of businesses into a single list so that we have the best list possible to begin implementation of the business licenses.

Developed an Ordinance for Council consideration to modify the collection of bulk waste for each residence monthly.

Worked on financing options for street and infrastructure improvements as recommended by the Streets and Infrastructure Task force.

Met with Wall engineering and appropriate staff regarding Capital improvements connected to the 1 cent Capital Improvement Sales Tax.

Staff reviewed the next phase of the Streetscape project. Met with ODOT and project engineer to move forward with the project.

Staff reviewed the Rails to Trails project. Met with ODOT and project engineer to move forward with the project.

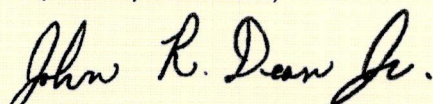
Met with County Commissioner Boyer regarding a number of services and ideas including a Regional Planning Commission.

Completed the Employee Handbook review. It will now be reviewed by OMAG before presentation to the Council.

Conducted Council Retreat.

Began working on the Budget for FY 2021.

Respectfully Submitted,


John R. Dean, Jr., City Manager



The City of Durant

Office of Community Development

Memorandum

Date: 2/25/2020
To: Mayor and City Council
From: Danielle Barker, Community Development Director
Re: Community Development Monthly Report - February 2020

Please find the attached monthly report for Community Development for the month of February.

Council Information / Action Requested

No action required

City Staff Information / Action Follow-up, if Council authorizes this action:

No follow-up required

ATTACHMENTS:

Description	Type	Upload Date
Community Development Monthly Report - February 2020	Cover Memo	3/3/2020



The City of Durant

Office of Community Development

Monthly Activity Report, February 2020

1. Inspections	
Building	36
Electrical	57
Mechanical	32
Plumbing	38
Other	0
TOTAL	163

2. Code Enforcement	
Other Contacts Made	3
Grass & Weeds	0
Junk Vehicles	9
Junk Appliances	4
Dilapidated Structures	4
Trash & Debris	54
Trees & Shrubs	8
Other	
Notices Posted	
Condemned	0
TOTAL	82

3. New Construction	
SFR	5
MFR	0
Commercial	1
Industrial	0
TOTAL	6

4. Permits Issued	
Building	25
Electrical	15
Plumbing	11
Mechanical	8
Floodplain	6
TOTAL	65

5. Public Hearings	
Board of Adjustment	1
Planning Commission	2
City Council	1
TOTAL	4

6. Letters Mailed	
Code Enforcement	82
Public Hearings	23
Other	30
TOTAL	135

7. GIS / Mapping	
Maps Printed	42
911 Addresses Requested	101
TOTAL	143

8. Licenses Issued	
Electrical	1
Plumbing	2
Mechanical	4
Roofing	1
TOTAL	8

Total	82
Other contacts made	3
Trash and Debris	54
Grass and Weeds	0
Dilapidated Structure	4
Junk Vehicles	9
Junk Appliance	4
Trees and Shrubs	8

TOTAL VISITS 246

February-20

Monthly Code Report

No.	Date	Address	Type of Nuisance	Decision
1	02/10/2020	402 N 4TH	TRASH AND DEBRIS	2 WKS
2	02/10/2020	216 W POPLAR	TRASH AND DEBRIS	2 WKS
3	02/10/2020	1001 N 2ND	TRASH AND DEBRIS	2 WKS
4	02/10/2020	1109 N 2ND	TRASH AND DEBRIS	OWNER
5	02/10/2020	918 W CEDAR	TRASH AND DEBRIS	OWNER
6	02/10/2020	517 N 11TH	TRASH AND DEBRIS	2 WKS
7	02/10/2020	719 N 12TH	TRASH AND DEBRIS	2 WKS
8	02/10/2020	1618 W CEDAR	TRASH AND DEBRIS	OWNER
9	02/10/2020	901 CROOKED OAK	TRASH AND DEBRIS	OWNER
10	02/10/2020	901 CROOKED OAK	POLY CART	OWNER
11	02/10/2020	1016 HARMONY	TRASH AND DEBRIS	OWNER
12	02/10/2020	3504 DANA	TRASH AND DEBRIS	OWNER
13	02/10/2020	905 LYNN WOOD	STORAGE BLDG	30 DAY
14	02/10/2020	1512 W LOUISIANA	TRASH AND DEBRIS	CITY
15	02/10/2020	1512 W LOUISIANA	JUNK VEHICLES	CITY
16	02/10/2020	1512 W LOUISIANA	WATER ACCOUNT	CITY
17	02/10/2020	919 W LOUISIANA	WATER ACCOUNT	CITY
18	02/10/2020	408 S 7TH	TRASH AND DEBRIS	OWNER
19	02/10/2020	408 S 7TH	JUNK APPLIANCES	CITY
20	02/10/2020	402 S 7TH	TRASH AND DEBRIS	CITY
21	02/10/2020	314 N KATY	DILAPIDATED	CITY
22	02/10/2020	625 NE 2ND	TRASH AND DEBRIS	CITY
23	02/10/2020	625 NE 2ND	JUNK APPLIANCES	CITY
24	02/10/2020	508 NE 2ND	TRASH AND DEBRIS	OWNER
25	02/14/2020	1407 W ARKANSAS	TRASH AND DEBRIS	POSTED
26	02/14/2020	1407 W ARKANSAS	TREES AND SHRUBS	POSTED
27	02/14/2020	1407 W ARKANSAS	DILAPIDATED	POSTED
28	02/14/2020	702 W VIRGINIA	DILAPIDATED	POSTED
29	02/14/2020	709 S 7TH	TRASH AND DEBRIS	POSTED
30	02/14/2020	709 S 7TH	DILAPIDATED	POSTED
31	02/14/2020	800 E FLORIDA	JUNK VEHICLES	POSTED
32	02/14/2020	802 E FLORIDA	TRASH AND DEBRIS	POSTED
33	02/14/2020	810 E FLORIDA	TRASH AND DEBRIS	POSTED
34	02/14/2020	812 E FLORIDA	TRASH AND DEBRIS	POSTED
35	02/14/2020	1003 E MAIN	TRASH AND DEBRIS	POSTED
36	02/14/2020	225 E POPLAR	TRASH AND DEBRIS	POSTED
37	02/14/2020	225 E POPLAR	TREES AND SHRUBS	POSTED
38	02/14/2020	204 E POPLAR	TRASH AND DEBRIS	POSTED
39	02/14/2020	204 E POPLAR	TREES AND SHRUBS	POSTED
40	02/14/2020	723 N 2ND	TRASH AND DEBRIS	POSTED
41	02/14/2020	616 N 4TH	TRASH AND DEBRIS	POSTED
42	02/14/2020	616 N 4TH	JUNK VEHICLES	POSTED
43	02/14/2020	323 W LOCUST	TRASH AND DEBRIS	POSTED
44	02/14/2020	515 W MULBERRY	TRASH AND DEBRIS	POSTED
45	02/14/2020	624 N 5TH	TRASH AND DEBRIS	POSTED
46	02/14/2020	1219 N 6TH	TRASH AND DEBRIS	POSTED
47	02/14/2020	1219 N 6TH	JUNK VEHICLES	POSTED
48	02/14/2020	1215 N 6TH	TRASH AND DEBRIS	POSTED
49	02/14/2020	1215 N 6TH	JUNK VEHICLES	POSTED
50	02/14/2020	1209 N 6TH	TRASH AND DEBRIS	POSTED
51	02/14/2020	1209 N 6TH	JUNK VEHICLES	POSTED

52	02/14/2020	704 W LOCUST	TRASH AND DEBRIS	POSTED
53	02/14/2020	401 N 8TH	TRASH AND DEBRIS	POSTED
54	02/14/2020	1409 WENDELL	JUNK APPLIANCES	POSTED
55	02/24/2020	1407 W ARKANSAS	TRASH AND DEBRIS	CITY
56	02/24/2020	1407 W ARKANSAS	TREES AND SHRUBS	CITY
57	02/24/2020	1407 W ARKANSAS	DILAPIDATED	CITY
58	02/24/2020	702 W VIRGINIA	DILAPIDATED	30 DAY
59	02/24/2020	709 S 7TH	TRASH AND DEBRIS	CITY
60	02/24/2020	709 S 7TH	DILAPIDATED	CITY
61	02/24/2020	800 E FLORIDA	JUNK VEHICLES	OWNER
62	02/24/2020	802 E FLORIDA	TRASH AND DEBRIS	CITY
63	02/24/2020	810 E FLORIDA	TRASH AND DEBRIS	OWNER
64	02/24/2020	812 E FLORIDA	TRASH AND DEBRIS	OWNER
65	02/24/2020	1003 E MAIN	TRASH AND DEBRIS	OWNER
66	02/24/2020	225 E POPLAR	TRASH AND DEBRIS	CITY
67	02/24/2020	225 E POPLAR	TREES AND SHRUBS	CITY
68	02/24/2020	204 E POPLAR	TRASH AND DEBRIS	CITY
69	02/24/2020	204 E POPLAR	TREES AND SHRUBS	CITY
70	02/24/2020	723 N 2ND	TRASH AND DEBRIS	CITY
71	02/24/2020	616 N 4TH	TRASH AND DEBRIS	CITY
72	02/24/2020	616 N 4TH	JUNK VEHICLES	CITY
73	02/24/2020	323 W LOCUST	TRASH AND DEBRIS	CITY
74	02/24/2020	515 W MULBERRY	TRASH AND DEBRIS	CITY
75	02/24/2020	624 N 5TH	TRASH AND DEBRIS	CITY
76	02/24/2020	1219 N 6TH	TRASH AND DEBRIS	CITY
77	02/24/2020	1219 N 6TH	JUNK VEHICLES	CITY
78	02/24/2020	1215 N 6TH	TRASH AND DEBRIS	CITY
79	02/24/2020	1215 N 6TH	JUNK VEHICLES	CITY
80	02/24/2020	1209 N 6TH	TRASH AND DEBRIS	CITY
81	02/24/2020	1209 N 6TH	JUNK VEHICLES	CITY
82	02/24/2020	704 W LOCUST	TRASH AND DEBRIS	CITY
83	02/24/2020	401 N 8TH	TRASH AND DEBRIS	OWNER
84	02/24/2020	1409 WENDELL	JUNK APPLIANCES	CITY
85	02/28/2020	801 S 7TH	TRASH AND DEBRIS	POSTED
86	02/28/2020	801 S 7TH	JUNK VEHICLES	POSTED
87	02/28/2020	809/815 S 9TH	JUNK VEHICLES	POSTED
88	02/28/2020	1415 W MISSISSIPPI	TRASH AND DEBRIS	POSTED
89	02/28/2020	1503 W TEXAS	TRASH AND DEBRIS	POSTED
90	02/28/2020	1503 W TEXAS	DILAPIDATED	POSTED
91	02/28/2020	2101 W ARKANSAS	TRASH AND DEBRIS	POSTED
92	02/28/2020	518 N 15TH	TRASH AND DEBRIS	POSTED
93	02/28/2020	602 N 15TH	JUNK APPLIANCES	POSTED
94	02/28/2020	1424 W MAPLE	TRASH AND DEBRIS	POSTED
95	02/28/2020	1424 W MAPLE	JUNK APPLIANCES	POSTED
96	02/28/2020	1524 W CEDAR	TRASH AND DEBRIS	POSTED
97	02/28/2020	1524 W CEDAR	JUNK VEHICLES	POSTED
98	02/28/2020	1512 W OLIVE	TRASH AND DEBRIS	POSTED
99	02/28/2020	1401 CORINNE	TRAVEL TRAILER	POSTED
100	02/28/2020	1412 CORINNE	TRASH AND DEBRIS	POSTED
101	02/28/2020	1412 CORINNE	JUNK VEHICLES	POSTED
102	02/28/2020	1412 CORINNE	JUNK APPLIANCES	POSTED
103	02/28/2020	1408 WENDELL	TRASH AND DEBRIS	POSTED
104	02/28/2020	1406 WENDELL	TRASH AND DEBRIS	POSTED
105	02/28/2020	1402 WENDELL	TRASH AND DEBRIS	POSTED
106	02/28/2020	1401 WENDELL	TRASH AND DEBRIS	POSTED

107	02/28/2020	1304 DALLAS	TRASH AND DEBRIS	POSTED
108	02/28/2020	1012 W WILLOW	TRASH AND DEBRIS	POSTED
109	02/28/2020	1006 W WILLOW	TRASH AND DEBRIS	POSTED
110	02/28/2020	1002 W WILLOW	TRASH AND DEBRIS	POSTED
111	02/28/2020	1002 W WILLOW	TREES AND SHRUBS	POSTED
112	02/28/2020	1016 BALTIMORE	TRASH AND DEBRIS	POSTED
113	02/28/2020	1011 FOUR SEASONS	TRASH AND DEBRIS	POSTED
114	02/28/2020	1020 FOUR SEASONS	TRASH AND DEBRIS	POSTED
115	02/28/2020	1234 FOUR SEASONS	TRASH AND DEBRIS	POSTED
116	02/28/2020	2108 FOUR SEASONS	TRASH AND DEBRIS	POSTED
117	02/28/2020	5241 MARTIN CIRCLE	TRASH AND DEBRIS	POSTED
118	02/28/2020	701 N 1ST	TRASH AND DEBRIS	POSTED
119	02/28/2020	222 W PINE	TRASH AND DEBRIS	POSTED
120	02/28/2020	424 W PINE	TRASH AND DEBRIS	POSTED
121	02/28/2020	424 W LOCUST	TREES AND SHRUBS	POSTED
122	02/28/2020	701 N 4TH	TREES AND SHRUBS	POSTED
123	02/28/2020	624 N 5TH	TRASH AND DEBRIS	POSTED
124	02/28/2020	701 N 5TH	SWIMMING POOL	POSTED
125	02/28/2020	801 W PINE	TRASH AND DEBRIS	POSTED
126	02/28/2020	724 W EVERGREEN	TRASH AND DEBRIS	POSTED
127	02/28/2020	901 W CEDAR	TRASH AND DEBRIS	POSTED
128	02/28/2020	901 W CEDAR	TREES AND SHRUBS	POSTED
129	02/28/2020	1111 W BEECH	TRASH AND DEBRIS	POSTED
130	02/28/2020	1111 W BEECH	SWIMMING POOL	POSTED
131	02/28/2020	1216 W BEECH	TRASH AND DEBRIS	POSTED
132	02/28/2020	401 N 12TH	TRASH AND DEBRIS	POSTED
133	02/28/2020	709 N 14TH	TRASH AND DEBRIS	POSTED
134	02/28/2020	709 N 14TH	TREES AND SHRUBS	POSTED
135	02/28/2020	717 N 14TH	TRASH AND DEBRIS	POSTED
136	02/28/2020	1415 W MILBERRY	TRASH AND DEBRIS	POSTED

PROJECTS: 0 -ZZZZZZZZZZ

APPLIED DATES: 2/01/2020 THRU 2/29/2020

ISSUED DATES: 0/00/0000 THRU 99/99/9999

EXPIRE DATES: 0/00/0000 THRU 99/99/9999

STATUS: ALL

PROJECT	ISSUE DATE	NAME	LOCATION	CONTRACTOR	DESCRIPTION	I

030561	2/03/2020	BUTLAN, BOB	805 S 2ND AVE	OWNER	DEMO	I
030565	2/06/2020	TEXOMA ROOFING	1809 W ELM ST	OWNER	ROOF PERMIT	I
030566	2/06/2020	RGB INVESTMENTS LLC	1010 WESTGATE AVE	OWNER	NEW HOME PERMIT	I
030575	2/07/2020	MARC JONES CONSTRUCTION LLC	4118 INDUSTRIAL LANE	OWNER	ROOF PERMIT	I
030576	2/10/2020	MACENTIRE, TIM	4710 W HWY 70	OWNER	FENCING PERMIT	I
030578	2/10/2020	SHIELD OF FAITH PROPERTIES	1110 FAITH LANE	OWNER	NEW HOME PERMIT	I
030583	2/10/2020	SHIELD OF FAITH PROPERTIES	1116 FAITH LANE	OWNER	NEW HOME PERMIT	I
030589	2/10/2020	PIZZA HUT	1119 W MAIN	OWNER	TEMP SIGN PERMIT	I
030590	2/10/2020	VIERA, MELVIN	702 S 9TH AVE	OWNER	FENCING PERMIT	I
030591	2/11/2020	BRYAN AGRI PRODUCTS	3 W CEDAR ST	OWNER	DEMO	I
030593	2/12/2020	THEOREM	126/128 N 4TH	OWNER	COMM REMODEL PERMIT	I
030594	2/12/2020	SIGN DEPOT	3008 W UNIVERSITY BLVD 128	OWNER	SIGN PERMIT	I
030595	2/14/2020	MANTZEY, DORIS	1620 MASON ST	OWNER	CARPORT PERMIT	I
030596	2/14/2020	MAYFIELD ROOFING	2917 MICHELLE ST	OWNER	ROOF PERMIT	I
030600	2/18/2020	DURANT CHURCH OF CHRIST	5312 N 1ST AVE	OWNER	NEW CHURCH PERMIT	I
030604	2/19/2020	FRENCH CONSTRUCTION	1001 TIMBERLINE DR	OWNER	NEW HOME PERMIT	I
030614	2/21/2020	MAYFIELD ROOFING	818/816 HILL ST	OWNER	ROOF PERMIT	I
030615	2/21/2020	MAYFIELD ROOFING	1322 N 9TH AVE	OWNER	ROOF PERMIT	I
030618	2/24/2020	ALL SEASONS CONTRACTING	1008 BARETTA DR	OWNER	ROOF PERMIT	I
030619	2/26/2020	SCHUESSLER, LISA	305 W MAIN	OWNER	COMM REMODEL PERMIT	I
030620	2/26/2020	GENUINE HOMES LLC	6006 BERETTA BLVD	OWNER	NEW HOME PERMIT	I
030627	2/27/2020	GORDON, BRENT	221 N 3RD AVE	OWNER	AWNING PERMIT	I
030628	2/27/2020	KELSO DEMOLITION	423 N 17TH AVE	OWNER	DEMO PERMIT	I
030629	2/27/2020	MCCABE CRANE & SIGNS	919 W MAIN A	OWNER	SIGN PERMIT	I

03/03/2020 1:17 PM

PROJECT VALUATION AND FEE REPORT

1

PROJECTS: 0 -ZZZZZZZZZZ

APPLIED DATES: 2/01/2020 THRU 2/29/2020

ISSUED DATES: 0/00/0000 THRU 99/99/9999

EXPIRE DATES: 0/00/0000 THRU 99/99/9999

STATUS: ALL

PROJECT	ISSUE DATE	NAME	LOCATION	CONTRACTOR	DESCRIPTION	

030633	2/28/2020	MAYFIELD ROOFING	307 NE 5TH AVE	OWNER	ROOF PERMIT	1
*** TOTALS ***				NUMBER OF PROJECTS:	25	
				VALUATION:	2,560,275.00	FEE:

PROJECTS: 0 -ZZZZZZZZZZ
APPLIED DATES: 2/01/2020 THRU 2/29/2020
ISSUED DATES: 0/00/0000 THRU 99/99/9999
EXPIRE DATES: 0/00/0000 THRU 99/99/9999
STATUS: ALL

*** SEGMENT RECAP ***

PROJECT SEGMENT - DESCRIPTION	# OF SEGMENTS	VALUATION	FEE
BLDG - NEW BUILDING PERMIT	25	2,560,275.00	11,440.00
*** TOTALS ***	25	2,560,275.00	11,440.00

PROJECTS: 0 -ZZZZZZZZZZ

APPLIED DATES: 2/01/2020 THRU 2/29/2020

ISSUED DATES: 0/00/0000 THRU 99/99/9999

EXPIRE DATES: 0/00/0000 THRU 99/99/9999

STATUS: ALL

*** BUILDING CODE RECAP ***

BUILDING CODE - DESCRIPTION	# OF PROJECTS	# OF SEGMENTS	VALUATION	
ACCS - SIGNS/ACCESSORY STRUCTURES	7	7	19,549.00	
C - COMMERCIAL	1	1	1,500,000.00	2
CA - COMMERCIAL ALTERATION	2	2	90,000.00	1
DEMO - DEMOLITION	3	3	8,500.00	
ROOF - ROOFING PERMIT	7	7	52,226.00	
SFR - SINGLE FAMILY RESIDENTIAL	5	5	890,000.00	6
*** TOTALS ***	25	25	2,560,275.00	11

SELECTION CRITERIA

REPORT SELECTION

PROJECT RANGE FROM: 0 THROUGH ZZZZZZZZZZ
PROJECT STATUS: All
CONTRACTOR: All
PROJECT TYPE: Include: BLDG
SEGMENT: All
VALUATION RANGE FROM: 0.00 THROUGH 999,999,999.99

PROJECT DATES

APPLIED RANGE FROM: 02/01/2020 THROUGH 02/29/2020
ISSUED RANGE FROM: 00/00/0000 THROUGH 99/99/9999
USE SEGMENT DATES: NO
EXPIRE RANGE FROM: 00/00/0000 THROUGH 99/99/9999
USE SEGMENT DATES: NO

PRINT OPTIONS

TOTALS ONLY: NO
INCLUDE SEGMENTS: NO
COMMENT CODES: None

*** END OF REPORT ***



The City of Durant

Office of City Clerk

Memorandum

Date: 3/4/2020
To: Mayor and City Council
From: Lisa Taylor, Executive Director, Durant Industrial Authority
Re: Durant Industrial Authority Monthly Report - February 2020

Council Information / Action Requested

Information only.

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
Durant Industrial Authority Monthly Report - February 2020	Exhibit	3/5/2020

Monthly Economic Development Report for January 2020
For City Council Meeting of February 11, 2020

To: Mayor and City Council Members

From: Lisa Taylor, Director

Date: March 5, 2020

Tubacex Durant: A Grand Opening of the plant is scheduled for March 19, 2020, beginning at 9:00 a.m.. More details to follow. When fully operational, the company will employ 140 persons averaging \$55,000 per year salary.

Cardinal Glass Plant Entry: I spoke with Anthony Echelle, OK Department of Transportation, regarding the hazardous traffic conditions in front of Cardinal Way. Mr. Echelle submitted sketches of the proposed widening project for the city owned street. Public Works Director, Marty Cook, submitted project costs, and the DIA will consider expenditure of funds to pay for the project. Mr. Echelle and I discussed additional safety measures, which will be determined in the near future.

Submitted Response to RFI: A Request for Information from the Oklahoma Department of Commerce was received, and a response has been submitted. If Durant is selected in Round 1, we will submit a formal proposal to OK Dept. of Commerce for consideration.

Durant Representation: I attended the RFI Meeting, Regional Workforce Development Summit, and various other meetings with regional and state partners.

Future Growth Opportunities: I am researching prospects for retail recruitment, business retention & expansion, and housing development, and will be collaborating with local partners to pursue opportunities.



The City of Durant

Durant/Bryan County Emergency Management

Memorandum

Date: 3/4/2020
To: Mayor and City Council
From: James Dalton, Emergency Management Director
Re: Emergency Management Report - February 2020

Council Information / Action Requested

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
Emergency Management Report - February 2020	Cover Memo	3/4/2020



TO: Durant City Council

FROM: James Dalton, Emergency Management Director

DATE: February 29, 2020

SUBJECT: Monthly Report for February 2020

ADMINISTRATION:

The Outdoor Warning Siren Test scheduled for February was conducted on February 6th.

The next scheduled test is Thursday March 5th. We will continue to test these outdoor warning sirens on the 1st Thursday of each month at 1400 hours, provided that conditions are acceptable for the test. This allows for schools, SOSU, nursing facilities, Alliance, and other entities to practice their Tornado Drill during their normal day.

Grant Information:

NOTE: Throughout the remainder of this document, when **EMPG-SLA** is referenced, it is referring to the **Emergency Management Performance Grant for State & Local Assistance**.

NOTE: Throughout the remainder of this document, when **OEM** is referenced, it will be referring to Oklahoma **Emergency Management**.

For each of the past few years we have received an initial award of Forty Thousand dollars (\$10,000 / Quarter) based on our quarterly performance, plus additional funding for supplemental projects. Quarterly reports and a payment request must be made to OEM .

The FY 2019 1st Quarter payment request was electronically submitted to OEM in Sept. 2019.

The FY 2019 2nd Quarter payment request was electronically submitted to OEM in Sept. 2019.

The FY 2019 3rd Quarter payment request was electronically submitted to OEM in Sept. 2019.

The FY 2019 4th Quarter payment request will be electronically submitted to OEM following the end of the Quarter and the Federal Fiscal Year, which will be September 30.

OEM has been going through a FEMA audit on the EMPG funds that ended in August 2019.

EMPG FY 2019 grant funds could not be released until the audit was completed.

The reimbursements for the FY 2019 EMPG grant have all been paid.

The 1st , 2nd , and 3rd quarters (\$30,000) were received in December 2019.

The 4th quarter (\$10,000) was received in February 2020.

On August 20, 2019 we received an email that applications for FY **2020** (based on the Federal Fiscal Year October 1 – September 30) EMPG Grant were being taken.

Following Council authorization to apply and accept the EMPG Grant if awarded at the September 10 Council meeting, I submitted the FY **2020** EMPG Grant Application and supporting documentation electronically to Oklahoma Emergency Management on September 27, 2019. We received notice from Oklahoma Emergency Management that we have received at \$40,000 grant award for FY 2020.

EMERGENCY MANAGEMENT:

NOTE: Throughout the rest of this document, when **DREOC** is referenced, it will be referring to the Durant Regional Emergency Operations Center located at 5861 Cessna.

NOTE: Throughout the rest of this document, when **NWS** is referenced, it will be referring to the National Weather Service.

NOTE: Throughout the rest of this document, when **WWTP** is referenced, it will be referring to the Waste Water Treatment Plant.

NOTE: Throughout the rest of this document, when **PW** is referenced, it will be referring to Public Works.

Saturday, February 1 James Dalton on duty / call back.

Sunday, February 2 James Dalton on duty / call back.

Monday, February 3 James Dalton attended the monthly Pre-Agenda meeting at City Hall.

Wednesday, February 5 Kenneth Eppler replaced gigabit switch at Big Lots water tower to repair WWTP internet link. Kenneth worked on Airport emergency exercise. Kenneth met with District 1 County Commissioner.

Thursday, February 6 Kenneth Eppler and volunteer Keith Kennedy performed the monthly outdoor warning siren test.

Saturday, February 8 Kenneth Eppler on duty / call back. Work was done at the DREOC. Kenneth worked on 3 sirens that were not functioning properly in the siren test.

Sunday, February 9 Kenneth Eppler on duty / call back. Work was done at the DREOC. Ran generators and small engines.

Tuesday, February 11 James Dalton attended a meeting with Jump Aero.
1130 James met with District 1 County Commissioner regarding Emergency Management.
1730 James Dalton attended the Monthly City Council Meeting at City Hall.

Wednesday, February 12 Kenneth Eppler performed the required monthly IPAWS test.

Saturday, February 15 James Dalton on duty / call back.

Sunday, February 16 James Dalton on duty / call back.

Monday, February 17 (HOLIDAY) James Dalton on duty / call back.

Tuesday, February 18 Kenneth Eppler participated in a webinar with RAVE ALERT mass notification.

Wednesday, February 19 0900 James Dalton attended the weekly Public Works meeting. James Dalton and Kenneth Eppler attended NARCAN training at the Police Department.

Thursday, February 20 0900-1200 Kenneth Eppler and James Dalton participated in the Durant Airport Emergency Tabletop Exercise.

Friday February 21 1300 Kenneth Eppler presented a severe weather and preparedness training program for the annual OSU Extension district in-service day.
1430 Kenneth Eppler attended Supervisor Training at City Hall.

Saturday February 22 Kenneth Eppler on duty / call back. Work was done at the DREOC. Ran generators and small engines. Fueled diesel generators and mowers.

Sunday, February 23 Kenneth Eppler on duty / call back. Work was done at the DREOC.

Monday, February 24 0830 Kenneth Eppler and James responded to incident at Durant Airport where wind blew an unsecured airplane onto the Jet-A tank.

At 1630 James Dalton attended a JATAC meeting regarding Stop the Bleed training.

Tuesday, February 25 0900-1600 Kenneth Eppler attended the Bi-Annual RADAR recertification class in McAlester.

Wednesday, February 26 1300 Kenneth Eppler met with Linda Medford of the Red Cross to discuss new programs. Kenneth made ID-cards/commission cards for new Police recruits. James Dalton helped with monthly Safety Training classes for City Employees. There were 4 sessions offered. The topic this month was Exposure Control. In all, 140 employees received the training.

Friday February 28 0600 James conducted a Severe Weather training “Severe Weather, Don’t Be Scared, Be Prepared” for CMC.

James Dalton, Director



The City of Durant

Office of City Treasurer

Memorandum

Date: 2/26/2020
To: Mayor and City Council
From: An-Chen Lai, Finance Director/Treasurer
Re: Financial Statements and Sales Tax Breakdown-January 2020

I have included the following Statements:

January 2020

General Fund

Capital Improvement Fund

Durant City Utilities Authority Fund

AND

February 2020 Sales Tax Breakdown

Council Information / Action Requested

Information Only

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
General Fund Financial Report - January 2020	Cover Memo	2/26/2020
Capital Improvement Fund Financial Report - January 2020	Cover Memo	2/26/2020
Durant City Utilities Authority Financial Report - January 2020	Cover Memo	2/26/2020
Sales Tax Breakdown February 2020	Cover Memo	2/26/2020

City of Durant, Oklahoma

General Fund - UNAUDITED

Monthly Revenue and Expense Report JANUARY 2020 -58.33% of Fiscal Year Lapsed

Revenue Type:	This Period	Year-To-Date	Current FY19/20 Budget	% of Budget Y-T-D
Sales Tax (2%)	663,165	4,668,920	7,400,000	63.09%
Use Tax	121,867	1,065,202	1,600,000	66.58%
Alcoholic Beverage Tax	16,590	107,375	125,000	85.90%
Tobacco Excise Tax	13,313	93,318	140,000	66.66%
Telephone Franchise Tax	1,761	2,885	15,000	19.23%
Electric Service Franchise Tax	61,801	557,729	850,000	65.62%
Natural Gas Franchise Tax	5,312	27,244	60,000	45.41%
Cable TV Service Franchise Tax	-	0	75,000	0.00%
Vehicle Tax	9,058	75,156	120,000	62.63%
Gasoline Excise Tax	2,808	19,729	35,000	56.37%
Licenses - All Types	1,600	31,690	41,000	77.29%
Permits - All Types	14,159	123,945	240,000	51.64%
Swimming Pool Revenues	-	32,363	54,900	58.95%
Charges For Services	1,069	8,247	25,600	32.21%
Police Bonds & Fines	29,473	197,044	325,900	60.46%
Interest Earnings	3,380	23,109	28,000	82.53%
Grant Revenues	25,964	75,628	210,857	35.87%
Miscellaneous Revenues	22,847	197,426	230,049	85.82%
Sub-Total Revenues	994,167	7,307,009	11,576,306	63.12%
Transfer from Emp Insurance	16,667	116,669	200,004	58.33%
Transfer from Utility Authority	216,667	1,516,667	2,600,000	58.33%
	233,334	1,633,336	2,800,004	58.33%

USE OF FUND BALANCE

			1,875,301	
Total Revenues & Other Financing Sources	1,227,501	8,940,345	16,251,612	55.01%

Department:	This Period	Year-To-Date	Current FY19/20 Budget	% of Budget Y-T-D
City Administration	35,777	345,643	600,373	57.57%
City Clerk	9,809	73,234	133,729	54.76%
City Treasurer	34,261	237,292	446,739	53.12%
Legal Services - Attorney	0	17,254	100,350	17.19%
Law Enforcement - Police Dept	430,507	2,956,167	5,571,391	53.06%
Animal Control	9,069	61,412	115,127	53.34%
Fire Dept	292,536	2,028,262	3,551,475	57.11%
Parks, Rec & General Services	56,175	483,419	850,097	56.87%
Swimming Pool	853	62,580	117,485	53.27%
Municipal Court	11,649	101,762	141,629	71.85%
Community Development	42,426	335,426	579,186	57.91%
Public Library	55,146	397,927	700,401	56.81%
Street Department	87,468	703,201	1,198,661	58.67%
Economic Development	1,668	20,859	120,908	17.25%
Civil Emergency Management	23,724	153,421	296,232	51.79%
General Government	51,348	293,065	1,080,677	27.12%
City Garage	26,859	176,434	344,827	51.17%
Senior Citizens Center	1,718	7,746	54,321	14.26%
Sub-Total Operating Expenditures	1,170,992	8,455,104	16,003,608	52.83%
Other Financing Uses:				
Transfer to Insurance Cash Fund	38,004	147,004	153,004	96.08%
Transfer to Cemetery Operations Fund	7,917	55,417	95,000	58.33%
Sub-Total Transfers Out	45,921	202,421	248,004	81.62%

Total Expenditures & Other Financing Sources	1,216,913	8,657,525	16,251,612	53.27%
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Net Gain / (Loss) - Excluding Balance Forward	10,588	282,820	(0)	0
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City of Durant, Oklahoma

Capital Improvements Fund - UNAUDITED

Monthly Revenue and Expense Report JANUARY 31 2020

Revenue Type:	This Period	Year-To-Date	Current FY19/20 Budget
Interest Earnings	825	13,752	13,000
Miscellaneous	-	42,430	67,711
CCPF Donation	-	122,700	210,000
ODOT Streetscape V Grant	-	-	399,968
Private Donation	-	4,337	
OPJ-BVP Bullet Proof Vest	-	6,347	10,166
OWBR Loan Proceeds	-	50,500	4,000,000
Grant-2019 BOR-WEEG	-	-	1,500,000
Grant-2018 BOR-SWEP	-	-	73,724
FEMA Special Project Grant-FD Truck	-	-	952,381
FY17 Land and Water Grant CA Park	-	-	108,861
EDA 08-01-05284 WWTP IMP	-	-	1,500,000
Choctaw WWTP IMP Contribution	-	700,000	700,000
Sub-Total Revenues	825	940,066	9,535,811
Transfer from PD Drug Enforcement	-	-	12,501
Transfer from Utility Authority	133,333	933,333	1,609,300
Transfer from DCUA 2010 STRN	-	224,119	224,500
Transfer from DCUA 2012A STRN	-	120,496	827,255
Sub-Total Transfers In	133,333	1,277,948	2,673,556
USE OF FUND BALANCE			1,005,571
Total Revenue & Other Financing Sources	134,159	2,218,014	13,214,938

Expenditure Type:	This Period	Year-To-Date	Current FY19/20 Budget
Law Enforcement - Police Dept	-	90,589	161,192
Animal Control	-	-	80,000
Communication Ctr.	-	2,500	20,000
Fire Dept	32,790	1,039,243	1,084,631
Parks, Rec, & Gen Services	-	26,505	341,497
Street	-	510,042	956,859
Civil Emergency Management	33,720	33,720	33,720
General Government	70,059	255,866	1,038,910
City Garage	-	9,295	10,000
Senior Cityzens Center	-	11,855	11,856
Public Works Administration	-	5,790	27,500
Water / Sewer Line Maintenance	12,664	183,140	5,853,384
Water Treatment Plant	37,782	258,449	420,922
Wastewater Treatment Plant	-	22,283	2,509,243
Collection-Solid Waste	-	299,900	299,900
Disposal- Solid Waste	-	131,067	365,324
Total Fund Expenditures	187,015	2,880,244	13,214,938

Net Gain / (Loss) - Excluding Balance Forward	(52,856)	(662,229)	-
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Durant City Utilities Authority Fund 405 - Unaudited

Monthly Revenue and Expense Report JANUARY 2020 - 58.33% of Fiscal Year Lapsed

Revenue Type:	This Period	Year-To-Date	Current FY19/20 Budget	% of Budget Y-T-I
Licenses and Permits	2,625	20,540	10,000	205.40%
Laboratory Test Performed	1,677	12,864	25,000	51.46%
Water Service - City-Wide	205,286	1,555,678	2,800,000	55.56%
Water Sales - RW Dist. #2	3,033	21,235	36,000	58.99%
Water Sales - RW Dist. #5	93,252	685,409	950,000	72.15%
Sewer Service Fees	191,541	1,415,076	2,500,000	56.60%
Sanitation Service Fees	267,432	1,852,919	3,100,000	59.77%
Sanitation - Roll off Bins Revenue	80,816	589,517	1,000,000	58.95%
Sanitation - Compactor Revenue	22,189	180,820	270,000	66.97%
Landfill Gate Fees (excluding Xfer ST.)	51,788	389,755	500,700	77.84%
Transfer Station Fees Revenue	50,468	255,013	425,000	60.00%
Interest Earnings	3,865	24,878	9,200	270.41%
Agri. Lease Revenue	-	-	3,750	0.00%
Late Payment Penalties	8,287	72,640	122,000	59.54%
Non Payment Fee	19,785	90,011	140,000	64.29%
Bad Debt Collect Fees Revenue	398	3,500	1,500	233.33%
Water Tower Lease	8,674	60,218	108,000	55.76%
DCUA Service Initiation Fee	2,450	17,150	25,000	68.60%
Tap Fees: Water & Sewer	8,205	124,788	110,000	113.44%
Recyclable Products SW Dis.	1,153	5,089	5,000	101.78%
Interest Earnings in 2007 USSTRN Proj. Acct.	252	1,452	-	0.00%
Miscellaneous Revenues	313	2,620	5,000	52.40%
Sub-Total Operating Revenues	1,023,488	7,381,172	12,146,150	60.77%

USE OF FUND BALANCE

Total Revenues & Other Financing Sources	1,023,488	7,381,172	12,146,150	60.77%
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Expense Type:	This Period	Year-To-Date	Current FY19/20 Budget	
Public Works Administration	11,415	104,086	215,325	48.34%
Utility Billing	42,231	380,775	744,216	51.16%
Water/Sewer Line Maintenance	75,752	532,980	926,440	57.53%
Water Treatment Plant	88,853	684,691	1,206,781	56.74%
Wastewater Treatment Plant	72,527	509,632	890,263	57.25%
Solid Waste - Collections	83,945	565,558	1,111,328	50.89%
Utility General Administration	3,753	86,147	490,511	17.56%
Lake Durant	3,091	22,477	39,600	56.76%
Solid Waste - Disposals	112,905	845,223	1,493,480	56.59%
Sub-Total Operating Expenses	494,472	3,731,569	7,117,943	52.42%

Transfer to Insurance Cash Fund		109,000	109,000	100.00%
Transfer to General Fund	216,667	1,516,667	2,600,000	58.33%
Transfer to Capital Improvement Fund	133,333	933,333	1,600,000	58.33%
Transfer to Airport Authority	12,672	88,706	152,067	58.33%
Transfer to DMSC	26,928	188,498	323,140	58.33%
Transfer to 911 Fund	13,667	95,667	164,000	58.33%
Transfer to DWRF Maintenance Fund	6,667	46,667	80,000	58.33%
Sub-Total Transfer Expenses	409,934	2,978,538	5,028,207	59.24%

Total Fund Expenses & Transfers	904,406	6,710,107	12,146,150	55.24%
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Net Gain / (Loss) - Excluding Balance Forward	119,082	671,065	(0)	
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City of Durant, Oklahoma
4.375% Sales Tax Revenue Breakdown

Current Month Sales Tax Revenue Detail	
1/4% Economic Development (e	\$85,028.21
1/4% Multi-Sports Facilities (eff	\$85,028.21
1/4% SOSU Improvements (effe	\$85,028.21
1% Capital Improvements (effect	\$340,112.83
2% General Operations	\$680,225.67
5/8% DISD Improvements (effec	\$212,570.52
Total Sales Tax Rev. Feb. 2020 (	\$1,487,993.65



The City of Durant

Durant Fire Department

Memorandum

Date: 3/2/2020
To: Mayor and City Council
From: Roger Joines Fire Chief
Re: Fire Department Monthly Report February 2020

Council Information / Action Requested

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
Fire Department Monthly Report	Cover Memo	3/5/2020



Durant Fire Department

Monthly Report

February 2020

Type of Response	Month	Year to Date	
	February	2020	2019
Fires & Fire Related Calls	12	26	19
Rescue (MVC's) & Medical Calls	166	344	242
Hazardous Condition (No Fire)	3	7	8
Service Calls	9	14	9
Good Intent Calls	29	60	32
False Alarm & False Calls	7	16	16
Special Incident Type	1	1	1
Total Responses	227	468	327

Type of Service Performed	Month	Year to Date	
	February	2020	2019
Permits	20	47	33
Inspections	52	97	93
Plans Review	11	32	27
Smoke Alarm Installed	0	1	4
Public Education	0	0	1
Fire Investigations	8	13	1
Pre-Fire Plans	0	1	9
Total Services	91	191	168

Comments :

Training for the Month of February

- SCBA review and timed events
- SCBA confidence course & wall breaching training
- SCBA & RIT Pack overview and training with a scenario
- Tower-3 Aerial training provided by a Pierce representative.
- Airport Tabletop scenario training
- All SCBA's were serviced and tested for the year of 2020
- SCBA Fill station was serviced and tested for the year of 2020
- Roof repair started on engine bay at station one.
- Conducted needs analysis for upcoming 2019 Assistance to Firefighters Grant



The City of Durant

Grants Department

Memorandum

Date: 3/4/2020
To: Mayor and City Council
From: Rebecca Payne, Grants Coordinator
Re: Grants Department Report - February 2020

Council Information / Action Requested

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
Grants Department Report Feb 2020	Cover Memo	3/4/2020

YEAR	GRANT AGENCY	GRANT PROGRAM	PROJECT DESCRIPTION	STATUS	GRANT COMPLETE	ACTIVE PROJECT	PENDING AWARDS
2018	Bureau of Reclamation	WaterSMART - SWEP	300 Automatic Meter AMR Units	AMR meters ordered		75,000	
2019	Bureau of Reclamation	WaterSMART - WEEG	City-Wide AMR Units & System (Announcement late summer)	Group II - Awarded July 1; Grant Contract is pending			1,500,000
2018	FEMA-Homeland Security -AFG	Assistance to Firefighters	95 FT 1550 GPM Aerial	Waiting on reimb process		952,380	
2016	FEMA-Homeland Security -AFG	Assistance to Firefighters	Gear Dryers & GPS units	Closeout 1-24-2020	20,517.00		
2015	OK Dept of Transportation	Streetscape V	Downtown sidewalk enhancements - 4th & Evergreen	Completing ODOT documentation		399,968	
2017	ODOC / CDBG	Small Cities	Market Square Improvements	Restroom construction. Canopy bidding		91,114	
2012	ODOC / CDBG-ED	Econ Dev Infrastructure	Pharmcare (Waldron Dr)	Closeout	500,000		
2014	ODOC / CDBG-ED	Econ Dev Infrastructure	Overland Asphalt Plant (CC Road)	Closeout	525,000		
2016	ODOC / CDBG-ED	Econ Dev Infrastructure	Commercial Metals Company	Completing job reports. Prepare for closeout	1,000,000		
2017	ODOC / CDBG-ED	Econ Dev Infrastructure	SteelFab, Inc.	Water & W-Water Const complete; job tracking		1,000,000	
2019	ODOC / CDBG-ED	Econ Dev Infrastructure	Tubacex Durant, Inc.	Construction process		939,366	
2017	Office of Justice	Bulletproof Vests Partnership	Vests (36 @ \$755)	Final funds received		13,519	
2019	Office of Justice	Bulletproof Vests Partnership	Vests (11 @ \$800)	Awarded 9-18-19		3,819	
2018	OMAG	Public Works Safety Equip	(4) Gas monitors w/ case	Complete 9-27-19	2,000		
2012	OK Tourism / Trails	Recreational Trail	DMSC Multi-Purpose trail	Grant Complete. City to complete utilities/concrete	160,000		
2018	OK Tourism / Trails	Recreational Trail	1400 LF multi-purpose trail: connecting to Rails to Trails	Award: Dec 21 2018; Design with Rails To Trails		240,000	
2016	OK Tourism / LWCF	Outdoor Recreation	Carl Albert Park	Preparing for equipment order.		182,900	
2018	Nancy Lieberman Charities	Dream Court	Outdoor basketball court with police initiative to engage youth	Dream Court - successful installation	30,000		
2018	Nancy Lieberman Charities	Dream Court	Additional funding for youth programming efforts	PD created & coached a youth Upward BB team		5,000	
2016	National Endowment for the Arts	Our Town	Develop a Master Plan & Design to Create Arts District	Closeout complete Dec 2018	50,000		
2018	US Dept of Commerce	EDA - Infrastructure	Wastewater Treatment Plant	Engineer design; reporting		1,500,000	
2016	Federal Highway / ODOT	Transportation Alternative-	Rails to Trails	Design; ODOT approval		396,630	
2017	Env Protection Agency (EPA)	Brownfields Assessment	Community Brownfields Assessment: specifically southside	On hold			
2019	Texoma Health Foundation	Community Grant	Improvements to Sr Citiz Center	Denied in January 2020			0
2017	Radio Systems Corp/ PetSafe®	PetSafe® Bark For Your Park™	Community Dog Park	Considering application			
TOTALS					2,287,517	5,799,696	1,500,000



The City of Durant

Human Resources Department

Memorandum

Date: 3/2/2020
To: Mayor and City Council
From: Kari Jones, Human Resources Supervisor
Re: Human Resources Monthly Report - February 2020

Staffing info for February 2020:

5 Terminations
7 New Hires (5 Full-time, 2 Part-time Temporary)

220 Total Employees as of February 29th.
(213 Full-time, 3 Part-time, 4 Part-time Temporary)

Council Information / Action Requested

Information only.

City Staff Information / Action Follow-up, if Council authorizes this action:



The City of Durant

Donald W. Reynolds Community Center and Library

Memorandum

Date: 3/2/2020
To: Mayor and City Council
From: Robbee Tonubbee, Library Director
Re: Library Monthly Report - February 2020

Council Information / Action Requested

Information only.

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
Library Monthly Report Feb 2020	Cover Memo	3/3/2020

Donald W Reynolds Community Center & Library

February 2020

Statistical Report

Attendance monthly total -----	9,297
Attendance daily average -----	387
Circulation monthly (physical units)-----	5,679
Circulation average daily -----	236
Computer usage total -----	1006
Computer users average daily-----	42
Computer usage average time-----	43 min
Computer guest passes-----	261
Computer guest passes average daily-----	10
New Library card holders-----	127
Materials donated -----	1481
(45 put in collection)	

Interesting Statistics

Attendance: February was right on par with 2019 and down slightly from January 2020. There was an average of 387 people per day visiting the circulation part of the library. This does NOT account for those visiting the comm. center.

Revenue: \$2757.43 for February 2020 is down from 2019 as the room fees for OU Resource Center training in January were not paid by the end of Feb. This accounts for almost \$1800 in revenue and would put the revenue back up to where it needs to be. Fines for this month were \$739.79 which is an almost 30% increase from February 2019.

What's Happened and What's Coming up!

- The library offered 27 children & family programs with an attendance of 333 and 15 adult programs with an attendance of 92. Children's programs: Story Time, After School Program, Legos, Teen Lounge, Saturday Program, 2 Family Movie Events, Code Club for Tweens, & Kids' Yoga. Adult programs: Cooking Classes, Yoga, Zumba, Microsoft Word Computer Classes, & Social Media Computer Classes. The Heath Literacy grant programs: Fitness & Cooking classes.

-Beginning in March the library will offer a baby class, "Lap Sit Time" on Fridays at 9:30am before "Story Time."

The library received a grant to purchase supplies for this program.

- There were 2 paying events in the meeting rooms in February: Metts Powerlines safety training & a baby shower. This accounted for \$250.00 in this month's revenue. The library also hosted many local organizations: Epic Charter Schools, local Girl Scout troops & leaders, the 19th Amendment Celebration Committee, DHS Foster Parent recruitment dinner meeting, Bryan County Federation of Democratic Women, Lighthouse Behavioral Center's trauma training, Public Library Association's Virtual Conference hosted by the ODL, Durant Baseball Board, local attorneys and clients for court ordered mediations, and a visit from the Oklahoma State Auditor's office.

- The FOL's annual Murder Mystery Dinner theater titled "Herd Em Through the Grapevine" took place on Saturday, February 15th. The event was sold out with 120 in attendance.

- The program director and assistant began a "Coding Club" for tweens in February. The classes meet on Thursdays at 4:30pm, after the library program, in the computer lab. There are 10-12 youth in attendance weekly, & one brave dad!

Community Partnerships

AARP Tax Aid – Beginning Tuesday, Feb. 4th through Tuesday, April 14th the AARP Tax Aid group (along with Dr. Rhonda Richards and her tax students from SE) will be doing taxes in the library's theater every Tuesday & Thursday from 10:00am to 6:00pm. This is a FREE service with no age, income, or other general restrictions. In February the group signed in 475 people for taxes or Q&A.

DHS Foster Care Recruitment – The library hosted a dinner and information session to help recruit new foster parents for Bryan County. Jennifer Steen is the DHS recruitment specialist and had several families in attendance.

Health Literacy – The ODL has offered grants for programming for Health Literacy and the library has taken advantage of this opportunity. This month we hosted "Healthy Cooking Classes" & "Zumba and Yoga Fitness Classes" which are all free to the public and taught by local professionals. The library will continue the Cooking Classes in February and March with an International theme. The library director will teach these classes.

Library Promotion

Library Website – www.donaldwreynolds.okpls.org

Donald W Reynolds & Donald W Reynolds Friends of the Library- FACEBOOK FOR PHOTOS AND INFORMATION

<http://www.facebook.com/home.php?#!/rlwpubliclibrary>

"Check it out at the Library" - weekly column with the Sunday edition of the Durant Daily Democrat.



The City of Durant

Parks

Memorandum

Date: 3/2/2020
To: Mayor and City Council
From: Marty Pope, Parks Superintendent
Re: Parks Department Monthly Report - February 2020

Report not available at posting time. Please check back.

Council Information / Action Requested

Information only.

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
Parks Department Monthly Report - February 2020	Exhibit	3/6/2020



THE CITY OF DURANT

Parks and General Services

3-2-20

RE: City Council Report for February 2020

Brush cutting right of ways, Highways and flood plain lots, and Landfill.

Running Parks and Opening Cemetery gates everyday.

Maintaining DMSC cutting ball fields out, edging side walks.

Parks department have been working on City Hall renovations on Admin area, tearing out walls, installing sheet rock, new door ways, electrical, painting and texturing.

Sprayed all ballfields at DMSC and in town.

Dewinterized restrooms at DMSC and Parks in town.

Set and poured 18 more disc golf pads at Durant Lake.

Cleaned flower beds on Mainstreet.

Working on ball fields in town cutting out bases and home plates.

Finished all new fencing at Plyler Ball fields.

Cleaned concession stands and bathrooms at DMSC.

Cleaned Entry signs on 69/75 and highway 70 east.

Marty Pope



The City of Durant

Office of Community Development

Memorandum

Date: 2/25/2020
To: Mayor and City Council
From: Danielle Barker, Community Development Director
Re: Planning Commission Minutes of January 21, 2020

Council Information / Action Requested

No action required

City Staff Information / Action Follow-up, if Council authorizes this action:

No follow-up required

ATTACHMENTS:

Description	Type	Upload Date
Planning Commission Minutes	Cover Memo	3/4/2020

**Minutes of the Durant Municipal Planning Commission Meeting of Tuesday,
January 21, 2020 Roscoe J. Hatfield, City Council Chambers, Durant City Hall**

CALL TO ORDER:

Planning Commission Chair Kevin Keener called the meeting to order at 5:35p.m.

INVOCATION:

Pastor Doyle Pair offered the invocation.

Roll Call:

Planning Commission Members:

Present: Kerr, Horner, Knight, Keener

Absent: Jackson

1. CONSIDERATION APPROVAL OF MINUTES

- Planning Commission Meeting of December 17, 2019

Motion was made by Commission Member Knight and seconded by Commission Member Horner to approve the minutes of December 17, 2019 as presented

Motion carried by the following vote:

Aye: Kerr, Horner, Knight, Keener

Nay:

Abstain

2. CONSIDERATION PC2020-01

Danielle Barker reviewed with the Planning Commission members stating that this property is currently R-1 but the applicant wants to rezone to R-2 to place a duplex. It is primarily R-1 around the property. There is currently nothing on the property. If it did get rezoned it would be spot zoning. The future land use map calls for this area to be commercial. The applicant did place a packet at your spots on information about what all she was wanting to do with the property.

K. Keener: Since we are still working on the future land use map, do you see any changes in the future?

D. Barker: It's hard to say, however I don't see this area as going commercial. There is a well established residence in that area right now.

K. Keener: Does it front hwy 70 or front Timberline?

D. Barker: It would front Timberline

S. Knight: How big is parcel?

D. Barker: About an acre

K. Keener: Mrs. Ball would you like to speak?

J. Ball: I handed out a packet with pictures. Each side is 1400 sq ft with garages in the middle.

K. Keener: Our biggest challenge is if we allowed the rezone it would be spot zoning.

J. Ball: What does that mean?

K. Keener: So by the future land use map it is our guide to zoning. The current zoning is R-1 and that map is from 2002. It is our vision for the area and anticipation. It is a projection for the future and our guide to changes. We don't have to strictly abide by. But one of the things we do is try to steer clear of spot zoning. Spot zoning is where you pick a spot and place it in there with no similar zoning around.

J. Ball: There is multiple commercial up and down that road.

C. Horner: Would you consider looking at a single family residential?

S. Knight: Any plan of moving?

J. Ball: I could always do a single family but it is not preferred. I am wanting to die there so no plans of moving. I talked with the people next door and a few door down and they didn't have any problem with it.

S. Knight: We like to be consistent in zoning and not do spot zoning.

J. Ball: How is there being so many duplexes built around town then?

K. Keener: They are in the right zoning for that.

W. Kerr: They fit within that future land use map. There's no R-2's for blocks near your property. We would like to support but cannot stick a random zoning in there. But the city council could say it would fit and benefit. Is there any different category when the map gets changed? At this point it does not look like it will be commercial within the next 20 to 30 years. You are ahead of the curve. Now if we were 15 years in the future the yes R-2 would fit.

J. Ball: So how is there a daycare right across the street?

S. Knight: The zoning doesn't prevent a daycare from being there it's a home daycare.

J. Ball: No its vacant has been for years.

W. Kerr: So 15 to 20 years ago when someone had a project that wasn't opposed to they would say okay put it in. That is why there is random zoning in town. It is why we are hesitant to approve. We are trying to get it cleaned up.

J. Ball: So when do I find out if it's approved or not?

K. Keener: We will vote tonight then it goes to council. They can agree with us or they can disagree and approve your rezoning. So it is important that you go to that meeting.

J. Ball: Oh I will.

K. Keener: Any one in opposition?

Motion was made by Commission Member Horner and seconded by Commission Member Knight to deny this request as presented.

Motion carried by the following vote:

Aye: Kerr, Horner, Knight, Keener

Nay:

Abstain:

2.

CONSIDERATION PC2020-02

Danielle Barker reviewed with the Planning Commission members stating that this property is requesting a CUP and is a pre plat for the First Church of the Nazarene. It is currently zoned A-1. It is 20 acres that will be divided into 2 10 acre tracts to place a church on. They are also requesting that the parking space size be reduced. The future land use calls for residential. The engineer is here along with both applicants.

S. Knight: Maybe I missed it but why is a CUP needed?

D. Barker: All zones allow a church so any time a church is being placed they have to have a CUP.

K. Keener: Tell us about shrinking the parking spots down.

D. Barker: Architect stated they wanted to have it smaller. I have not personally seen this in town but in the metro area they are smaller.

S. Knight: Is there a hardship or just a desire to lessen the parking spots?

W. Barker: It is to save money for its members and to stretch the pennies.

C. Horner: What are the disadvantages to being shorter?

W. Barker: There is none. But by experience it's just less door dings it is common and standard.

K. Keener: Are we losing 4ft? Is it 24 ft from the back of the parking?

W. Barker: Yes 24 ft still in every code. It is adequate and it works.

C. Horner: Is there any other projects in Durant like that?

W. Barker: Not that I'm aware.

S. Knight: 20 ft is unique to Durant.

D. Barker: So just to put it out there the benefit of CUP is certain stipulations for certain things.

S. Knight: Will it come back to us after council for any reason?

D. Barker: Yes for a final.

Pastor B. Smith: We are in the process of raising funds for the building. It is why we want to shrink the costs and minimize the parking lot. We really appreciate you hearing our case.

K. Keener: Any one in opposition?

W. Kerr: I just don't like the shrinking of the parking spaces.

W. Barker: So we will go back with the original size of most parking spots then.

Motion was made by Commission Member Knight and seconded by Commission Member Kerr to approve this request with the striking of the parking space size. Size to remain 9X20
Motion carried by the following vote:

Aye: Kerr, Horner, Knight, Keener

Nay:

Abstain:

OLD BUSINESS:

NEW BUSINESS:

D. Barker: Council did go with your recommendation for denial for Bryan Dr.

ADJOURNMENT:

Motion made by Commission Member Knight and seconded by Commission Member Kerr to adjourn.

Motion Carried by the following vote:

Aye: Kerr, Horner, Knight, Keener

Nay:

The meeting was adjourned at 6:10 p.m.



The City of Durant

Durant Police Department

Memorandum

Date: 2/28/2020
To: Mayor and City Council
From: David Houser, Chief of Police
Re: Police Department Monthly Report - January 2020

See/Review Attached Reports

Council Information / Action Requested

Information Only

City Staff Information / Action Follow-up, if Council authorizes this action:

None

ATTACHMENTS:

Description	Type	Upload Date
Monthly Report - Jan 2020	Cover Memo	2/28/2020



Durant Police Department

3104 Carl Albert Drive
 Durant, Ok 74701-5015
 Phone 580-924-3737 Fax 580-924-8928
 David Houser, Chief of Police

MONTHLY DEPARTMENTAL REPORT JANUARY 2020

In accordance with the mandatory monthly report to the Oklahoma Bureau of Investigation and the Federal Uniform Crime Reporting system, the following offenses were reported

OFFENSES	Jan-20	Jan-19	YTD 2020
<i>UCR PART 1 CRIMES</i>			
Criminal Homicide	0	0	0
Forcible Rape	2	0	2
Robbery	0	0	0
Aggravated Assaults	1	11	1
Burglary	19	18	19
Larceny-Theft	41	25	41
Motor Vehicle Theft	4	2	4
Arson	0	0	0
<i>UCR Part 1 Crimes - TOTAL</i>	67	56	67
<i>UCR PART 2 CRIMES</i>			
Other Assaults (Simple)**	9	5	9
Forgery and Counterfeiting; Fraud; Embezzlement; Stolen Property-Buying, Receiving, Possessing; Vandalism; Weapons-Carrying, Possessing, etc; Prostitution and Commercialized Vice; Sex Offenses; Drug Abuse Violations; Gambling; Offenses Against the Family and Children; Driving Under the Influence; Liquor Laws; Drunkenness; Disorderly Conduct; Vagrancy; All Other Offenses (Warrant Arrests); Suspicion; Curfew and Loitering Laws; Runaways			
<i>**UCR Part 2 Crimes**-TOTAL</i>	283	221	283
TOTAL OFFENSES (UCR Part 1 & Part 2 Crimes)	350	277	350

Domestic Violence Cases	Jan-20	Jan-19	YTD 2020
This number is included in Part 1 Crimes- Aggravated Assaults & Part 2 Crimes-Simple Assaults	5	6	5



Durant Police Department

3104 Carl Albert Drive
Durant, Ok 74701-5015
Phone 580-924-3737 Fax 580-924-8928
David Houser, Chief of Police

MONTHLY DEPARTMENTAL REPORT JANUARY 2020

ARRESTS	Jan-20	Jan-19	YTD 2020
UCR Part 1 Crimes	10	14	10
UCR Part 2 Crimes	161	128	161
Juvenile Crimes	0	1	0
TOTAL ARRESTS	171	143	171

EOD Actions	29	24	29
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Emergency Order of Detentions include the preparation of reports and affidavit to commit persons for an emergency mental health evaluation, having the officer stand by while the evaluation is conducted by a mental health professional, and then the transport to an approved state mental health institution for treatment. (Norman, McAlester, Ada or Sulphur)

MOTOR VEHICLE COLLISIONS	Jan-20	Jan-19	YTD 2020
Injury Accidents	11	13	11
Property Damage Accidents	36	30	36
Private Property Accidents	11	12	11
Fatality Accidents	0	1	0
TOTAL ACCIDENTS	58	56	58

CITATIONS	Jan-20	Jan-19	YTD 2020
Traffic/Non-Traffic Citations	655	311	655
Warnings	151	246	151
DUI	11	10	11
TOTAL	817	567	817



Durant Police Department

3104 Carl Albert Drive

Durant, Ok 74701-5015

Phone 580-924-3737 Fax 580-924-8928

David Houser, Chief of Police

MONTHLY DEPARTMENTAL REPORT JANUARY 2020

<i>CALLS FOR SERVICE</i>	<i>Jan-20</i>	<i>Jan-19</i>	<i>YTD 2020</i>
Durant Police Department	2,592	1,975	2,592
Bryan County*	1,646	1,994	1,646
TOTAL CALLS FOR SERVICE	4,238	3,969	4,238

*Bryan County *Calls for Service* include all calls received for any jurisdictions participating in the CAD System and contracting with the City of Durant for communication services: Achilles PD; Bryan County Sheriff's Office; Bennington PD; Bokchito PD; Bryan County District Attorney's Office; Caddo PD; Calera PD; Choctaw Nation Tribal; Colbert PD; OHP; and SOSU PD

<i>RESERVE HOURS</i>	134.5	95	134.5
<i>CHAPLAIN HOURS</i>	17.75	14.75	17.75

<i>ANIMAL CONTROL</i>	<i>Jan-20</i>	<i>Jan-19</i>	<i>YTD 2020</i>
Calls for Service	207	168	207
Citations Issued	0	2	0
Adoptions	3	4	3

Department Report Totals (OSBI-UCR)

2020	>>> >>> >>>			MISC OFFENSES					<<<		<<<		<<<	>>> ARRESTS <<<					> COLLISIONS (MVC) <					>>> > CITATIONS < <<<				CALLS FOR SERVICE					>> ANIMAL CONTROL <<				
	MUR-		ROB-	ASSAULTS		BURG	LAR-	MV	AR-	UCR	UCR	TOTAL	DOM	UCR	UCR		TOTAL	EOD	INJU-	PROP	PRIV	FATAL-		TRAF/NON-					BRYAN		RESERVE	Chaplain		CITA-	PELS	ADOP-	
	DER	RAPE	BERY	AGG	SIMP	B&E	CENY	THEFT	SON	PT 1	PT 2	OFF	VIOL	PT 1	PT 2	JUV	TOTAL		RIES	DAM	PROP	ITIES	TOTAL	TRAF CITS	WARN	DUI	TOTAL	DURANT	CO	TOTAL	HOURS	Hours	CFS	TIONS	COLL	TIONS	
JAN	0	2	0	1	9	19	41	4	0	67	283	350	5	10	161	0	171	29	11	36	11	0	58	655	151	11	817	2,592	1,646	4,238	134.5	17.75	207	0			3
FEB										0							0						0				0			0							
MAR										0							0						0				0			0							
APR										0							0						0				0			0							
MAY										0							0						0				0			0							
JUNE										0							0						0				0			0							
JULY										0							0						0				0			0							
AUG										0							0						0				0			0							
SEPT										0							0						0				0			0							
OCT										0							0						0				0			0							
NOV										0							0						0				0			0							
DEC										0							0						0				0			0							
TOTAL	0	2	0	1	9	19	41	4	0	67	283	350	5	10	161	0	171	29	11	36	11	0	58	655	151	11	817	2,592	1,646	4,238	134.50	17.75	207	0			3

2019	>>> >>> >>>			MISC OFFENSES					<<<		<<<		<<<	>>> ARRESTS <<<					> COLLISIONS (MVC) <					>>> > CITATIONS < <<<				CALLS FOR SERVICE					>> ANIMAL CONTROL <<			
	MUR-		ROB-	ASSAULTS		BURG	LAR-	MV	AR-	UCR	UCR	TOTAL	DOM	UCR	UCR				INJU-	PROP	PRIV	FATAL-		TRAF/NON-					BRYAN		RESERVE	Chaplain		CITA-	PELS	ADOP-
	DER	RAPE	BERY	AGG	SIMP	B&E	CENY	THEFT	SON	PT 1	PT 2	OFF	VIOL	PT 1	PT 2	JUV	TOTAL	EOD	RIES	DAM	PROP	ITIES	TOTAL	TRAF CITS	WARN	DUI	TOTAL	DURANT	CO	TOTAL	HOURS	Hours	CFS	TIONS	COLL	TIONS
JAN	0	0	0	11	5	18	25	2	0	56	221	277	6	14	128	1	143	24	13	30	12	1	56	311	246	10	567	1,975	1,994	3,969	95.0	14.75	168	2		4
FEB	0	0	0	3	14	14	35	1	0	53	193	246	10	10	104	0	114	13	6	35	14	0	55	241	173	9	423	1,764	1,718	3,482	91.0	4.25	163	1		3
MAR	1	0	0	9	11	16	36	1	0	63	222	285	9	6	136	1	143	16	8	33	15	0	56	239	133	15	387	1,746	2,034	3,780	105.0	9.75	199	4		6
APR	0	0	1	2	15	11	32	5	0	51	235	286	8	8	121	0	129	23	14	45	8	0	67	252	106	7	365	1,916	1,684	3,600	104.0	10.50	196	1		4
MAY	0	0	0	8	20	15	66	8	1	98	280	378	16	19	153	6	178	22	17	38	15	0	70	422	132	15	569	2,409	2,039	4,448	329.0	15.50	161	1		4
JUNE	0	4	1	3	12	9	54	6	0	77	250	327	10	15	139	1	155	23	9	30	22	0	61	367	192	7	566	2,304	1,946	4,250	123.0	3.00	191	2		11
JULY	0	1	0	4	10	12	50	9	0	76	273	349	7	16	128	2	146	27	13	22	18	0	53	317	207	8	532	2,090	1,938	4,028	151.0	3.50	207	2		7
AUG	0	1	0	4	10	14	65	3	0	87	286	373	7	10	140	5	155	17	9	26	24	0	59	458	338	10	806	2,418	1,779	4,197	232.0	4.00	180	3		12
SEPT	0	0	1	3	12	12	34	4	0	54	236	290	6	11	145	0	156	20	12	35	19	0	66	493	378	14	885	2,327	1,783	4,110	198.5	5.75	208	3		22
OCT	0	0	0	2	14	19	43	6	0	70	219	289	8	11	133	3	147	24	13	27	13	1	54	291	51	23	365	2,057	1,642	3,699	351.0	15.75	242	11		22
NOV	0	0	0	2	11	20	48	8	1	79	236	315	5	14	138	1	153	16	13	26	14	2	55	221	29	20	270	1,938	1,607	3,545	310.0	13.50	235	6		8
DEC	0	1	2	1	8	30	46	4	0	84	272	356	4	10	164	1	175	31	13	30	11	1	55	244	122	14	380	2,141	1,797	3,938	528.0	8.00	222	4		41
TOTAL	1	7	5	52	142	190	534	57	2	848	2,923	3,771	96	144	1,629	21	1,794	256	140	377	185	5	707	3,856	2,107	152	6,115	25,085	21,961	47,046	2,617.50	108.25	2,372	40		144

Department Report Totals (OSBI-UCR)

2018	>>> >>> >>>			MISC OFFENSES							<<<		<<<		DOM VIOL	>>> ARRESTS <<<				EOD	> COLLISIONS (MVC) <					>>> > CITATIONS < <<<				CALLS FOR SERVICE			RESERVE HOURS	Chaplain Hours	>> ANIMAL CONTROL <<			
	MUR- DER	RAPE	ROB- BERY	ASSAULTS AGG	SIMP	BURG B&E	LAR- CENY	MV THEFT	AR- SON	UCR PT 1	UCR PT 2	TOTAL OFF	UCR PT 1	UCR PT 2		JUV	TOTAL	INJU- RIES	PROP DAM		PRIV PROP	FATAL- ITIES	TOTAL	TRAF/NON- TRAF	CITS	WARN	DUI	TOTAL	DURANT	BRYAN CO	TOTAL	CFS			CITA- TIONS	FEES COL	ADOP- TIONS	
JAN	0	0	0	1	11	20	40	1	0	62	243	305	6	6	130	6	142	20	9	28	10	0	47	321	320	6	647	1,741	1,728	3,469	220.0	13.75	172	2		31		
FEB	0	0	1	9	7	16	41	3	0	70	209	279	8	12	100	1	113	15	10	45	12	0	67	205	53	2	260	1,621	1,548	3,169	184.0	8.25	151	1		29		
MAR	0	0	0	1	20	12	57	5	0	75	226	301	8	12	105	3	120	21	20	33	12	1	66	261	102	5	368	1,883	2,141	4,024	167.5	4.75	191	1		42		
APR	0	0	0	2	10	16	51	8	1	78	223	301	5	10	101	5	116	20	19	37	17	0	73	296	190	6	492	1,647	1,870	3,517	145.0	12.50	153	0		38		
MAY	0	1	0	4	10	19	86	5	1	116	254	370	8	15	124	1	140	27	13	31	11	0	55	239	120	7	366	2,010	2,268	4,278	178.0	17.25	142	0		41		
JUNE	0	0	0	4	13	19	70	5	1	99	249	348	8	15	109	3	127	18	15	29	20	0	64	222	260	4	486	1,987	2,040	4,027	242.0	9.75	161	0		5		
JULY	0	0	0	2	7	22	52	4	0	80	211	291	4	15	101	6	122	19	10	25	12	0	47	177	279	9	465	1,904	2,024	3,928	167.0	5.00	166	2		3		
AUG	0	0	1	6	17	9	48	5	0	69	237	306	6	11	126	1	138	24	11	27	11	1	50	196	210	8	414	1,771	2,165	3,936	122.0	8.25	156	1		4		
SEPT	0	0	1	5	8	19	40	6	0	71	186	257	9	17	84	2	103	24	15	32	10	0	57	154	220	3	377	1,672	2,059	3,731	235.5	2.25	196	0		7		
OCT	0	1	0	6	5	10	51	7	0	75	229	304	6	12	125	2	139	26	11	35	14	0	60	190	126	6	322	1,764	1,741	3,505	245.5	9.75	196	0		12		
NOV	0	1	1	2	10	16	55	2	1	78	261	339	6	15	112	1	128	20	12	42	11	0	65	231	275	6	512	1,851	1,897	3,748	104.0	4.00	178	3		2		
DEC	0	1	0	3	10	16	66	7	0	93	220	315	8	15	120	8	143	21	8	36	10	1	55	244	151	12	407	2,031	2,027	4,058	244.0	13.00	227	2		6		
TOTAL	0	4	4	45	128	194	657	58	4	966	2,748	3,716	82	155	1,337	39	1,531	255	153	400	150	3	706	2,736	2,306	74	5,116	21,882	23,508	45,390	2,254.50	108.50	2,089	12		220		

2017	>>> >>> >>>			MISC OFFENSES							<<<			<<<			DOM VIOL	>>> ARRESTS <<<				EOD	> COLLISIONS (MVC) <						>>> > CITATIONS < <<<				CALLS FOR SERVICE			RESERVE HOURS	Chaplain Hours	>> ANIMAL CONTROL <<			
	MUR- DER	RAPE	ROB- BERY	ASSAULTS		BURG B&E	LAR- CENY	MV THEFT	AR- SON	UCR PT 1	UCR PT 2	TOTAL OFF	UCR PT 1	UCR PT 2	JUV	TOTAL		INJU- RIES	PROP DAM	PRIV PROP	FATAL- ITIES		TOTAL	TRAF/NON TRAF CITS	WARN	DUI	TOTAL	DURANT	BRYAN CO	TOTAL	CFS	CITA- TIONS	FEES COLL	ADOP- TIONS							
JAN	0	0	0	5	12	17	64	8	0	94	324	418	7	20	168	6	194	21	4	32	13	0	49	675	373	9	1,057	2,493	2,036	4,529	150.5	34.00	185	1		51					
FEB	0	0	0	4	22	14	67	8	0	93	272	365	15	16	130	10	156	21	11	38	9	0	58	437	454	8	899	1,914	1,951	3,865	109.0	43.75	141	5		27					
MAR	0	0	0	6	15	14	39	4	0	63	281	344	9	17	144	5	166	10	15	41	19	0	75	299	224	8	531	2,059	2,025	4,084	177.0	40.25	174	1		40					
APR	0	1	0	4	11	9	57	2	0	73	248	321	9	20	114	5	139	22	5	44	17	0	66	352	48	2	402	1,815	1,890	3,705	152.0	19.50	133	5		34					
MAY	0	0	0	1	10	14	46	5	0	66	203	269	4	10	117	7	134	18	10	31	6	0	47	235	109	9	353	2,098	1,959	4,057	205.0	22.00	103	0		24					
JUNE	0	1	1	6	9	19	58	2	0	87	211	298	7	18	94	6	118	17	14	30	9	1	54	186	32	11	229	1,953	2,015	3,968	298.0	4.50	172	1		31					
JULY	0	0	1	2	12	29	62	3	0	97	204	301	9	14	107	3	124	25	11	41	13	0	65	262	268	7	537	2,089	1,951	4,040	203.0	11.50	163	0		37					
AUG	0	1	0	2	24	27	61	4	0	95	211	306	14	7	93	4	104	16	10	30	23	0	63	471	664	5	1,140	1,939	2,156	4,095	142.0	14.00	169	3		28					
SEPT	0	2	0	6	7	23	45	3	0	79	232	311	9	14	108	4	126	21	10	32	13	1	56	278	92	8	378	2,104	2,033	4,137	159.0	4.75	198	3		38					
OCT	0	1	0	6	7	24	46	3	0	80	218	298	2	15	104	2	121	23	19	33	17	0	69	341	244	8	593	2,023	2,065	4,088	0.0	13.25	219	0		20					
NOV	0	0	1	3	16	16	57	5	0	82	230	312	6	13	109	6	128	19	13	27	14	1	55	216	103	4	323	1,681	1,978	3,659	163.0	8.75	174	2		18					
DEC	0	1	3	3	20	18	64	5	0	94	203	297	10	15	100	2	117	13	9	27	15	0	51	146	23	4	173	1,632	1,776	3,408	315.0	13.00	136	0		31					
TOTAL	0	7	6	48	165	224	666	52	0	1,003	2,837	3,840	101	179	1,388	60	1,627	226	131	406	168	3	708	3,898	2,634	83	6,615	23,800	23,835	47,635	2,073.50	229.25	1,967	21		379					

Department Report Totals (OSBI-UCR)

2016	MISC OFFENSES												DOM VIOL	>>> ARRESTS <<<				EOD	> COLLISIONS (MVC) <						>>> > CITATIONS < <<<					CALLS FOR SERVICE			RESERVE HOURS	Chaplain Hours	>> ANIMAL CONTROL <<			
	MUR- DER	RAPE	ROB- BERY	ASSAULTS AGG	SIMP	BURG B&E	LAR- CENY	MV THEFT	AR- SON	UCR PT 1	UCR PT 2	TOTAL OFF		UCR PT 1	UCR PT 2	JUV	TOTAL		INJU- RIES	PROP DAM	PRIV PROP	FATAL- ITIES	TOTAL	TRAF- FIC	NON- TRAF	WARN	DUI	TOTAL	DURANT	BRYAN CO	TOTAL	CFS			CITA- TIONS	FEES COLL	ADOP- TIONS	
JAN	0	0	1	3	9	11	50	3	0	68	231	299	6	19	138	7	164	20	7	40	14	0	61	261	62	126	11	460	1,802	1,691	3,493	295.0	21.75	119	2		31	
FEB	0	1	1	5	17	8	55	1	1	72	244	316	11	14	118	18	150	12	12	40	13	0	65	445	69	246	10	770	1,869	1,757	3,626	200.0	14.25	133	2		26	
MAR	0	0	0	2	25	10	50	3	1	66	221	287	13	14	113	6	133	22	14	51	19	0	84	373	73	134	10	590	2,073	1,895	3,968	143.5	22.25	181	11		46	
APR	0	1	0	4	23	22	45	5	1	78	241	319	15	21	124	10	155	22	2	37	18	0	57	405	61	207	15	688	1,986	1,857	3,843	230.0	8.00	169	6		22	
MAY	0	1	0	8	10	18	75	1	0	103	214	317	9	25	108	6	139	18	13	40	4	2	59	371	56	111	7	545	2,267	2,170	4,437	178.5	43.75	144	4		25	
JUNE	0	0	2	1	16	13	66	2	0	84	242	326	11	19	53	10	82	24	16	35	8	1	60	228	49	87	9	373	2,121	1,981	4,102	203.0	3.25	185	1		51	
JULY	0	1	0	9	8	19	74	1	0	104	236	340	7	16	114	1	131	16	8	26	14	0	48	214	30	109	9	362	2,239	2,029	4,268	87.0	12.25	224	3		39	
AUG	0	1	0	8	16	15	59	2	0	85	252	337	17	19	147	9	175	20	12	37	14	0	63	377	36	117	12	542	2,698	1,917	4,615	320.5	14.75	179	2		52	
SEPT	0	0	0	4	12	13	50	1	0	68	258	326	6	14	119	5	138	16	13	29	17	0	59	338	10	59	6	413	2,349	1,830	4,179	302.0	9.50	171	6		30	
SubT	0	5	4	44	136	129	524	19	3	728	2,139	2,867	95	161	1,034	72	1,267	170	97	335	121	3	556	####	446	1,196	89	4,743	19,404	17,127	36,531	1,960	150	1,505	37		322	
OCT	0	0	0	1	14	16	68	5	0	90	218	308	5	19	102	6	127	15	11	31	18	1	61	333		53	6	392	2,160	1,766	3,926	272.0	15.30	134	2		67	
NOV	0	1	0	3	13	16	85	4	0	109	237	346	7	23	98	9	130	26	9	41	14	2	66	435		200	7	642	1,919	1,685	3,604	193.0	18.50	110	4		28	
DEC	0	0	1	5	10	7	45	5	0	63	193	256	7	11	84	8	103	19	8	27	23	0	58	348		196	0	544	1,999	1,921	3,920	215.0	31.50	145	0		28	
SubT	0	1	1	9	37	39	198	14	0	262	648	910	19	53	284	23	360	60	28	99	55	3	185	1,116		449	13	1,578	6,078	5,372	11,450	680	65	389	6		123	
TOTAL	0	6	5	53	173	168	722	33	3	990	2,787	3,777	114	214	1,318	95	1,627	230	125	434	176	6	741	4,574		1,645	102	6,321	25,482	22,499	47,981	2,640	215	1,894	43		445	

2015	>>>			MISC OFFENSES					<<<			<<<			DOM VIOL	>>> ARRESTS <<<					EOD	> COLLISIONS (MVC) <					>>> > CITATIONS < <<<					CALLS FOR SERVICE			RESERVE HOURS	Chaplain Hours	>> ANIMAL CONTROL <<			
	MUR- DER	RAPE	ROB- BERY	ASSAULTS AGG	SIMP	BURG B&E	LAR- CENY	MV THEFT	AR- SON	UCR PT 1	UCR PT 2	TOTAL OFF	UCR PT 1	UCR PT 2		JUV	TOTAL	INJU- RIES	PROP DAM	PRIV PROP		FATAL- ITIES	TOTAL	TRAF- FIC	NON- TRAF	WARN	DUI	TOTAL	DURANT	BRYAN CO	TOTAL	CFS	CITA- TIONS	FEES COLL			ADOP- TIONS			
JAN	0	2	0	1	9	16	73	3	0	95	245	349	7	25	120	6	151	21	9	36	9	2	56	422	62	62	9	555	2,247	1,730	3,977	248.5	13.50	123	0	\$57	20			
FEB	0	0	0	2	14	23	80	1	0	106	235	355	11	24	114	12	150	11	11	36	12	0	59	373	89	96	14	572	1,857	1,443	3,300	250.0	28.00	152	3	\$162	21			
MAR	0	0	0	1	17	20	97	4	2	124	243	384	8	32	138	10	180	12	5	42	15	1	63	148	90	91	6	335	1,957	1,875	3,832	284.5	27.75	160	12	\$109	25			
APR	0	0	0	6	15	23	75	5	0	109	216	340	12	27	119	6	152	20	12	32	13	0	57	163	70	67	6	306	1,950	1,991	3,941	306.5	16.25	117	5	\$20	13			
MAY	0	0	0	3	15	13	81	4	0	101	211	327	12	27	111	14	152	18	5	33	17	1	56	283	79	78	9	449	2,002	1,967	3,969	392.0	21.50	143	1	\$17	15			
JUNE	0	2	1	2	14	10	62	3	0	80	211	305	7	16	119	6	141	17	10	39	15	0	64	326	74	117	10	527	2,196	1,984	4,180	149.0	5.25	171	3	\$0	27			
JULY	0	2	0	4	16	18	56	3	0	83	230	329	15	23	147	5	175	19	13	26	19	1	59	362	75	113	12	562	2,312	1,860	4,172	330.0	23.00	161	1	\$0	23			
AUG	0	0	0	3	5	11	72	0	0	86	253	344	7	19	151	4	174	19	12	35	20	0	67	291	66	125	8	490	2,353	1,817	4,170	212.0	26.25	139	1	\$0	25			
SEPT	0	1	0	5	17	12	62	6	0	86	268	371	15	19	148	8	175	18	8	30	27	0	65	175	68	154	11	408	2,045	1,650	3,695	233.0	9.25	157	2	\$0	20			
OCT	0	0	2	2	19	17	98	5	0	124	220	363	12	25	109	10	144	22	18	39	13	0	70	250	53	134	6	443	1,783	1,621	3,404	291.0	20.50	164	9	\$0	27			
NOV	0	0	0	2	7	13	68	4	0	87	164	258	4	22	87	5	114	12	6	35	14	0	55	268	57	165	2	492	1,583	1,743	3,326	407.0	14.50	133	14	\$0	31			
DEC	0	1	0	5	12	9	59	4	1	79	182	273	8	26	96	4	126	16	15	36	16	0	67	222	56	186	9	473	1,556	1,587	3,143	408.0	25.75	135	10	\$0	40			
Totals	0	8	3	36	160	185	883	42	3	1,160	2,678	3,998	118	285	1,459	90	1,834	205	124	419	190	5	738	####	839	1,388	102	5,612	23,841	21,268	45,109	3,511.5	231.50	1,755	61	\$365	287			

Department Report Totals (OSBI-UCR)

2014	>>> >>> >>>			MISC OFFENSES							<<<		<<<		<<<		DOM VIOL	>>> ARRESTS <<<					EOD	> COLLISIONS (MVC) <					>>> > CITATIONS < <<<					CALLS FOR SERVICE			RESERVE HOURS	Chaplain Hours	>> ANIMAL CONTROL <<			
	MUR- DER	RAPE	ROB- BERY	ASSAULTS		BURG B&E	LAR- CENY	MV THEFT	AR- SON	UCR PT 1	MISC OFF	TOTAL OFF	FEL- ONIES	MISD	JUV	TOTAL		INJU- RIES	PROP DAM	PRIV PROP	FATAL- ITIES	TOTAL		TRAF- FIC	NON- TRAF	WARN	DUI	TOTAL	DURANT	BRYAN CO	TOTAL	CFS	CITA- TIONS	FEE\$ COLL	ADOP- TIONS							
				AGG	SIMP																																					
JAN	0	0	0	8	0	12	66	6	0	92	239	331	6	42	142	9	193	21	11	28	14	0	53	324	63	8	14	409	2,164	1,473	3,637	348.0		122	0	\$188	28					
FEB	0	0	0	2	0	12	77	3	0	94	184	278	5	50	79	11	140	11	10	43	16	0	69	169	57	7	8	241	1,748	1,374	3,122	259.5		103	4	\$91	13					
MAR	0	1	0	4	0	20	71	4	0	100	210	310	9	41	70	9	120	16	11	41	10	1	63	128	43	18	6	195	1,947	1,587	3,534	447.5		152	1	\$154	22					
APR	0	0	0	7	1	14	60	3	0	84	236	321	13	45	110	3	158	13	6	23	9	1	39	138	101	0	18	257	2,041	1,652	3,693	472.0		151	7	\$50	15					
MAY	0	1	2	3	1	28	71	6	1	112	257	371	9	53	129	9	191	13	5	46	13	0	64	291	97	43	13	444	2,322	1,907	4,229	459.5		113	0	\$111	27					
JUNE	0	1	0	4	15	16	65	7	0	93	257	365	10	51	137	6	194	13	6	32	7	1	46	112	63	7	8	190	2,060	1,671	3,731	246.5		93	1	\$214	22					
JULY	0	0	0	5	11	29	60	8	0	102	215	328	10	49	109	5	163	18	5	30	14	0	49	136	47	221	8	412	2,089	1,531	3,620	217.5		113	0	\$70	24					
AUG	0	1	1	4	18	29	67	7	0	109	250	377	9	60	126	6	192	7	9	30	11	0	50	175	86	332	15	608	1,938	1,578	3,516	425.0		87	0	\$70	13					
SEPT	0	2	1	10	9	16	85	4	0	118	207	334	5	10	154	4	168	14	10	50	18	0	78	182	75	368	10	635	1,965	1,529	3,494	340.0		112	2	\$60	17					
OCT	0	0	0	5	16	21	82	8	0	116	234	366	10	62	103	7	172	11	6	57	26	0	89	80	72	2	10	164	1,820	1,664	3,484	333.5		119	2	\$74	19					
NOV	0	0	0	5	8	13	50	3	0	71	201	280	8	44	98	4	146	17	16	41	11	0	68	157	58	278	7	500	1,643	1,587	3,230	188.5		96	0	\$122	17					
DEC	0	2	0	0	14	11	77	2	0	92	227	333	6	56	83	7	146	13	10	30	14	0	54	161	45	162	6	374	1,708	1,693	3,401	266.5		115	1	\$64	19					
Totals	0	8	4	57	93	221	831	61	1	1,183	2,717	3,994	100	563	1,340	80	1,983	167	105	451	163	3	722	####	807	1,446	123	4,429	23,445	19,246	42,691	4,004.0		1,376	18	\$1,268	236					

2013	MISC OFFENSES												DOM VIOL	>>> ARRESTS <<<				EOD	> COLLISIONS (MVC) <						>>> > CITATIONS < <<<					CALLS FOR SERVICE			RESERVE HOURS	Chaplain Hours	>> ANIMAL CONTROL <<			
	MUR- DER	RAPE	ROB- BERY	ASSAULTS		BURG B&E	LAR- CENY	MV THEFT	AR- SON		MISC OFF	TOTAL OFF		FEL- ONIES	MISD	JUV	TOTAL		INJU- RIES	PROP DAM	PRIV PROP	FATAL- ITIES	TOTAL	TRAF- FIC	NON- TRAF	WARN	DUI	TOTAL	DURANT	BRYAN CO	TOTAL	CFS			CITA- TIONS	FEE\$ COLL	ADOP- TIONS	
				AGG	SIMP																																	
JAN	0	1	1	10	9	20	64	4	1		180	290	9	50	128	6	184	10	11	34	11	1	57	277	40	144	6	467	1,705	1,390	3,095	564.5		114	1	\$67	20	
FEB	0	0	0	9	9	11	50	1	0		221	301	9	49	137	3	189	13	9	36	26	0	71	255	43	36	7	341	1,566	1,220	2,786	502.0		121	1	\$213	27	
MAR	0	0	1	20	12	25	73	2	1		188	322	11	54	111	6	171	13	10	32	11	0	53	271	32	52	7	362	1,705	1,584	3,289	424.0		164	1	\$203	29	
APR	0	0	2	16	13	32	63	4	1		208	339	12	35	115	4	154	18	10	40	13	0	63	203	27	21	4	255	1,658	1,428	3,086	506.5		185	1	\$164	43	
MAY	0	1	0	9	10	28	72	3	0		208	330	10	20	157	7	177	17	17	37	13	0	67	236	41	49	11	337	1,986	1,400	3,386	377.0		164	3	\$105	27	
JUNE	0	0	0	19	4	27	71	0	0		192	313	14	32	129	14	175	20	10	24	7	0	41	145	41	39	7	232	1,726	1,471	3,197	356.5		137	0	\$189	33	
JULY	0	3	0	11	8	14	84	5	0		164	289	9	54	121	3	178	25	12	35	17	0	64	144	46	35	10	235	1,906	1,475	3,381	491.5		123	0	\$174	32	
AUG	0	2	1	9	9	17	92	6	1		211	348	8	97	138	8	243	11	10	39	11	0	60	187	55	30	8	280	1,960	1,540	3,500	479.0		170	1	\$192	29	
SEPT	0	0	2	13	8	34	96	0	0		250	403	11	71	102	7	180	17	13	32	13	0	58	117	131	5	10	263	1,808	1,831	3,639	339.5		150	2	\$67	26	
OCT	0	1	1	5	9	27	69	6	0		237	355	10	47	108	4	155	23	16	23	16	0	55	48	57	2	5	112	1,607	1,504	3,111	402.5		140	1	\$40	23	
NOV	0	0	0	10	12	19	67	3	0		203	314	6	37	105	8	150	13	11	39	13	0	63	192	54	28	13	287	1,861	1,535	3,396	341.5		123	1	\$105	18	
DEC	0	2	2	17	3	23	58	5	0		195	305	8	26	109	11	146	10	10	44	13	0	67	138	47	25	5	215	1,755	1,451	3,206	411.5		85	1	\$51	10	
Totals	0	10	10	148	106	277	859	39	4		2,457	3,909	117	572	1,460	81	2,102	190	139	415	164	1	719	####	614	466	93	3,386	21,243	17,829	39,072	5,196.0		1,676	13	\$1,570	317	

Department Report Totals (OSBI-UCR)

2012	>>> >>> >>>			MISC OFFENSES							<<<		<<<		DOM VIOL	>>> ARRESTS <<<				EOD	> COLLISIONS (MVC) <					>>> > CITATIONS < <<<					CALLS FOR SERVICE			RESERVE HOURS	Chaplain Hours	>> ANIMAL CONTROL <<			
	MUR- DER	RAPE	ROB- BERY	ASSAULTS AGG	SIMP	BURG B&E	LAR- CENY	MV THEFT	AR- SON		MISC OFF	TOTAL OFF	FEL- ONIES	MISD		JUV	TOTAL	INJU- RIES	PROP DAM		PRIV PROP	FATAL- ITIES	TOTAL	TRAF- FIC	NON- TRAF	WARN	DUI	TOTAL	DURANT	BRYAN CO	TOTAL	CFS	CITA- TIONS			FEE\$ COLL	ADOP- TIONS		
JAN	0	1	0	7	9	11	55	3	0		175	261	8	31	135	8	174	11	11	24	14	0	49	225	37	213	12	487	1,957	1,672	3,629	541.0		163	0	\$342	28		
FEB	0	0	0	3	4	10	43	2	0		203	265	4	29	115	2	146	10	8	27	12	0	47	230	31	178	12	451	1,752	1,348	3,100	580.0		181	2	\$349	56		
MAR	0	0	0	9	4	5	41	0	0		194	253	6	36	143	5	184	10	11	31	11	0	53	230	35	139	16	420	2,044	1,368	3,412	570.5		181	0	\$224	51		
APR	0	0	2	14	10	7	37	4	0		210	284	16	34	169	6	209	10	8	36	5	0	49	220	47	46	21	334	1,907	1,564	3,471	697.5		138	1	\$463	19		
MAY	0	1	1	9	12	17	37	3	1		215	296	9	32	132	7	171	9	9	33	9	0	51	145	27	34	13	219	1,852	1,643	3,495	845.0		127	0	\$185	20		
JUNE	0	0	0	19	14	15	53	3	0		158	262	12	35	109	7	151	8	12	34	11	0	57	200	27	93	9	329	1,925	1,555	3,480	914.5		164	1	\$178	23		
JULY	0	0	2	22	4	20	75	5	0		239	367	11	44	151	25	220	13	9	28	12	0	49	189	52	298	18	557	2,176	1,740	3,916	591.0		147	0	\$158	28		
AUG	0	4	1	19	4	22	67	0	0		214	331	9	41	142	6	189	17	12	38	15	0	65	128	45	54	5	232	1,804	1,468	3,272	547.5		167	0	\$352	44		
SEPT	0	2	0	16	9	17	54	3	1		209	311	9	50	164	8	222	10	14	39	17	0	70	297	73	12	8	390	1,968	1,406	3,374	514.5		177	1	\$130	44		
OCT	0	1	1	11	3	27	51	7	0		215	316	9	35	172	8	215	22	14	39	12	0	65	282	70	15	7	374	1,708	1,478	3,186	722.0		173	1	\$316	30		
NOV	0	1	1	7	12	21	66	3	0		184	295	9	44	160	12	216	8	16	25	20	0	61	206	58	55	8	327	1,646	1,438	3,084	479.0		124	2	\$237	33		
DEC	0	1	1	7	6	22	56	3	0		156	252	9	31	94	5	130	6	21	42	17	0	80	132	31	37	5	205	1,646	1,395	3,041	507.0		86	2	\$20	15		
Totals	0	11	9	143	91	194	635	36	2		2,372	3,493	111	442	1,686	99	2,227	134	145	396	155	0	696	####	533	1,174	134	4,325	22,385	18,075	40,460	7,509.5		1,828	10	\$2,954	391		

2011	>>> >>> >>>			MISC OFFENSES							<<<		<<<		DOM VIOL	>>> ARRESTS <<<					EOD	> COLLISIONS (MVC) <					>>> > CITATIONS < <<<					CALLS FOR SERVICE			RESERVE HOURS	Chaplain Hours	>> ANIMAL CONTROL <<			
	MUR- DER	RAPE	ROB- BERY	ASSAULTS AGG SIMP		BURG B&E	LAR- CENY	MV THEFT	AR- SON		MISC OFF	TOTAL OFF	FEL- ONIES	MISD		JUV	TOTAL	INJU- RIES	PROP DAM	PRIV PROP		FATAL- ITIES	TOTAL	TRAF- FIC	NON- TRAF	WARN	DUI	TOTAL	DURANT	BRYAN CO	TOTAL	CFS	CITA- TIONS	FEE\$ COLL			ADOP- TIONS			
JAN	0	3	1	4	14	14	46	3	1		149	235	8	43	168	4	215	11	8	15	41	0	64	428	40	109	22	599	1,625	1,680	3,305	646.5		187	0	\$404	50			
FEB	0	1	0	8	5	8	35	6	1		180	244	6	36	118	1	155	7	9	50	16	0	75	215	39	54	9	317	1,441	1,439	2,880	681.5		185	0	\$310	51			
MAR	0	0	0	7	18	18	39	5	0		260	347	17	41	157	6	204	6	13	38	14	0	65	199	40	95	19	353	1,722	1,676	3,398	758.5		228	1	\$451	52			
APR	0	2	1	6	17	17	25	2	0		259	329	10	29	164	9	202	7	13	49	20	0	82	224	42	69	17	352	1,633	1,568	3,201	1,043.0		166	3	\$281	45			
MAY	0	0	1	12	6	21	31	3	1		270	345	9	42	205	3	250	9	14	45	9	0	68	451	35	82	15	583	1,950	1,709	3,659	527.5		219	1	\$272	58			
JUNE	0	0	1	16	12	13	33	3	0		253	331	19	39	158	6	203	9	11	28	15	0	54	328	45	59	20	452	1,912	1,694	3,606	732.0		152	1	\$124	32			
JULY	0	2	2	11	12	15	41	5	0		173	261	17	30	113	2	145	12	10	30	19	0	59	370	24	83	6	483	1,832	1,849	3,681	379.5		191	1	\$324	50			
AUG	0	2	1	22	14	16	45	5	0		129	234	21	49	118	2	169	7	10	23	19	0	52	171	25	36	7	239	1,854	1,832	3,686	306.0		206	0	\$340	49			
SEPT	0	3	1	13	11	19	46	8	0		250	351	14	46	139	1	186	17	12	31	20	0	63	123	49	42	15	229	2,050	1,812	3,862	458.0		279	1	\$466	39			
OCT	0	6	1	6	8	26	57	4	0		229	337	10	42	159	6	207	4	10	35	16	0	61	148	45	112	16	321	2,068	1,749	3,817	523.5		194	1	\$359	40			
NOV	0	2	2	8	12	33	53	1	0		186	297	9	30	123	8	161	15	8	24	15	0	47	81	34	129	12	256	1,545	1,586	3,131	397.0		164	1	\$362	59			
DEC	0	1	0	13	11	23	52	2	0		189	291	15	29	126	9	164	11	11	43	17	0	71	135	42	85	8	270	1,512	1,713	3,225	597.0		162	0	\$481	58			
Totals	0	22	11	126	140	223	503	47	3		2,527	3,602	155	456	1,748	57	2,261	115	129	411	221	0	761	####	460	955	166	4,454	21,144	20,307	41,451	7,050.0		2,333	10	\$4,174	583			

Department Report Totals (OSBI-UCR)

2010	>>>			MISC OFFENSES							<<<		<<<	DOM	>>> ARRESTS <<<						> COLLISIONS (MVC) <					>>> > CITATIONS < <<<					CALLS FOR SERVICE				Chaplain	>> ANIMAL CONTROL <<			
	MUR- DER	RAPE	ROB- BERY	ASSAULTS AGG	SIMP	BURG B&E	LAR- CENY	MV THEFT	AR- SON		MISC OFF	TOTAL OFF			FEL- ONIES	MISD	JUV	TOTAL	EOD		INJU- RIES	PROP DAM	PRIV PROP	FATAL- ITIES	TOTAL	TRAF- FIC	NON- TRAF	WARN	DUI	TOTAL	DURANT	BRYAN CO	TOTAL			RESERVE HOURS		CFS	CITA- TIONS
JAN	0	2	1	5	0	24	44	4	0		191	271	10	30	107	9	146	4	8	36	15	0	59	662					1,961	1,533	3,494	385.5		215	0	\$326	14		
FEB	0	1	0	14	1	4	30	1	0		250	301	13	25	96	4	125	7	11	38	17	0	66	284	50	245	15	594	1,796	1,520	3,316	573.0		188	3	\$279	22		
MAR	0	0	0	6	0	21	23	1	0		362	413	8	36	148	1	185	10	10	42	13	0	65	313	46	201	20	580	1,831	1,578	3,409	686.0		233	0	\$497	49		
APR	1	0	1	4	14	16	30	3	1		266	335	11	120	32	7	159	4	10	32	15	0	57	588	45	155	9	797	2,063	1,581	3,644	717.0		188	2	\$421	26		
MAY	0	1	0	7	7	23	47	4	0		238	327	12	23	145	3	171	4	11	37	18	0	66	444	43	126	22	635	2,000	1,800	3,800	466.0		193	0	\$194	15		
JUNE	0	0	0	7	16	10	52	1	0		252	338	14	25	115	10	150	7	6	27	6	0	39	238	43	57	10	348	1,715	1,628	3,343	892.5		205	0	\$236	9		
JULY	0	1	1	15	3	28	67	3	0		267	385	12	31	120	5	156	3	9	37	15	0	61	334	50	95	13	492	1,886	1,639	3,525	325.5		228	0	\$274	19		
AUG	0	0	0	18	4	18	52	4	1		287	384	11	28	142	6	176	8	11	33	14	0	58	135	66	23	17	241	1,832	1,709	3,541	353.0		209	0	\$148	9		
SEPT	0	6	0	9	6	34	27	5	1		251	339	5	22	140	5	167	14	11	34	13	1	59	134	51	33	14	232	1,714	1,494	3,208	643.5		197	3	\$382	24		
OCT	0	0	0	9	20	33	51	2	0		269	384	6	53	208	4	265	6	13	37	13	1	64	228	76	112	14	430	1,865	1,587	3,452	672.5		207	2	\$342	22		
NOV	0	1	1	5	13	16	39	2	0		215	292	16	50	168	8	226	12	16	53	16	0	85	530	38	115	20	703	1,576	1,624	3,200	591.5		162	0	\$351	37		
DEC	0	2	0	12	9	27	44	1	0		288	383	6	49	158	6	213	8	13	39	9	0	61	282	57	38	16	393	1,569	1,491	3,060	707.5		107	0	\$164	25		
Totals	1	14	4	111	93	254	506	31	3		3,136	4,152	124	492	1,579	68	2,139	87	129	445	164	2	740	####	565	1,200	170	5,445	21,808	19,184	40,992	7,013.5		2,332	10	\$3,614	271		



The City of Durant

Office of the Street Department

Memorandum

Date: 3/4/2020
To: Mayor and City Council
From: James Young, Street Superintendent
Re: Street Department Monthly Report - February 2020

Council Information / Action Requested

Information only.

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
Monthly report	Cover Memo	3/4/2020
Work Orders	Cover Memo	3/4/2020



THE CITY OF DURANT

Office of the Street Department

Street Department Project Schedule February 1st 2020 thru February 29th 2020

A. Work Completed:

1. Cleaned drains city wide
2. Patched utility cuts
3. Install culvert on Mclean
4. Install 160' of culvert on Lohoma Cir.
5. Installed drainage pipe on Misty Cir.
6. Installed 60' culvert Mockingbird lane
7. Installed culvert 4021 University
8. Dug up 10 water leaks
9. Helped pickup extra hauling
10. Cleand ditch and culvert sth 9th and Choctaw
11. Ran patch Truck
12. Sign Maintenance
13. Light Maintenance
14. Ran sweeper
15. Bladed and graveled Sunny Side ,Davis , Commercial and Cale Switch

B. Work Planned In March 2020

Pave alley Cedar to beech behind 1st Christian Church (Joint Property Owner agreement)
Repair bad road sections Walnut rd and Pecan rd
Pour slab at Land fill transfer station
Install new drainage pipe and Waco
Install new side walk at 823 n 5th

C. Work Planned For July. 2019 Thru July 2020 Approx. start date – Finis .

Levelpatch Washington, and Bryan Rd	Mar/April
Levelpatch Sunny side rd, Choctaw rd, and Rodeo rd	May/June
Levelpatch Folsom and Red bud	June
Level patch bad spot on University	June

1202 1/2 N.E. 2nd • Durant, Oklahoma 74701 • (580) 924-8828 • Fax (580) 924-8344



Work Order Report

02/01/2020 - 02/29/2020

Work Order Date	Location	Requested By	Work Description	Work Start Date	Work End Date
3/4/2020	1010 MAIN ST	CANDICE MONTERO	POT HOLE	2/26/2020	2/26/2020
3/4/2020	10TH AND MAIN	CANDICE MONTERO	3 POT HOLES	2/26/2020	2/26/2020
3/4/2020	3801 W. MAIN	CANDICE MONTERO	POT HOLE	2/26/2020	2/26/2020
3/4/2020	GERLACH AND UNIVERSITY	CANDICE MONTERO	POT HOLE	2/26/2020	2/26/2020
3/4/2020	CAROL CIRCLE	JAMES SCOTT	STREET SWEPT	2/25/2020	2/25/2020
3/4/2020	ELM ST. WASHINGTON TO N. 1ST.	JAMES SCOTT	STREET SWEPT	2/25/2020	2/25/2020
3/4/2020	N 9TH. MAIN TO LOCUST ST	JAMES SCOTT	STREET SWEPT	2/25/2020	2/25/2020
3/4/2020	S. 9TH MAIN TO S. 9TH BRIDGE	JAMES SCOTT	STREET SWEPT	2/25/2020	2/25/2020
3/4/2020	S. 5TH AND ALABAMA	CANDICE MONTERO	POT HOLE AND LEVEL PATCH	2/25/2020	2/25/2020
3/4/2020	323 ALABAMA	CANDICE MONTERO	2 POT HOLES	2/25/2020	2/25/2020
3/4/2020	529 GEORGIA	CANDICE MONTERO	POT HOLE	2/25/2020	2/25/2020
3/4/2020	1221 ALABAMA	CANDICE MONTERO	LEVEL PATCH	2/25/2020	2/25/2020
3/4/2020	S. 11TH AND ALABAMA	CANDICE MONTERO	POT HOLE	2/25/2020	2/25/2020
3/4/2020	S. 10TH AND MISSISSIPPI	CANDICE MONTERO	6 POT HOLES	2/25/2020	2/25/2020
3/4/2020	420 S. 10TH	CANDICE MONTERO	POT HOLE	2/25/2020	2/25/2020
3/4/2020	515. S. 10TH TO MISSISSIPPI	CANDICE MONTERO	7 POT HOLES	2/25/2020	2/25/2020

Work Order Date	Location	Requested By	Work Description	Work Start Date	Work End Date
3/4/2020	7TH AND ARKANSAS	CANDICE MONTERO	POT HOLE AND LEVEL PATCH	2/25/2020	2/25/2020
3/4/2020	S. 6TH AND MISSISSIPPI	CANDICE MONTERO	LEVEL PATCH	2/25/2020	2/25/2020
3/4/2020	S. 4TH AND ALABAMA	CANDICE MONTERO	POT HOLE AND LEVEL PATCH	2/25/2020	2/25/2020
3/4/2020	223 S. 3RD	CANDICE MONTERO	POT HOLE	2/25/2020	2/25/2020
3/4/2020	623 S. 3RD	CANDICE MONTERO	3 POT HOLES	2/25/2020	2/25/2020
3/4/2020	619 S. 2ND	CANDICE MONTERO	POT HOLE	2/25/2020	2/25/2020
3/4/2020	S.2ND AND GEORGIA	CANDICE MONTERO	POT HOLE	2/25/2020	2/25/2020
3/4/2020	500 BLOCK OF 1ST	CANDICE MONTERO	POT HOLE	2/25/2020	2/25/2020
3/4/2020	1ST. AND MISSISSIPPI	CANDICE MONTERO	POT HOLE	2/25/2020	2/25/2020
3/4/2020	1ST AND LOUISIANA	CANDICE MONTERO	2 POT HOLES	2/25/2020	2/25/2020
3/4/2020	1ST.AND ARKANSAS	CANDICE MONTERO	2 POT HOLES	2/24/2020	2/24/2020
3/4/2020	2ND AND PINE	CANDICE MONTERO	POT HOLE	2/24/2020	2/24/2020
3/4/2020	4TH AND LOCUST	CANDICE MONTERO	5 POT HOLES	2/24/2020	2/24/2020
3/4/2020	1000 BLOCK OF N. 4TH	CANDICE MONTERO	2 POT HOLES	2/24/2020	2/24/2020
3/4/2020	3RD AND UNIVERSITY	CANDICE MONTERO	POT HOLE	2/24/2020	2/24/2020
3/4/2020	1419 AND 1411 3RD ST.	CANDICE MONTERO	5 POT HOLES	2/24/2020	2/24/2020
3/4/2020	2ND AND ELM	CANDICE MONTERO	LEVEL PATCH	2/24/2020	2/24/2020
3/4/2020	100 BLOCK OF N. 5TH	CANDICE MONTERO	2 POT HOLES	2/24/2020	2/24/2020
3/4/2020	618 N. 5TH	CANDICE MONTERO	POT HOLE	2/24/2020	2/24/2020
3/4/2020	N.6TH AND MAIN	CANDICE MONTERO	2 POT HOLES	2/24/2020	2/24/2020
3/4/2020	217 N. 11TH	CANDICE MONTERO	POT HOLE	2/24/2020	2/24/2020

Work Order Date	Location	Requested By	Work Description	Work Start Date	Work End Date
3/4/2020	705 N. 11TH	CANDICE MONTERO	POT HOLE	2/24/2020	2/24/2020
3/4/2020	909 N. 12TH	CANDICE MONTERO	6 POT HOLES	2/24/2020	2/24/2020
3/4/2020	1220 N. 16TH AVE	CANDICE MONTERO	POT HOLE	2/24/2020	2/24/2020
3/4/2020	716 N. 13TH AND 702 N. 13TH AVE	CANDICE MONTERO	2 POT HOLES	2/24/2020	2/24/2020
3/4/2020	N. WASHINGTON IN FRONT OF D.I.S TURN LANE	CANDICE MONTERO	2 POT HOLES	2/24/2020	2/24/2020
3/4/2020	13TH AND LOCUST	CANDICE MONTERO	2 POT HOLES	2/24/2020	2/24/2020
3/4/2020	N. 13TH AND EVERGREEN	CANDICE MONTERO	POT HOLE	2/24/2020	2/24/2020
3/4/2020	MULLBERRY AND WASHINGTON	CANDICE MONTERO	2 POT HOLES	2/24/2020	2/24/2020
3/4/2020	4TH AND PINE	CANDICE MONTERO	POT HOLE	2/24/2020	2/24/2020
3/4/2020	N 4TH AND POPULAR	CANDICE MONTERO	3 POT HOLES	2/24/2020	2/24/2020
3/4/2020	MAIN ST. N. 1ST TO N.15TH	JAMES SCOTT	STREET SWEPT	2/24/2020	2/24/2020
3/4/2020	N. 6TH MAIN TO UNIVERSITY	JAMES SCOTT	STREET SWEPT	2/24/2020	2/24/2020
3/4/2020	MAIN TO UNIVERSITY ON N 6TH	JAMES SCOTT	STREET SWEPT	2/21/2020	2/21/2020
3/4/2020	MAIN ST. E. MAIN TO N. 6TH	JAMES SCOTT	STREET SWEPT	2/21/2020	2/21/2020
3/4/2020	MEADOW LARK LN	JAMES SCOTT	STREET SWEPT	2/21/2020	2/21/2020
3/4/2020	1300 BLOCK OF N.4TH	CANDICE MONTERO	3 POT HOLES	2/21/2020	2/21/2020

Work Order Date	Location	Requested By	Work Description	Work Start Date	Work End Date
3/4/2020	N.4TH BETWEEN UNIVERSITY AND MONTGOMERY/DUNLAP	CANDICE MONTERO	20 POT HOLES	2/21/2020	2/21/2020
3/4/2020	7TH AND LOCUST	CANDICE MONTERO	3 POT HOLES	2/21/2020	2/21/2020
3/4/2020	7TH AND LIVEOAK	CANDICE MONTERO	4 POT HOLES	2/21/2020	2/21/2020
3/4/2020	523 7TH TO MULBERRY	CANDICE MONTERO	8 POT HOLES	2/21/2020	2/21/2020
3/4/2020	ELM ST	CANDICE MONTERO	WATER CUT OUT	2/21/2020	2/21/2020
3/4/2020	7TH AND WILLOW	CANDICE MONTERO	3 POT HOLES	2/21/2020	2/21/2020
3/4/2020	N.12TH MAIN TO CHUCKWA	JAMES SCOTT	STREET SWEPT	2/20/2020	2/20/2020
3/4/2020	14TH AND 15TH GEORGIA	JAMES SCOTT	STREET SWEPT	2/20/2020	2/20/2020
3/4/2020	FOUR SEASONS DR.	JAMES SCOTT	STREET SWEPT	2/20/2020	2/20/2020
3/4/2020	ALLEY 100 BLOCK OF S. 9TH 7TH TO 9TH ST.	CANDICE MONTERO	17 POT HOLES 4 LEVEL PATCHES	2/20/2020	2/20/2020
3/4/2020	MISSISSIPPI BETWEEN 12TH AND 14TH	CANDICE MONTERO	7 POT HOLES	2/20/2020	2/20/2020
3/4/2020	GERLACH DR	CANDICE MONTERO	POTHOLE	2/20/2020	2/20/2020
3/4/2020	49th to Cornell	candice montero	6 pot holes	2/20/2020	2/20/2020
2/20/2020	MAIN	JAMES SCOTT	SWEPT	2/19/2020	2/19/2020
2/20/2020	N 1ST (MAIN TO MULBERRY)	JAMES SCOTT	SWEPT	2/19/2020	2/19/2020
2/20/2020	N 4TH & MULBERRY	JAMES SCOTT	SWEPT	2/19/2020	2/19/2020

Work Order Date	Location	Requested By	Work Description	Work Start Date	Work End Date
2/20/2020	WILSON (N 1ST TO BRIARWOOD)	JAMES SCOTT	SWEPT	2/19/2020	2/19/2020
2/20/2020	GEORGIA BETWEEN S 14TH & S 15TH	JAMES SCOTT	SWEPT	2/19/2020	2/19/2020
2/20/2020	CALE SWITCH	CANDICE MONTERO	5 POT HOLES & 1 LEVEL PATCH	2/19/2020	2/19/2020
2/20/2020	SUNNYSIDE	CANDICE MONTERO	5 POT HOLES & 4 LEVEL PATCHS	2/19/2020	2/19/2020
2/20/2020	INTER. OF LITTLE JOHN & LORRI LN	CANDICE MONTERO	6 POT HOLES	2/19/2020	2/19/2020
2/20/2020	120 S 7TH	CANDICE MONTERO	WATER CUT	2/19/2020	2/19/2020
2/20/2020	N 16TH & ELM	CANDICE MONTERO	6 POT HOLES 1 LEVEL PATCH	2/19/2020	2/19/2020
2/20/2020	114 S 15TH	CANDICE MONTERO	POT HOLE	2/19/2020	2/19/2020
2/19/2020	WILSON (N 1ST TO BRIARWOOD)	JAMES SCOTT	SWEPT	2/18/2020	2/18/2020
2/19/2020	E MAIN TO N 21ST	JAMES SCOTT	SWEPT	2/18/2020	2/18/2020
2/19/2020	1529 & 1628 N 9TH	CANDICE MONTERO	2 POT HOLES	2/18/2020	2/18/2020
2/19/2020	49TH & KIMBERLY	CANDICE MONTERO	3 POT HOLES & 3 LEVEL PATCHS	2/18/2020	2/18/2020
2/19/2020	CORNER OF LARRY & SHIRLEY	CANDICE MONTERO	3 POT HOLES	2/18/2020	2/18/2020
2/19/2020	S 12TH & LOUISIANA	CANDICE MONTERO	POT HOLE	2/18/2020	2/18/2020
2/19/2020	S 12TH & MISSISSIPPI	CANDICE MONTERO	POT HOLE	2/18/2020	2/18/2020
2/19/2020	1914 PARKWAY CIR	CANDICE MONTERO	POT HOLE	2/18/2020	2/18/2020

Work Order Date	Location	Requested By	Work Description	Work Start Date	Work End Date
2/19/2020	N 10TH & MULBERRY	CANDICE MONTERO	POT HOLE	2/18/2020	2/18/2020
2/19/2020	N 10TH & WILSON	CANDICE MONTERO	POT HOLE	2/18/2020	2/18/2020
2/19/2020	1714 N 10TH	CANDICE MONTERO	FIX DRIVEWAY ENTRY	2/18/2020	2/18/2020
2/19/2020	2ND & PINE	CANDICE MONTERO	3 POT HOLES	2/18/2020	2/18/2020
2/18/2020	601 TO 724 N 5TH	CANDICE MONTERO	7 POT HOLES & 1 LEVEL PATCH	2/18/2020	2/18/2020
2/18/2020	5TH & BEECH	CANDICE MONTERO	POT HOLE	2/18/2020	2/18/2020
2/18/2020	1003 N 5TH	CANDICE MONTERO	POT HOLE	2/18/2020	2/18/2020
2/18/2020	CHUCKWA	JAMES SCOTT	SWEPT	2/14/2020	2/14/2020
2/18/2020	LAHOMA CIR	JAMES SCOTT	SWEPT	2/14/2020	2/14/2020
2/18/2020	ALMA DR	JAMES SCOTT	SWEPT	2/14/2020	2/14/2020
2/18/2020	MAIN (N 1ST TO N 15TH)	JAMES SCOTT	SWEPT	2/14/2020	2/14/2020
2/18/2020	SE 3RD & TEXAS	CANDICE MONTERO	4 POT HOLES & 1 LEVEL PATCH	2/14/2020	2/14/2020
2/18/2020	WILSON	CANDICE MONTERO	5 POT HOLES	2/14/2020	2/14/2020
2/18/2020	W MAIN (FRONT OF BROWNS FUNERAL HOME)	CANDICE MONTERO	7 POT HOLES	2/14/2020	2/14/2020
2/18/2020	ARKANSAS (SUNNYMEADOWS TO MAIN)	CANDICE MONTERO	14 POT HOLES 2 LEVEL PATCHS	2/14/2020	2/14/2020
2/18/2020	SIMONS RD & SUNNYSIDE	CANDICE MONTERO	POT HOLE	2/14/2020	2/14/2020

Work Order Date	Location	Requested By	Work Description	Work Start Date	Work End Date
2/14/2020	UNIVERSITY (WASHINGTON TO UNIVERSITY PL)	JAMES SCOTT	SWEPT	2/13/2020	2/13/2020
2/14/2020	CEDAR RIDGE CIR	JAMES SCOTT	SWEPT	2/13/2020	2/13/2020
2/14/2020	ASBERRY DR	JAMES SCOTT	SWEPT	2/13/2020	2/13/2020
2/14/2020	WORLEY DR	JAMES SCOTT	SWEPT	2/13/2020	2/13/2020
2/14/2020	LACY LN	JAMES SCOTT	SWEPT	2/13/2020	2/13/2020
2/14/2020	WILSON & BRIARWOOD	CANDICE MONTERO	5 POT HOLES	2/13/2020	2/13/2020
2/14/2020	4TH & UNIVERSITY	CANDICE MONTERO	WATER CUT & 6 POT HOLES	2/13/2020	2/13/2020
2/14/2020	UNIVERSITY	CANDICE MONTERO	POT HOLE & LEVEL PATCH	2/13/2020	2/13/2020
2/14/2020	WASHINGTON	CANDICE MONTERO	POT HOLE	2/13/2020	2/13/2020
2/14/2020	MAIN	CANDICE MONTERO	9 POT HOLES 1 LEVEL PATCH	2/13/2020	2/13/2020
2/14/2020	DIXON	JAMES SCOTT	SWEPT	2/12/2020	2/12/2020
2/14/2020	WACO	JAMES SCOTT	SWEPT	2/12/2020	2/12/2020
2/14/2020	MAIN (E MAIN TO N 9TH)	JAMES SCOTT	SWEPT	2/12/2020	2/12/2020
2/14/2020	CEADR RIDGE CIR	JAMES SCOTT	SWEPT	2/12/2020	2/12/2020
2/14/2020	CEDAR RIDGE CIR	JAMES SCOTT	SWEPT	2/12/2020	2/12/2020
2/12/2020	EVERGREEN (WASHINGTON TO N 21ST)	JAMES SCOTT	SWEPT	2/11/2020	2/11/2020
2/12/2020	S 9TH (MAIN TO CHOCTAW RD)	JAMES SCOTT	SWEPT	2/11/2020	2/11/2020

Work Order Date	Location	Requested By	Work Description	Work Start Date	Work End Date
2/12/2020	MOCKINGBIRD	CANDICE MONTERO	10 POT HOLES & 21 LEVEL PATCHS	2/11/2020	2/11/2020
2/12/2020	SUNNYSIDE	CANDICE MONTERO	6 POT HOLES	2/11/2020	2/11/2020
2/12/2020	3801 ARKANSAS	CANDICE MONTERO	2 POT HOLES	2/11/2020	2/11/2020
2/12/2020	12TH & MAIN	CANDICE MONTERO	4 POT HOLES	2/11/2020	2/11/2020
2/12/2020	MISSISSIPPI	CANDICE MONTERO	1 POT HOLE 1 LEVEL PATCH	2/11/2020	2/11/2020
2/11/2020	E MAIN TO N 21ST	JAMES SCOTT	SWEPT	2/10/2020	2/10/2020
2/11/2020	ELM & 19TH	CANDICE MONTERO	3 POT HOLES 1 LEVEL PATCH	2/10/2020	2/10/2020
2/11/2020	EVERGREEN (N 1ST TO N 15TH)	JAMES SCOTT	SWEPT	2/10/2020	2/10/2020
2/11/2020	215 N 4TH TO 126 N 4TH	CANDICE MONTERO	10 POT HOLES 2 LEVEL PATCH	2/10/2020	2/10/2020
2/11/2020	ELM & 4TH	CANDICE MONTERO	2 POT HOLES 1 LEVEL PATCH	2/10/2020	2/10/2020
2/11/2020	4501 & 4805	CANDICE MONTERO	3 POT HOLES 3 LEVEL PATCHS	2/10/2020	2/10/2020
2/11/2020	ESTELLE & MICHELLE	CANDICE MONTERO	36 POT HOLES	2/10/2020	2/10/2020
2/11/2020	ELM & 18TH	CANDICE MONTERO	6 POT HOLES	2/10/2020	2/10/2020
2/10/2020	WACO (N 8TH TO WASHINGTON)	JAMES SCOTT	SWEPT	2/7/2020	2/7/2020
2/10/2020	HILL	JAMES SCOTT	SWEPT	2/7/2020	2/7/2020
2/10/2020	E MAIN TO N 5TH	JAMES SCOTT	SWEPT	2/7/2020	2/7/2020
2/10/2020	1938 W LOCUST	CANDICE MONTERO	3 POT HOLES & 1 LEVEL PATCH	2/7/2020	2/7/2020

Work Order Date	Location	Requested By	Work Description	Work Start Date	Work End Date
2/10/2020	20TH & LIVEOAK	CANDICE MONTERO	POT HOLE	2/7/2020	2/7/2020
2/10/2020	19TH & ELM	CANDICE MONTERO	4 POT HOLES	2/7/2020	2/7/2020
2/10/2020	6TH & MISSISSIPPI	CANDICE MONTERO	WATER CUT	2/7/2020	2/7/2020
2/10/2020	514 S 5TH	CANDICE MONTERO	2 WATER CUTS	2/7/2020	2/7/2020
2/10/2020	513 S 5TH	CANDICE MONTERO	GAS CUT	2/7/2020	2/7/2020
2/10/2020	1ST & LOCUST	CANDICE MONTERO	WATER CUT	2/7/2020	2/7/2020
2/10/2020	WASHINGTON	CANDICE MONTERO	POT HOLE	2/7/2020	2/7/2020
2/10/2020	1ST & LOCUST	CANDICE MONTERO	3 POT HOLES	2/7/2020	2/7/2020
2/7/2020	722 N15TH	CANDICE MONTERO	2 GAS CUTS	2/6/2020	2/6/2020
2/7/2020	1503 EVERGREEN	CANDICE MONTERO	WATER CUT	2/6/2020	2/6/2020
2/7/2020	MAIN (10TH TO BYPASS)	CANDICE MONTERO	10 POT HOLES	2/6/2020	2/6/2020
2/7/2020	16TH & MAPLE	CANDICE MONTERO	POT HOLE	2/6/2020	2/6/2020
2/7/2020	LIBRARY	JAMES SCOTT	SWEPT	2/4/2020	2/4/2020
2/7/2020	ARKANSAS	JAMES SCOTT	SWEPT	2/4/2020	2/4/2020
2/7/2020	N 9TH (UNIVERSITY TO WILSON)	JAMES SCOTT	SWEPT	2/5/2020	2/5/2020
2/7/2020	MAIN (N 1ST TO N 21ST)	JAMES SCOTT	SWEPT	2/5/2020	2/5/2020
2/7/2020	S 9TH BRIDGE	JAMES SCOTT	SWEPT	2/4/2020	2/4/2020
2/4/2020	N 21ST (MAIN TO LOCUST)	JAMES SCOTT	SWEPT	2/3/2020	2/3/2020
2/4/2020	N 20TH (MAIN TO LOCUST)	JAMES SCOTT	SWEPT	2/3/2020	2/3/2020
2/4/2020	MAIN (E MAIN TO N 21ST)	JAMES SCOTT	SWEPT	2/3/2020	2/3/2020

Work Order Date	Location	Requested By	Work Description	Work Start Date	Work End Date
2/4/2020	REDBUD	CANDICE MONTERO	3 POT HOLES	2/3/2020	2/3/2020
2/4/2020	N WASHINGTON	CANDICE MONTERO	LEVEL PATCH & 2 POT HOLES	2/3/2020	2/3/2020
2/4/2020	WASHINGTON & FOUR SEASONS	CANDICE MONTERO	2 POT HOLES	2/3/2020	2/3/2020
2/4/2020	HARMONY	CANDICE MONTERO	10 POT HOLES	2/3/2020	2/3/2020
2/4/2020	N 3RD & BEECH	CANDICE MONTERO	4 POT HOLES	2/3/2020	2/3/2020
2/4/2020	FOLSOM	CANDICE MONTERO	9 POT HOLES	2/3/2020	2/3/2020
2/4/2020	STONEBRIAR CIR	CANDICE MONTERO	30 POT HOLES 8 LEVEL PATCHS	2/3/2020	2/3/2020

Total Records: 162

3/4/2020



The City of Durant

Office of City Manager

Memorandum

Date:

To: Mayor and City Council

From: John Dean, City Manager

Re: Consider Approval of Ordinance 1896 amending Chapter 51 - Garbage System and Facilities of the Durant Code of Ordinances.

This Ordinance, if adopted, would establish a single monthly date of collection for residential customers of tree limbs, brush, bulky waste, and yard debris at no additional cost. It also establishes scheduling requirements and placement requirements for special collections. It requires that all trash and debris be placed in secured bags when placed in containers for collection.

Council Information / Action Requested

Staff requests approval of Ordinance 1896.

City Staff Information / Action Follow-up, if Council authorizes this action:

Publication as required.
Notification of the public.

ATTACHMENTS:

Description	Type	Upload Date
Ordinance 1896	Cover Memo	3/6/2020

ORDINANCE NUMBER 1896

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DURANT,
OKLAHOMA, AMENDING SECTIONS 51.20; 51.22; 51.23; 51.25; 51.41; AND 51.42 OF
CHAPTER 51 – GARBAGE SYSTEM AND FACILITIES, TITLE V OF THE CITY OF
DURANT CODE OF ORDINANCES PROVIDING FOR REGULATION OF
CONTAINER REQUIREMENTS; CONTENTS; MAINTENANCE; PLACEMENT;
SPECIAL COLLECTIONS OF CONSTRUCTION DEBRIS, BULKY WASTE, EXCESS
REFUSE AND EXCESS WASTE MATERIAL FOR A FEE; AND MONTHLY
RESIDENTIAL COLLECTION OF TREE LIMBS, BRUSH, BULKY WASTE, AND
YARD WASTE.**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF DURANT, OKLAHOMA
THAT SECTIONS 51.20; 51.22; 51.23; 51.25; 51.41; AND 51.42 OF CODE OF
ORDINANCES OF THE CITY OF DURANT, OKLAHOMA IS HEREBY AMENDED TO
READ AS FOLLOWS:**

SECTION 1.

§ 51.20 CONTAINER REQUIREMENTS.

(A) All persons within the city who occupy a premise from which refuse is produced or accumulated shall use containers provided by the City of Durant. A sufficient number of such containers shall be provided to hold the garbage and trash which will ordinarily accumulate between the times of refuse collection; each residential customer shall incur an increased fee for each additional container for the collection of excess refuse.

(B) Plastic sacks or bags of 1.0 mil or greater thickness which are securely tied and fastened may also be used as containers for yard waste.

§ 51.22 CONTENTS.

(A) All garbage shall be placed in a refuse container provided by the City of Durant and maintained for that purpose. Before placing garbage in the container, all the liquid portion of the garbage shall be drained into the sanitary sewer. All garbage placed in the garbage container shall be placed in bag which shall be securely fastened.

(B) All trash shall be placed in a refuse container, but only to such extent as will permit the cover or lid of the container to be properly closed on the container. Plastic bags or sacks shall be securely tied fastened.

(C) Refuse containers which contain items other than garbage and trash as defined herein will not be collected.

§ 51.23 MAINTENANCE.

(A) The lids or covers of all refuse containers shall at all times be kept closed so that insects and animals may not have access to the refuse contained therein, and such lids or covers shall be opened only while depositing refuse into the container or while city employees are emptying or removing refuse therefrom. It is the customer's responsibility to ensure that any items which are not contained properly or which are blown or otherwise scattered or spilled are properly contained for collection by city personnel.

(B) The customer is responsible for the sanitation and cleaning of any container or containers

utilized by the customer for the collection and/or disposal of refuse or other waste. The customer shall also be responsible for cleaning up any spillage or scattering from such containers. Collection areas shall be kept in a sanitary and orderly manner so as not to create a health, safety or traffic hazard.

(C) Any items scattered, spilled, blown or which are not contained properly shall be the responsibility of the owner or occupant of the premises. Excess refuse or other waste materials for which collection arrangements have not previously been made with the Sanitation Superintendent shall remain the responsibility of the owner or occupant of the premises. This includes excess refuse and/or other waste materials, whether loose or contained, which are placed anywhere outside of the refuse container or inside the container in such a manner as to prevent closure of its prescribed lid.

(D) Refuse containers shall, at all times, be maintained in good condition. Any container that does not conform to the provisions of this chapter shall be reported to the Sanitation Department for replacement. Containers damaged shall be replaced and the cost of the container shall be charged to the customer. Customers shall not incur an additional cost for the replacement of containers that are in need of replacement through normal wear and tear or damaged by the City.

§ 51.25 PLACEMENT.

(A) Refuse containers shall be located in a single place on each premises, which shall be easily accessible to the roadway surface from which automated collections can be made and approved by the Sanitation Superintendent.

(B) No refuse shall be collected which is not contained in a container meeting the requirements of § 51.20.

(C) Refuse containers shall not be placed for collection within ten feet of a motor vehicle. Refuse containers shall not be located directly under downspouts, eaves, trees, overhead lines or in the street. Nor shall they be placed for collection inside a garage or under a carport, nor within any type of building, fence or other structure which hinders or restricts the ready access thereto by city sanitation personnel collection equipment. Furthermore, refuse containers shall not be padlocked, chained, permanently sealed or otherwise restrictively closed or contained in such a manner as to hinder, limit, restrict or prohibit city sanitation personnel access to the contents therein.

(D) All refuse containers placed at curbside for collection shall be so placed not more than 24 hours prior to the day of collection and shall be moved off of the right-of-way to their appropriate storage areas before the end of the day of collection.

(E) All large capacity refuse containers shall be located as near as possible to the property boundary adjacent to a public right-of-way; provided, first, that all requirements of § 51.21(D) are met and, second, that the requirements of § 157.176(B) are met.

§ 51.41 SPECIAL COLLECTIONS OF CONSTRUCTION DEBRIS, BULKY WASTE, EXCESS REFUSE AND EXCESS WASTE MATERIAL FOR A FEE.

(A) Waste material and the debris from the construction, remodel or repair of buildings, structures or dwellings shall be removed by the owner, tenant or contractor at his or her expense, and such waste material or debris shall not, without prior approval of the Superintendent, be stored in receptacles used for refuse collection by the Sanitation Department; provided, however, the city may dispose of such construction debris for an extra fee as established by a resolution of the City Council.

(B) The owner, tenant, or contractor creating, accumulating or causing the creation or

accumulation of excess refuse, excess waste material, or bulky waste shall request and have scheduled from the Sanitation Department the collection of such refuse and waste material.

(C) Persons desiring Sanitation Department collection of construction debris or large amounts of excess refuse or other waste material shall request the temporary placement of one or more large capacity containers on the premises to be so served.

(D) Yard waste, except tree limbs and similar yard debris, shall be placed in bags not to exceed 35 gallons in volume or 50 pounds in weight when filled with the yard waste. All such yard waste shall be placed in secured bags or secured in separate piles. All tree limbs, brush and similar yard debris shall be cut so as not to exceed four feet in length, two inches in diameter and 25 pounds in weight. Tree limbs and brush may be collected by the city on a scheduled basis. The resident shall keep brush which is prepared for city pick-up in such a manner that it does not become a hazard or nuisance while awaiting collection.

(E) The city shall not collect limbs, logs or brush cut by commercial tree trimmers or those persons who trim trees and brush for hire. The tree service or the owner or occupant of the premises shall have the responsibility of removing such brush and trimmings. Those holding a city license to trim trees shall by the holding of such license be understood to have the authority to haul the limbs, brush, logs and other trimmings from the city.

(F) The owner, occupant, or contractor may contact the Sanitation Department to schedule a special collection. For all special collections the owner, occupant, or contractor must contact the Sanitation Department at least three days in advance of the desired collection date. Special collection items may not be placed out for collection greater than 24 hours prior to the scheduled collection date. All special collections will be subject to rates established in accordance with §51.45.

§ 51.42 MONTHLY RESIDENTIAL COLLECTION OF TREE LIMBS, BRUSH, BULKY WASTE, AND YARD WASTE.

(A) The City shall provide collection of up to 6 cubic yards of tree limbs, brush, bulky waste, yard waste or combination of the afore mentioned items once per month at no additional cost to residential solid waste customers. This collection will be conducted on the first Saturday of each month. Items may not be placed at the curb for collection greater than 24 hours prior to the scheduled collection day. The resident must contact the Sanitation Department at least three days prior to the collection date to schedule collection. Items for collection must be placed curbside no later than 6:00 AM on the scheduled day of collection. If the first Saturday of the month falls on a holiday, collection will occur the following Saturday.

SECTION 2.

This amendment shall become effective on May 1st, 2020.

PASSED AND APPROVED this 10th day of March, 2020.

ODEN GRUBE, Mayor
City of Durant, Oklahoma

ATTEST:

CYNTHIA J. PRICE, City Clerk



The City of Durant

Office of Community Development

Memorandum

Date: 3/2/2020
To: Mayor and City Council
From: Danielle Barker, Community Development Director
Re: Consideration of Ordinance 1867A Amending Chapter 111 Marijuana Businesses of the Code of Ordinances

This ordinance change is stemming from state statute changes that have occurred late last year. The only change that staff is looking to make at this point in time is changing the buffer requirements where the 1,000 foot buffer would only apply to dispensaries rather than all medical marijuana facilities. State statutes currently are written this way; therefore, this change will help bring our ordinance into closer compliance with current state statutes.

The regulations in general for medical marijuana have been changing quite a bit over the last year or so since SQ788 was put into law and since Durant first adopted Ordinance 1867. In fact, this year there are several bills that state legislators are currently discussing that revolve around medical marijuana. Therefore, after this years legislative session ends staff will go through our ordinance and make sure it will align with any changes that may occur after this legislative session.

Council Information / Action Requested

To Approve or Deny Ordinance 1867A

City Staff Information / Action Follow-up, if Council authorizes this action:

City Clerk to file Ordinance
Com Dev to update policies

ATTACHMENTS:

Description	Type	Upload Date
Ordinance 1867A Red Line Version	Cover Memo	3/4/2020
Ordinance 1867	Cover Memo	3/4/2020

ORDINANCE 1867A

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF DURANT BY AMENDING THE SUBCHAPTER PERTAINING TO MEDICAL MARIJUANA; PROVIDING FOR LEGISLATIVE INTENT AND PURPOSE; ADOPTING DEFINITIONS; ADOPTING REGULATIONS OF OKLAHOMA HEALTH DEPARTMENT CHAPTER 310, CHAPTER 681 PERTAINING TO MEDICAL MARIJUANA; REQUIRING CERTIFICATE OF COMPLIANCE; ESTABLISHING REGULATIONS PERTAINING TO OPERATIONS, LOCATIONS, FACILITIES AND CERTIFICATE OF COMPLIANCE HOLDER RESTRICTIONS; ESTABLISHING REGULATIONS FOR MARIJUANA CULTIVATION; PROVIDING PROCEDURES FOR REVOCATION OF CERTIFICATES OF COMPLIANCE; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF DURANT, OKLAHOMA:

Section I: That Chapter 111 shall be added to the Durant City Code to read as follows:

TITLE XI: BUSINESS REGULATIONS

CHAPTER 111 -ALCOHOLIC BEVERAGES, MARIJUANA AND TOBACCO

MARIJUANA

111.070 ARTICLE I. -IN GENERAL

111.0701 PURPOSE.

1. The intent of this chapter is to ensure the health and safety of all Oklahomans and provide reasonable and orderly regulation of medical marijuana as authorized by the lawful passage of State Question 788. Only the powers enumerated under this chapter shall be proper. Any power not specifically enumerated is prohibited and fined per Section 10.99.

(a) The regulations are intended to apply to all medical marijuana for personal use or any medical marijuana business permitted under the State Question 788. The Code is intended to provide regulations for the effect medical marijuana cultivation and production will have on health, safety, and community resources.

(b) Use, distribution, cultivation, production, possession, and transportation of medical marijuana remains illegal under federal law and marijuana remains classified as a "controlled substance" by federal law.

(c) Nothing in this chapter is intended to promote or condone the production, distribution, or possession of marijuana.

2. The purpose of this chapter is to protect the public health, safety, and general welfare of the residents and patients of the city by prescribing the manner in which medical marijuana businesses can be conducted in the city. Further, the purpose of this chapter is to:

- (a) Provide for a means of cultivation, production, and distribution of marijuana to patients who qualify to obtain, possess, and use marijuana for medical purposes under the State Question 788.
- (b) Protect public health and safety through reasonable limitations on business operations as they relate to noise, air and water quality, food safety, neighborhood and patient safety, security for the business and its personnel, and other health and safety concerns.
- (c) Impose fees to cover the cost to the city of permitting medical marijuana businesses in an amount sufficient for the city to recover its costs of the permitting program.
- (d) Adopt a mechanism for monitoring compliance with the provisions of this chapter.
- (e) Create regulations that address the particular needs of the patients and residents of the city and coordinate with laws that may be enacted by the state regarding the issue.
- (f) Facilitate the implementation of State Question 788 without going beyond the authority granted by it.
- (g) Issue medical marijuana business Certificates of Compliance only to individuals and entities that have demonstrated an intent and ability to comply with this chapter without monitoring by city officials.

111.0702 Oklahoma State Department of Health Regulations Title 310, Chapter 681, Medical Marijuana Control Program Adopted by Reference.

- (a) Oklahoma State Department of Health Regulations, Title 310, Chapter 681, Medical Marijuana Control Program as it may from time to time be amended is adopted by reference and is made a part of the ordinances of the City, as if fully set forth in this Code. The provisions of these regulations shall take effect and be controlling within the city limits so that a violation of the provisions of the regulations will be a violation of this code. Nothing in this section shall grant to the city the power or jurisdiction to prosecute offenses that a city is not authorized to prosecute.
- (b) Any crimes specified in the rules or other laws as felonies are specifically excluded from inclusion in this chapter.
- (c) The penalty for a misdemeanor violation of the rules as adopted by this chapter shall be the maximum penalty allowed by state law but not exceeding the jurisdictional limits of the Durant Municipal Court.

111.0703 Definitions.

The following words and terms, when used in this chapter, shall have the following meaning, unless the context clearly indicates otherwise:

(a) *Applicant* means the natural person in whose name a Certificate of Compliance would be issued.

(b) *Complete Application* means a document prepared in accordance with the rules and the forms and instructions provided by the City of Durant, including any supporting documentation required as well as the application fee.

(c) *Dispense* means the selling of medical marijuana or a medical marijuana product to a qualified patient or the patient's designated caregiver that is packaged in a suitable container appropriately labeled for subsequent administration to or use by a qualified patient.

(d) *Dispensary* means an entity that has been licensed by the Oklahoma State Health Department pursuant to Title 63 O.S. § 421A and permitted by the City of Durant pursuant to this chapter, which allows the entity to purchase medical marijuana from a processor Certificate of Compliance holder or grower Certificate of Compliance holder and sell medical marijuana only to qualified patients and caregivers.

(e) *Domicile* means a person's true, fixed, primary permanent home and place of habitation and the tax parcel on which it is located. It is the place where the person intends to remain and to which the person expects to return when the person leaves without intending to establish a new domicile elsewhere.

(f) *Entity* means an individual, general partnership, a limited partnership, a limited liability company, a trust, an estate, an association, a corporation or any other legal or commercial entity.

(g) *Grower or Commercial Grower* means an entity that has been licensed by the Oklahoma State Department of Health and permitted by the City of Durant, which allows the entity to grow, harvest, and package medical marijuana to a dispensary, processor or researcher.

(h) *Manufacture* means the process of converting harvested plant material into medical marijuana concentrate by physical or chemical means for use as an ingredient in a medical marijuana product.

(i) *Marijuana* means all parts of a plant of the genus *cannabis*, whether growing or not; the seeds of a plant of that type; the resin extracted from a part of a plant of that type; and every compound, manufacture, salt, derivative, mixture, or preparation of a plant of that type or of its seeds or resin. "Marijuana" does not include the mature stalks of the plant, fiber produced from the stalks, oils or cake made from the seeds of the plant, or any other compound, manufacture, salt derivative, mixture, or preparation of the mature stalks, except the resin extracted from the mature stalks, fiber, oil or cake, or the sterilized seed of the plant that is incapable of germination.

(j) *Mature Plant* means harvestable female marijuana plant that is flowering. Mature

plants are not authorized under this section prior to sixty (60) days after the enactment of Title 63 O.S. § 420A, et. seq.

(k) *Medical Marijuana* means marijuana that is grown, processed, dispensed, tested, possessed, or used for a medical purpose.

(l) *Medical Marijuana Business* means any business licensed by the Oklahoma State Health Department and permitted by the City of Durant to dispense, grow, research or process medical marijuana.

(m) *Medical Marijuana Concentrate ("concentrate")* means a substance obtained by separating cannabinoids from any part of the marijuana plant by physical or chemical means, so as to deliver a product with a cannabinoid concentration greater than the raw plant material from which it is derived, intended to be refined for use as an ingredient in a medical marijuana product and not for administration to a qualified patient.

(n) *Medical Marijuana Product* means a product that contains cannabinoids that have been extracted from plant material or the resin therefrom by physical or chemical means and is intended for administration to a qualified patient, including but not limited to oils, tinctures, edibles, pills, topical forms, gels, creams, forms medically appropriate for administration by vaporization or nebulizer, patches, tinctures, and liquids excluding live plant forms.

(o) *Medical Marijuana Waste* means unused, surplus, returned or out-of-date marijuana; recalled marijuana; unused marijuana; plant debris of the plant of the genus cannabis, including dead plants and all unused plant parts and roots; and any wastewater generated during growing and processing.

(p) *Certificate of Compliance holder* means any natural born person or entity that holds a marijuana Certificate of Compliance provided for in this chapter.

(q) *Private School* means an elementary, middle, or high school maintained by private individuals, religious organizations, or corporations, funded, at least in part, by fees or tuition, and open only to pupils selected and admitted based on religious affiliations or other particular qualifications.

(r) *Processor* means an entity that has been licensed by Oklahoma State Department of Health and permitted by the City of Durant, which allows the entity to: purchase marijuana from a commercial grower; prepare, manufacture, package, sell to and deliver medical marijuana products to a dispensary Certificate of Compliance holder or other processor Certificate of Compliance holder; and may process marijuana received from a qualified patient into a medical marijuana concentrate, for a fee.

(s) *Public School* means an elementary, middle, or high school established under state law, regulated by the local state authorities in the various political subdivisions, funded and maintained by public taxation, and open and free to all children of the particular district where the school is located.

- (t) *Retailer* as used in Title 63 O.S. § 421A et seq. means a dispensary.
- (u) *Resident* means an individual who is an income tax payer in the State of Oklahoma and can provide proof of residency as required by 63 O.S. § 420A et seq. and OAC 310:681-1-6.
- (v) *Revocation* means the City of Durant's final decision that any permit issued pursuant to this chapter is rescinded because the individual or entity does not comply with the applicable requirements in this chapter.
- (w) *Seedling* means an immature marijuana plant that has no flowers.
- (x) *State Question* means Oklahoma State Question No. 788 and Initiative Petition Number 412.

111.0704 Reserved.

**111. 071 ARTICLE II. - COMMERCIAL MEDICAL MARIJUANA BUSINESS
CERTIFICATE OF COMPLIANCE**

111.0711 Certificate of Compliance required.

It shall be unlawful for any person, persons or other business entity to operate as a commercial medical marijuana dispensary, commercial medical marijuana grower, commercial medical marijuana manufacturer, commercial medical marijuana processor within the corporate limits of the City of Durant without first having obtained a Certificate of Compliance, annually renewable July 1 of every year, from the Community Development Department therefore as provided herein. The fees for the certificate required hereunder shall be established by ordinance of the City Council of the City of Durant.

111.0712 Inspection

An inspection of the proposed medical marijuana business by the Director of Community Development or the Director of Community Development's designee(s) shall be required prior to issuance of a Certificate of Compliance. Such inspection shall occur after the premises are ready for operation, but prior to the stocking of the business with any medical marijuana, and prior to the opening of the business to any patients or the public. The inspection is to verify that the business facilities are constructed and can be operated in accordance with the application submitted and the applicable requirements of the code and any other applicable law, rule, or regulation.

111.0713 Additional licenses and permits may be required.

The permit requirements set for in this chapter shall be in addition to, and not in lieu of, any other licensing and permitting requirements imposed by any other federal, state, or local law, including, by way of example, any applicable building permit.

111.0714 Permit does not provide any exception, defense, or immunity from other laws.

The issuance of any permit pursuant to this chapter does not create an exception, defense, or immunity to any person in regard to any potential criminal liability the person may have for the production, distribution, or possession of marijuana.

111.0715 Separate Certificate of Compliance required for each location.

A separate Certificate of Compliance shall be required for each premise from which a commercial medical marijuana business is operated. Except as specifically provided in this chapter, no two or more different commercial medical marijuana businesses may be treated as one premise.

111.0716 Certificate nontransferable.

A Certificate of Compliance that has been issued by the Community Development Department for medical marijuana is nontransferable. A commercial medical marijuana business Certificate of Compliance is not transferable or assignable, including, without limitation, not transferable or assignable to a different premise, to a different type of business, or to a different owner or certificate holder. A commercial medical marijuana business Certificate of Compliance is valid only for the owner named thereon, the type of business disclosed on the application for the certificate, and the location for which the certificate is issued. The certificate holder of a commercial medical marijuana Certificate of Compliance are only those persons disclosed in the application or subsequently disclosed to the city in accordance with this chapter.

111.0717 Ventilation, fire, and life safety requirements.

In addition to state and local building and fire codes, the following requirements shall be enforced:

(a) Ventilation. A plan for ventilation of all medical marijuana facilities that describes the ventilation systems that will be used to prevent any odor of marijuana off the premises of the establishment must be submitted to the city. For retail and cultivation facilities, such plan shall also include all ventilation systems used to control the environment for the plants and describe how such systems operate with the systems preventing any odor leaving the premises.

(1) The required outdoor ventilation rate required for each retail marijuana establishment or a medical marijuana cultivation facility will be as follows:

(i) For marijuana cultivation facilities, 125 square feet per person with a ventilation rate of 60 cubic feet per minute per person;

(ii) For retail marijuana stores, the licensed premises for marijuana transporters, retail marijuana product manufacturing facilities, and retail marijuana testing facilities and medical marijuana testing facilities, 125 square feet per person, with rate of 15 cubic feet per minute per person.

(b) Fire Separation Requirements. For Medical Marijuana Dispensaries, a minimum of a two-hour fire separation will be required between all medical marijuana dispensaries and any adjacent business; unless higher performance is required by applicable law.

(c) Fire Suppression Requirements. A Type 13 Automatic Sprinkler System will be required for all buildings containing medical marijuana cultivation, production and/or storage with a fire area of 5,000 square feet or greater. The sprinkler system requirement may be waived by the Fire Marshall for buildings with a fire area of less than 10,000 square feet, if the building contains only noncombustible construction.

(d) Exterior Electrical Disconnect Required. For all buildings containing medical marijuana cultivation, production, storage, or manufacturing, a NEMA Type 3 Electrical Disconnect will be required on the exterior of the building. The electrical disconnect must be labeled and in an accessible location.

111.0718 Reserved.

111.72 ARTICLE III.-GENERAL PROVISIONS

111.0721 Defense to criminal prosecutions.

Compliance with the requirements of this chapter shall not provide an exception, immunity, or defense to criminal prosecution under any applicable law, except in the Durant Municipal Court, for a violation of this chapter as specifically provided herein.

111.0722 Inspections.

Every medical marijuana dispensary, commercial grower, and processor shall allow the local inspecting authority, and any agent of the local inspecting authority, or anyone authorized, to inspect the premises of the business pursuant to the City Code, State Question 788, and any of the rules and regulations adopted pursuant thereto.

111.0723 Costs of inspection and clean-up.

In the event the city incurs unforeseen costs in the inspection, clean-up, surrender of plants, or any other requirements to remove medical marijuana of any medical marijuana business, or any person cultivating, producing, distributing, or possessing marijuana, the business and responsible person shall reimburse the city all actual costs incurred by the city for such inspection or clean-up.

111.0724 Landlord duty.

It shall be unlawful for the owner of a building to lease space or allow the use of any portion of the building by a commercial medical marijuana business unless the tenant has a valid commercial medical marijuana business Certificate of Compliance or has applied for and not been denied a commercial medical marijuana business Certificate of Compliance or unless no marijuana is located on the premises until a Certificate of Compliance has been issued by the city.

111.0725 Locations of medical marijuana businesses.

1. Fixed Location Required.

(a) Mobile Medical Marijuana Sales of all types are prohibited within the City of Durant. This includes but is not limited to trailers, recreational vehicles, and trucks.

(b) With the exception of a commercial grower, it shall be unlawful to operate a medical marijuana business outside of an enclosed, fixed building. All medical marijuana business Certificates of Compliance shall be issued for a specific fixed location within an enclosed building.

2. Permitted Use in Zoning District.

A Certificate of Compliance may be issued only if the commercial medical marijuana business obtains a Certificate of Compliance to operate in the zoning district where it is proposed to be located, with the consideration of the buffers (e.g. 1,000' buffer) mentioned in this chapter. Conditional Use Permits shall not be applicable for medical marijuana businesses. Commercial medical marijuana business Certificates of Compliance are permitted upon review in the following zoning districts:

(a) For a medical marijuana dispensary:

- Convenience Commercial District (C-1),
- Highway Commercial and Commercial Recreation District (C-2),
- General Commercial District (C-3),
- Central Business District (CBD) and
- Health Facilities District (H-1);

(b) For a medical marijuana grower:

- Highway Commercial and Commercial Recreation District (C-2)
- General Commercial District (C-3),
- General Agricultural District (A-1),
- Light Industrial District (I-1),
- Medium Industrial District (I-2) and
- Health Facilities District (H-1);

(c) For a medical marijuana manufacturer, storage, or processor:

- General Agricultural District (A-1),
- Light Industrial District (I-1) and
- Medium Industrial District (I-2) and
- Health Facilities District (H-1).

111.0726 Commercial medical marijuana businesses prohibited in certain areas.

1. No Commercial Medical Marijuana Business in Buildings with Residences (except for retail medical marijuana businesses in the Central Business District) or Residential Zoning Districts.

It shall be unlawful to operate a commercial medical marijuana business in a building

which contains a residence, or within a dwelling unit within any zoning district, or within a residential zoning district, or within a mixed-use development that includes a residence, except for retail medical marijuana businesses within the Central Business District. Retail medical marijuana businesses shall be allowed within the Central Business District.

2. No Retail Sales in Cultivation or Processing Facilities without proper licenses.

It shall be unlawful for any person to permit retail sales within a medical marijuana business that is a cultivation facility or processes medical marijuana, except as provided for in State Question 788 and Title 63 O.S. § 420A, et. seq.

3. Separation from Uses.

No commercial medical marijuana Certificate of Compliance shall be issued for a dispensary located ~~ed~~ within one thousand (1,000') feet of any private or public school.

- (1) Distances shall be measured from any entrance of the school to the nearest property line point of the medical marijuana business.

111.0727 Application requirements.

An application for a commercial medical marijuana Certificate of Compliance shall be made to the city on forms provided by the Community Development Department for that purpose. The applicant shall use the application to demonstrate its compliance with this chapter and any other applicable law, rule, or regulation. The review of applications will include, but not be limited to, the following information where applicable:

- (1) The Oklahoma Medical Marijuana Authority Business License Number
- (2) Contact information for the owner or owners of the medical marijuana business in whose name the Certificate of Compliance is proposed to be issued.
- (3) An operating plan for the proposed medical marijuana business.
- (4) A plan for lighting indicating the lighting outside of the medical marijuana business for security purposes and compliance with applicable city requirements.
- (5) A plan for fire separation indicating a minimum of a two-hour fire separation between a medical dispensary and any adjacent business, or a fire suppression plan for all buildings containing cultivation, production, and manufacturing.
- (6) A plan for disposal of any medical marijuana or medical marijuana-infused product that is not sold to a patient or primary caregiver in a manner that protects any portion thereof from being possessed or ingested by any person or animal.
- (7) A plan for ventilation of the medical marijuana business that describes the ventilation systems that will be used to prevent any odor of medical marijuana off the premises of the business. For medical marijuana businesses that grow medical marijuana plants, such plan

shall also include all ventilation systems used to control the environment for the plants and describe how such systems operate with the systems preventing any odor leaving the premises. For medical marijuana businesses that produce medical marijuana- infused products, such plan shall also include all ventilation systems used to mitigate noxious gases or other fumes used or created as part of the production process as well as any closed-loop and/or explosion-proof system.

(8) A description of all toxic, flammable, or other materials regulated by a federal, state, or local government that would have authority over the business if it was not a marijuana business, that will be used or kept at the medical marijuana business, the location of such materials, and how such materials will be stored.

111.0728 Fees required.

Any application for a commercial medical marijuana Certificate of Compliance shall be accompanied by a nonrefundable application fee in an amount established by the City Council of the City of Durant. Said fee includes the costs of providing the initial inspection. After the application review period, if the Community Development Department deems the application to be complete, the commercial medical marijuana Certificate of Compliance will be issued.

111.0729 Penalty.

Except as otherwise provided by state law, whenever in this Chapter an act is prohibited or is made or declared to be unlawful, an offense, or a misdemeanor, or whenever the doing of any act is required or the failure to do any act is declared to be unlawful the violation of any provision of this code or of any ordinance, upon conviction, shall be punished by a fine not exceeding \$500, plus costs, per Code Section 10.99. Each day or any portion of a day during which any violation of this code or of any ordinance shall continue shall constitute a separate offense.

111.73 ARTICLE IV. REQUIREMENTS RELATED TO THE OPERATION OF MEDICAL MARIJUANA BUSINESSES.

111.0731 Business conducted within building and prohibition of onsite use.

Any and all cultivation, production, distribution, possession, storage, display, sales, or other distribution of marijuana shall occur only within the restricted area of a commercial medical marijuana business and shall not be visible from the exterior of the business.

No marijuana shall be smoked, eaten, or otherwise consumed or ingested within the medical marijuana business.

111.0732 Display of Certificate of Compliance required.

A valid city issued commercial medical marijuana Certificate of Compliance shall be conspicuously posted in the business.

111.0733 Ventilation required.

A commercial medical marijuana business shall be ventilated so that the odor of marijuana cannot be detected by a person with a normal sense of smell at the exterior of the medical marijuana business or at any adjoining use or property.

111.0734 Security required.

A commercial medical marijuana business shall be secure so that unauthorized entrance into areas containing marijuana is prevented. A security plan shall be discussed with the inspector and/or reviewer of the Certificate of Compliance application.

111.0735 Disposal of medical marijuana and marijuana byproducts.

All medical marijuana and any product containing a usable form of marijuana to be disposed of must be made unusable and unrecognizable prior to removal from the business in compliance with the Oklahoma Department of Health rules and all applicable laws.

This provision shall not apply to licensed law enforcement, including, without limitation, the City of Durant Police Department and the City of Durant Fire Department.

111.0736 Delivery between medical marijuana businesses.

It shall be unlawful for any person to transport medical marijuana, except as specifically allowed by applicable law, unless the medical marijuana being transported meets the following requirements:

- (1) All medical marijuana is transported in a locked container, shielded from public view and labeled "Medical Marijuana or Derivative."
- (2) Unless otherwise specifically allowed by applicable law, medical marijuana may be transported only between medical marijuana businesses.
- (3) The medical marijuana must be accompanied by the manifest in accordance with state requirements for transport of marijuana.

111.0737 Requirements for public health, labeling and advertisement.

- (1) The production of any medical marijuana-infused product shall be at a medical marijuana-infused product manufacturer that meets all requirements of a retail food establishment as set forth in 63 O.S. § 1-1101 et seq., 63 O.S. § 1-1401 et seq., OAC 310:257, and OAC 310:240. The production of any product containing medical marijuana shall comply with all health and safety standards thereof. The Certificate of Compliance holder shall comply with all applicable state and local health regulations related to the production, preparation, labeling, and sale of prepared food items as if the medical marijuana-infused products were food items.
- (2) All medical marijuana sold or otherwise distributed by the Certificate of

Compliance holder shall be packaged and labeled in a manner that advises the purchaser that it contains marijuana and specifies the amount of marijuana in the product, that the marijuana is intended for medical use solely by the patient to whom it is sold, and that any resale or redistribution of the medical marijuana to a third person is prohibited. In addition, the label shall comply with all applicable requirements of the State of Oklahoma and any other applicable law.

- (3) The product shall be packaged in a sealed container that cannot be opened without obvious damage to the packaging.
- (4) A commercial medical marijuana business may not advertise in a manner that is inconsistent with the medicinal use of medical marijuana. A medical marijuana business may not advertise in a manner that is misleading, deceptive, false, or designed to appeal to minors.
- (5) Advertisement by a commercial medical marijuana business that promotes medical marijuana for recreational or any use other than for medicinal purposes shall be a violation of this code.

111.0738 Compliance with other applicable law.

Except as may be provided otherwise in this chapter, or rules adopted pursuant to this chapter or interpretations by the city, any law or regulation adopted by the state governing the cultivation, production, possession, or distribution of marijuana for medical use shall also apply to medical marijuana businesses in the city. Compliance with any applicable state law or regulation that does not permit what this chapter prohibits shall be deemed an additional requirement for issuance or denial of any permit and/or certificate under this chapter, and noncompliance with any applicable state law or regulation is unlawful and shall be grounds for revocation or suspension of any permit and/or certificate issued under this chapter. No medical marijuana business shall continue operations in violation of an additional state law or regulation, which does not permit what this chapter prohibits, applicable within the city after the effective date of the state law or regulation.

111.0739 Revocable privilege and revocation of Certificate of Compliance upon denial or revocation of state license or applicable federal prohibition.

A commercial medical marijuana business permit is a revocable privilege, and no applicant therefor or holder thereof shall be deemed to have acquired any property interest therein.

If the state prohibits the cultivation, production, possession, or other distribution of marijuana through medical marijuana businesses, or if a medical marijuana business is denied a commercial medical marijuana business permit or has such permit revoked, or if a court of competent jurisdiction determines that the federal government's prohibition of the cultivation, production, possession, or other distribution of marijuana through medical marijuana businesses supersedes state law, any Certificate of Compliance issued pursuant to this chapter shall be deemed to be immediately revoked by operation of law, with no ground for appeal or other redress on behalf

of the Certificate of Compliance holder.

111.74 ARTICLE V. MARIJUANA GROWING FACILITIES FOR PERSONAL MEDICAL USE

111.0741 Certificate of Compliance not required for state-authorized personal medical use or growing facilities for personal medical marijuana use.

No Certificate of Compliance or other City of Durant registration shall be required of any person(s) establishing a medical marijuana growing facility for state-authorized personal medical use or for the state-authorized medical use of a dependent or beneficiary.

It shall be unlawful for a person to grow marijuana for personal medical use within the corporate limits of the City of Durant, Oklahoma, without first obtaining appropriate license(s) from the state, per Title 63 O.S. § 421A and State Question 788.

111.0742 Location and security.

Any significant building improvement and/or renovation at a marijuana growing facility for personal medical use shall necessitate contact with the Community Development Department to determine appropriate need for building permit(s) and/or inspection(s), per applicable codes adopted by the City of Durant City Council. Said building permits and inspections from the Durant Community Development Department are applicable to any and all properties in the city, no matter the property/land use, when significant improvements or renovations occur.

While no Certificate of Compliance is required for marijuana growing facilities for personal medical use, the City of Durant adopts the following for said facilities:

- (a) All homegrown medical marijuana plants shall be grown so that the marijuana is not accessible to a member of the general public and is only accessible to the patient or caregiver. If grown outdoors, it must be grown behind a sight-proof fence that is at least six (6) feet in height. The marijuana plants must be completely enclosed by the fence and the fence must be secured with a proper lock and key.
- (b) Growing marijuana shall not be visible from the public right of way.
- (c) The growing area including any lighting, plumbing or electrical components used shall comply with municipal building and fire codes. The growing area must be properly ventilated so as not to create humidity, mold or other related problems. Lighting and any use of generators and gas products (CO₂, butane, etc.) in the growing area shall be properly controlled.
- (d) Growing marijuana shall not be conducted in a manner that constitutes a public nuisance. A public nuisance may be deemed to exist if growing marijuana produces light,

glare, heat, noise, odor or vibration that is detrimental to public health, safety or welfare or interferes with the reasonable enjoyment of life and property.

(e) The primary use of the residential property in which marijuana is grown for personal use shall remain at all times a residence, with legal and functioning cooking, eating, sleeping, sanitation/bathing facilities, working water and electric services, with proper ingress and egress. No room shall be used for growing marijuana where such cultivation will impair or prevent the life, safety and general welfare of the residents.

111.0743 Exemption from Certificate of Compliance does not provide any exception, defense, or immunity from other laws.

Any exemption from any Certificate of Compliance pursuant to this chapter does not create an exception, defense, or immunity to any person in regard to any potential criminal liability the person may have for the production, distribution, or possession of marijuana.

111.0744 Reserved.

Section II: DECLARATION OF EMERGENCY. For the immediate preservation of the peace, health and safety of the City of Durant, Oklahoma, and the inhabitants thereof, it is necessary that this ordinance shall become operative and go into effect immediately upon its passage, approval and publication.

Passed and approved this 10th day of March, 2020, in regular session of the Durant City Council.

CITY OF DURANT

**ODEN GRUBE, MAYOR
CITY OF DURANT, OKLAHOMA**

ATTEST:

**CYNTHIA PRICE
CITY CLERK**

ORDINANCE 1867A

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF DURANT BY AMENDING THE SUBCHAPTER PERTAINING TO MEDICAL MARIJUANA; PROVIDING FOR LEGISLATIVE INTENT AND PURPOSE; ADOPTING DEFINITIONS; ADOPTING REGULATIONS OF OKLAHOMA HEALTH DEPARTMENT CHAPTER 310, CHAPTER 681 PERTAINING TO MEDICAL MARIJUANA; REQUIRING CERTIFICATE OF COMPLIANCE; ESTABLISHING REGULATIONS PERTAINING TO OPERATIONS, LOCATIONS, FACILITIES AND CERTIFICATE OF COMPLIANCE HOLDER RESTRICTIONS; ESTABLISHING REGULATIONS FOR MARIJUANA CULTIVATION; PROVIDING PROCEDURES FOR REVOCATION OF CERTIFICATES OF COMPLIANCE; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF DURANT, OKLAHOMA:

Section I: That Chapter 111 shall be added to the Durant City Code to read as follows:

TITLE XI: BUSINESS REGULATIONS

CHAPTER 111 -ALCOHOLIC BEVERAGES, MARIJUANA AND TOBACCO

MARIJUANA

111.070 ARTICLE I. -IN GENERAL

111.0701 PURPOSE.

1. The intent of this chapter is to ensure the health and safety of all Oklahomans and provide reasonable and orderly regulation of medical marijuana as authorized by the lawful passage of State Question 788. Only the powers enumerated under this chapter shall be proper. Any power not specifically enumerated is prohibited and fined per Section 10.99.

(a) The regulations are intended to apply to all medical marijuana for personal use or any medical marijuana business permitted under the State Question 788. The Code is intended to provide regulations for the effect medical marijuana cultivation and production will have on health, safety, and community resources.

(b) Use, distribution, cultivation, production, possession, and transportation of medical marijuana remains illegal under federal law and marijuana remains classified as a "controlled substance" by federal law.

(c) Nothing in this chapter is intended to promote or condone the production, distribution, or possession of marijuana.

2. The purpose of this chapter is to protect the public health, safety, and general welfare of the residents and patients of the city by prescribing the manner in which medical marijuana businesses can be conducted in the city. Further, the purpose of this chapter is to:

- (a) Provide for a means of cultivation, production, and distribution of marijuana to patients who qualify to obtain, possess, and use marijuana for medical purposes under the State Question 788.
- (b) Protect public health and safety through reasonable limitations on business operations as they relate to noise, air and water quality, food safety, neighborhood and patient safety, security for the business and its personnel, and other health and safety concerns.
- (c) Impose fees to cover the cost to the city of permitting medical marijuana businesses in an amount sufficient for the city to recover its costs of the permitting program.
- (d) Adopt a mechanism for monitoring compliance with the provisions of this chapter.
- (e) Create regulations that address the particular needs of the patients and residents of the city and coordinate with laws that may be enacted by the state regarding the issue.
- (f) Facilitate the implementation of State Question 788 without going beyond the authority granted by it.
- (g) Issue medical marijuana business Certificates of Compliance only to individuals and entities that have demonstrated an intent and ability to comply with this chapter without monitoring by city officials.

111.0702 Oklahoma State Department of Health Regulations Title 310, Chapter 681, Medical Marijuana Control Program Adopted by Reference.

- (a) Oklahoma State Department of Health Regulations, Title 310, Chapter 681, Medical Marijuana Control Program as it may from time to time be amended is adopted by reference and is made a part of the ordinances of the City, as if fully set forth in this Code. The provisions of these regulations shall take effect and be controlling within the city limits so that a violation of the provisions of the regulations will be a violation of this code. Nothing in this section shall grant to the city the power or jurisdiction to prosecute offenses that a city is not authorized to prosecute.
- (b) Any crimes specified in the rules or other laws as felonies are specifically excluded from inclusion in this chapter.
- (c) The penalty for a misdemeanor violation of the rules as adopted by this chapter shall be the maximum penalty allowed by state law but not exceeding the jurisdictional limits of the Durant Municipal Court.

111.0703 Definitions.

The following words and terms, when used in this chapter, shall have the following meaning, unless the context clearly indicates otherwise:

(a) *Applicant* means the natural person in whose name a Certificate of Compliance would be issued.

(b) *Complete Application* means a document prepared in accordance with the rules and the forms and instructions provided by the City of Durant, including any supporting documentation required as well as the application fee.

(c) *Dispense* means the selling of medical marijuana or a medical marijuana product to a qualified patient or the patient's designated caregiver that is packaged in a suitable container appropriately labeled for subsequent administration to or use by a qualified patient.

(d) *Dispensary* means an entity that has been licensed by the Oklahoma State Health Department pursuant to Title 63 O.S. § 421A and permitted by the City of Durant pursuant to this chapter, which allows the entity to purchase medical marijuana from a processor Certificate of Compliance holder or grower Certificate of Compliance holder and sell medical marijuana only to qualified patients and caregivers.

(e) *Domicile* means a person's true, fixed, primary permanent home and place of habitation and the tax parcel on which it is located. It is the place where the person intends to remain and to which the person expects to return when the person leaves without intending to establish a new domicile elsewhere.

(f) *Entity* means an individual, general partnership, a limited partnership, a limited liability company, a trust, an estate, an association, a corporation or any other legal or commercial entity.

(g) *Grower or Commercial Grower* means an entity that has been licensed by the Oklahoma State Department of Health and permitted by the City of Durant, which allows the entity to grow, harvest, and package medical marijuana to a dispensary, processor or researcher.

(h) *Manufacture* means the process of converting harvested plant material into medical marijuana concentrate by physical or chemical means for use as an ingredient in a medical marijuana product.

(i) *Marijuana* means all parts of a plant of the genus *cannabis*, whether growing or not; the seeds of a plant of that type; the resin extracted from a part of a plant of that type; and every compound, manufacture, salt, derivative, mixture, or preparation of a plant of that type or of its seeds or resin. "Marijuana" does not include the mature stalks of the plant, fiber produced from the stalks, oils or cake made from the seeds of the plant, or any other compound, manufacture, salt derivative, mixture, or preparation of the mature stalks, except the resin extracted from the mature stalks, fiber, oil or cake, or the sterilized seed of the plant that is incapable of germination.

(j) *Mature Plant* means harvestable female marijuana plant that is flowering. Mature

plants are not authorized under this section prior to sixty (60) days after the enactment of Title 63 O.S. § 420A, et. seq.

(k) *Medical Marijuana* means marijuana that is grown, processed, dispensed, tested, possessed, or used for a medical purpose.

(l) *Medical Marijuana Business* means any business licensed by the Oklahoma State Health Department and permitted by the City of Durant to dispense, grow, research or process medical marijuana.

(m) *Medical Marijuana Concentrate ("concentrate")* means a substance obtained by separating cannabinoids from any part of the marijuana plant by physical or chemical means, so as to deliver a product with a cannabinoid concentration greater than the raw plant material from which it is derived, intended to be refined for use as an ingredient in a medical marijuana product and not for administration to a qualified patient.

(n) *Medical Marijuana Product* means a product that contains cannabinoids that have been extracted from plant material or the resin therefrom by physical or chemical means and is intended for administration to a qualified patient, including but not limited to oils, tinctures, edibles, pills, topical forms, gels, creams, forms medically appropriate for administration by vaporization or nebulizer, patches, tinctures, and liquids excluding live plant forms.

(o) *Medical Marijuana Waste* means unused, surplus, returned or out-of-date marijuana; recalled marijuana; unused marijuana; plant debris of the plant of the genus cannabis, including dead plants and all unused plant parts and roots; and any wastewater generated during growing and processing.

(p) *Certificate of Compliance holder* means any natural born person or entity that holds a marijuana Certificate of Compliance provided for in this chapter.

(q) *Private School* means an elementary, middle, or high school maintained by private individuals, religious organizations, or corporations, funded, at least in part, by fees or tuition, and open only to pupils selected and admitted based on religious affiliations or other particular qualifications.

(r) *Processor* means an entity that has been licensed by Oklahoma State Department of Health and permitted by the City of Durant, which allows the entity to: purchase marijuana from a commercial grower; prepare, manufacture, package, sell to and deliver medical marijuana products to a dispensary Certificate of Compliance holder or other processor Certificate of Compliance holder; and may process marijuana received from a qualified patient into a medical marijuana concentrate, for a fee.

(s) *Public School* means an elementary, middle, or high school established under state law, regulated by the local state authorities in the various political subdivisions, funded and maintained by public taxation, and open and free to all children of the particular district where the school is located.

- (t) *Retailer* as used in Title 63 O.S. § 421A et seq. means a dispensary.
- (u) *Resident* means an individual who is an income tax payer in the State of Oklahoma and can provide proof of residency as required by 63 O.S. § 420A et seq. and OAC 310:681-1-6.
- (v) *Revocation* means the City of Durant's final decision that any permit issued pursuant to this chapter is rescinded because the individual or entity does not comply with the applicable requirements in this chapter.
- (w) *Seedling* means an immature marijuana plant that has no flowers.
- (x) *State Question* means Oklahoma State Question No. 788 and Initiative Petition Number 412.

111.0704 Reserved.

**111. 071 ARTICLE II. - COMMERCIAL MEDICAL MARIJUANA BUSINESS
CERTIFICATE OF COMPLIANCE**

111.0711 Certificate of Compliance required.

It shall be unlawful for any person, persons or other business entity to operate as a commercial medical marijuana dispensary, commercial medical marijuana grower, commercial medical marijuana manufacturer, commercial medical marijuana processor within the corporate limits of the City of Durant without first having obtained a Certificate of Compliance, annually renewable July 1 of every year, from the Community Development Department therefore as provided herein. The fees for the certificate required hereunder shall be established by ordinance of the City Council of the City of Durant.

111.0712 Inspection

An inspection of the proposed medical marijuana business by the Director of Community Development or the Director of Community Development's designee(s) shall be required prior to issuance of a Certificate of Compliance. Such inspection shall occur after the premises are ready for operation, but prior to the stocking of the business with any medical marijuana, and prior to the opening of the business to any patients or the public. The inspection is to verify that the business facilities are constructed and can be operated in accordance with the application submitted and the applicable requirements of the code and any other applicable law, rule, or regulation.

111.0713 Additional licenses and permits may be required.

The permit requirements set for in this chapter shall be in addition to, and not in lieu of, any other licensing and permitting requirements imposed by any other federal, state, or local law, including, by way of example, any applicable building permit.

111.0714 Permit does not provide any exception, defense, or immunity from other laws.

The issuance of any permit pursuant to this chapter does not create an exception, defense, or immunity to any person in regard to any potential criminal liability the person may have for the production, distribution, or possession of marijuana.

111.0715 Separate Certificate of Compliance required for each location.

A separate Certificate of Compliance shall be required for each premise from which a commercial medical marijuana business is operated. Except as specifically provided in this chapter, no two or more different commercial medical marijuana businesses may be treated as one premise.

111.0716 Certificate nontransferable.

A Certificate of Compliance that has been issued by the Community Development Department for medical marijuana is nontransferable. A commercial medical marijuana business Certificate of Compliance is not transferable or assignable, including, without limitation, not transferable or assignable to a different premise, to a different type of business, or to a different owner or certificate holder. A commercial medical marijuana business Certificate of Compliance is valid only for the owner named thereon, the type of business disclosed on the application for the certificate, and the location for which the certificate is issued. The certificate holder of a commercial medical marijuana Certificate of Compliance are only those persons disclosed in the application or subsequently disclosed to the city in accordance with this chapter.

111.0717 Ventilation, fire, and life safety requirements.

In addition to state and local building and fire codes, the following requirements shall be enforced:

(a) Ventilation. A plan for ventilation of all medical marijuana facilities that describes the ventilation systems that will be used to prevent any odor of marijuana off the premises of the establishment must be submitted to the city. For retail and cultivation facilities, such plan shall also include all ventilation systems used to control the environment for the plants and describe how such systems operate with the systems preventing any odor leaving the premises.

(1) The required outdoor ventilation rate required for each retail marijuana establishment or a medical marijuana cultivation facility will be as follows:

(i) For marijuana cultivation facilities, 125 square feet per person with a ventilation rate of 60 cubic feet per minute per person;

(ii) For retail marijuana stores, the licensed premises for marijuana transporters, retail marijuana product manufacturing facilities, and retail marijuana testing facilities and medical marijuana testing facilities, 125 square feet per person, with rate of 15 cubic feet per minute per person.

(b) Fire Separation Requirements. For Medical Marijuana Dispensaries, a minimum of a two-hour fire separation will be required between all medical marijuana dispensaries and any adjacent business; unless higher performance is required by applicable law.

(c) Fire Suppression Requirements. A Type 13 Automatic Sprinkler System will be required for all buildings containing medical marijuana cultivation, production and/or storage with a fire area of 5,000 square feet or greater. The sprinkler system requirement may be waived by the Fire Marshall for buildings with a fire area of less than 10,000 square feet, if the building contains only noncombustible construction.

(d) Exterior Electrical Disconnect Required. For all buildings containing medical marijuana cultivation, production, storage, or manufacturing, a NEMA Type 3 Electrical Disconnect will be required on the exterior of the building. The electrical disconnect must be labeled and in an accessible location.

111.0718 Reserved.

111.72 ARTICLE III.-GENERAL PROVISIONS

111.0721 Defense to criminal prosecutions.

Compliance with the requirements of this chapter shall not provide an exception, immunity, or defense to criminal prosecution under any applicable law, except in the Durant Municipal Court, for a violation of this chapter as specifically provided herein.

111.0722 Inspections.

Every medical marijuana dispensary, commercial grower, and processor shall allow the local inspecting authority, and any agent of the local inspecting authority, or anyone authorized, to inspect the premises of the business pursuant to the City Code, State Question 788, and any of the rules and regulations adopted pursuant thereto.

111.0723 Costs of inspection and clean-up.

In the event the city incurs unforeseen costs in the inspection, clean-up, surrender of plants, or any other requirements to remove medical marijuana of any medical marijuana business, or any person cultivating, producing, distributing, or possessing marijuana, the business and responsible person shall reimburse the city all actual costs incurred by the city for such inspection or clean-up.

111.0724 Landlord duty.

It shall be unlawful for the owner of a building to lease space or allow the use of any portion of the building by a commercial medical marijuana business unless the tenant has a valid commercial medical marijuana business Certificate of Compliance or has applied for and not been denied a commercial medical marijuana business Certificate of Compliance or unless no marijuana is located on the premises until a Certificate of Compliance has been issued by the city.

111.0725 Locations of medical marijuana businesses.

1. Fixed Location Required.

(a) Mobile Medical Marijuana Sales of all types are prohibited within the City of Durant. This includes but is not limited to trailers, recreational vehicles, and trucks.

(b) With the exception of a commercial grower, it shall be unlawful to operate a medical marijuana business outside of an enclosed, fixed building. All medical marijuana business Certificates of Compliance shall be issued for a specific fixed location within an enclosed building.

2. Permitted Use in Zoning District.

A Certificate of Compliance may be issued only if the commercial medical marijuana business obtains a Certificate of Compliance to operate in the zoning district where it is proposed to be located, with the consideration of the buffers (e.g. 1,000' buffer) mentioned in this chapter. Conditional Use Permits shall not be applicable for medical marijuana businesses. Commercial medical marijuana business Certificates of Compliance are permitted upon review in the following zoning districts:

(a) For a medical marijuana dispensary:

- Convenience Commercial District (C-1),
- Highway Commercial and Commercial Recreation District (C-2),
- General Commercial District (C-3),
- Central Business District (CBD) and
- Health Facilities District (H-1);

(b) For a medical marijuana grower:

- Highway Commercial and Commercial Recreation District (C-2)
- General Commercial District (C-3),
- General Agricultural District (A-1),
- Light Industrial District (I-1),
- Medium Industrial District (I-2) and
- Health Facilities District (H-1);

(c) For a medical marijuana manufacturer, storage, or processor:

- General Agricultural District (A-1),
- Light Industrial District (I-1) and
- Medium Industrial District (I-2) and
- Health Facilities District (H-1).

111.0726 Commercial medical marijuana businesses prohibited in certain areas.

1. No Commercial Medical Marijuana Business in Buildings with Residences (except for retail medical marijuana businesses in the Central Business District) or Residential Zoning Districts.

It shall be unlawful to operate a commercial medical marijuana business in a building

which contains a residence, or within a dwelling unit within any zoning district, or within a residential zoning district, or within a mixed-use development that includes a residence, except for retail medical marijuana businesses within the Central Business District. Retail medical marijuana businesses shall be allowed within the Central Business District.

2. No Retail Sales in Cultivation or Processing Facilities without proper licenses.

It shall be unlawful for any person to permit retail sales within a medical marijuana business that is a cultivation facility or processes medical marijuana, except as provided for in State Question 788 and Title 63 O.S. § 420A, et. seq.

3. Separation from Uses.

No commercial medical marijuana Certificate of Compliance shall be issued for a dispensary located within one thousand (1,000') feet of any private or public school.

- (1) Distances shall be measured from any entrance of the school to the nearest property line point of the medical marijuana business.

111.0727 Application requirements.

An application for a commercial medical marijuana Certificate of Compliance shall be made to the city on forms provided by the Community Development Department for that purpose. The applicant shall use the application to demonstrate its compliance with this chapter and any other applicable law, rule, or regulation. The review of applications will include, but not be limited to, the following information where applicable:

- (1) The Oklahoma Medical Marijuana Authority Business License Number
- (2) Contact information for the owner or owners of the medical marijuana business in whose name the Certificate of Compliance is proposed to be issued.
- (3) An operating plan for the proposed medical marijuana business.
- (4) A plan for lighting indicating the lighting outside of the medical marijuana business for security purposes and compliance with applicable city requirements.
- (5) A plan for fire separation indicating a minimum of a two-hour fire separation between a medical dispensary and any adjacent business, or a fire suppression plan for all buildings containing cultivation, production, and manufacturing.
- (6) A plan for disposal of any medical marijuana or medical marijuana-infused product that is not sold to a patient or primary caregiver in a manner that protects any portion thereof from being possessed or ingested by any person or animal.
- (7) A plan for ventilation of the medical marijuana business that describes the ventilation systems that will be used to prevent any odor of medical marijuana off the premises of the business. For medical marijuana businesses that grow medical marijuana plants, such plan

shall also include all ventilation systems used to control the environment for the plants and describe how such systems operate with the systems preventing any odor leaving the premises. For medical marijuana businesses that produce medical marijuana- infused products, such plan shall also include all ventilation systems used to mitigate noxious gases or other fumes used or created as part of the production process as well as any closed-loop and/or explosion-proof system.

(8) A description of all toxic, flammable, or other materials regulated by a federal, state, or local government that would have authority over the business if it was not a marijuana business, that will be used or kept at the medical marijuana business, the location of such materials, and how such materials will be stored.

111.0728 Fees required.

Any application for a commercial medical marijuana Certificate of Compliance shall be accompanied by a nonrefundable application fee in an amount established by the City Council of the City of Durant. Said fee includes the costs of providing the initial inspection. After the application review period, if the Community Development Department deems the application to be complete, the commercial medical marijuana Certificate of Compliance will be issued.

111.0729 Penalty.

Except as otherwise provided by state law, whenever in this Chapter an act is prohibited or is made or declared to be unlawful, an offense, or a misdemeanor, or whenever the doing of any act is required or the failure to do any act is declared to be unlawful the violation of any provision of this code or of any ordinance, upon conviction, shall be punished by a fine not exceeding \$500, plus costs, per Code Section 10.99. Each day or any portion of a day during which any violation of this code or of any ordinance shall continue shall constitute a separate offense.

111.73 ARTICLE IV. REQUIREMENTS RELATED TO THE OPERATION OF MEDICAL MARIJUANA BUSINESSES.

111.0731 Business conducted within building and prohibition of onsite use.

Any and all cultivation, production, distribution, possession, storage, display, sales, or other distribution of marijuana shall occur only within the restricted area of a commercial medical marijuana business and shall not be visible from the exterior of the business.

No marijuana shall be smoked, eaten, or otherwise consumed or ingested within the medical marijuana business.

111.0732 Display of Certificate of Compliance required.

A valid city issued commercial medical marijuana Certificate of Compliance shall be conspicuously posted in the business.

111.0733 Ventilation required.

A commercial medical marijuana business shall be ventilated so that the odor of marijuana cannot be detected by a person with a normal sense of smell at the exterior of the medical marijuana business or at any adjoining use or property.

111.0734 Security required.

A commercial medical marijuana business shall be secure so that unauthorized entrance into areas containing marijuana is prevented. A security plan shall be discussed with the inspector and/or reviewer of the Certificate of Compliance application.

111.0735 Disposal of medical marijuana and marijuana byproducts.

All medical marijuana and any product containing a usable form of marijuana to be disposed of must be made unusable and unrecognizable prior to removal from the business in compliance with the Oklahoma Department of Health rules and all applicable laws.

This provision shall not apply to licensed law enforcement, including, without limitation, the City of Durant Police Department and the City of Durant Fire Department.

111.0736 Delivery between medical marijuana businesses.

It shall be unlawful for any person to transport medical marijuana, except as specifically allowed by applicable law, unless the medical marijuana being transported meets the following requirements:

- (1) All medical marijuana is transported in a locked container, shielded from public view and labeled "Medical Marijuana or Derivative."
- (2) Unless otherwise specifically allowed by applicable law, medical marijuana may be transported only between medical marijuana businesses.
- (3) The medical marijuana must be accompanied by the manifest in accordance with state requirements for transport of marijuana.

111.0737 Requirements for public health, labeling and advertisement.

- (1) The production of any medical marijuana-infused product shall be at a medical marijuana-infused product manufacturer that meets all requirements of a retail food establishment as set forth in 63 O.S. § 1-1101 et seq., 63 O.S. § 1-1401 et seq., OAC 310:257, and OAC 310:240. The production of any product containing medical marijuana shall comply with all health and safety standards thereof. The Certificate of Compliance holder shall comply with all applicable state and local health regulations related to the production, preparation, labeling, and sale of prepared food items as if the medical marijuana-infused products were food items.
- (2) All medical marijuana sold or otherwise distributed by the Certificate of

Compliance holder shall be packaged and labeled in a manner that advises the purchaser that it contains marijuana and specifies the amount of marijuana in the product, that the marijuana is intended for medical use solely by the patient to whom it is sold, and that any resale or redistribution of the medical marijuana to a third person is prohibited. In addition, the label shall comply with all applicable requirements of the State of Oklahoma and any other applicable law.

- (3) The product shall be packaged in a sealed container that cannot be opened without obvious damage to the packaging.
- (4) A commercial medical marijuana business may not advertise in a manner that is inconsistent with the medicinal use of medical marijuana. A medical marijuana business may not advertise in a manner that is misleading, deceptive, false, or designed to appeal to minors.
- (5) Advertisement by a commercial medical marijuana business that promotes medical marijuana for recreational or any use other than for medicinal purposes shall be a violation of this code.

111.0738 Compliance with other applicable law.

Except as may be provided otherwise in this chapter, or rules adopted pursuant to this chapter or interpretations by the city, any law or regulation adopted by the state governing the cultivation, production, possession, or distribution of marijuana for medical use shall also apply to medical marijuana businesses in the city. Compliance with any applicable state law or regulation that does not permit what this chapter prohibits shall be deemed an additional requirement for issuance or denial of any permit and/or certificate under this chapter, and noncompliance with any applicable state law or regulation is unlawful and shall be grounds for revocation or suspension of any permit and/or certificate issued under this chapter. No medical marijuana business shall continue operations in violation of an additional state law or regulation, which does not permit what this chapter prohibits, applicable within the city after the effective date of the state law or regulation.

111.0739 Revocable privilege and revocation of Certificate of Compliance upon denial or revocation of state license or applicable federal prohibition.

A commercial medical marijuana business permit is a revocable privilege, and no applicant therefor or holder thereof shall be deemed to have acquired any property interest therein.

If the state prohibits the cultivation, production, possession, or other distribution of marijuana through medical marijuana businesses, or if a medical marijuana business is denied a commercial medical marijuana business permit or has such permit revoked, or if a court of competent jurisdiction determines that the federal government's prohibition of the cultivation, production, possession, or other distribution of marijuana through medical marijuana businesses supersedes state law, any Certificate of Compliance issued pursuant to this chapter shall be deemed to be immediately revoked by operation of law, with no ground for appeal or other redress on behalf

of the Certificate of Compliance holder.

111.74 ARTICLE V. MARIJUANA GROWING FACILITIES FOR PERSONAL MEDICAL USE

111.0741 Certificate of Compliance not required for state-authorized personal medical use or growing facilities for personal medical marijuana use.

No Certificate of Compliance or other City of Durant registration shall be required of any person(s) establishing a medical marijuana growing facility for state-authorized personal medical use or for the state-authorized medical use of a dependent or beneficiary.

It shall be unlawful for a person to grow marijuana for personal medical use within the corporate limits of the City of Durant, Oklahoma, without first obtaining appropriate license(s) from the state, per Title 63 O.S. § 421A and State Question 788.

111.0742 Location and security.

Any significant building improvement and/or renovation at a marijuana growing facility for personal medical use shall necessitate contact with the Community Development Department to determine appropriate need for building permit(s) and/or inspection(s), per applicable codes adopted by the City of Durant City Council. Said building permits and inspections from the Durant Community Development Department are applicable to any and all properties in the city, no matter the property/land use, when significant improvements or renovations occur.

While no Certificate of Compliance is required for marijuana growing facilities for personal medical use, the City of Durant adopts the following for said facilities:

- (a) All homegrown medical marijuana plants shall be grown so that the marijuana is not accessible to a member of the general public and is only accessible to the patient or caregiver. If grown outdoors, it must be grown behind a sight-proof fence that is at least six (6) feet in height. The marijuana plants must be completely enclosed by the fence and the fence must be secured with a proper lock and key.
- (b) Growing marijuana shall not be visible from the public right of way.
- (c) The growing area including any lighting, plumbing or electrical components used shall comply with municipal building and fire codes. The growing area must be properly ventilated so as not to create humidity, mold or other related problems. Lighting and any use of generators and gas products (CO₂, butane, etc.) in the growing area shall be properly controlled.
- (d) Growing marijuana shall not be conducted in a manner that constitutes a public nuisance. A public nuisance may be deemed to exist if growing marijuana produces light,

glare, heat, noise, odor or vibration that is detrimental to public health, safety or welfare or interferes with the reasonable enjoyment of life and property.

(e) The primary use of the residential property in which marijuana is grown for personal use shall remain at all times a residence, with legal and functioning cooking, eating, sleeping, sanitation/bathing facilities, working water and electric services, with proper ingress and egress. No room shall be used for growing marijuana where such cultivation will impair or prevent the life, safety and general welfare of the residents.

111.0743 Exemption from Certificate of Compliance does not provide any exception, defense, or immunity from other laws.

Any exemption from any Certificate of Compliance pursuant to this chapter does not create an exception, defense, or immunity to any person in regard to any potential criminal liability the person may have for the production, distribution, or possession of marijuana.

111.0744 Reserved.

Section II: DECLARATION OF EMERGENCY. For the immediate preservation of the peace, health and safety of the City of Durant, Oklahoma, and the inhabitants thereof, it is necessary that this ordinance shall become operative and go into effect immediately upon its passage, approval and publication.

Passed and approved this 10th day of March, 2020, in regular session of the Durant City Council.

CITY OF DURANT

**ODEN GRUBE, MAYOR
CITY OF DURANT, OKLAHOMA**

ATTEST:

**CYNTHIA PRICE
CITY CLERK**



The City of Durant

Grants Department

Memorandum

Date: 3/4/2020
To: Mayor and City Council
From: Rebecca Payne, Grants Coordinator
Re: The 2020 Oklahoma Department of Emergency Management (OEM) 9-1-1 Management Authority Grant Award #F305202 in the Amount of \$ 156,346.40 with a Total Project Cost of \$195,433 to Implement an Updated CAD (Computer Aided Dispatch) System for the Durant Police Department Communication Center (C-2020-09)

1. Consideration to Accept the 2020 Oklahoma Department of Emergency Management (OEM) 9-1-1 Management Authority Grant Award # F305202 in the Amount of \$ 156,346.40 with a Total Project Cost of \$195,433 to Implement an Updated CAD (Computer Aided Dispatch) System for the Durant Police Department Communication Center (C-2020-09)
2. Consideration to Approve the 2020 Oklahoma Department of Emergency Management (OEM) 911 Management Authority State-Local Agreement for the 2020 Oklahoma 9-1-1 Authority Grant Award #F305202. (C-2020-09)

Grant funding will provide for the purchase and installation of a CAD system for the Durant Communications Center (also known as Bryan County Communications Center). This system would include software and hardware, with specific applications. The system must have complete integration with current 911 system and improved GIS mapping.

A new CAD system will allow DPD Communications to be compatible with the state-wide Next Generation 911 System, and also improve the level of services for Durant and entire Bryan County area.

Budget: \$195,433.00

GRANT: \$156,346.40

MATCH: \$ 39,086.60 (approved prior to submitting application)

Council Information / Action Requested

1. Accept the 2020 Oklahoma Department of Emergency Management (OEM) 9-1-1 Management Authority Grant Award #F305202 in the Amount of \$ 156,346.40 with a Total Project Cost of \$195,433 to Implement an Updated CAD (Computer Aided Dispatch) System for the Durant Police Department Communication

Center (C-2020-09)

2. Approve the 2020 Oklahoma Department of Emergency Management (OEM) 9-1-1 Management Authority State-Local Agreement for the 2020 Oklahoma 9-1-1 Authority Grant Award #F305202.

City Staff Information / Action Follow-up, if Council authorizes this action:

Becca will coordinate necessary tasks with the OK Emergency Management Office / 9-1-1 Authority to complete the grant award to proceed with the project.

ATTACHMENTS:

Description	Type	Upload Date
2020 OEM-911 Authority SLA for CAD	Cover Memo	3/6/2020

**Oklahoma Department of Emergency
Management (OEM)/
911 MANAGEMENT
AUTHORITY
STATE – LOCAL AGREEMENT**



**OEM/911 MANAGEMENT AUTHORITY
GRANT AGREEMENT**

Between

STATE OF OKLAHOMA

and

(Local Subgrantee)

This agreement between the State of Oklahoma, Governor's Authorized Representative (GAR), Mark Gower, Director, Oklahoma Department of Emergency Management (OEM), and _____ shall apply to all 911 Management Authority grant funds for Grant ID # _____.

EXECUTION OF THE AGREEMENT

SIGNATURE AUTHORITY

1. Because your request for 911 Management Authority grant funding has been approved, it is now necessary for you, as the Subgrantee, to enter into the attached Agreement with the Oklahoma Department of Emergency Management (OEM) and the 911 Management Authority, hereafter referred to as the Grantee. The following specific officers/officials, or their authorized designees, are required to sign this Agreement on behalf of the specified type of Subgrantee. (NOTE: If this Agreement is signed by a designee, a duly-adopted resolution evidencing the signer's authority to execute the Agreement for and on behalf of the Subgrantee must be attached to the Agreement for review by the 911 Management Authority.)
 - a. **PSAPs:** Board President or applicable Local Government Official
 - b. **City:** Mayor, City Manager, or Town Administrator
 - c. **County:** Chair of the Board of County Commissioners
 - d. **Tribe:** Chief, Governor, or Principal Chair
 - e. **Council of Government:** Executive Director or Board Chair
 - f. **Fire District:** District Chief
 - g. **Public Districts, Public Trusts and Public Authorities:** Executive Director or Chair
 - h. **County Sheriff's Office:** the Sheriff
 - i. **All other Sub grantee/Sub recipients:** the Chief Executive Officer of the entity.

The Subgrantee certifies and acknowledges that:

1. The State of Oklahoma has legal authority to apply for 911 Management Authority assistance funding on behalf of the Subgrantee.
2. The Subgrantee must use 911 Management Authority funds solely for the purposes as stated in the approved project award, provided scope of work, costs and overall project goals approved by the 911 Management Authority Board Members.
3. I certify that _____ has not diverted and will not divert any portion of designated 911 funds awarded by the State for any purpose other than the purposes for which such charges are designated.
4. The Subgrantee is aware of and will be responsible for the matching funds and cost-sharing requirements of the 911 Management Authority, specifically, state assistance

is limited to no more than 80% of eligible expenditures, and the Subgrantee will provide, from the Subgrantee's funds, the remaining 20% of eligible costs. No match is required for training grants.

5. The Subgrantee will return to the State, within 15 days of such request by the Governor's Authorized Representative, any advance funds which are not supported by audit or other Federal or State review of documentation maintained by the Subgrantee.
6. The Subgrantee must establish and maintain a proper accounting system to record expenditures of 911 Management Authority funds in accordance with generally accepted accounting standards. The accounting system must follow the approved practices as outlined in 2 CFR Part 200.
7. The Subgrantee is aware all 911 Management Authority funding will be provided on a reimbursement basis only and must follow the reimbursement processes established by the 911 Management Authority Board Members.
8. The Subgrantee will accurately document the events and expenses incurred in the execution of the 911 Management Authority project. All the documentation pertaining to a project shall be filed together with the corresponding grant documentation and must be maintained by the Subgrantee for three (3) years after the federal grant ending date. This process must include all backup and corresponding documentation and must be filed with the project. The Subgrantee must provide a copy of the documentation to the State for review, reconciliation, claims payment, and archiving upon request.
9. The Subgrantee's records and supporting documentation relating to claims will be kept for three (3) years after the federal grant ending date. All records and supporting documentation shall be available for inspection and audit at all reasonable times by the Oklahoma Department of Emergency Management (OEM), Oklahoma Office of the State Auditor and Inspector (SAI) and the US Department of Homeland Security Office of Inspector General (OIG).
10. The Subgrantee will give the appropriate State agencies, as designated by OEM, access to and the right to examine all records, documents, papers relating to any activity undertaken for funding under this agreement.
11. The Subgrantee will provide OEM with quarterly reports as shown below:
 - **1st Quarter (Oct, Nov, Dec) Report due Jan 10;**
 - **2nd Quarter (Jan, Feb, Mar) Report due April 10;**
 - **3rd Quarter (Apr, May, Jun) Report due Jul 10; and**
 - **4th Quarter (Jul, Aug, Sep) Report due Oct 10.**

12. Also, if the Subgrantee expends \$750,000 or more in total Federal assistance (all programs) in a single year, the Subgrantee shall accomplish a Single Audit requirement and submit a copy of that audit to OEM in accordance with 2CFR Part 200.
13. The Subgrantee will comply with the U.S. Environmental Protection Agency regulations contained in Title 40 of the Code of Federal Regulations.
14. The Subgrantee will comply with all applicable provisions of State laws and regulations in regard to procurement of goods, services, and contracts which conform to federal law and the standards identified in 2 CFR §§ 200.
12. The Subgrantee affirms they have not received duplicate benefits from another federal source for the indicated project unless exempted by law. If the Subgrantee receives duplicate benefits from another source for projects related to this application, the Subgrantee agrees to refund the benefits provided by the State.
15. The Subgrantee will comply with provisions of the Hatch Act of 1939 limiting the political activities of public employees, as it relates to the programs funded.
16. The Subgrantee will comply, as applicable, with Federal, State, and Local statutes and regulations pertaining to discrimination and equal opportunity.
17. The Subgrantee will comply, as applicable, with the provisions of the Davis-Bacon Act relating to labor standards.
18. The Subgrantee will not enter into any cost-plus percentage of costs or contingency contract for completion of eligible work through the 911 Management Authority grant program.
19. The Subgrantee will not enter into contracts, grants, loans or cooperative agreements for which payment is contingent upon receipt of state or federal funds.
20. The Subgrantee must not enter into any contract with any party that has been prohibited from participating in Federal or State assistance programs. Entities may be verified through SAM.gov.
21. As a condition for receipt of State or Federal funds, the Subgrantee certifies that it has the legal responsibility for the maintenance, upkeep and implementation of activities for which it is applying for.
22. The Subgrantee certifies that it has all necessary lands, easements, rights-of-way and accesses necessary to complete the project(s) for which it has and/or will apply. The Subgrantee agrees and understands that the State nor Federal funding entities will be responsible for obtaining any land, easement, right-of-way and/or access necessary to perform work on an approved project.

- I acknowledge by my signature, I am aware if any part of this agreement is not in compliance with regulations, funding for this, and possibly future assistance, may be jeopardized or denied.**

APPROVED on this _____ Day of _____, 20____.

APPROVED on this _____ Day of _____, 20____.



The City of Durant

Grants Department

Memorandum

Date: 3/4/2020
To: Mayor and City Council
From: Rebecca Payne, Grants Coordinator
Re: Consideration to Approve the Railroad Pipeline Crossing Agreement (C-2020-10) Related to the Tubacex Durant Utility Infrastructure Improvements 17488 CDBG-ED 18 (C-2019-32).

Becca is seeking ODOC approval to utilize CDBG funding to cover the additional Railroad oversight costs unknown at time of application and grant award.

More information will be uploaded to Novus prior to the council meeting.

Council Information / Action Requested

Approve the Railroad Pipeline Crossing Agreement (C-2020-10) Related to the Tubacex Durant Utility Infrastructure Improvements 17488 CDBG-ED 18 (C-2019-32).

City Staff Information / Action Follow-up, if Council authorizes this action:

Becca will complete necessary information and submit to ODOC.

ATTACHMENTS:

Description	Type	Upload Date
Railroad Pipeline Crossing Agreement	Cover Memo	3/4/2020
Railroad Oversight Cost Estimate	Cover Memo	3/4/2020

TUBACEY
17488

Pgs. 1-16



October 23, 2019
Folder: 03171-66

JOHN RICHARDS
CITY OF DURANT
300 W EVERGREEN
DURANT OK 74701

Re: Proposed Twelve (12) Inch Potable Water In A Twenty (20) Inch Steel Casing Pipeline Crossing of Railroad Property at Mile Post 641.91 on the Choctaw Subdivision/Branch at or near Durant, Bryan County, Oklahoma

JOHN RICHARDS:

Attached is an original of the agreement covering your use of the Railroad Company's right of way. Please print two copies, execute on your behalf and return ALL DOCUMENTS with a check for any payments required, as shown below to 1400 Douglas Street, Omaha, NE 68137-1690 Attn: Kylan Crawford.

An original copy of the fully-executed document will be returned to you, when approved and processed by the Railroad Company. Also, please provide a resolution or other authorization for the party executing the documents, *if signature authorization is required by your Entity.*

- Payment in the amount of **Nine Thousand Two Hundred Twenty Dollars (\$9,220.00)** is due and payable to Union Pacific Railroad Company upon your execution of the agreement. Please include your payment, **with Folder No. 03171-66 noted on that document.** If you require formal billing, you may consider this letter as a formal bill and that 94-6001323 is this Corporation's correct Federal Taxpayer Identification Number.
- **Railroad Protective Liability Insurance (RPLI)** may be obtained from any insurance company which offers such coverage. Union Pacific has also worked with a national broker, Marsh USA, to make available RPLI to you or your contractor. You can find additional information, premium quotes, and application forms at (uprr.marsh.com).

CONTRACTOR HAS SECURED

If we have not received the executed documents within six months from the date of this letter, this proposed offer of an agreement is withdrawn and becomes null and void.

If you have any questions, please contact me at (402) 544-8536.

Sincerely,

Kylan Crawford
Sr Mgr Real Estate Contracts

PIPELINE CROSSING AGREEMENT

Mile Post: 641.91, Choctaw Subdivision/Branch
Location: Durant, Bryan County, Oklahoma

THIS AGREEMENT ("Agreement") is made and entered into as of October 23, 2019, ("Effective Date") by and between **UNION PACIFIC RAILROAD COMPANY**, a Delaware corporation, ("Licensor") and **CITY OF DURANT**, to be addressed at 300 W Evergreen, Durant, Oklahoma 74701 ("Licensee").

IT IS MUTUALLY AGREED BY AND BETWEEN THE PARTIES HERETO AS FOLLOWS:

Article 1. LICENSOR GRANTS RIGHT.

A. In consideration of the license fee to be paid by Licensee set forth below and in further consideration of the covenants and agreements to be performed by Licensee, Licensor hereby grants to Licensee the right to construct and thereafter, during the term hereof, maintain and operate twelve (12) inch potable water in a twenty (20) inch steel casing only, including any appurtenances required for the operation of said pipeline (collectively, "Licensee's Facilities") across Licensor's real property, trackage, or other facilities located in Durant, Bryan County, State of Oklahoma ("Railroad Property"). The specific specifications and limited purpose for Licensee's Facilities on, along, across and under Railroad Property are described in and shown on the Print and Specifications dated September 26, 2019, attached hereto as **Exhibit A** and made a part hereof.

B. Licensee represents and warrants that Licensee's Facilities will (i) only be used for twelve (12) inch potable water in a twenty (20) inch steel casing, and (ii) not be used to convey any other substance, any fiber optic cable, or for any other use, whether such use is currently technologically possible, or whether such use may come into existence during the life of this Agreement.

C. Licensee acknowledges that if it or its contractor provides Licensor with digital imagery depicting Licensee's Facilities ("Digital Imagery"), Licensee authorizes Licensor to use the Digital Imagery in preparing **Exhibit A**. Licensee represents and warrants that through a license or otherwise, it has the right to use the Digital Imagery and to permit Licensor to use the Digital Imagery in said manner.

Article 2. LICENSE FEE.

Upon execution of this Agreement, the Licensee shall pay to the Licensor a one-time License Fee of **Nine Thousand Two Hundred Twenty Dollars (\$9,220.00)**.

Article 3. TERM.

This Agreement shall take effect as of the Effective Date first herein written and shall continue in full force and effect until terminated as provided in the "TERMINATION; REMOVAL OF LICENSEE'S FACILITIES" Section of **Exhibit B**.

Article 4. LICENSEE'S COMPLIANCE WITH GENERAL TERMS.

Licensee represents and warrants that all work on Licensee's Facilities performed by Licensee or its contractors will strictly comply with all terms and conditions set forth herein, including the General Terms and Conditions, attached hereto as **Exhibit B** and made a part hereof.

Article 5. INSURANCE.

CONTRACTOR HAS SECURED

A. During the term of this Agreement, Licensee shall fully comply or cause its contractor(s) to fully comply with the insurance requirements described in **Exhibit C**, attached hereto and made a part hereof. Upon request only, Licensee shall send copies of all insurance documentation (e.g., certificates, endorsements, etc.) to Licensor at the address listed in the "NOTICES" Section of this Agreement.

B. If Licensee is subject to statute(s) limiting its insurance liability and/or limiting its ability to obtain insurance in compliance with **Exhibit C** of this Agreement, those statutes shall apply.

Article 6. DEFINITION OF LICENSEE.

For purposes of this Agreement, all references in this Agreement to Licensee will include Licensee's contractors, subcontractors, officers, agents and employees, and others acting under its or their authority (collectively, a "Contractor"). If a Contractor is hired by Licensee to perform any work on Licensee's Facilities (including initial construction and subsequent relocation, maintenance, and/or repair work), then Licensee shall provide a copy of this Agreement to its Contractor(s) and require its Contractor(s) to comply with all terms and conditions of this Agreement, including the indemnification requirements set forth in the "INDEMNITY" Section of **Exhibit B**. Licensee shall require any Contractor to release, defend, and indemnify Licensor to the same extent and under the same terms and conditions as Licensee is required to release, defend, and indemnify Licensor herein.

Article 7. ATTORNEYS' FEES, EXPENSES, AND COSTS.

If litigation or other court action or similar adjudicatory proceeding is undertaken by Licensee or Licensor to enforce its rights under this Agreement, all fees, costs, and expenses, including, without limitation, reasonable attorneys' fees and court costs, of the prevailing Party in such action, suit, or proceeding shall be reimbursed or paid by the Party against whose interest the judgment or decision is rendered. The provisions of this Article shall survive the termination of this Agreement.

Article 8. WAIVER OF BREACH.

The waiver by Licensor of the breach of any condition, covenant or agreement herein contained to be kept, observed and performed by Licensee shall in no way impair the right of Licensor to avail itself of any remedy for any subsequent breach thereof.

Article 9. ASSIGNMENT.

A. Licensee shall not assign this Agreement, in whole or in part, or any rights herein granted, without the written consent of Licensor, which must be requested in writing by Licensee. Any assignment or attempted transfer of this Agreement or any of the rights herein granted, whether voluntary, by operation of law, or otherwise, without Licensor's written consent, will be absolutely void and may result in Licensor's termination of this Agreement pursuant to the "TERMINATION; REMOVAL OF LICENSEE'S FACILITIES" Section of **Exhibit B**.

B. Upon Licensor's written consent to any assignment, this Agreement will be binding upon and inure to the benefit of the parties thereto, successors, heirs, and assigns, executors, and administrators.

Article 10. SEVERABILITY.

Any provision of this Agreement which is determined by a court of competent jurisdiction to be invalid or unenforceable shall be invalid or unenforceable only to the extent of such determination, which shall not invalidate or otherwise render ineffective any other provision of this Agreement.

Article 11. NOTICES.

Except Licensee's commencement of work notice(s) required under **Exhibit B**, all other notices required by this Agreement must be in writing, and (i) personally served upon the business address listed below ("Notice Address"), (ii) sent overnight via express delivery by a nationally recognized overnight delivery service such as Federal Express Corporation or United Parcel Service to the Notice Address, or (iii) by certified mail, return receipt requested to the Notice Address. Overnight express delivery notices will be deemed to be given upon receipt. Certified mail notices will be deemed to be given three (3) days after deposit with the United States Postal Service.

If to Licensor: Union Pacific Railroad Company
Attn: Analyst – Real Estate Utilities (Folder No. 03171-66)
1400 Douglas Street, MS 1690
Omaha, Nebraska 68179

If to Licensee: CITY OF DURANT
300 W Evergreen
Durant, Oklahoma, 74701

Article 12. SPECIAL PROVISION – CONSTRUCTION OBSERVATION.

Licensor requires Licensee to provide monitoring of tracks and construction observation through Licensor approved observer named below during all construction and installation work. Licensee is to directly coordinate services with the named inspector:

Railpros Field Services
Email: RP.Utility@railpros.com
Phone (682)223-5271

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the date first herein written.

UNION PACIFIC RAILROAD COMPANY

CITY OF DURANT

By: _____
Sr Mgr Real Estate Contracts

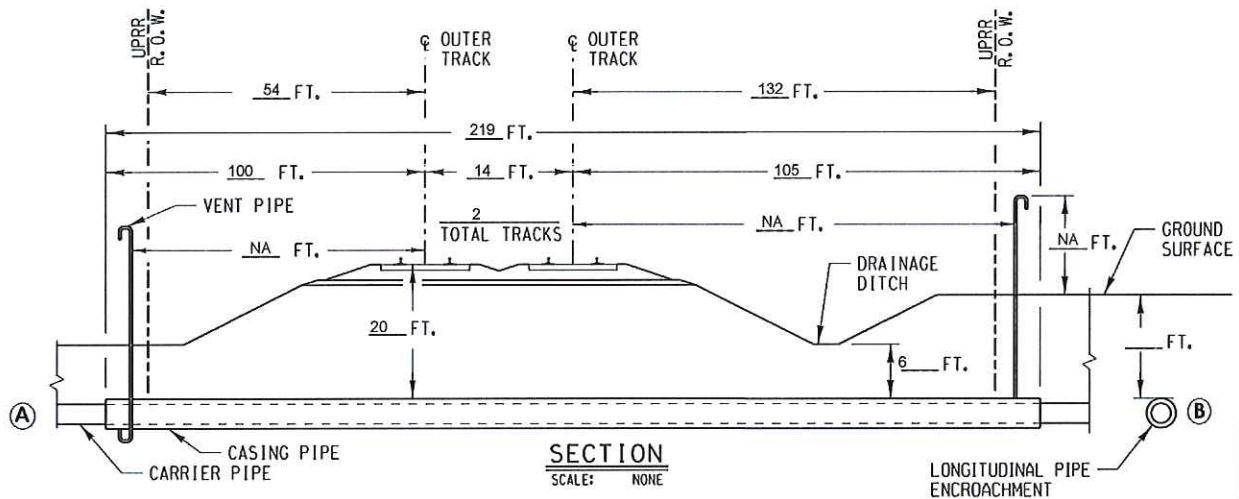
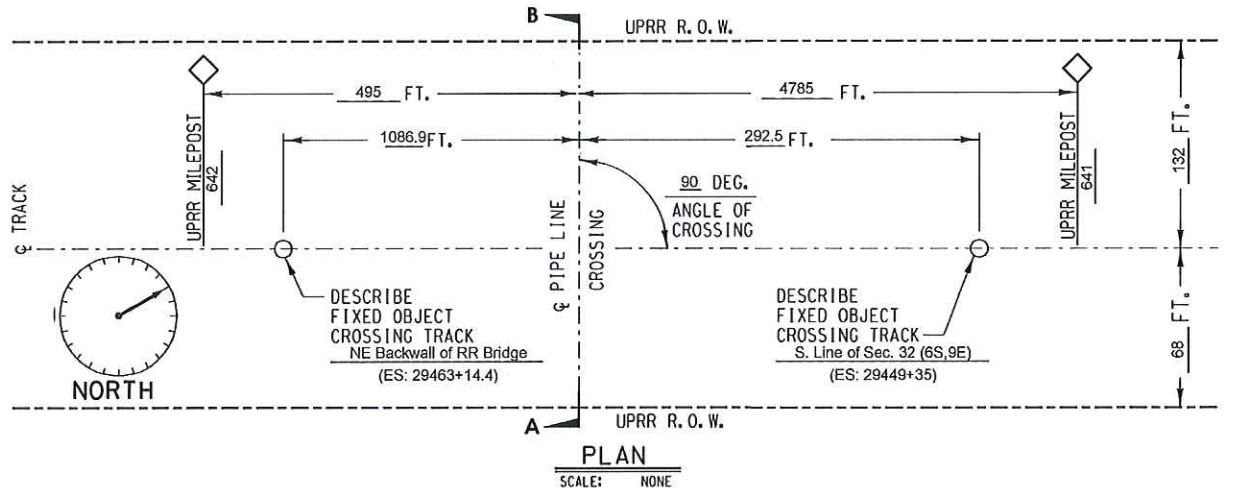
By: _____

Name Printed: _____

Title: _____

NON-FLAMMABLE LIQUID PIPELINE

☒ CROSSING
☐ ENCROACHMENT
☐ BOTH



NOTES:
1) ALL DIMENSIONS MEASURED PERPENDICULAR TO THE CENTERLINE OF TRACK
2) REFER TO AREMA VOLUME 1, CHAPTER 1, PART 5, SECTION 5.1

- A) METHOD OF INSTALLATION HORIZONTAL DIRECTIONAL DRILL
B) DIST. FROM CENTERLINE OF TRACK TO PIPE ENCROACHMENT
C) SIGNS PROVIDED? AT MINIMUM SIGNS WILL BE PROVIDED AS STATED ABOVE
D) CARRIER MATERIAL HDPE. IF RCP, CLASS V? NA.
COMMODITY TO BE CONVEYED POTABLE WATER.
OPERATIONAL PRESSURE 60 PSI. MAOP 60 PSI.
WALL THICKNESS (INCH)/ SCHEDULE 1.159. DIAMETER 12 IN.
CATHODIC/COATING PROTECTION YES
E) CASING MATERIAL STEEL PIPE. IF RCP, CLASS V? NA.
TOTAL LENGTH CASING PIPE: 219 FT.
WALL THICKNESS 0.375 IN. DIAMETER 20 IN.
CATHODIC/COATING PROTECTION YES
CASING PIPE IS SEALED AT THE ENDS.
F) DISTANCE FROM CENTERLINE OF TRACK TO NEAR FACE OF
BORING AND JACKING PITS WHEN MEASURED AT RIGHT ANGLES
105 AND 110.



BUILDING AMERICA®

EXHIBIT "A"

SUBDIVISION: Choctaw Sub.

TRACK TYPE: MAINLINE

M.P.: 641.91

LAT.: 33.982437

E.S.M.: 29452+27.5

LONG.: -96.379614

NEAREST CITY: DURANT

COUNTY: BRYAN

STATE: OK

APPLICANT: MARTY COOK

FILE NO.: 0317166

DATE: 9/26/2019

EXHIBIT B

GENERAL TERMS AND CONDITIONS

Section 1. LIMITATION AND SUBORDINATION OF RIGHTS GRANTED.

A. The foregoing grant is subject and subordinate to the prior and continuing right and obligation of Licensor to use and maintain its entire property including the right and power of Licensor to construct, maintain, repair, renew, use, operate, change, modify or relocate railroad tracks, signal, communication, fiber optics, or other wirelines, pipelines and other facilities upon, along or across any or all parts of its property, all or any of which may be freely done at any time or times by Licensor without liability to Licensee or to any other party for compensation or damages.

B. The foregoing grant is also subject to all outstanding superior rights (including those in favor of licensees and lessees of Railroad Property) and the right of Licensor to renew and extend the same, and is made without covenant of title or for quiet enjoyment. It shall be Licensee's sole obligation to obtain such additional permission, license and grants necessary on account of any such existing rights.

Section 2. ENGINEERING REQUIREMENTS; PERMITS.

A. Licensee's Facilities will be designed, constructed, operated, maintained, repaired, renewed, modified, reconstructed, removed, or abandoned in place on Railroad Property by Licensee or its contractor to Licensor's satisfaction and in strict conformity with: (i) Licensor's current engineering standards and specifications, including those for shoring and cribbing to protect Licensor's railroad operations and facilities ("UP Specifications"), except for variances approved in advance in writing by Licensor's Assistant Vice President Engineering – Design or its authorized representative ("UP Engineering Representative"); (ii) such other additional safety standards as Licensor, in its sole discretion, elects to require, including, without limitation, American Railway Engineering and Maintenance-of-Way Association ("AREMA") standards and guidelines (collectively, "UP Additional Requirements"); and (iii) all applicable laws, rules, and regulations, including any applicable Federal Railroad Administration and Federal Energy Regulatory Commission regulations and enactments (collectively, "Laws"). If there is any conflict between UP Specifications, UP Additional Requirements, and Laws, the most restrictive will apply.

B. Licensee shall keep the soil over Licensee's Facilities thoroughly compacted, and maintain the grade over and around Licensee's Facilities even with the surface of the adjacent ground.

C. If needed, Licensee shall secure, at Licensee's sole cost and expense, any and all necessary permits required to perform any work on Licensee's Facilities.

6

Section 3. NOTICE OF COMMENCEMENT OF WORK; EMERGENCIES.

A. Licensee and its contractors are strictly prohibited from commencing any work associated with Licensee's Facilities without Licensor's written approval that the work will be in strict compliance with the "ENGINEERING REQUIREMENTS; PERMITS" Section of this **Exhibit B**. Upon Licensor's approval, Licensee shall contact both of Licensor's field representatives ("Licensor's Field Representatives") at least ten (10) days before commencement of any work on Licensee's Facilities.

B. Licensee shall not commence any work until: (1) Licensor has determined whether flagging or other special protective or safety measures ("Safety Measures") are required for performance of the work pursuant to the "FLAGGING" Section of this **Exhibit B** and provided Licensee written authorization to commence work; and (2) Licensee has complied with the "PROTECTION OF FIBER OPTIC CABLE SYSTEMS" Section of this **Exhibit B**.

C. If, at any time, an emergency arises involving Licensee's Facilities, Licensee or its contractor shall immediately contact Licensor's Response Management Communications Center at (888) 877-7267.

Section 4. FLAGGING.

A. Following Licensee's notice to Licensor's Field Representatives required under the "NOTICE OF COMMENCEMENT OF WORK; EMERGENCIES" Section of this **Exhibit B**, Licensor shall inform Licensee if Safety Measures are required for performance of the work by Licensee or its contractor on Railroad Property. If Safety Measures are required, no work of any kind may be performed by Licensee or its contractor(s) until arrangements for the Safety Measures have been made and scheduled. If no Safety Measures are required, Licensor will give Licensee written authorization to commence work.

B. If any Safety Measures are performed or provided by Licensor, including but not limited to flagging, Licensor shall bill Licensee for such expenses incurred by Licensor, unless Licensor and a federal, state, or local governmental entity have agreed that Licensor is to bill such expenses to the federal, state, or local governmental entity. Additional information regarding the submission of such expenses by Licensor and payment thereof by Licensee can be found in the "LICENSEE'S PAYMENT OF EXPENSES" Section of this **Exhibit B**. If Licensor performs any Safety Measures, Licensee agrees that Licensee is not relieved of any of responsibilities or liabilities set forth in this Agreement.

C. For flagging, the rate of pay per hour for each flagger will be the prevailing hourly rate in effect for an eight-hour day for the class of flagmen used during regularly assigned hours and overtime in accordance with Labor Agreements and Schedules in effect at the time the work is performed. In addition to the cost of such labor, a composite charge for vacation, holiday, health and welfare, supplemental sickness, Railroad Retirement and unemployment compensation, supplemental pension, Employees Liability and Property Damage, and Administration will be included, computed on actual payroll. The composite charge will be the prevailing composite charge in effect at the time the work is performed. One and one-half times the current hourly rate is paid for overtime, Saturdays and Sundays, and two and one-half times current hourly rate for holidays. Wage rates are subject to change, at any time, by law or by agreement between Licensor and its employees, and may be retroactive as a result of negotiations or a ruling of an authorized governmental agency. Additional charges on labor are also subject to change. If the wage rate or additional charges are changed, Licensee (or the governmental entity, as applicable) shall pay on the basis of the new rates and charges.

D. Reimbursement to Licensor will be required covering the full eight-hour day during which any flagger is furnished, unless the flagger can be assigned to other railroad work during a portion of such day, in which event reimbursement will not be required for the portion of the day during which the flagger is engaged in other railroad work. Reimbursement will also be required for any day not actually worked by the flaggers following the flaggers' assignment to work on the project for which Licensor is required to pay the flaggers and which could not reasonably be avoided by Licensor by assignment of such flaggers to other work, even though Licensee may not be working during such time. When it becomes necessary for Licensor to bulletin and assign an employee to a flagging position in compliance with union collective bargaining agreements, Licensee must provide Licensor a minimum of five (5) days notice prior to the cessation of the need for a flagger. If five (5) days notice of cessation is not given, Licensee will still be required to pay flagging charges for the days the flagger was scheduled, even though flagging is no longer required for that period. An additional ten (10) days notice must then be given to Licensor if flagging services are needed again after such five day cessation notice has been given to Licensor.

Section 5. SAFETY.

A. Safety of personnel, property, rail operations and the public is of paramount importance in the prosecution of any work on Railroad Property performed by Licensee or its contractor, and takes precedence over any work on Licensee's Facilities to be performed Licensee or its contractors. Licensee shall be responsible for initiating, maintaining and supervising all safety operations and programs in connection with any work on Licensee's Facilities. Licensee and its contractor shall, at a minimum comply, with Licensor's then current safety standards located at the below web address ("Licensor's Safety Standards") to ensure uniformity with the safety standards followed by Licensor's own forces. As a part of Licensee's safety responsibilities, Licensee shall notify Licensor if it determines that any of Licensor's Safety Standards are contrary to good safety practices. Licensee and its contractor shall furnish copies of Licensor's Safety Standards to each of its employees before they enter Railroad Property.

[Union Pacific Current Safety Requirements](#)

B. Licensee shall keep the job site on Railroad Property free from safety and health hazards and ensure that their employees are competent and adequately trained in all safety and health aspects of the work.

C. Licensee represents and warrants that all parts of Licensee's Facilities within and outside of the limits of Railroad Property will not interfere whatsoever with the constant, continuous, and uninterrupted use of the tracks, property, and facilities of Licensor, and nothing shall be done or suffered to be done by Licensee at any time that would in any manner impair the safety thereof.

D. Licensor's operations and work performed by Licensor's personnel may cause delays in Licensee's or its contractor's work on Licensee's Facilities. Licensee accepts this risk and agrees that Licensor shall have no liability to Licensee or any other person or entity for any such delays. Licensee must coordinate any work on Railroad Property by Licensee or any third party with Licensor's Field Representatives in strict compliance with the "NOTICE OF COMMENCEMENT OF WORK; EMERGENCIES" Section of this **Exhibit**

E. Licensor shall have the right, if it so elects, to provide any support it deems necessary for the safety of Licensor's operations and trackage during Licensee's or its contractor's construction, maintenance, repair, renewal, modification, relocation, reconstruction, or removal of Licensee's Facilities. In the event Licensor provides such support, Licensor shall invoice Licensee, and Licensee shall pay Licensor as set forth in the "LICENSEE'S PAYMENT OF EXPENSES" Section of this **Exhibit B**.

F. Licensee may use unmanned aircraft systems ("UAS") to inspect Licensee's Facilities only upon the prior authorization from and under the direction of Licensor's Field Representatives. Licensee represents and warrants that its use of UAS on Railroad Property will comply with Licensor's then-current Unmanned Aerial Systems Policy and all applicable laws, rules and regulations, including any applicable Federal Aviation Administration regulations and enactments pertaining to UAS.

Section 6. PROTECTION OF FIBER OPTIC CABLE SYSTEMS.

Fiber optic cable systems may be buried on Railroad Property. Protection of the fiber optic cable systems is of extreme importance since any break could disrupt service to users resulting in business interruption and loss of revenue and profits. In addition to the notifications required under the "NOTICE OF COMMENCEMENT OF WORK; EMERGENCIES" Section of this **Exhibit B**, Licensee shall telephone Licensor during normal business hours (7:00 a.m. to 9:00 p.m. Central Time, Monday through Friday, except for holidays) at 1-800-336-9193 (also a 24-hour, 7-day number for emergency calls) to determine if fiber optic cable is buried anywhere on Railroad Property to be used by Licensee. If it is, Licensee shall telephone the telecommunications company(ies) involved, and arrange for a cable locator, make arrangements for relocation or other protection of the fiber optic cable, all at Licensee's expense, and will not commence any work on Railroad Property until all such protection or relocation has been completed.

Section 7. LICENSEE'S PAYMENT OF EXPENSES.

A. Licensee shall bear the entire cost and expense of the design, construction, maintenance, modification, reconstruction, repair, renewal, revision, relocation, or removal of Licensee's Facilities.

B. Licensee shall fully pay for all materials joined, affixed to and labor performed on Railroad Property in connection with the construction, maintenance, modification, reconstruction, repair, renewal, revision, relocation, or removal of Licensee's Facilities, and shall not permit or suffer any mechanic's or materialman's lien of any kind or nature to be enforced against the property for any work done or materials furnished thereon at the instance or request or on behalf of Licensee. Licensee shall promptly pay or discharge all taxes, charges, and assessments levied upon, in respect to, or on account of Licensee's Facilities, to prevent the same from becoming a charge or lien upon any property of Licensor, and so that the taxes, charges, and assessments levied upon or in respect to such property shall not be increased because of the location, construction, or maintenance of Licensee's Facilities or any improvement, appliance, or fixture connected therewith placed upon such property, or on account of Licensee's interest therein. Where such tax, charge, or assessment may not be separately made or assessed to Licensee but shall be included in the assessment of the property of Licensor, then Licensee shall pay to Licensor an equitable proportion of such taxes determined by the value of Licensee's property upon property of Licensor as compared with the entire value of such property.

C. As set forth in the "FLAGGING" Section of this **Exhibit B**, Licensor shall have the right, if it so elects, to provide any Safety Measures Licensor deems necessary for the safety of Licensor's operations and trackage during Licensee's or its contractor's construction, maintenance, modification, reconstruction, repair, renewal, revision, relocation, or removal of Licensee's Facilities, including, but not limited to supervision, inspection, and flagging services. In the event Licensor provides such Safety Measures, Licensor shall submit an itemized invoice to Licensee's notice recipient listed in the "NOTICES" Article of this Agreement. Licensee shall pay to Licensor the total amount listed on such invoice within thirty (30) days of Licensee's receipt of such invoice.

Section 8. MODIFICATIONS TO LICENSEE'S FACILITIES.

A. This grant is subject to Licensor's safe and efficient operation of its railroad, and continued use and improvement of Railroad Property (collectively, "Railroad's Use"). Accordingly, Licensee shall, at its sole cost and expense, modify, reconstruct, repair, renew, revise, relocate, or remove (individually, "Modification", or collectively, "Modifications") all or any portion of Licensee's Facilities as Licensor may designate or identify, in its sole discretion, in the furtherance of Railroad's Use.

B. Upon any Modification of all or any portion of Licensee's Facilities to another location on Railroad Property, Licenser and Licensee shall execute a Supplemental Agreement to this Pipeline Agreement to document the Modification(s) to Licensee's Facilities on Railroad Property. If the Modifications result in Licensee's Facilities moving off of Railroad Property, this Agreement will terminate upon Licensee's completion of such Modification(s) and all requirements contained within the "TERMINATION; REMOVAL OF LICENSEE'S FACILITIES" Section of this **Exhibit B**. Any such Modification(s) off of Railroad Property will not release Licensee from any liability or other obligation of Licensee arising prior to and upon completion of any such Modifications to the Licensee's Facilities.

Section 9. RESTORATION OF RAILROAD PROPERTY.

In the event Licensee, in any manner moves or disturbs any property of Licenser in connection with the construction, maintenance, modification, reconstruction, repair, renewal, revision, relocation, or removal of Licensee's Facilities, then, Licensee shall, as soon as possible and at Licensee's sole cost and expense, restore Licenser's property to the same condition as the same were before such property was moved or disturbed.

Section 10. INDEMNITY.

A. Definitions. As used in this Section:

1. "Licenser" includes Licenser, its affiliates, its and their officers, directors, agents and employees, and other railroad companies using Railroad Property at or near the location of Licensee's installation and their officers, directors, agents, and employees.
2. "Licensee" includes Licensee and its agents, contractors, subcontractors, sub-subcontractors, employees, officers, and directors, or any other person or entity acting on its behalf or under its control.
3. "Loss" includes claims, suits, taxes, loss, damages (including punitive damages, statutory damages, and exemplary damages), costs, charges, assessments, judgments, settlements, liens, demands, actions, causes of action, fines, penalties, interest, and expenses of any nature, including court costs, reasonable attorneys' fees and expenses, investigation costs, and appeal expenses.

B. Licensee shall release, defend, indemnify, and hold harmless Licenser from and against any and all Loss, even if groundless, fraudulent, or false, that directly or indirectly arises out of or is related to Licensee's construction, maintenance, modification, reconstruction, repair, renewal, revision, relocation, removal, presence, use, or operation of Licensee's Facilities, including, but not limited to, any actual or alleged:

1. Bodily harm or personal injury (including any emotional injury or disease) to, or the death of, any person(s), including, but not limited to, Licensee, Licenser, any telecommunications company, or the agents, contractors, subcontractors, sub-subcontractors, or employees of the foregoing;
2. Damage to or the disturbance, loss, movement, or destruction of Railroad Property, including loss of use and diminution in value, including, but not limited to, any telecommunications system(s) or fiber optic cable(s) on or near Railroad

Property, any property of Licensee or Licensor, or any property in the care, custody, or control of Licensee or Licensor;

3. Removal of person(s) from Railroad Property;
4. Any delays or interference with track or Railroad's Use caused by Licensee's activity(ies) on Railroad Property, including without limitation the construction, maintenance, modification, reconstruction, repair, renewal, revision, relocation, or removal of Licensee's Facilities or any part thereof, any activities, labor, materials, equipment, or machinery in conjunction therewith ;
5. Right(s) or interest(s) granted pursuant to this Agreement;
6. Contents escaping from Licensee's Facilities, including without limitation any actual or alleged pollution, contamination, breach, or environmental Loss;
7. Licensee's breach of this Agreement or failure to comply with its provisions, including, but not limited to, any violation or breach by Licensee of any representations and warranties Licensee has made in this Agreement; and
8. Violation by Licensee of any law, statute, ordinance, governmental administrative order, rule, or regulation, including without limitation all applicable Federal Railroad Administration regulations.

C. THE FOREGOING OBLIGATIONS SHALL APPLY TO THE FULLEST EXTENT PERMITTED BY LAW FOR THE BENEFIT OF LICENSOR TO LOSSES CAUSED BY, ARISING FROM, RELATING TO, OR RESULTING FROM, IN WHOLE OR IN PART, THE NEGLIGENCE OF LICENSOR, AND SUCH NEGLIGENCE OF LICENSOR SHALL NOT LIMIT, DIMINISH, OR PRECLUDE LICENSEE'S OBLIGATIONS TO LICENSOR IN ANY RESPECT. NOTWITHSTANDING THE FOREGOING, SUCH OBLIGATION TO INDEMNIFY LICENSOR SHALL NOT APPLY TO THE EXTENT THE LOSS IS CAUSED BY THE SOLE, ACTIVE AND DIRECT NEGLIGENCE, GROSS NEGLIGENCE, OR WILLFUL MISCONDUCT OF LICENSOR AS DETERMINED IN A FINAL JUDGMENT BY A COURT OF COMPETENT JURISDICTION.

Section 11. TERMINATION; REMOVAL OF LICENSEE'S FACILITIES.

A. If Licensee does not use the right herein granted on Licensee's Facilities for one (1) year, or if Licensee continues in default in the performance of any provision of this Agreement for a period of thirty (30) days after written notice from Licensor to Licensee specifying such default, Licensor may, at its sole discretion, terminate this Agreement by written notice to Licensee at the address listed in the "NOTICES" Article of this Agreement. This Agreement will not terminate until Licensee complies with Paragraphs "C" and "D" of this Section found below.

B. In addition to the provisions of Paragraph "A" above, this Agreement may be terminated by written notice given by either party, without cause, upon thirty (30) days written notice to the non-terminating party at the address listed in the "NOTICES" Article of this Agreement. This Agreement will not terminate until Licensee complies with Paragraphs "C" and "D" of this Section found below.

C. Prior to the effective date of any termination described in this Section, Licensee shall submit an application to Licensor's online Utility Contracts System at [this link](#) for Licensee's removal, or if applicable, abandonment in place of Licensee's Facilities located on Railroad Property ("Removal/Abandonment

Work"). Upon the UP Engineering Representative's approval of Licensee's application for the Removal/Abandonment Work, Licenser and Licensee shall execute a separate consent document that will govern Licensee's performance of the Removal/Abandonment Work from those portions of Railroad Property not occupied by roadbed and/or trackage ("Consent Document"). Licenser shall then restore the impacted Railroad Property to the same or reasonably similar condition as it was prior to Licensee's installation of Licensee's Facilities. For purposes of this Section, Licensee's (i) performance of the Removal/Abandonment Work, and (ii) restoration work will hereinafter be collectively referred to as the "Restoration Work".

D. Following Licensee's completion of the Restoration Work, Licensee shall provide a written certification letter to Licenser at the address listed in the "NOTICES" Article of this Agreement which certifies that the Restoration Work has been completed in accordance with the Consent Document. Licensee shall report to governmental authorities, as required by law, and notify Licenser immediately if any environmental contamination is discovered during Licensee's performance of the Restoration Work. Upon discovery, the Licensee shall initiate any and all removal, remedial and restoration actions that are necessary to restore the property to its original, uncontaminated condition. Licensee shall provide written certification to Licenser at the address listed in the "NOTICES" Article of this Agreement that environmental contamination has been remediated and the property has been restored in accordance with Licenser's requirements. Upon Licenser's receipt of Licensee's restoration completion certifications, this Agreement will terminate.

E. In the event that Licensee fails to complete any of the Restoration Work, Licenser may, but is not obligated, to perform the Restoration Work. Any such work actually performed by Licenser will be at the cost and expense of Licensee. In the event that Licenser performs any of the Restoration Work, Licensee shall release Licenser from any and all Loss (defined in the "INDEMNITY" Section of this **Exhibit B**) arising out of or related to Licenser's performance of the Restoration Work.

F. Termination of this Agreement for any reason will not affect any of rights or obligations of the parties which may have accrued, or liabilities or Loss (defined in the "INDEMNITY" Section of this **Exhibit B**), accrued or otherwise, which may have arisen prior to such termination.

EXHIBIT C

INSURANCE REQUIREMENTS

In accordance with Article 5 of this Agreement, Licensee shall (1) procure and maintain at its sole cost and expense, or (2) require its Contractor(s) to procure and maintain, at their sole cost and expense, the following insurance coverage:

A. **Commercial General Liability Insurance.** Commercial general liability (CGL) with a limit of not less than \$2,000,000 each occurrence and an aggregate limit of not less than \$4,000,000. CGL insurance must be written on ISO occurrence form CG 00 01 12 04 (or a substitute form providing equivalent coverage).

The policy must also contain the following endorsement, WHICH MUST BE STATED ON THE CERTIFICATE OF INSURANCE:

- Contractual Liability Railroads ISO form CG 24 17 10 01 (or a substitute form providing equivalent coverage) showing "Union Pacific Railroad Company Property" as the Designated Job Site.

B. **Business Automobile Coverage Insurance.** Business auto coverage written on ISO form CA 00 01 10 01 (or a substitute form providing equivalent liability coverage) with a limit of not less \$2,000,000 for each accident, and coverage must include liability arising out of any auto (including owned, hired, and non-owned autos).

The policy must contain the following endorsements, WHICH MUST BE STATED ON THE CERTIFICATE OF INSURANCE:

- "Coverage For Certain Operations In Connection With Railroads" ISO form CA 20 70 10 01 (or a substitute form providing equivalent coverage) showing "Union Pacific Railroad Company Property" as the Designated Job Site.

C. **Workers' Compensation and Employers' Liability Insurance.** Coverage must include but not be limited to:

- Licensee's statutory liability under the workers' compensation laws of the state(s) affected by this Agreement.
- Employers' Liability (Part B) with limits of at least \$500,000 each accident, \$500,000 disease policy limit \$500,000 each employee.

If Licensee is self-insured, evidence of state approval and excess workers' compensation coverage must be provided. Coverage must include liability arising out of the U. S. Longshoremen's and Harbor Workers' Act, the Jones Act, and the Outer Continental Shelf Land Act, if applicable.

D. **Environmental Liability Insurance.** Environmental Legal Liability Insurance (ELL) applicable to bodily injury, property damage, including loss of use of damaged property or of property that has not been physically injured or destroyed, cleanup costs, and defense, including costs and expenses incurred in the investigation, defense, or settlement of claims, or compliance with statute, all in

14

connection with any loss arising from the insured's performance under this Agreement. Except with respect to the limits of insurance, and any rights or duties specifically assigned to the first named insured, this insurance must apply as if each named insured were the only named insured; and separately to the additional insured against which claim is made or suit is brought. Coverage shall be maintained in an amount of at least \$2,000,000 per loss, with an annual aggregate of at least \$4,000,000.

Licensee warrants that any retroactive date applicable to ELL insurance coverage under the policy is the same as or precedes the Effective Date of this Agreement, and that continuous coverage will be maintained for a period of five (5) years beginning from the time the work under this Agreement is completed or if coverage is cancelled for any reason the policies extended discovery period, if any, will be exercised for the maximum time allowed.

E. **Railroad Protective Liability Insurance.** Licensee must maintain for the duration of work "Railroad Protective Liability" insurance written on ISO occurrence form CG 00 35 12 04 (or a substitute form providing equivalent coverage) on behalf of Licensor only as named insured, with a limit of not less than \$2,000,000 per occurrence and an aggregate of \$6,000,000. The definition of "JOB LOCATION" and "WORK" on the declaration page of the policy shall refer to this Agreement and shall describe all WORK or OPERATIONS performed under this Agreement. Notwithstanding the foregoing, Licensee does not need Railroad Protective Liability Insurance after its initial construction work is complete and all excess materials have been removed from Licensor's property; PROVIDED, however, that Licensee shall procure such coverage for any subsequent maintenance, repair, renewal, modification, reconstruction, or removal work on Licensee's Facilities.

F. **Umbrella or Excess Insurance.** If Licensee utilizes umbrella or excess policies, and these policies must "follow form" and afford no less coverage than the primary policy.

Other Requirements

G. All policy(ies) required above (except business automobile, workers' compensation and employers' liability) must include Licensor as "Additional Insured" using ISO Additional Insured Endorsement CG 20 26 (or substitute form(s) providing equivalent coverage). The coverage provided to Licensor as additional insured shall not be limited by Licensee's liability under the indemnity provisions of this Agreement. BOTH LICENSOR AND LICENSEE EXPECT THAT LICENSOR WILL BE PROVIDED WITH THE BROADEST POSSIBLE COVERAGE AVAILABLE BY OPERATION OF LAW UNDER ISO ADDITIONAL INSURED FORM CG 20 26.

H. Punitive damages exclusion, if any, must be deleted (and the deletion indicated on the certificate of insurance), unless (a) insurance coverage may not lawfully be obtained for any punitive damages that may arise under this Agreement, or (b) all punitive damages are prohibited by all states in which this Agreement will be performed.

I. Licensee waives all rights of recovery, and its insurers also waive all rights of subrogation of damages against Licensor and its agents, officers, directors and employees for damages covered by the workers' compensation and employers' liability or commercial umbrella or excess liability obtained by Licensee required in this Agreement, where permitted by law. This waiver must be stated on the certificate of insurance.

J. All insurance policies must be written by a reputable insurance company acceptable to Licensor or with a current Best's Insurance Guide Rating of A- and Class VII or better, and authorized to do business in the state(s) in which the work is to be performed.

K. The fact that insurance is obtained by Licensee will not be deemed to release or diminish the liability of Licensee, including, without limitation, liability under the indemnity provisions of this

Agreement. Damages recoverable by Licensor from Licensee or any third party will not be limited by the amount of the required insurance coverage.

ADDITIONAL COSTS FOR RAILROAD SITE OBSERVATION

At the time of the application prep, the city was unaware of the additional costs required by RailPro / Union Pacific to be on-site throughout the bore under the railroad tracks necessary to complete the water utility line improvements. The City of Durant is requesting approval to utilize 17488 CDBG-ED funds for this unforeseen expense.

The project engineer has estimated the following costs based upon the itemized fee schedule provided by the RailPro services representing Union Pacific:

Mobilization / Admin Fee	\$ 1,000
Projected on-site: 137 hours / 17.13 days @ \$1200 a day =	<u>\$ 20,556</u>
	\$ 21,556



The City of Durant

Office of City Clerk

Memorandum

Date: 3/5/2020
To: Mayor and City Council
From: John R. Dean, Jr., City Manager
Re: Consider Approval of Ordinance 1898 Amending Durant Code of Ordinances Section 32.125 Regarding Functions of the Airport Advisory Board

This Ordinance brings the duties of the board inline with the authority of an Advisory Board and establishes attendance requirements to continue to serve as a member of the Advisory Board.

Council Information / Action Requested

Approval of Ordinance 1898 Amending Durant Code of Ordinances Section 32.125 Regarding Functions of the Airport Advisory Board .

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
Ordinance 1898	Exhibit	3/5/2020

ORDINANCE NO. 1898

AN ORDINANCE OF THE CITY OF DURANT, OKLAHOMA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF DURANT, OKLAHOMA, SECTIONS 32.123 and 32.125 AND DECLARING AN EMERGENCY

WHEREAS, the Airport Advisory Board provides a vital role in advising the City Council regarding matters related to airport operation and procedures; and

WHEREAS, the Council seeks to clarify the duties of the Airport Advisory Board,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURANT, OKLAHOMA:

SECTION 1. ENACTMENT.

That the Code of Ordinances, Sections 32.123 and 32.125 is amended to read as follows:

§32.123 Meetings

The Airport Advisory Board shall determine the time and place of its regular meetings. The City Manager, the Mayor, the Chairperson or any three members of the Airport Advisory Board may call a special meeting thereof. Any member of the board that misses two consecutive meetings or three meetings in any calendar year shall have effectively resigned to hold their position on the board.

§32.125 Functions

The Airport Advisory Board shall advise the City Council and the Airport Authority and make recommendations regarding the care, management, and control of airport facilities, grounds, buildings, and the property used for aerospace activities. The Airport Advisory Board shall make recommendations to the City Council and Airport Authority for both short-range and long-range plans for facility and equipment upgrades. The Airport Advisory Board shall make recommendations to the City Manager, the City Council and the Airport Authority regarding policy and operational issues affecting the airport. All recommendations by the Airport Advisory Board are subject to the approval of the City Manager, the City Council, or the Airport Authority or any combination thereof.

SECTION 2. EMERGENCY.

It being immediately necessary for the preservation of the public health, peace and safety of the City of Durant and inhabitants thereof, an emergency is hereby declared to exist by reason whereof, this Ordinance shall be in full force and effect from and after its passage and approval, as provided by law.

PASSED AND APPROVED this ____ day of _____, 2020,
with the Emergency Clause passed separately.

CITY OF DURANT

Oden Grube, Mayor

ATTEST:

Cynthia J. Price, City Clerk



The City of Durant

Office of City Clerk

Memorandum

Date: 3/5/2020
To: Mayor and City Council
From: John R. Dean, Jr., City Manager
Re: Consider Approval of Ordinance 1899 Amending Durant Code of Ordinances Section 32.047 Regarding Functions of the Cemetery Advisory Board

This Ordinance brings the duties of the board inline with the authority of an Advisory Board and establishes attendance requirements to continue to serve as a member of the Advisory Board.

Council Information / Action Requested

Approval of Ordinance 1899 Amending Durant Code of Ordinances Section 32.047 Regarding Functions of the Cemetery Advisory Board

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
Ordinance 1899	Exhibit	3/5/2020

ORDINANCE NO. 1899

AN ORDINANCE OF THE CITY OF DURANT, OKLAHOMA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF DURANT, OKLAHOMA, SECTION 32.047 AND DECLARING AN EMERGENCY

WHEREAS, the Cemetery Board provides a vital role in advising the City Council regarding matters related to certain cemetery operation and procedures; and

WHEREAS, the Council seeks to clarify the duties of the Cemetery Board,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURANT, OKLAHOMA:

SECTION 1. ENACTMENT.

That the Code of Ordinances, Section 32.047 is amended to read as follows:

§32.047 CEMETERY BOARD

(A) There shall be a Cemetery Department governed by a Cemetery Advisory Board which will be responsible for recommendations of enhancements of all city cemeteries subject to approval by the Durant City Council.

(B) The Cemetery Advisory Board shall consist of five members to be appointed by the Mayor and confirmed by the City Council with one of the five appointed members serving as Chairperson. Chairperson shall be elected annually from among the members. Three members shall be appointed to three-year overlapping terms and serve until their successors have been appointed and have taken office. The terms shall be staggered so that the term of one Advisory Board member shall expire every year. The fourth member shall be a member of the City Council, shall be appointed by the Mayor and shall serve an indefinite term; however, such term shall automatically end when the City Council member ceases to serve on the City Council. The fifth member shall be a city employee recommended by the City Manager and confirmed by the City Council and shall serve an indefinite term; however, such term shall automatically end at such time as the city employee ceases to be employed with the city. The City Manager or his or her appointee shall serve as a non-voting, ex officio member.

(C) The Cemetery Advisory Board shall meet quarterly on the third Thursday of the month at 4:00 p.m. in City Hall, 300 West Evergreen Street, Durant, Oklahoma. Any member of the board that misses two consecutive meetings of three meetings in any calendar year shall have effectively resigned to hold their position on the board.

(D) The Cemetery Advisory Board shall have the following powers and duties:

(1) Recommend enhancements of the cemetery to the City Manager for consideration and subject to approval by the Durant City Council.

(2) Research, review and make recommendations for the pricing of cemetery lots and other cemetery services, when a need exists, to the City Manager for consideration and subject to approval by the Durant City Council.

(3) Receive and consider recommendations and inquiries from the public regarding the operation of the cemetery and provide such recommendations and inquiries to the Cemetery Superintendent. Any responsive action taken resulting from said recommendations and inquiries from the public shall be

subject to approval by the City Manager or Durant City Council, whichever is appropriate.

(4) Compilation of Highland Cemetery Information Handbook subject to approval by the Durant City Council.

(E) The appointment and/or removal of employees of the Cemetery Department shall be made by the City Manager or his or her designate.

SECTION 2. EMERGENCY.

It being immediately necessary for the preservation of the public health, peace and safety of the City of Durant and inhabitants thereof, an emergency is hereby declared to exist by reason whereof, this Ordinance shall be in full force and effect from and after its passage and approval, as provided by law.

PASSED AND APPROVED this ____ day of _____, 2020,
with the Emergency Clause passed separately.

CITY OF DURANT

Oden Grube, Mayor

ATTEST:

Cynthia J. Price, City Clerk



The City of Durant

Office of City Clerk

Memorandum

Date: 3/4/2020
To: Mayor and City Council
From: Lisa Taylor, Executive Director, Durant Industrial Authority
Re: Consider Approval of Recommendation from Durant Industrial Authority to Expend Funds in the Amount of \$15,700 from Economic Development Sales Tax to Pay for Cardinal Drive Widening Project

Council Information / Action Requested

Approval of recommendation from Durant Industrial Authority to expend funds in the amount of \$15,700 from Economic Development Sales Tax to pay for Cardinal Drive Widening Project per Oklahoma Department of Transportation Plan.

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
Cardinal Drive Widening Project Cost Estimate per O.D.O.T. Plan	Exhibit	3/5/2020



THE CITY OF DURANT

Office of the Street Superintendent

Estimate to widen entrance at Cardinal Glass per O.D.O.T plan

2/27/20

1. Concrete 95 yards \$11,000.00
2. Base rock 60 tons \$1,000.00
3. 24" culvert with bevels \$1,200.00
4. Rebar forms and sealer \$ 1,500.00
5. Pipe grates for beveled ends \$1,000.00

Grand total \$15,700.00



The City of Durant

Office of City Manager

Memorandum

Date: 3/6/2020
To: Mayor and City Council
From: John Dean, City Manager
Re: Consider Approval of Resolution 2020-09 Regarding Indebtedness Pledged to the Capital Improvement Sales Tax

This resolution, if approved, would obligate the City Council to continue to obligate funds to reduce the current debt pledged to the Capital Improvement Sales Tax. It also obligates the City Council to not incur additional debt pledged to the Capital Improvement Sales Tax beyond the approved term of the tax.

Council Information / Action Requested

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
Resolution 2020-09	Cover Memo	3/6/2020

RESOLUTION NO. 2020-09

**A RESOLUTION TO REGARDING BOTH CURRENT AND FUTURE INDEBTEDNESS
PLEDGED TOWARD THE CAPITAL IMPROVEMENT SALES TAX FOR THE CITY OF
DURANT.**

WHEREAS, the City of Durant, currently has debt pledged toward the Capital Improvement Sales Tax;
and

WHEREAS, the voters of City of Durant, extended the Capital Improvement Sales Tax until June 30,
2041 by election held on February 11th, 2020; and

WHEREAS, the Durant City Council finds that it important to continue to reduce the current debt
obligation pledged to the Capital Improvement Sales Tax; and

WHEREAS, after careful consideration, the Durant City Council finds it prudent to not incur future
indebtedness pledged to the Capital Improvement Sales Tax beyond the term of the Capital Improvement
Sales Tax.

NOW THEREFORE, BE IT RESOLVED by the Durant City Council that:

- (1) The City of Durant will continue to reduce the current indebtedness pledged to the Capital
Improvement Sales Tax.
- (2) The City of Durant will not pledge any new indebtedness toward the Capital Improvement Sales Tax
beyond the term approved by the voters of the City of Durant.

PASSED AND APPROVED this 10th day of March, 2020 by the Durant City Council.

ODEN GRUBE, Mayor

City of Durant, Oklahoma

ATTEST:

CYNTHIA J. PRICE, City Clerk



The City of Durant

Office of City Manager

Memorandum

Date: 3/6/2020
To: Mayor and City Council
From: John Dean, City Manager
Re: Consider Approval to Engage BOK Financial Securities for Financial Advisory Services Provided to the City of Durant and Its Public Trusts.

The purpose of this Engagement Letter is to set forth the role BOK Financial Securities, Inc. ("BOKFS") proposes to serve and the responsibilities BOKFS proposes to assume as Financial Advisor to the City of Durant and all Public Trusts of the City of Durant (together, the "Issuer"). Upon the Issuer's acceptance, this Letter will serve as our mutual agreement with respect to the terms and conditions of our engagement as Issuer's financial advisor, effective on the date this Letter is executed by Issuer.

Council Information / Action Requested

Approval of the engagement letter

City Staff Information / Action Follow-up, if Council authorizes this action:



The City of Durant

Grants Department

Memorandum

Date: 2/3/2020
To: Mayor and City Council
From: Rebecca Payne - Grants Coordinator
Re: Public Hearing for Closeout of Community Development Block Grant - Economic Development 16802 CDBG-ED 16 Grant (C-2016-86) for Infrastructure Improvements Supporting New Job Creations Benefitting the Commercial Metals Company (CMC) Facility at 585 Old Highway 70 - Durant OK.

1. Consideration to Accept the 16802 CDBG-ED 16 Project as Complete.
2. Consideration to Approve the 16802 CDBG-ED 16 Project Closeout Documents.

All infrastructure improvements, including the recent roadway overlay on McClean Road are complete. CMC has provided \$276 million in private investment dollars and created approximately 184 new jobs over the past three (3) years.

Public hearing for the 16802 CDBG-ED 16 (C-2016-86) closeout will be led by Becca Payne. Upon closeout of the Public Hearing, the following items will be presented for consideration:

1. Consideration to Accept the 16802 CDBG-ED 16 Project as Complete.
2. Consideration to Approve the 16802 CDBG-ED 16 Project Closeout Documents

* * * Becca will complete the necessary closeout documentation to be uploaded into Novus prior to council meeting.

Council Information / Action Requested

1. Accept the 16802 CDBG-ED 16 Project as Complete.
2. Approve the 16802 CDBG-ED 16 Project Closeout Documents

City Staff Information / Action Follow-up, if Council authorizes this action:

Becca will complete the closeout out documentation and submit to ODOC.

ATTACHMENTS:

Description

Public Hearing Notice - CMC 16802 Closeout

Type

Cover Memo

Upload Date

3/4/2020

NOTICE OF PUBLIC HEARING

TO DISCUSS THE CLOSEOUT FOR A COMMUNITY DEVELOPMENT BLOCK GRANT - ECONOMIC DEVELOPMENT PROJECT

16802 CDBG-ED 16 Program

City of Durant, OK

The City of Durant successfully completed the Utility and Roadway Infrastructure Improvements benefitting the **Commercial Metals Company (CMC)** facility, located at 585 Old Highway 70 - Durant, OK. The publicly owned infrastructure improvements project was partially funded by Oklahoma Department of Commerce through the 2016 Community Development Block Grant Economic Development Infrastructure Finance Program. The City of Durant will hold a Closeout Public Hearing, as required by the grant guidelines.

**Public Hearing is scheduled for
Tuesday, March 10, 2020 at 6:00 P.M.
City Council Chambers at Durant City Hall,
300 West Evergreen, Durant, Oklahoma.**

The purpose of the public hearing is to provide a clear explanation of the completed project and to give an opportunity for citizens to discuss the CDBG-ED project with city officials and fellow citizens. To adhere to the Oklahoma Department of Commerce's Income guidelines, new job creations were made available to low to moderately low income persons and the infrastructure project continues to benefit the Commercial Metals Company facility in Durant.

All interested citizens are invited to attend the Public Hearing. Topics of discussion will include: OK State CDBG Program purpose, design and emphasis; the completed 2016 CDBG Project to include project purpose and description.

If you are unable to attend the Public Hearing at the scheduled time, and you would like more information, please write or call the City Clerk, 300 West Evergreen, Durant, Oklahoma 74071 (580) 931.6645 to comment on the completed project. A City of Durant official attending the Public Hearing will answer your comments or questions.

Posted Monday, March 2, 2020 before 6:00 PM on the City of Durant website (www.durant.org), at Durant City Hall, Durant County Courthouse and Annex, Donald W. Reynolds Public Library, and Durant Chamber Of Commerce.



The City of Durant

Office of Community Development

Memorandum

Date: 2/25/2020
To: Mayor and City Council
From: Danielle Barker, Community Development Director
Re: Consideration PC2020-03: Resolution # 2020-03 a Conditional Use Permit for the placement of a Mobile Home to be located at 208 SE 5th

Request: Consider a request from Mr. Billy Putnam, for a Conditional Use Permit to allow the placement of a mobile home at 208 SE 5th Street.

Current Zoning: R-3 – General Residential

Surrounding Properties:

Direction	Zoning	Use
North	R-3	Single Family Uses
East	R-3	Single Family Uses
West	R-3	Single Family Uses
South	R-3	Single Family Uses

Applicant: Billy Putnam

Background: The applicant approached staff regarding filing for a Conditional Use Permit (CUP) to allow the placement of a mobile home. The applicant's original home was lost to a fire and is wanting to place a modular double wide home on the lot.

City ordinances require any manufactured home that will be placed on an existing lot within the R-3, General Residential Zoning to go through the CUP process.

Notifications have been made to the surrounding property owners and at the time of this report staff has received a letter opposing the request. The letter is attached.

Analysis: The subject property is approximately 0.23 acres (approx. 10,092 sq. ft.). The lot does meet the current requirements for R-3 General Residential for single family homes. There is currently City water and sewer near the lot.

The current Land Use Map has this area as high-density residential; therefore, this request is generally in compliance with the Comprehensive Plan.

Planning Commission Recommendation: The Planning Commission had a split vote (3 -2) to recommend approval of the Conditional Use Permit.

Required Action: Hold a public hearing and approve or deny the Conditional Use Permit application to allow the placement of a mobile home at 208 SE 5th Street. Any specific conditions imposed by the Council should be read into any approval motion.

Council Information / Action Requested

To Approve or Deny

City Staff Information / Action Follow-up, if Council authorizes this action:

GIS to update City Maps
Com Dev to notify applicant
City Clerk for Resolution

ATTACHMENTS:

Description	Type	Upload Date
PC2020-03	Cover Memo	3/4/2020
PowerPoint for CUP at 208 SE 5th	Cover Memo	3/3/2020

CONDITIONAL USE APPLICATION

Petition # 2020-03
 Fee \$ 300.-
 Expedited Fee \$

APPLICANT INFORMATION

Name: <u>Billy J. Putman</u>	Email: <u>skeekat@sbcglobal.net</u>	Phone #1 <u>580-920-5292</u>
Mailing Address: <u>220 S.E. 5th Ave</u>		Phone #2
City: <u>DURANT</u>	State: <u>OK</u>	Zip: <u>74701</u>
Applicant's Interest in Property: <u>House fire destroyed my original home - trying to re-build w/ modular Home</u>		

☐ Please use attached addendum if there is more than one applicant.

Physical Address of Proposed Conditional Use: <u>208 SE 5th Ave - Durant, OK 74701</u>		Name of Project: <u>Putman Home</u>	
☐ Platted ☐ Un-Platted	Subdivision	Lot <u>S90' Lot 1</u>	Block <u>230</u>
Legal Description: (If Un-platted) <u>S90' LT1 Block 230</u>			

Existing Zoning: <u>R3</u>	Proposed Conditional Use: <u>Single dwelling home</u>		
Present Use: <u>Single Dwelling</u>	Parking Spaces Required:	Parking Spaces Provided:	
Parcel Width: <u>87'</u>	Parcel Length: <u>116'</u>	Acres:	Street/Road Frontage: <u>SE 5th (yuv)</u>
☒ City Water (If City Water will be extended or improvements will be made, please explain:)			
☒ City Sewer (If City Sewer will be extended or improvements will be made, please explain:)			
☐ Private Water ☐ Private Sewer			

Explain in your own words why your property should be rezoned.
Because I have owned & lived here for 30+ years & I need to rebuild after fire destroyed original home 11/30/18 - I am trying to get permission from City to put a 3 bedroom 2 bath Modular Double Wide from Clayton Homes in this location

The applicant has prepared this application and supporting documentation and certifies that the facts stated herein and exhibits attached hereto are true and correct.

Applicant: Billy J. Putman Date: 1-6-2020

Office Use Only

Date Filed <u>1/10/20</u> <u>DS</u>	Date Payment Received <u>1/10/20</u> <u>DS</u>	Notification Mailed Date Initial	Comments
Proof of Publication Received Date Initial	Property Posting Verified Date Initial	Comprehensive Plan Recommendations	
Staff Recommendation ☐ Approve ☐ Deny	PC Recommendation ☐ Approve ☐ Deny	City Council Action ☐ Approve ☐ Deny	Ordinance #

APPLICATION WILL NOT BE CONSIDERED COMPLETE WITHOUT THE FOLLOWING INFORMATION ADDRESSED:

Please describe the nature and operating characteristics of the proposed use:

Single family dwelling - MY HOME

STATE HOW THE FOLLOWING ISSUES WILL BE ADDRESSED:

1. Parking:

On property

2. Screening of offensive areas (trash, loading areas, transformers, utility connections, detention ponds, etc.).

1 trash can on property

3. Traffic Impacts:

None

4. Protection of Neighborhoods:

?

What licenses and permits (if any) are required for this proposed use?

(CUP) Conditional Use Permits

Please list or describe any other reasons to support this Conditional Use Permit Application.

Since my house burned at this location and I am now renting I just need to get back to my home place.

108474

QUIT CLAIM DEED

Individual Form)

INDEXED

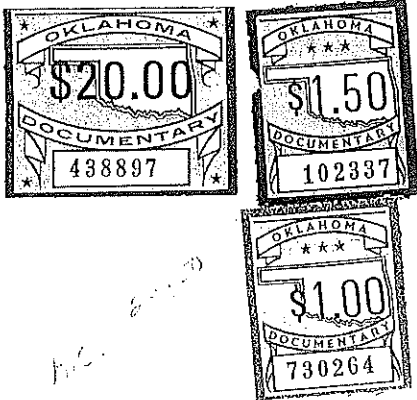
KNOW ALL MEN BY THESE PRESENTS:

That SHERRY PUTMAN, A SINGLE PERSON

party of the first part, in consideration of the sum of Ten and other considerations dollars and other valuable considerations to it in hand paid, the receipt of which is hereby acknowledged does hereby quit-claim, grant, bargain, sell and convey unto BILLY JACK PUTMAN, A SINGLE PERSON 208 SE 5th, Durant, OK 74701.

part Y of the second part, all its right, title, interest, estate, and every claim and demand, both at law and in equity, in and to all of the following described real property situate in BRYAN County, State of Oklahoma, to-wit:

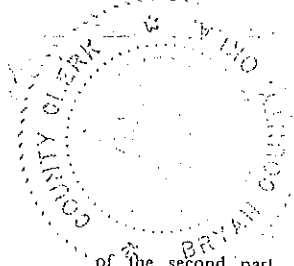
The South 90 feet of Lot 1 in Block 230 in the City of Durant, County of Bryan, State of Oklahoma, according to the official plat and survey thereof.



463028 STATE OF OKLAHOMA } SS: COUNTY OF BRYAN

I hereby certify that this Instrument was filed for Record in my office this 31 day of Jan 1994 at 2:30 o'clock P.M. and is duly recorded in record 849 page 249

Glenda Williams County Clerk M. Bill Deputy



together with all the improvements thereon and the appurtenances thereunto belonging.

To Have and to Hold the above described premises unto the said part Y of the second part his heirs and assigns forever.

Signed and delivered this 28th day of January, 1994

Sherry Putman Sherry Putman

STATE OF OKLAHOMA } COUNTY OF BRYAN

INDIVIDUAL ACKNOWLEDGEMENT (Oklahoma Form)

Before me, the undersigned, a Notary Public, in and for said County and State, on this 28th day of January, 1994, personally appeared Sherry Putman

to me known to be the identical person who executed the within and foregoing instrument and acknowledged to me that she

executed the same as her free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal the day and year last above written.

My commission expires 9-29-97

Paula Thomas, Notary Public

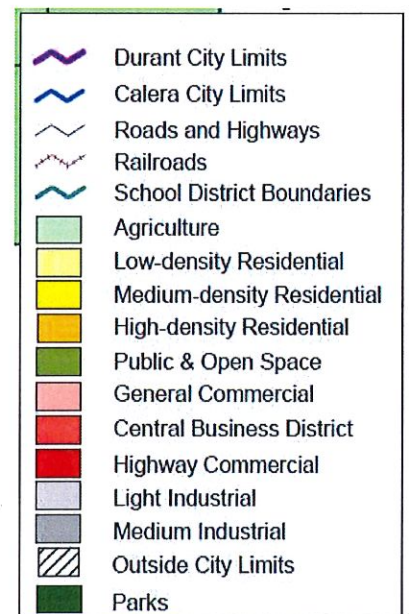
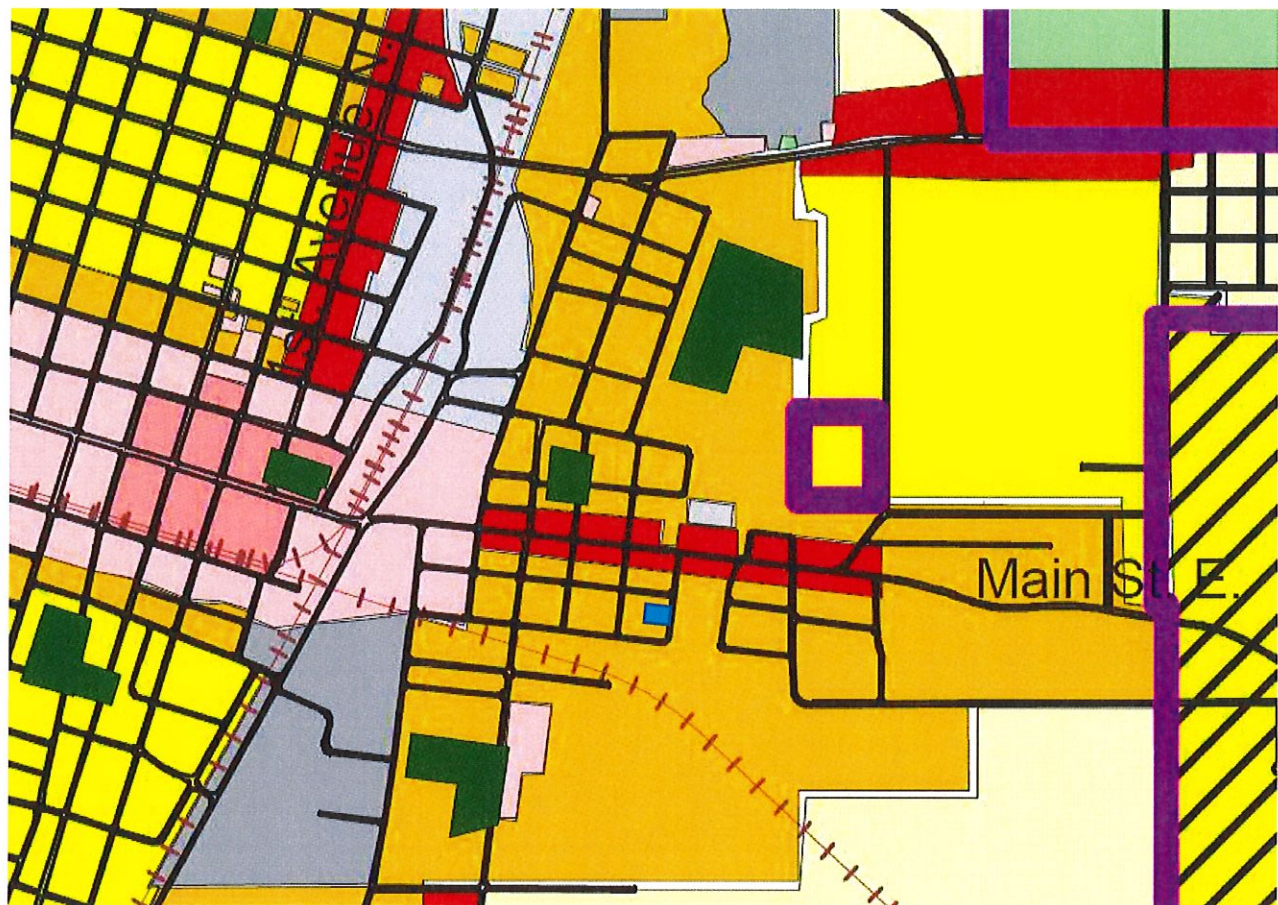
FURNISHED BY: DURANT ABSTRACT COMPANY

COMPLIMENTS OF: TITLE INSURANCE COMPANY OF MINNESOTA

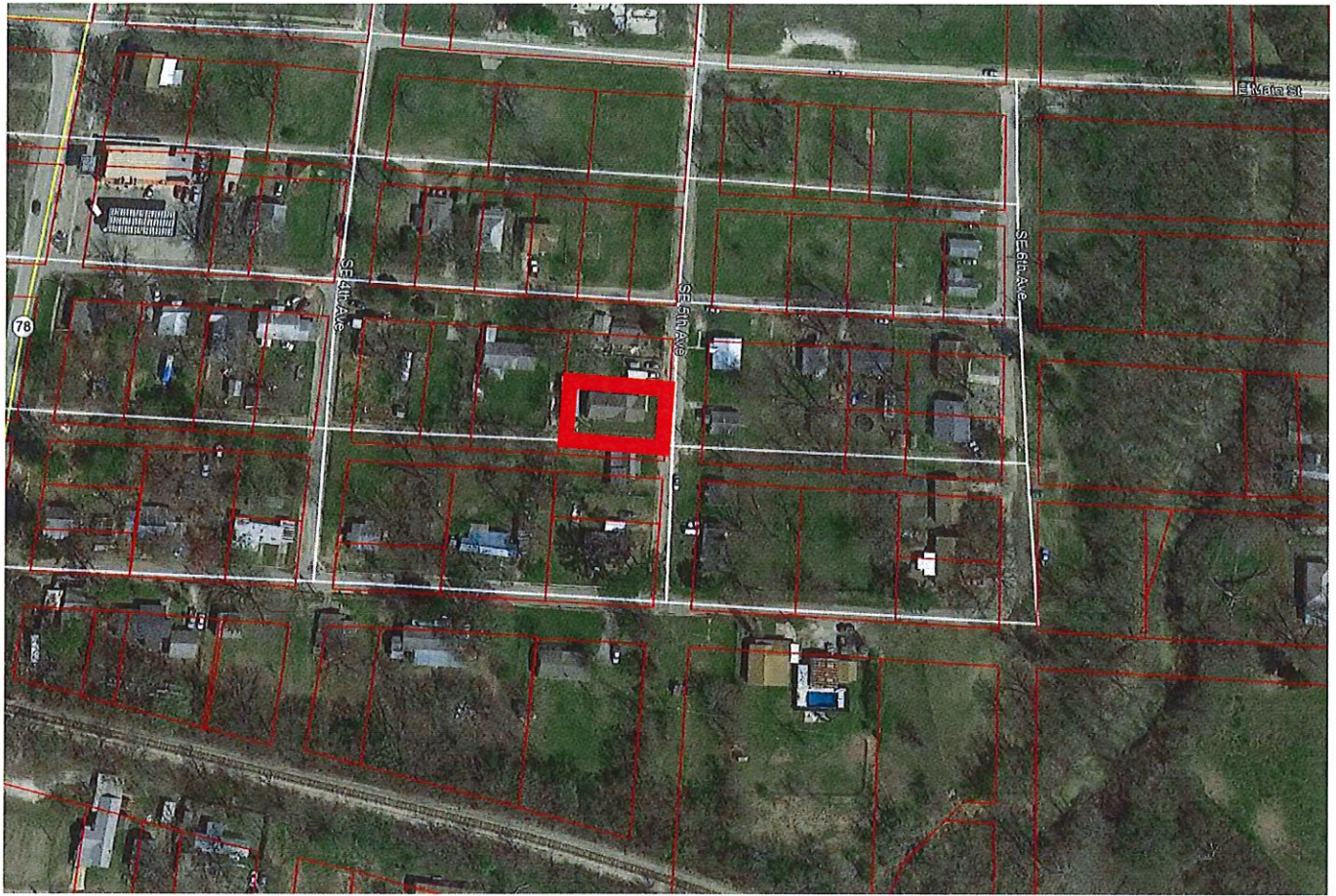
000249

[illegible]

Future Land Use Map



Aerial Photo



Zoning Map

Petition # 2020-03 - SE 5th Ave

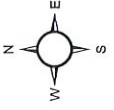
- A1 - Agriculture
- C0 - Professional & Business Office
- C1 - Convenient Commercial
- C2 - Highway Commercial
- C3 - General Commercial
- CBD - Central Business District
- H1 - Health Facilities
- I1 - Light Industrial
- I2 - Medium Industrial
- R1 - Single Family Residential
- R2 - Two Family Residential
- R3 - General Residential - Multi-Family

Use this map as a guide and not as definitive information. The information depicted by this map are provided for illustrative purposes only. Information such as property ownership, acreage, parcel boundaries, and other information is the property of the County Assessor's Office by the user. The burden for determining accuracy and/or correctness of information rest solely with the user. This map is provided "as is" with no warranties, expressed or implied.



City of Durant
Community Development

Printed: January 10, 2020



Zoning Map

Petition # 2020-03 - SE 5th Ave



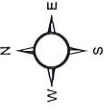
- | | |
|---|---|
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Use this map as a guide and not as definitive information. The information depicted by this map are provided for illustrative purposes only. Information such as (property ownership, acreage, property boundaries) are to be verified at the Bryan County Assessor's Office by the user. The burden for determining accuracy and/or correctness of information rest solely with the user. This map is provided as is with no warranties, expressed or implied.



City of Durant
Community Development

Printed: January 10, 2020



§ 157.023 R-3 GENERAL RESIDENTIAL DISTRICT.

This residential district is intended to provide for a complete range of density in population from low to fairly high. It is established as a district in which the principal uses of the land are for multi-family dwellings and similar higher density residential development. The intent is to encourage the development and the continued use of land for multi-family dwellings and to prohibit commercial and industrial uses or any other use which would substantially interfere with the development or continuation of multi-family dwellings in this district. It is further intended to discourage any use which would generate traffic which serves the multi-family dwelling or similar residential uses in this district and discourage any use which, because of its characteristics or size, would create additional requirements and costs for public services which are in excess of such requirements and costs if the district were developed solely for multi-family or other similar residential uses.

(`93 Code, § 12-210) (Ord. 1040, passed 4-12-83)

§ 157.031 USES PERMITTED IN DISTRICTS.

(A) (1) The uses permitted in the various districts are shown in division (C) of this section. The uses permitted in a more restricted district may be permitted in a less restricted district; provided, however, that the yard space and other requirements of the more restricted district shall apply. For purposes of applying this rule each district shown in the subsequent list shall be considered to be more restrictive than the one listed to the right.

(2) Adult-oriented establishments as defined by § [110.060](#) of this code shall not be located within any use district except as indicated on the table in this section.

(B) It is intended that these regulations be interpreted as permitting a dwelling unit to be located on the same lot with or within a structure used or intended to be used primarily for nonresidential purposes only upon individual review and approval by the Planning and Zoning Commission and the City Council.

(C) The City of Durant is hereby divided into 13 use districts. The most restrictive use district being R-1 and the least restrictive being I-2. The permitted uses of each use district in order of restriction are designated on the following graph as follows:

Permitted Uses	Special Provisions		Residential Districts					Commercial Districts					Industrial Districts		Other
	Special Conditions See §	Parking Spaces Required	A 1	R 1	R 2	R 3	R 4	C 0	C 1	C 2	C3	CBD	I1	I2	H1
Manufactured homes on existing lots	152.45	See § 157.032 District Regulation s	X	R	R	R	X								

§ 157.032 DISTRICT REGULATIONS.

No lot or yard shall be established in any district that does not meet the minimum requirements set forth in the following table. No building or structure shall be erected or enlarged to exceed these regulations, except as elsewhere provided in these regulations.

Zoning Districts	Lot Area Min.	Lot Width at Front Building Line (A)	Building Coverage (%)	Impervious Coverage (%)	Front (B)	Yards Min. Setback Side Interior		Exterior	Rear	Height Max.
						Adj. Res. District	Adj. Non-Res. District			
R-3 General Residential (F)	6,000 sq. ft. (Single-family dwellings)	50'	50%	None	25' incl. dbl. front.	5'C	5'C	15'	20'	35'
	8,000 sq. ft. + (Duplex and two-family dwellings)	70'	50%	None	25' incl. dbl. front.	5'C	5'C	15'	20'	35'
	8,000 sq. ft. + 1,200 sq. ft./unit over 2 (All other developments)	80'	50%	75%	25' incl. dbl. front.	15'C or 1'1/1' ht.	15'C or 1'1/1' ht.	15'	20'	35'

§ 152.45 SITING MANUFACTURED HOMES IN EXISTING (R-1, R-2, or R-3) RESIDENTIAL DISTRICTS.

(A) For the purposes of this subchapter the following terms shall have the meanings ascribed to them except where the context clearly indicates a different meaning:

ADJACENT. Shall include any property which is separated by only a street, alley, easement, or public way as well as any property which is physically attached to, or adjoining the subject property.

NEARBY. Shall be defined as and include any location within 300 feet of, or the nearest five residential structures in each direction from the proposed site—whichever is the shortest distance from the subject lot or property.

(B) A manufactured home may be installed in an R-2 or R-3 residential district upon approval of the Building Official provided that:

- (1) It is a "Class A Manufactured Home" as defined in [§ 152.01](#);

(2) A building permit is received prior to the installation of the manufactured home; and

(3) All of the standards and guidelines of this subchapter are met to the satisfaction of the Building Official.

(C) (1) Any class of manufactured home may be installed in any R-1, R-2, R-3, or R-4 Residential District upon fulfilling the requirements established in § 153.02, § 152.31(F), and also receiving the affirmative recommendation of the Planning Commission and approval of the City Council as outlined in § 153.03.

(2) Requirements of § 153.02 include minimum lot size, minimum set-backs, minimum utility connections, minimum parking spaces, receipt of appropriate building permit, and land ownership, home ownership, and residency by owner guidelines.

(3) Requirements of § 153.03 include appropriate application procedures, payment of fees, legal notification, minimum public hearings, and publication guidelines.

(Ord. 1287, passed 8-10-99)

§ 157.192 CONDITIONAL USE PERMITS.

(A) The following procedure is established to integrate properly the conditional uses with the other land uses located in the district. These uses shall be reviewed and authorized or rejected under the following procedure:

(1) An application shall be filed with the office of the City Planning Commission for review. Such application shall be in such form and content as the Planning Commission may by resolution establish;

(2) The Planning Commission shall within 45 days of the date of the application transmit to the City Council its report as to the effect of such proposed building or use upon the character of the neighborhood, traffic conditions, public utilities and other matters pertaining to the general welfare and the recommendation of the Planning Commission;

(3) The Planning Commission may recommend and the City Council may establish such conditions which in its judgment would carry out the purpose and intent of these regulations as a condition or conditions to the permitting of such conditional use. Thereupon the City Council may authorize or deny the issuance of a building permit for the use of land or buildings as requested;

(4) For each application for a conditional use permit, a fee as set by the City Council by motion or resolution shall be paid to the City Clerk-Treasurer. The cost of legal publication and required notices shall be the responsibility of the applicant, also each applicant shall submit an accurate legal description and map of the land and existing buildings. A certified abstractor's list of all owners of property located within 300 feet of subject property shall be submitted;

(5) The Planning Commission shall publish a notice of the public hearing in an official paper or a newspaper of general circulation in the city at least 15 days prior to the date of the public hearing giving the time and place of the public hearing and the proposed conditional use. Notice shall be mailed to all owners of property located within 300 feet of the subject property at least 20 days prior to the hearing;

(6) The City Council may make its approval of any conditional use permit subject to conditions when in its judgment compliance of the applicant to the conditions would diminish adverse impact of the desired use on surrounding uses. The conditions to be met shall be made an integral part of the City Council action authorizing the conditional use permit.

(B) The following are suggested permit conditions:

(1) The use is specifically identified and conforms to conditions listed in the zoning regulations;

(2) The proposed use is not injurious to the present use of the land nor prevents enjoyment of uses already permitted;

(3) The change should not impede normal or orderly development or improvement of surrounding property;

(4) Adequate utilities, access roads, drainage and other necessary facilities are provided;

(5) Sufficient off-street parking and loading spaces are available;

(6) The conditional use does not create a nuisance (odors, fumes, dust, noise and the like) in the area;

(7) If the use requires the applicant to obtain a license or permit from any other regulatory or governmental entity, such permit or license has been obtained;

(8) The permit is subject to periodic review and must be renewed as set out in these regulations. Any violation of the conditions results in automatic termination. If not used, conditional use permits are void after one year;

(9) The permit is not transferrable from one applicant to another, so that a change in possession of the property terminates a permit. Caveat: A new permit must be issued to any subsequent applicant who can satisfy the permit conditions;

(10) A permit or license fee may be charged in an amount which reflects the administrative costs of regulating the conditional use program.

('93 Code, § 12-297) (Ord. 1049, passed 10-11-83; Am. Ord. 1123, passed 3-8-88)

Deborah Segurson
38929-276th Ave SE
Enumclaw, WA 98022
dsegurson@msn.com

Durant Block 231 LT6
Parcel # A001-00-231-006-0-000-00

February 4, 2020

Danielle Barker
Community Development Director
Office of Community Development
300 West Evergreen
Durant, Ok 74701

As owners of Durant Block 231 LT6 we strongly oppose the placement of a mobile home
At 208 SE 5th St. Durant.

There are no other mobil homes in the area and adding one next to our lot will encourage
further mobil Homes to the neighbor hood. It's not fair to the neighbor hood to see the value of
their homes suffer due to an influx of mobil homes.

Thank you for contacting us on this matter,

A handwritten signature in cursive script, reading "Debbie Segurson", followed by a horizontal line extending to the right.

Debbie Segurson
on behalf of:
Pam Huggins
Toni Hugins

RESOLUTION # 2020-03

A RESOLUTION AUTHORIZING A CONDITIONAL USE PERMIT IN THE "R-3" GENERAL RESIDENTIAL DISTRICT FOR A PARCEL OF LAND LOCATED AT THE SOUTH 90 FEET OF LOT 1 IN BLOCK 230 IN THE CITY OF DURANT, COUNTY OF BRYAN, STATE OF OKLAHOMA, ACCORDING TO THE OFFICIAL PLAT AND SURVEY THEREOF ALSO KNOWN AS 208 SE 5th STREET

(Petition of Billy Putman)

WHEREAS, a Public Hearing was held before the Durant Planning Commission regarding the proposed Conditional Use Permit contained in this Resolution; and

WHEREAS, the Durant Planning Commission has determined that the proposed mobile/modular home is in general conformance with the goals of the Comprehensive Plan of the City of Durant if developed according to the conditions contained in the Resolution; and

WHEREAS, the Durant Planning Commission has determined that the proposed mobile/modular home satisfies the criteria for conditional uses as set forth in the Zoning Code of the City of Durant if developed to the conditions contained in this Resolution; and

WHEREAS, the Durant Planning Commission has determined that there is a reasonable and proportionate connection between the conditions contained in the Resolution and the findings of fact contained in the staff report on Petition # PC2020-03; and

WHEREAS, the Durant Planning Commission has recommended approval of the conditions contained in the Resolution; and

WHEREAS, the City Council has reviewed the recommendation of the Durant Planning Commission and has determined that the Conditional Use Permit is appropriate.

NOW THEREFOR BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DURANT, OKLAHOMA, AS FOLLOWS:

Section 1: A Conditional Use Permit is granted subject to all rules and regulations and to conditions set forth for the property described in Section 1 as follows:

- I. PERMITTED AND CONDITIONAL USES
 - a. Billy Putnam may be permitted to place a mobile/modular home at 208 SE 5th Street for the purpose of a residence to be lived in.
- II. SPECIFIC DEVELOPMENT REQUIREMENTS
 - a. Building Codes – The mobile/modular home shall meet the guidelines as stated in Title XV, Chapters 150, 152 and 153, Code of Ordinances.
 - b. Signage – Shall meet the guidelines as stated in Chapter 159, Code of Ordinances.
 - c. Trash and Weeds – The area shall meet the requirements of §95.31, Trash and Weeds, Unlawful.
 - d. Parking – Shall meet all parking requirements for off-street parking as stated in Chapter 157, Code of Ordinances.
 - e. Lighting – Shall meet and follow the guidelines as stated in Chapter 157, Code of Ordinances.
 - f. Fire Lanes and all Life Safety – As approved by the City of Durant Fire Marshal.

III. MISCELLANEOUS

- a. All applicable licenses and permits from other governmental and regulatory agencies must be obtained and kept current.

IV. LIMITATIONS

- a. The continuation of the use permitted by the resolution shall be dependent upon the conditions established under the permit and this section. In the event of a change of conditions or noncompliance with conditions, the City Council shall have the authority to revoke the Conditional Use Permit after affording the owner/operator the right to be heard.
- b. In the event of a disagreement between any owner/operator and the Director of Community Development as to whether the use of the site meets the criteria or conditions set forth in the resolution, such disagreement shall be submitted to the Planning Commission for recommendation to the City Council, which shall make the decision on such disagreement, provided the owner/operator shall have the right to appeal such decision pursuant to Chapter 158 of the City of Durant Code of Ordinances and to pursuant to any other available legal or equitable remedy.

Section 3: This Resolution shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED this 10th day of March 2020.

ODEN GRUBE, MAYOR
CITY OF DURANT, OKLAHOMA

ATTEST:

CYNTHIA PRICE
CITY CLERK

**Minutes of the Durant Municipal Planning Commission Meeting of Tuesday,
February 18, 2020 Roscoe J. Hatfield, City Council Chambers, Durant City Hall**

CALL TO ORDER:

Planning Commission Chair Kevin Keener called the meeting to order at 5:32p.m.

INVOCATION:

Planning Commission member Drew Jackson offered the invocation.

Roll Call:

Planning Commission Members:

Present: Horner, Kerr, Keener, Jackson, Knight

Absent:

1. CONSIDERATION APPROVAL OF MINUTES

- Planning Commission Meeting of January 21, 2020

Motion was made by Commission Member Knight and seconded by Commission Member Horner to approve the minutes of January 21, 2020 as presented

Motion carried by the following vote:

Aye: Horner, Kerr, Keener, Jackson, Knight

Nay:

Abstain

2. CONSIDERATION PC2020-03

Danielle Barker reviewed with the Planning Commission members stating that this property is currently zoned R-3 and placing a mobile home is restricted in that zone and that is why the CUP is needed. There are currently no structures on the property. He lost his home to a fire. It is primarily R-3 and there are a few commercial around. The future land use calls for this area to be residential. I do not see that area changing much. There was one letter of protest. They felt like it would encourage other mobile homes. But that is all that the staff received

K. Keener: Definition of Class A for a manufactured home, does it require a certain type of siding?

D. Barker: I'm not sure let me check. I think it's more of the design of it.

C. Horner: What is the age limit on homes?

D. Barker: It has certain guidelines it goes by and has to follow the ordinances.

C. Horner: Are there any other similar structures homes in the area?

D. Barker: No I did not see any but I did see a pre-fab home that could possibly meet the definition of mobile home.

K. Keener: It looked like there was a double wide a block away. In a class "A" it has a HUD seal and has to be 10 years old or newer. I don't think we approve anything over 10 years old. If it's okay can we hear from the applicant?

B. Putman: I have lived on the property for 30 plus years. I lost the house in November of last year; a little over a year ago. There is a double wide adjacent to the railroad tracks. The home I have picked out and in contract is by Clayton homes in Denison and is a 3 bedroom. It is brand

new straight from the factory it has vinyl siding that looks like hard wood. I'm 66 and it's going to be my retirement home.

K. Keener: Is it a double or single wide?

B. Putman: Double

D. Jackson: Do you own any other property in the area?

B. Putman: Yes

D. Jackson: Do you have any plans to bring in any other mobile homes?

B. Putman: No sir

K. Keener: The home that you have under contract is it new?

B. Putman: Yes

D. Barker: So it has to meet today's codes. The building inspector will make sure it does. In a Class A it is no older than 10 years old.

D. Jackson: Who inspects and makes sure its meets all the codes?

D. Barker: Our city inspector

D. Jackson: Will he be onsite for delivery?

D. Barker: I'm not sure if he will or not.

K. Keener: Is there a specific requirement for skirting? Masonry type?

B. Putman: Masonry or wood.

S. Knight: Is there a reason you are not going for a traditional home?

B. Putman: I can't afford to build for what I can get this for.

D. Barker: It does require skirting to be moisture resistant not reflective metal or any type of reflective material.

K. Keener: Any one in opposition, or any other questions?

S. Knight: Are all placements for manufactured homes under a CUP? Are there any zoning classifications for manufactured homes?

D. Barker: Yes in A-1 and A-4 can be allowed out right. R-1, R-2 and R-3 have to have a CUP.

D. Jackson: With a CUP does there need to be specific language added in the motion?

D. Barker: Only if there is something you want to add.

K. Keener: Does it have to be a class A?

D. Barker: It is not specifically stated it has to be. There are several different definitions on classes for mobile homes.

D. Jackson: Does class A classify skirting?

D. Barker: The ordinance for skirting has to be followed for all classes of mobile home.

K. Keener: You can add approval of class A 10 year max in specific in the approval motion.

D. Jackson: Any suggestions on skirting requirements?

S. Knight: Since we have a facade ordinance does skirting fall in that? And he can't purchase a skirt that looks like rock but is metal?

D. Barker: Not sure

K. Keener: Skirting is outside of the facade ordinance.

D. Barker: It has requirements of what it can be.

D. Jackson: Is there any else that we need to further do to restrict skirting?

S. Knight: The elephant in the room is do we want to start allowing mobile homes in city limits? I'm not sure I see the hardship to allow them. I'm just not sure the skirting will change my mind.

K. Keener: I just want to let you know whatever our vote is just a recommendation to council but council makes the final decision.

D. Jackson: Is there any other vacant lots that would allow mobile homes?

D. Barker: Quite a bit

C. Horner: There are at least 30 lots vacant.

D. Jackson: Do we know the number of mobile homes in that area?

S. Knight: Is our future land use map in here or did I miss it?

D. Barker: It is high density residential.

K. Keener: The lot sizes are small so it would more than likely be low density.

W. Kerr: So the CUP can't go anywhere and it can't be changed. If it was a different area then it would be different. In my opinion it would make the area better. I have no problem with the project. I'm extremely concerned with the fact that with that area you want new homes. But on that side of town it has economic challenges and it is unfair to request only brand new homes.

K. Keener: The property ownership on that side is that there are several who own multiple lots. No one owns a huge chunk. So for it to be developed you would have to have someone purchase a majority of it.

S. Knight: If Putman decides he wants to move does he have to move his home too? And if someone comes in and buys it would they have to come to us and get a new CUP?

W. Kerr: The next person has to come back if he sells it.

Motion was made by Commission Member Jackson and seconded by Commission Member Kerr to Approve this request as presented with restriction of Class A mobile home.

Motion carried by the following vote:

Aye: Kerr, Keener, Jackson

Nay: Horner, Knight

Abstain:

2. CONSIDERATION PC2020-04

Danielle Barker reviewed with the Planning Commission members stating that this property is currently R-3 but one small piece of the property is not R-3 which is on the eastern edge and that is the reason for the rezone of that certain piece. This is for the Choctaw Nation Housing Authority. There will be a total of 20 lots each lot will have a single family home on the lot. The road will be public and have a secondary access due to the cul-de- sac. The little segment that needs to be rezoned is technically owned by Choctaw nation and the rest is the housing authority. The future land use map calls for high density residential area. They did look into not including that small piece but since they have to have a minimum of 20 lots they needed it. The lots will meet the standards as well.

W. Barker: The units will be 1 bedroom. We did not want these units connected to our other units.

S. Knight: There's not a house on the cul de sac?

W. Barker: No there is not. We had to stretch it out a bit.

S. Knight: No one would like to go against or protest?

D. Barker: We did not receive any protest letters.

K. Keener: It meets the requirements.

Motion made by Commission Member Knight and seconded by Commission Member Horner to approve this rezoning request as presented

Motion carried by the following vote:

Aye: Horner, Kerr, Keener, Jackson, Knight

Nay:

Abstain:

Motion made by Commission Member Knight and seconded by Commission Member Horner to approve this plat request as presented

Motion carried by the following vote:

Aye: Horner, Kerr, Keener, Jackson, Knight

Nay:

Abstain:

OLD BUSINESS:

NEW BUSINESS:

D. Barker: The past January meeting for council Judy Ball wrote a letter and had her case pulled on the duplex. She is building a SFR home. They approved the request for the church. I did get behind on the Comp plan but hope to be finishing it up soon.

ADJOURNMENT:

Motion made by Commission Member Horner and seconded by Commission Member Jackson to adjourn.

Motion Carried by the following vote:

Aye: Horner, Kerr, Keener, Jackson, Knight

Nay:

The meeting was adjourned at 6:10 p.m.

CUP Request to place mobile home on 208 SE 5th

Durant City Council March 10, 2020

Property Details

- Current Zoning: R-3
- Surrounding Zoning: North/East/West/South: R-3
- Total Lot Area: ~0.23 Acre (10,092 sq. ft.)
- Existing Structure: Vacant
- Proposed Structure: Modular Double Wide

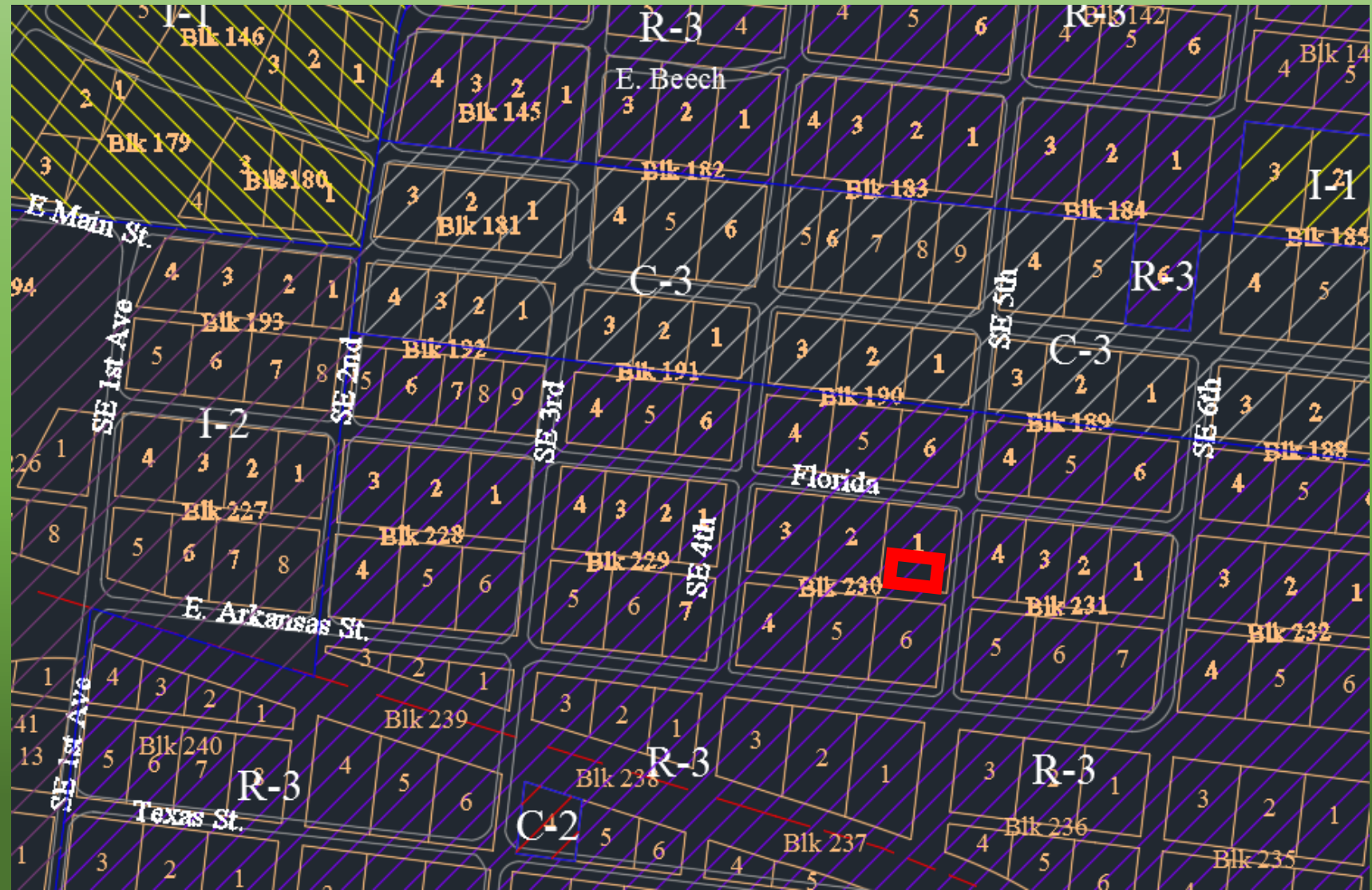
Ordinances

- **§ 157.031 Uses Permitted in Districts**
- Manufactured homes on existing lots listed as Restricted Use in R-3

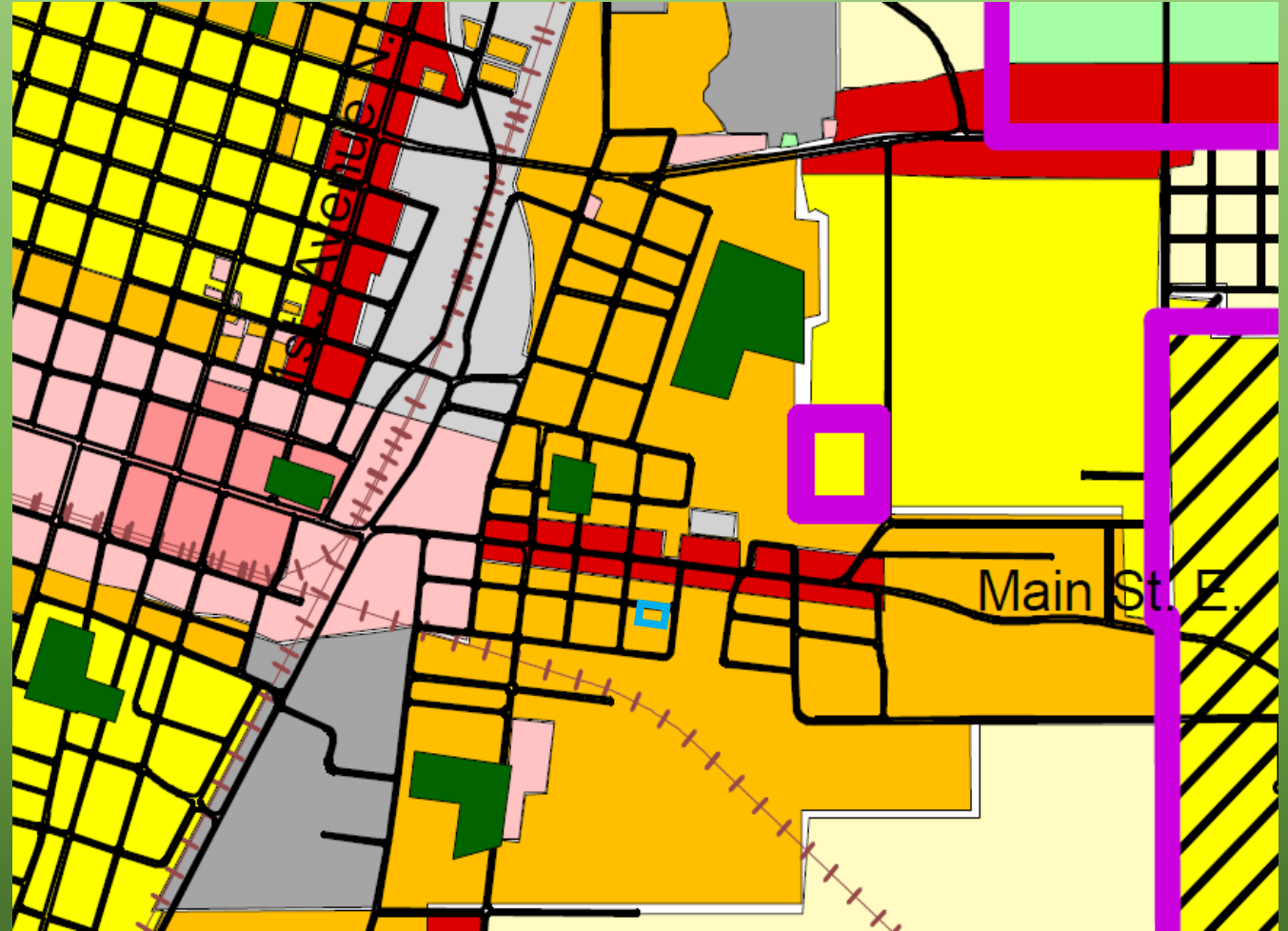
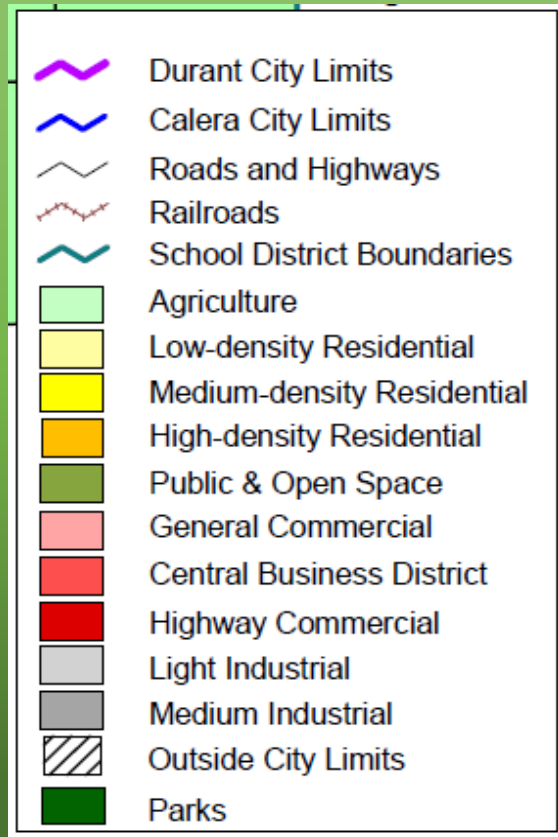
Ordinances

- **§ 157.192 Conditional Use Permits**
- Suggested permit conditions:
 - Use specifically identified and conforms to conditions listed in zoning regulations
 - Proposed use is not injurious to the present use of land nor prevents enjoyment of uses already permitted
 - Change should not impede normal or orderly development or improvement of surrounding property
 - Adequate utilities, access roads, drainage and other necessary facilities are provided
 - Sufficient off-street parking and loading spaces are available.
 - Conditional use does not create a nuisance in the area
 - Must acquire any necessary permit

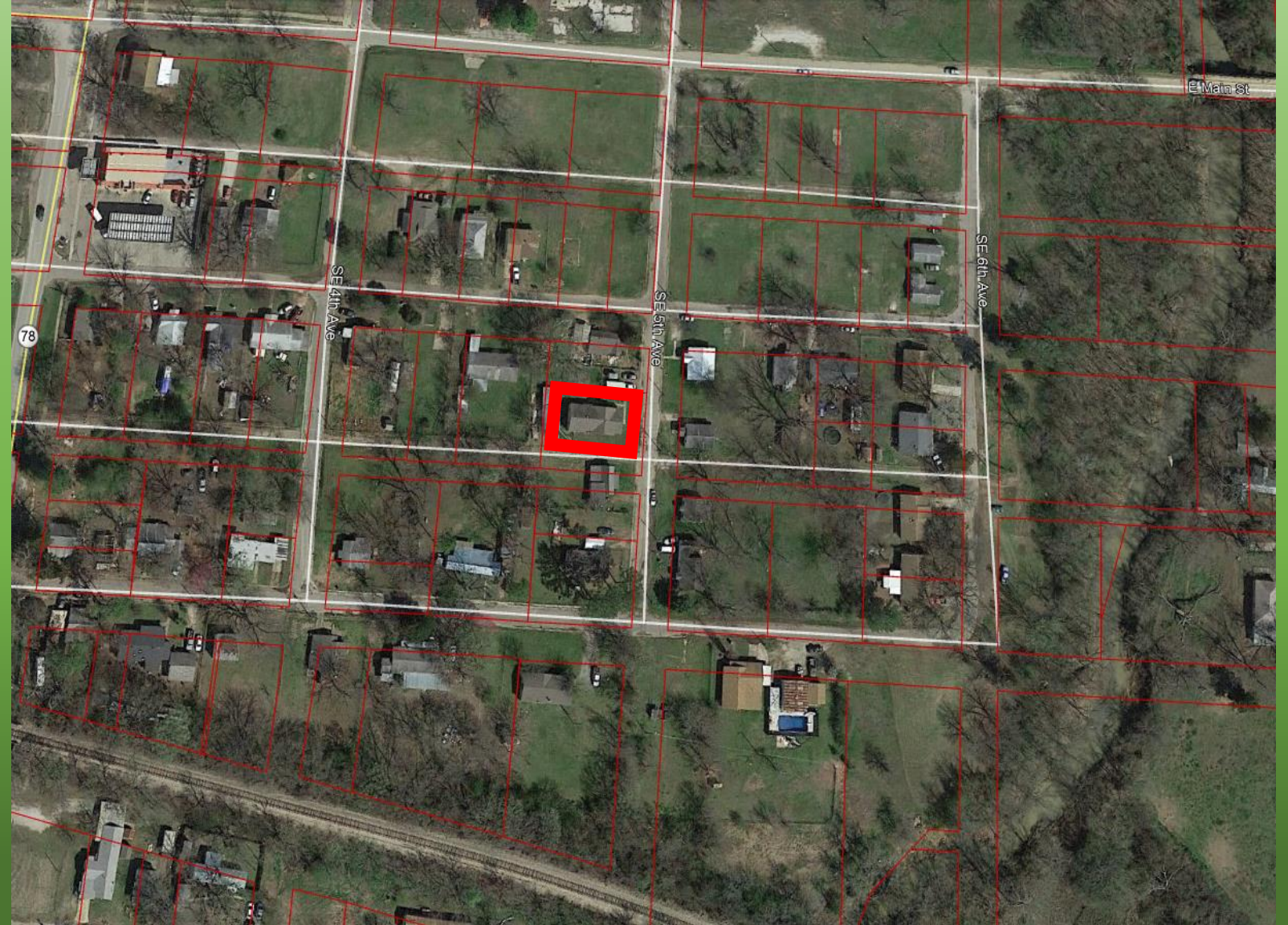
Zoning Map



Future Land Use Map



Aerial Photo



Letter of Protest

- Staff has received one letter of protest. The concern revolves around should the CUP be approved this would encourage other mobile homes to be placed in the area.

Planning Commission Recommendation

- The Planning Commission had a split vote (3-2) to recommend approval for the CUP to place a mobile home to be placed at 208 SE 5th.
- The only additional condition that was recommended was that the mobile home would be a Class A Mobile Home.



The City of Durant

Office of Community Development

Memorandum

Date: 2/25/2020
To: Mayor and City Council
From: Danielle Barker, Community Development Director
Re: Consideration PC2020-04: Approval of Ordinance 1895 - Rezoning from R-1 to R-3 and the Approval of the Preliminary Plat for property located East of Cale Switch Rd and South of Choctaw Rd.

Request: Consider a request from The Housing Authority of Choctaw Nation of Oklahoma, for a Rezoning and Preliminary Plat Request located South of Choctaw Rd and East of Cale Switch Rd.

Current Zoning: R-3 – General Residential for the western majority / R-1 – Single Family Residential for the furthest East Section of the development.

Requested Zoning: R-3 General Residential

Surrounding Properties:

Direction	Zoning	Use
North	R-3	Single Family Uses
East	R-1	Vacant Property
South	A-1	Single Family Uses

Applicant: The Housing Authority of Choctaw Nation of Oklahoma

Background: Applicants approached staff regarding filing for a rezoning and preliminary plat for a housing development that will contain twenty lots. The applicant stated that this area will contain 20 single family homes that will have their own driveways. This development will also contain sidewalks that will be in the front of the properties.

Notifications have been made to the surrounding property owners and at the time of this report no letters or phone calls have been received by staff.

Analysis: The subject property is approximately 5 acres in total, and is planned to be divided into 20 lots. The applicant is planning to have a single-family home per lot with a driveway. Sidewalks are planned to be throughout the neighborhood. The development plans call for this area to be a cul-de-sac with a secondary access road. This secondary access road is required because of the length of the cul-de-sac. Fire Code and City Ordinances require the length to not exceed 500 feet without a secondary entrance/exit. Drainage is planned to occur with the existing retention pond. The water will be in Rural Water District 5 and sewer would

be through Choctaw Nation and an existing lift station that is nearby.

The development has a segment that goes across an existing lot line. This segment will be transferred over to the Housing Authority from the Choctaw Nation, if that has not already been completed. The rezoning request is for this segment, which is the far Eastern edge of the development. The enclosed letter states that the entire development will be conveyed over to the Housing Authority.

The current Land Use Map has this area as high-density residential; therefore, this request is generally in compliance with the Comprehensive Plan.

Planning Commission Recommendation: The Planning Commission recommended approval of the rezoning and preliminary plat request as presented.

Required Action: Hold a public hearing and approve or deny the Rezoning and Preliminary Plat request for the location South of Choctaw Road and East of Cale Switch Road. Any specific conditions imposed by the Commission should be read into any approval motion.

Council Information / Action Requested

To Approve or Deny

City Staff Information / Action Follow-up, if Council authorizes this action:

GIS to update City Maps
Com Dev to notify applicant
City Clerk for Ordinance

ATTACHMENTS:

Description	Type	Upload Date
PC2020-04	Cover Memo	3/4/2020
PowerPoint for Rezoning and Preliminary Plat on Cale Switch	Cover Memo	3/3/2020

REZONING APPLICATION

Petition # PC 2020-04
 Fee \$ 300 -

APPLICANT INFORMATION

Point of Contact: Danny Khoury

Name: <u>The Housing Authority of Choctaw Nation of Oklahoma</u>	Email: <u>dkhoury@barkerengineers.com</u>	Phone #1 <u>580-931-9045</u>
Mailing Address: <u>P.O. Box G</u>		Phone #2
City: <u>Hugo</u>	State: <u>Oklahoma</u>	Zip: <u>74743</u>
Applicant's Interest in Property: <u>Owner / User</u>		Fax #

☐ Please use attached addendum if there is more than one applicant.

Physical Address of Rezoning Request:			
☐ Platted ☒ Un-Platted	Subdivision <u>N/A</u>	Lot <u>N/A</u>	Block <u>N/A</u>
Legal Description: <u>The South 270 ft of the West 818 ft of the S/2 NW/4 of Section 13, Township 7 South, Range 8 East of the Indian Base and Meridian, Bryan County, Oklahoma.</u>			
☐ Deed Attached (required) If applicant is not owner listed on deed, owner consent must be included.			

Request Rezoning From: <u>A-1 Agriculture</u>	Request Rezoning To: <u>R-3 General Residential</u>		
Present Use: <u>A-1 / Pasture</u>	Proposed Use: <u>R-3 General Residential</u>		
Parcel Width: <u>270 Feet</u>	Parcel Length: <u>818 Feet</u>	Acres: <u>5.07</u>	Street/Road Frontage: <u>270 Feet</u>
☐ City Water (If City Water will be extended or improvements will be made, please explain: <u>Bryan County Rural Water District #5</u> <u>Proposed water line extension will be designed with all new connections with coordination with RWD#5 and including the required permits to ODEQ</u>			
☒ Durant City Sewer (If City Sewer will be extended or improvements will be made, please explain: <u>Proposed sewer line extension will be designed with coordination with the City of Durant and including the required permits to ODEQ.</u>			
☐ Private Water ☐ Private Sewer			
Is Property in the Floodplain? <u>NO</u>	Is property in the Airport Zone. <u>NO</u>		

The applicant has prepared this application and supporting documentation and certifies that the facts stated herein and exhibits attached hereto are true and correct.

[Signature] Signature of Applicant 1-8-2020 Date

Office Use Only

Date Filed <u>1-22-20</u> <u>DS</u>	Date Payment Received <u>1-22-20</u> <u>DS</u>	Notification Mailed Date Initial	Comments
Initial	Initial	Initial	Initial
Proof of Publication Received Date Initial	Property Posting Verified Date Initial	Comprehensive Plan Recommendations	
Staff Recommendation ☐ Approve ☐ Deny	PC Recommendation ☐ Approve ☐ Deny	City Council Action ☐ Approve ☐ Deny	Ordinance #

REZONING SUPPORTING INFORMATION

1. List the changed or changing conditions in the area or in the City which makes this zone change necessary.
The need for additional residential housing.

2. Indicate whether or not this zone change is in accordance with the Comprehensive Plan. If it is not, explain why the Plan is incorrect.

Yes

3. List any other reasons to support this zone change.

Subdivision/Plat Application

Preliminary Plat: ☒
Final Plat: ☐

Petition # PC2020-04
Fee \$ 0
Expedited Fee \$ _____

APPLICANT INFORMATION Point of Contact: Danny Khoury

Name: <u>The Housing Authority of Choctaw Nation of Oklahoma</u>	Email: <u>dkhoury@barkerengineers.com</u>	Phone #1 <u>580-931-9045</u>
Mailing Address: <u>580-931-9045</u>		Phone #2
City: <u>Hugo</u>	State: <u>Oklahoma</u>	Zip: <u>74743</u>
Applicant's Interest in Property: <u>Owner / User</u>		Fax #

SURVEYOR INFORMATION

Name: <u>Brian S. Krohn</u>	Email: <u>brian@krohnsurveying.com</u>	Phone #1 <u>580-490-2422</u>
Mailing Address: <u>P.O. Box 146</u>		Phone #2
City: <u>Lone Grove</u>	State: <u>Oklahoma</u>	Zip: <u>73443</u>
Surveyor Oklahoma License Number: <u>1796</u>		Fax #

ENGINEER INFORMATION

Name: <u>H. Wayne Barker P.E.</u>	Email: <u>wbarker@barkerengineers.com</u>	Phone #1 <u>580-931-9045</u>
Mailing Address: <u>3902 University Blvd.</u>		Phone #2
City: <u>Durant</u>	State: <u>OK</u>	Zip: <u>74701</u>
Engineer Oklahoma License Number: <u>18513</u>		Fax #

LAND INFORMATION

Legal Description: <u>The South 270 ft of the West 818 ft of the S/2 NW/4 of Section 13, Township 7 South, Range 8 East of the Indian Base and Meridian, Bryan County, Oklahoma.</u>	Parcel Number: <u>N/A</u>
Proposed Subdivision Name:	Current Zone: <u>A - 1</u>
Proposed Use: <u>General Residential</u>	Proposed Zone: <u>R - 3</u>
Current Property Owner's Name: <u>The Housing Authority of Choctaw Nation of Oklahoma</u>	

The applicant has prepared this application and supporting documentation and certifies that the facts stated herein and exhibits attached hereto are true and correct.

Applicant: [Signature] Date: 1-8-2020

Office Use Only

Date Filed <u>1-22-20</u> <u>[Signature]</u>	Date Payment Received <u>1-22-20</u> <u>[Signature]</u>	Notification Mailed Date Initial	Comments
Proof of Publication Received Date Initial		Property Posting Verified Date Initial	Comprehensive Plan Recommendations
Staff Recommendation ___ Approve ___ Deny	PC Recommendation ___ Approve ___ Deny	City Council Action ___ Approve ___ Deny	Ordinance #

APPLICATION WILL NOT BE CONSIDERED COMPLETE WITHOUT THE FOLLOWING
INFORMATION ADDRESSED:

Please describe the nature and operating characteristics of the proposed use:

Residential Housing

STATE HOW THE FOLLOWING ISSUES WILL BE ADDRESSED:

1. Parking:

Attached parking at every individual house.

2. Screening of offensive areas (trash, loading areas, transformers, utility connections, detention ponds, etc.).

N/A

3. Traffic Impacts:

Vehicle access to property is from Cale Switch Road.

4. Protection of Neighborhoods:

What licenses and permits (if any) are required for this proposed use?

Please list or describe any other reasons to support this Subdivision/Final Plat Application.

§ 157.023 R-3 GENERAL RESIDENTIAL DISTRICT.

This residential district is intended to provide for a complete range of density in population from low to fairly high. It is established as a district in which the principal uses of the land are for multi-family dwellings and similar higher density residential development. The intent is to encourage the development and the continued use of land for multi-family dwellings and to prohibit commercial and industrial uses or any other use which would substantially interfere with the development or continuation of multi-family dwellings in this district. It is further intended to discourage any use which would generate traffic which serves the multi-family dwelling or similar residential uses in this district and discourage any use which, because of its characteristics or size, would create additional requirements and costs for public services which are in excess of such requirements and costs if the district were developed solely for multi-family or other similar residential uses.

(`93 Code, § 12-210) (Ord. 1040, passed 4-12-83)

§ 157.032 DISTRICT REGULATIONS.

No lot or yard shall be established in any district that does not meet the minimum requirements set forth in the following table. No building or structure shall be erected or enlarged to exceed these regulations, except as elsewhere provided in these regulations.

Zoning Districts	Lot Area Min.	Lot Width at Front Building Line (A)	Building Coverage (%)	Impervious Coverage (%)	Front (B)	Yards Min. Setback Side Interior		Exterior	Rear	Height Max.
						Adj. Res. District	Adj. Non-Res. District			
R-3 General Residential (F)	6,000 sq. ft. (Single-family dwellings)	50'	50%	None	25' incl. dbl. front.	5'C	5'C	15'	20'	35'
	8,000 sq. ft. + (Duplex and two-family dwellings)	70'	50%	None	25' incl. dbl. front.	5'C	5'C	15'	20'	35'
	8,000 sq. ft. + 1,200 sq. ft./unit over 2 (All other developments)	80'	50%	75%	25' incl. dbl. front.	15'C or 1'1" ht.	15'C or 1'1" ht.	15'	20'	35'

§ 156.043 PRELIMINARY PLAT.

(A) Purpose. The purpose of the preliminary plat is to provide an interim step in the procedure at which point the subdivider shall present drawings of the detail features of the subdivision. It is at this point that the items discussed at the sketch plat stage and as set down herein are prepared in a form from which determinations can be made as to the technical workability of the development proposal.

(B) After the Planning Commission has approved the sketch plat, the subdivider may proceed with the preparation of the preliminary plat. After the subdivider has prepared the preliminary plat, he or she may take either of the following actions:

(1) He or she may present the preliminary plat and preliminary plat checklist to the Planning Commission and obtain approval thereof before proceeding with preparation of the improvement plans; or

(2) He or she may present the improvement plans and improvement plans checklist to the Planning Commission at the time the preliminary plat and preliminary plat checklist are presented.

(C) Whenever the subdivider presents to the Planning Commission a preliminary plat and preliminary plat checklist, without improvement plans, the Planning Commission may conditionally approve the preliminary plat, subject to Planning Commission approval of the improvement plans within six months following the preliminary plat conditional approval.

(D) After review of the preliminary plat, the Planning Commission shall, within 60 days of its submission, approve, conditionally approve or reject the plat. The subdivider shall be notified in writing of this action, together with any conditions of approval or the reasons for rejection.

(E) Whenever the subdivider presents to the Planning Commission the preliminary plat, preliminary plat checklist, improvement plans and improvement plans checklist and the Planning Commission finds that the plat and improvement plans meet all the requirements of these regulations, it shall approve the preliminary plat and improvement plans by placing a certificate of approval upon each copy of the plat and plans. Such certificate of approval shall bear the signature of the Chairperson and Secretary of the Planning Commission and shall provide that the approval given thereby does not constitute approval for purposes of recording.

(F) Approval of the preliminary plat shall not in all cases entitle the subdivider to approval of the final plat. Upon preliminary approval, if any conditions arise which would cause the preliminary plat to become unsatisfactory due to health, safety or welfare of the community, the Planning Commission shall recommend that the final plat be rejected.

(G) Application procedure and requirements. On forms approved by the city, the applicant shall file for approval of a preliminary plat, which conforms substantially with the sketch plat (if required) or alternate plan submitted by the applicant. The plat shall be prepared by or under the supervision of a registered public surveyor in the State of

Oklahoma and shall bear his or her seal, signature and date on each sheet. The payment of all applicable fees shall be required at the time of submission.

(1) *General application requirement.* Copies of the proposed preliminary plat shall be at a scale of one inch equals 100 feet or larger and in a form substantially as follows:

(a) The boundary lines with accurate distances and bearings and the exact location and width of all existing or recorded streets intersecting the boundary of the tract.

(b) True bearings and distances to the nearest established street lines and monuments, which shall be accurately described on the plat.

(c) Specific tree survey.

(d) The exact layout including:

1. Proposed street names. Street names must be submitted to the Community Development Department for approval in accordance with the city's guidelines for naming streets. The Community Development Department will maintain an index of street names which will contain these guidelines. Street names and subdivision names are fixed at the time of approval of the preliminary plat. A fee, as set by the City Council by motion or resolution, will be charged to change street names and subdivision names after approval of the preliminary plat.

2. The length of all arcs, radii, internal angles, points of curvature, length, and bearings of the tangents.

3. All easements for rights-of-way provided for public services or utilities and any limitations of the easements.

4. All lot numbers and lines with accurate dimensions in feet and hundredths of feet and with bearings and angles to street and alley lines.

5. The location of the centerline of creeks or drainage ways should be tied with accurate dimensions in feet and hundredths of feet with bearings and angles. No unplatted remainder will be allowed between property boundaries and centerlines of creeks.

(e) The accurate location, material, and size of all monuments approved by the City Engineer. Horizontal and vertical control data shall be established for a minimum of two corners of the subdivision or addition. One inch iron rods shall be set at all block corners, angle points, points of corners, and points of tangents. One-half inch iron rods shall be set at all other lot corners.

(f) The accurate outline of all property which is offered for dedication for public use with the purpose indicated thereon, and of all property that may be reserved by deed covenant for the common use of the property owners in the subdivision or addition.

(g) Building setback lines for residential properties.

(h) Special restrictions including, but not limited to, drainage and floodway, fire lanes, and screening.

(i) Proposed name of the subdivision or addition. The name shall not duplicate, be the same in spelling or alike in pronunciation with any other recorded subdivision.

(j) Names of adjacent subdivisions.

(k) Name and address of the property owner, the owner's surveyor, and the owner's engineer.

(l) North point, scale, and date.

(m) Legal description according to the real estate records maintained by the County Clerk's office and area calculations.

(n) Location by section, town, range, township, county and state.

(o) Additional documents necessary for dedication or conveyance of easements or rights-of-way, as required by the city. The city may, in some instances, require the conveyance of fee simple title for certain rights-of-way.

(p) Entry easements to allow city inspectors to enter the property being platted for the purpose of inspecting the construction of the public improvements.

(q) Important features such as existing permanent buildings:

1. Large trees and water courses;

2. Parks and other public lands;

3. Railway lines;

4. Existing public easements;

5. Oil and gas lines or wells as shown on the records of the Oklahoma Corporation Commission (including abandoned or gas or oil wells and dry holes which remain unplugged).

6. Existing utilities including sewer, water mains, culverts and other underground structures within the tract or immediately adjacent thereto, showing pipe sizes and grades indicates;

7. Contours at intervals of two feet which are referenced to USGS data; and

8. Any other relevant feature necessary for a full and complete understanding of the proposed subdivision.

(r) Title of document and a vicinity sketch drawn to a scale of a maximum of 2,000 feet to the inch.

(s) Copies of any private restrictions to be included in the deeds shall be attached to the preliminary plat.

(t) Regulatory flood boundaries, and the ten-year flood boundaries.

(2) *Other required documents and information to be filed with preliminary plat.*

- (a) Proposed covenants and deed restrictions, if any.
- (b) Source of water supply.
- (c) Provisions for sewage disposal.
- (d) Construction plans.

(3) *Standards for approval.* No preliminary plat shall be approved by the Planning Commission or by the City Council unless the following standards have been met:

(a) The plat substantially conforms with the approved sketch plat or other study as provided in these regulations.

(b) The construction plans have been reviewed by the City Engineer.

(c) Provision for installation and dedication of public improvements has been made.

(d) The plat conforms to applicable zoning and other regulations.

(e) The plat meets all other requirements of these regulations.

(4) *Timing of public improvements.*

(a) 1. The Planning Commission may require that all public improvements be installed, offered for dedication, and ready for acceptance by the city prior to the signing of the final plat by the Chairman of the Planning Commission.

2. The Planning Commission may permit or require the deferral of the construction of public improvements if in its judgment, deferring the construction would not result in any harm to the public, or offer significant advantage in coordinating the site's development with adjacent properties and off-site public improvements. Any required public improvement(s) approved for deferred construction must be provided for as required prior to the approval of the final plat.

(b) If the Planning Commission does not require that all public improvements be installed, offered for dedication and accepted by the city prior to signing of the final plat by the Chairman, it shall require that the applicant execute an improvement agreement and provide security for the agreement as provided in those regulations.

(c) This procedure shall also apply to the approval of a final plat if the preliminary plat is omitted.

(5) *Approval procedure.* After review of the preliminary plat, the report and recommendations of the Community Development Director concerning the land study and the application, the report and recommendation of the City Engineer on the construction plans, and any exhibits submitted at a public meeting, the applicant shall be advised of any required changes and/or additions. The Planning Commission shall approve or disapprove the preliminary plat. One copy of the proposed preliminary plat shall be returned to the owner with the date of approval, conditional approval or

disapproval and the reasons therefor accompanying the plat if the Planning Commission disapproves the proposed preliminary plat, the applicant may execute an appeal in the manner prescribed in these regulations.

(6) *Effect of approval.* Approval of a preliminary plat by the Planning Commission constitutes authorization for the City Engineer to release construction plans subject to his or her final approval and for the City Engineer to authorize for the property owner to commence grading of the site and construction of such public improvements as are required by the Planning Commission. Approval of a preliminary plat also authorizes the property owner, upon fulfillment of all requirements and conditions of approval, to submit for approval an application for final plat approval. Upon release of the construction plans, the City Engineer may, upon request of the applicant, issue a certificate indicating the construction plans have been released and construction of the improvement is thereafter authorized. Additional certificates may be issued by the City Engineer authorizing the construction of private utilities on a phased schedule. The certificate shall read as follows:

"The preliminary plat for (insert name of the subdivision or addition) as approved by the City of Durant Planning Commission on (insert date of approval) is authorized for use with engineering plans for the construction of public improvements as approved by the City Engineer. A final plat shall be approved by the Planning Commission upon the completion of all public improvements or the provision of a subdivision improvement agreement under the terms of the Subdivision Ordinance and submission of a final plat in compliance with Section 3.6 of the Subdivision Ordinance of the City of Durant.

Zoning regulations that affect exterior appearance of a single-family house or the landscaping of a single-family lot and that are adopted after approval of a preliminary plat for a single-family residential development, shall not apply for a period of two years from the latter of the date of plat approval or the date of the acceptance of public improvements related to the plat."

(7) *Lapse of preliminary plat approval.* The approval of a preliminary plat shall be effective for a period of two years from the date that the preliminary plat is approved by the Planning Commission or the City Council, at the end of which time the applicant must have submitted and received approval for a final plat. If a final plat is not submitted and approved within two years, or an extension is not granted in accordance with these regulations, the preliminary plat approval shall be null and void, and the applicant shall be required to submit a sketch plat for review subject to the then existing zoning restrictions and subdivision regulations.

(H) Construction plan procedure and requirements.

(1) *General application requirement.* Construction plans shall be prepared by or under the supervision of a professional engineer or architect registered in the State of Oklahoma as required by state law governing such professions. Plans submitted for review by the city shall be dated and bear the responsible engineer's or architect's name, serial number and the designation of "engineer," "professional engineer," or "P.E." or "architect" and an appropriate stamp or statement near the engineer's or architect's identification, stating that the documents are for preliminary review and are

not intended for construction. Final plans acceptable to the city shall bear the seal and signature of the engineer or architect and the date signed on all sheets of the plans. Public works construction in streets, alleys or easements which will be maintained by the city shall be designed by a professional engineer registered in the State of Oklahoma.

(2) *Construction plan review procedure.* Copies of the construction plans, and the required number of copies of the plat shall be submitted to the City Engineer for final approval. The plans shall contain all necessary information for construction of the project, including screening walls and other special features. All materials specified shall conform to the design standards of the city. Each sheet of the plans shall contain a title block including space for the notation of revisions. This space is to be completed with each revision to the plan sheet and shall clearly note the nature of the revision and the date the revision was made. The City Engineer will release the plans for construction, after approval of the preliminary plat by the Planning Commission and payment of all inspection fees. Upon such release, each contractor shall maintain one set of plans, stamped with city release, on the project at all times during construction. This procedure shall also apply to approval of a final plat, if a preliminary plat is omitted.

(3) *Failure to commence construction.* If construction has not commenced within one year after approval of the plans, resubmittal of plans may be required by the City Engineer for meeting current standards and engineering requirements. **CONSTRUCTION** shall mean installation of city maintained public improvements.

(Ord. 1573, passed 11-13-07)

Zoning Map

PC # 2020-04 - Cale Switch Rd

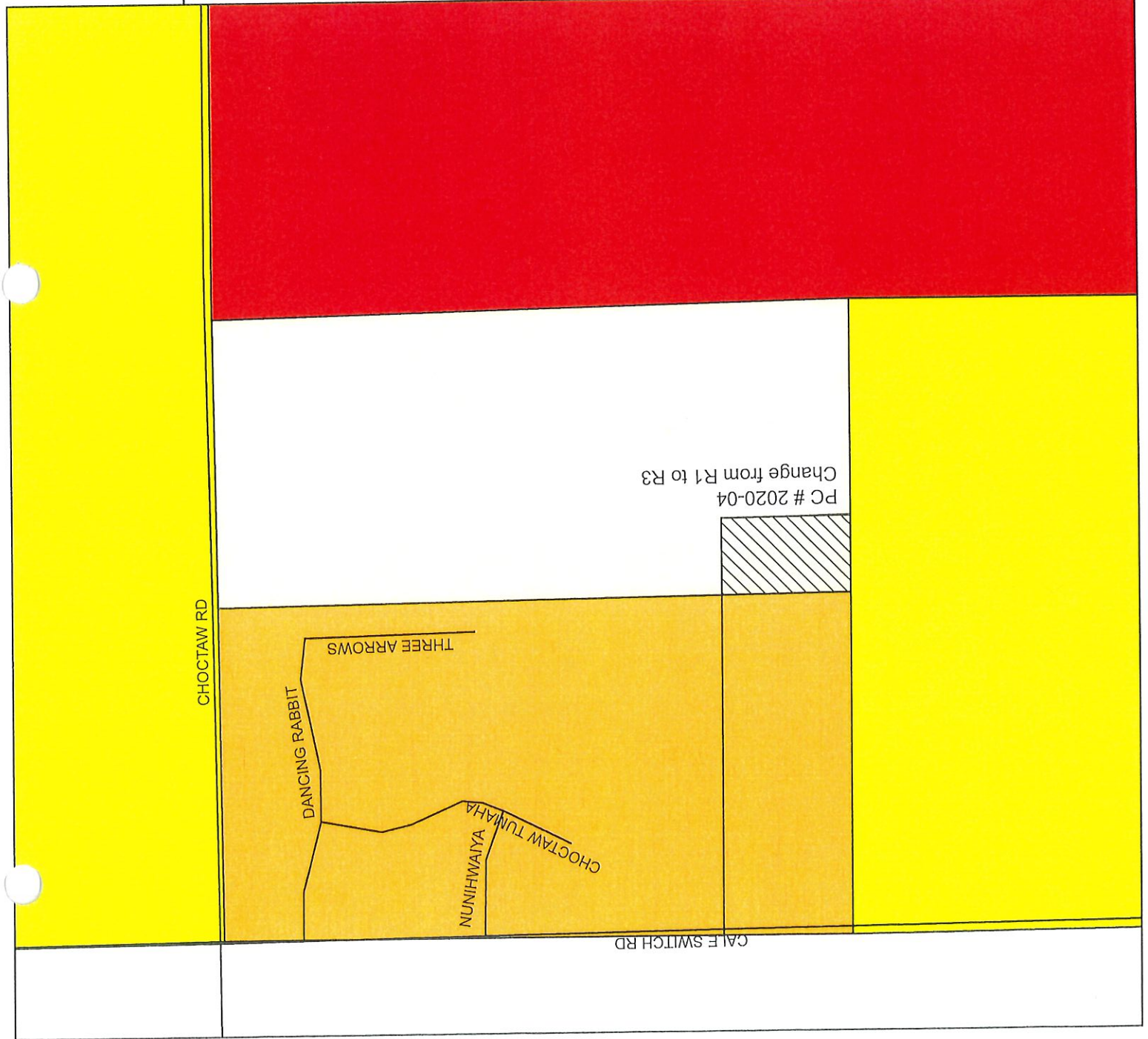
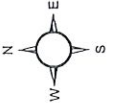
- A1 - Agriculture
- C0 - Professional & Business Office
- C1 - Convenient Commercial
- C2 - Highway Commercial
- C3 - General Commercial
- CBD - Central Business District
- H1 - Health Facilities
- I1 - Light Industrial
- I2 - Medium Industrial
- R1 - Single Family Residential
- R2 - Two Family Residential
- R3 - General Residential - Multi-Family

Use this map as a guide and not as definitive information. The information depicted by this map are provided for illustrative purposes only. Information such as (property ownership, acreage, property boundaries) are to be verified at the Bryan County Assessor's Office by the user. The burden for determining accuracy and/or correctness of information rest solely with the user. This map is provided "as is" with no warranties, expressed or implied.

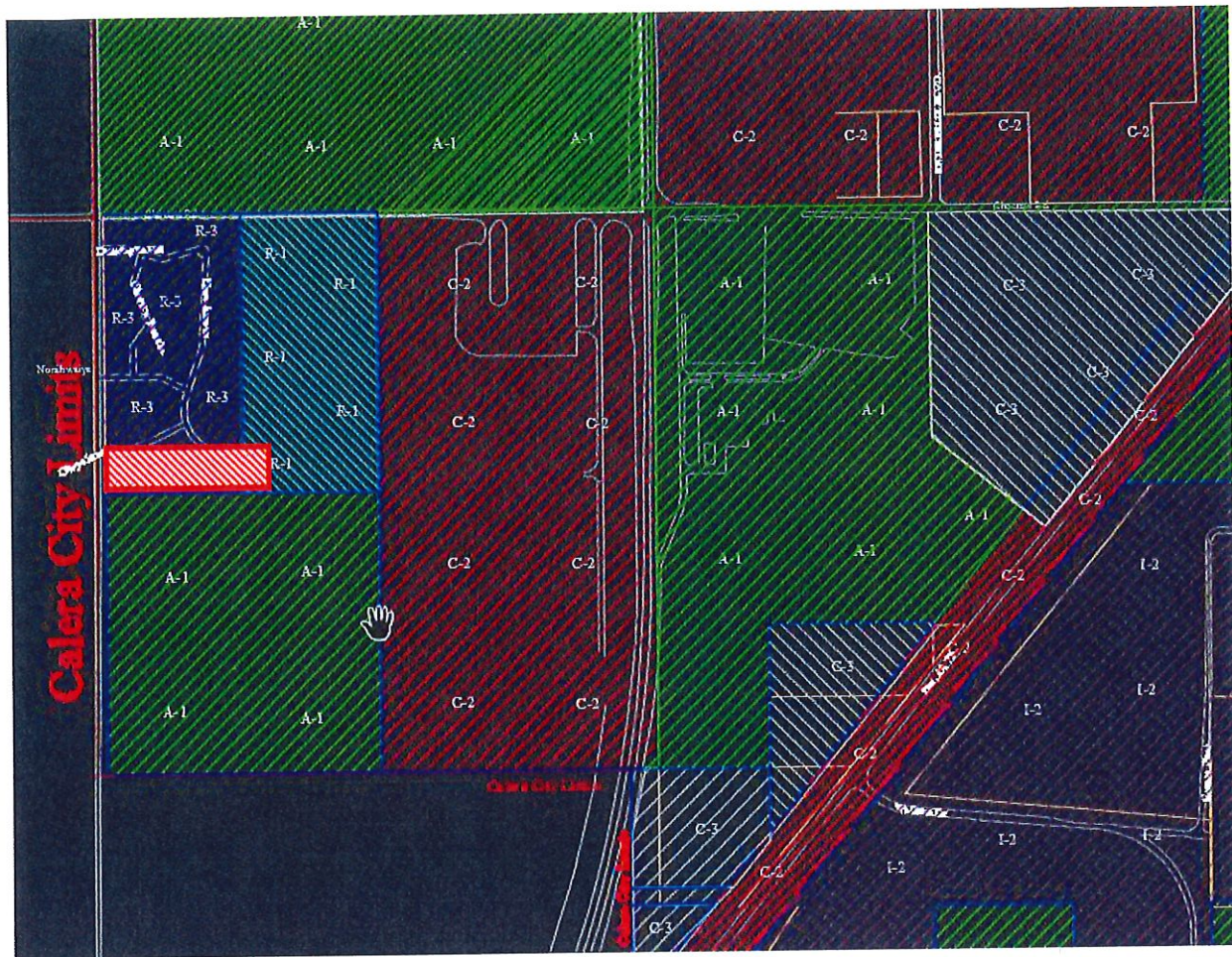


City of Durant
Community Development

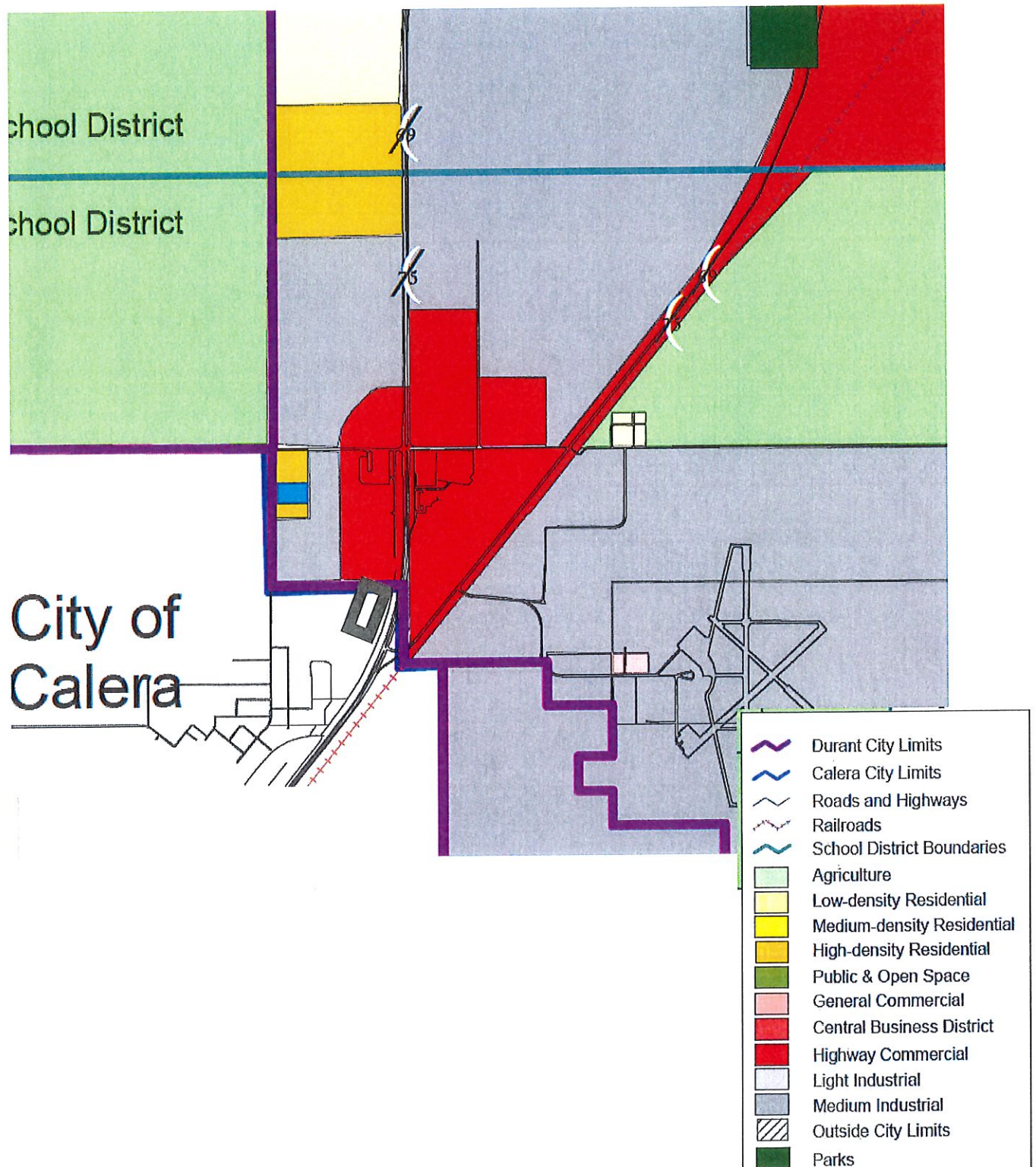
Printed: January 23, 2020



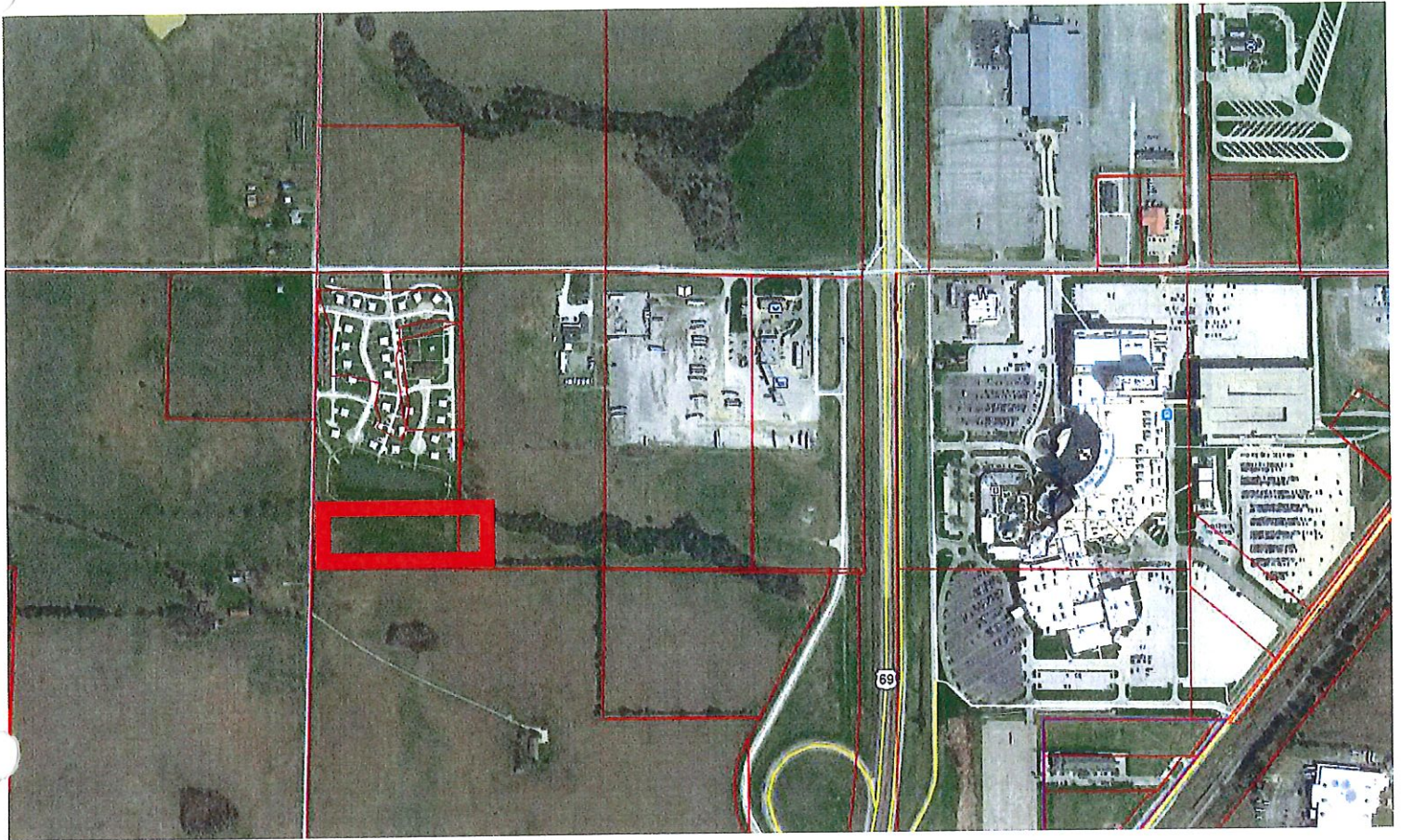
Zoning Map



Future Land Use Map



Aerial Photo



WARRANTY DEED

I-2020-720550 Book 1517 Pg: 668
11/23/2020 1:17 pm Pg 0668-0668
Fee: \$ 18.00 Doc: \$ 0.00
Tammy Reynolds - Bryan County Clerk
State of Oklahoma

KNOW ALL MEN BY THESE PRESENTS:

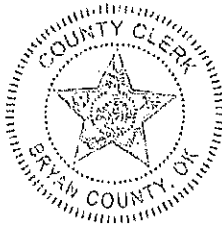
That: **CHOCTAW NATION OF OKLAHOMA**, a federally-recognized and sovereign Indian Tribe, party of the first part, for valuable consideration, the receipt of which is hereby acknowledged, does hereby quit-claim, grant, bargain, sell and convey unto the **Housing Authority of the Choctaw Nation of Oklahoma, P.O. Box G, Hugo, Oklahoma 74743**, party of the second part, the following described real property and premises situated in Bryan County, State of Oklahoma, to-wit:

E/2 NW NW of Section 13, Township 7 South, Range 8 East, Bryan County, Oklahoma;

together with all improvements thereon and appurtenances thereunto belonging and warrant title to the same.

TO HAVE AND TO HOLD said described premises unto the said party of the second part, its successors and assigns forever, free, clear and discharged of and from all former grants, charges, taxes, judgments, mortgages and other liens and encumbrances of whatsoever nature, EXCEPT restrictive covenants of record; and, any easements and right of ways of record; and any outstanding oil, gas and other mineral interests reserved or conveyed by prior owners.

Signed and delivered this 22nd day of January 2020



CHOCTAW NATION OF OKLAHOMA

BY


Gary Batton, Chief

ACKNOWLEDGMENT

State of Oklahoma)
) §
County of Bryan)

This instrument was acknowledged before me the undersigned, a Notary Public in and for said County and State on this 22nd day of January, 2020, personally appeared Gary Batton, the duly elected Chief, of the Choctaw Nation of Oklahoma, a federally-recognized and sovereign Indian Tribe, to me known to be the identical person who executed the within and foregoing instrument on behalf of said Tribe and acknowledged to me that he executed the same as his free and voluntary act and deed of said Tribe for the uses and purposes therein set forth.

Given under my hand and seal, the day and year last above written.


Notary Public



Comm Expires: 7-25-20

EXEMPT DOCUMENTARY STAMP TAX O.S. TITLE 68,
ARTICLE 32 SECTION 3202, PARAGRAPH 11

INDEXED

WARRANTY DEED

546 6664
State of Oklahoma
County of Bryan
Filed 3-25-03
Book 1083 Page 918 Tm 4:10
Glenda Sue Williams
County Clerk 8/13 Deputy.

KNOW ALL MEN BY THESE PRESENTS:

That The Choctaw Nation of Oklahoma, party of the first part, in consideration of the sum of Ten and no/100 dollars and other valuable considerations, in hand paid, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto THE HOUSING AUTHORITY OF THE CHOCTAW NATION OF OKLAHOMA, P.O. Box G, Hugo, Oklahoma 74743, party of the second part, the following described real property and premises situate in Bryan County, State of Oklahoma; to-wit:

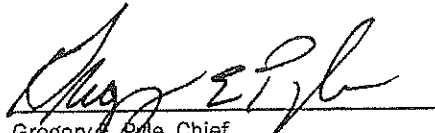
A tract of land containing 19.97 acres more or less in the W/2 NW/4 NW/4 of Section 13, Township 7 South, Range 8 East, Bryan County, State of Oklahoma, more particularly described as follows: Beginning at the Northwest corner of the NW/4 of Section 13, thence S89°58'26"E 658.81 feet along the North line of the W/2 NW/4 NW/4 of Section 13, thence S00°04'47"E 1320.07 feet along the East line of the W/2 NW/4 NW/4 of Section 13, thence N89°58'16"W 658.97 feet along the South line of the W/2 NW/4 NW/4 of Section 13, thence N00°04'23"W 1320.03 feet along the west line of the W/2 NW/4 NW/4 of Section 13 to the point of beginning.

Together with all the improvements thereon and the appurtenances thereunto belonging, and warrant title to the same.

TO HAVE AND TO HOLD said described premises unto the said party of the second part, its heirs and assigns forever, free, clear and discharged of and from all former grants, charges, taxes, judgments, mortgages and other liens and incumbrances of whatsoever nature EXCEPT right-of-way leases and easements of record.

Signed and delivered this the 24th day of March, 2003.



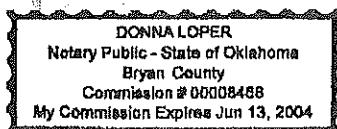

Gregory E. Pyle, Chief
Choctaw Nation of Oklahoma

State of Oklahoma)
) ss
County of Bryan

Before me, the undersigned, a Notary Public, in and for said County and State, on this the 24 day of March, 2003, personally appeared Gregory E. Pyle, Chief, Choctaw Nation of Oklahoma to me known to be the identical person who executed the within and foregoing instrument and acknowledged to me that he executed the same as his free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal the day and year last above written.


Notary Public



000918

DAVID W KELLY
ATTORNEY AT LAW
PO BOX 1047
512 W EVERGREEN
DURANT OK 74702-1047

WARRANTY DEED

State of Oklahoma 512 379
County Bryan
Filed 7-30-99
Book 942 Page 876 Tm 3:22
Glenda Sue Williams 878
County Clerk Boulton Deputy Brown

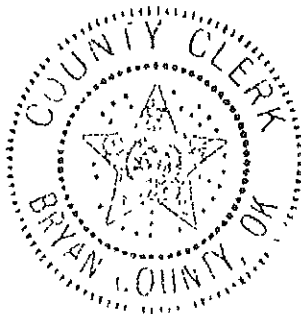
KNOW ALL MEN BY THESE PRESENTS.

That BANK OF TEXAS, N.A., formerly known as Alliance Trust Company, N.A., and Vivian M. Jones, Co-Trustees of the Emily M. Suman and Helen E. Mitchell Trust, parties of the first part, in consideration of the sum of Ten and no/100 dollars and other valuable considerations, in hand paid, the receipt of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto the CHOCTAW NATION OF OKLAHOMA, P O Box 1210, Durant, OK 74701, party of the second part, the following described real property and premises situate in Bryan County, State of Oklahoma, LESS AND EXCEPT all of the oil, gas and other minerals, to-wit:

Tract 1 The Southeast 10 acres of Lot Three (3) and W/2 SE/4 and E/2 SE/4 NW/4 of Section One (1), Township Seven (7) South, Range Eight (8) East of the Indian Base and Meridian, in Bryan County, Oklahoma according to the U.S. Government survey thereof, LESS AND EXCEPT a strip, piece or parcel of land lying in the W/2 SE/4 and the E/2 SE/4 NW/4 of Section 1, Township 7 South, Range 8 East in Bryan County, Oklahoma, said parcel of land being described by metes and bounds as follows: Beginning at the SW corner of said W/2 SE/4, thence East along the South line of said W/2 SE/4 a distance of 150 feet, thence N 0°04'E a distance of 2384.4 feet, thence Northeasterly on a curve to the right having a radius of 5579.6 feet a distance of 243.6 feet to a point on the North line of said W/2 SE/4, thence West along said North line a distance of 155.3 feet to the NW corner of said W/2 SE/4 thence South along the West line of said W/2 SE/4 a distance of 2627.9 feet to point of beginning, and, LESS AND EXCEPT a strip, piece or parcel of land beginning at the SE corner of said E/2 SE/4 NW/4 of said Section 1, thence West along the South line of said E/2 SE/4 NW/4 a distance of 145 feet, thence Northwesterly on a curve to the right having a radius of 5879.6 feet a distance of 1087.3 feet to a point on the East line of said E/2 SE/4 NW/4, thence South along said East line a distance of 1076.1 feet to point of beginning;

Tract 2: N/2 SW/4 and N/2 SW/4 SW/4 and SE/4 SW/4 SW/4 of Section Twelve (12), Township Seven (7) South, Range Eight (8) East of the Indian Base and Meridian, in Bryan County, Oklahoma, according to the U.S. Government survey thereof, LESS AND EXCEPT a strip, piece or parcel of land lying in the E/2 SW/4 of Section 12, Township 7 South, Range 8 East in Bryan County, Oklahoma, said parcel of land being described by metes and bounds as follows: Beginning at the SE corner of said E/2 SW/4, thence West along the South line of said E/2 SW/4 a distance of 150 feet, thence N 0°03'E a distance of 2640 feet to a point on the North line of said E/2 SW/4, thence East along said North line a distance of 150 feet to the NE corner of said E/2 SW/4, thence South along the East line of said E/2 SW/4 a distance of 2640 feet to point of beginning;

Tract 3: NW/4 NW/4 and N/2 SE/4 NW/4 and SE/4 SE/4 NW/4 of Section 13, Township 7 South, Range 8 East of the Indian Base and Meridian, in Bryan County, Oklahoma, according to the Government Survey thereof, LESS AND EXCEPT a strip, piece or parcel of land lying in the W/2 NE/4 and part of the E/2 NW/4 of Section 13, T 7 S, R 8 E in Bryan County, Oklahoma, said parcel of land being described by metes and bounds as follows: Beginning at a point on the South line of said W/2 NE/4 a distance of 63.1 feet East of the SW corner of said W/2 NE/4, thence West along the South line of said W/2 of the NE/4 and the E/2 NW/4 a distance of 304.8 feet, thence Northeasterly and Northerly on a curve to the left, having a radius of 5579.6 feet a distance of 1013.0 feet, thence



STATE OF OKLAHOMA,
Bryan County
Documentary stamps \$1875.00

25
1875

N 0°06' W a distance of 1633.1 feet to a point on the North line of said E/2 NW/4 a distance of 150.0 feet West of the NE corner of said E/2 NW/4, thence East along the North line of said E/2 NW/4 and the W/2 NE/4 a distance of 300.0 feet, thence S 0° 06' E a distance of 1633.1 feet, thence Southerly and Southwesterly on a curve to the right, having a radius of 5879.6 feet a distance of 1012.4 feet to a point of beginning;

Tract 4 All that part of NE/4 SW/4 lying East of M K & T Railway and all that part of Lot 4 lying East of M K & T Railway in Section 7, Township 7 South, Range 9 East of the Indian Base and Meridian, in Bryan County, Oklahoma, according to the Government Survey thereof;

together with all the improvements thereon and the appurtenances thereunto belonging, and warrant the title to the same.

TO HAVE AND TO HOLD said described premises unto the said party of the second part, its heirs and assigns forever, free, clear and discharged of and from all former grants, charges, taxes, judgments, mortgages and other liens and incumbrances of whatsoever nature LESS AND EXCEPT all oil, gas and other minerals outstanding of record and reserving unto grantors all of the oil, gas and other minerals that grantors now own and LESS AND EXCEPT existing easements of record.

Signed and delivered this the 30 day of July, 1999.

BANK OF TEXAS, N.A., Co-Trustee of the
Emily M. Suman and Helen E. Mitchell Trust

BY

Philip M. McKinzie
Senior Vice President

Vivian M. Jones
Vivian M. Jones, Co-Trustee of the Emily M.
Suman and Helen E. Mitchell Trust

STATE OF OKLAHOMA)
COUNTY OF Bryan) ss

On this the 30 day of July, 1999, before me, the undersigned, a Notary Public in and for the county and state aforesaid, personally appeared PHILIP MCKINZIE, to me known to be the identical person who signed the name of the maker thereof to the within and foregoing instrument as its Senior Vice- President and as Co-Trustee of the Emily M. Suman and Helen E. Mitchell Trust, and acknowledged to me that he executed the same as his free and voluntary act and deed, and as the free and voluntary act and deed of said corporation, and as such co-trustee, for the uses and purposes therein set forth.

Given under my hand and seal the day and year last above written.

Philip Sullivan
Notary Public

5-2-2002
My Commission Expires:

STATE OF OKLAHOMA)
COUNTY OF Bryan)ss

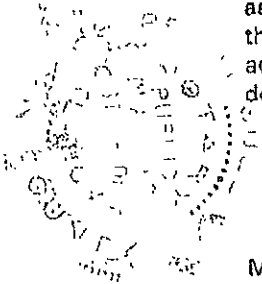
Before me, the undersigned, a Notary Public, in and for said County and State on this the 30 day of July, 1999, personally appeared Vivian M. Jones, as Co-Trustee of the Emily M. Soman and Helen E. Mitchell Trust, to me known to be the identical person who executed the within and foregoing instrument and acknowledged to me that she executed the same as her free and voluntary act and deed as such co-trustee, for the uses and purposes therein set forth.

Given under my hand and seal the day and year last above written.

Patricia S. Owen
Notary Public

My Commission Expires:

5-2-2002



INDEXED

After recording return to:
Housing Authority of the Choctaw Nation
1005 South 5th Street
Hugo, OK 74743

1:2008-598832 08/03/2007 11:36 am
Book 1161 Page(s) 0832-0832
Fee: \$ 13.00 Doc: \$ 0.00
Patricia L. Brady - Bryan County Clerk
State of Oklahoma

—Above this line reserved for official use only—

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS:

That; CHOCTAW HOPE DEVELOPMENT CORPORATION, a corporation, party of the first part, in consideration of the sum of Ten or More (\$10.00) Dollars, the receipt of which is hereby acknowledged, does grant, bargain, sell and convey unto HOUSING AUTHORITY OF THE CHOCTAW NATION OF OKLAHOMA, party of the second part, the following described real property and premises, situated in Bryan County, State of Oklahoma, to-wit:

A tract of land containing 4.40 acres more or less, in the w/2 nw/4 nw/4, of Section 13, T-7-S, R-8-E, Bryan County, State of Oklahoma more particularly described as follows: Beginning at the Northwest corner of the NW/4, of Sec. 13, thence S. 89° 58' 26" E. 658.81 feet along the North line of the W/2 NW/4 NW/4 of Sec. 13, thence S. 00° 04' 47" E. 140.00 feet along the East line of the W/2 NW/4 NW/4, of Sec. 13, thence S. 69° 44' 08" W. 154.51 feet, thence S. 76° 50' 06" W. 135.37 feet, thence along a Curve to the Right 27.67 feet, with a Radius of 300.00 feet, Delta of 5° 17' 04", thence S. 07° 52' 46" E. 307.78 feet, thence along a Curve to the Right 14.11 feet, with a Radius of 50.00 feet, Delta of 16° 10' 00", thence S. 08° 17' 14" W. 94.18 feet, thence along a Curve to the Right 11.91 feet, with a Radius of 50.00 feet, Delta of 13° 38' 39", thence S. 21° 55' 53" W. 51.20 feet, thence N. 64° 14' 31" W. 127.89 feet, thence N. 25° 55' 10" E. 40.00 feet, thence along a Curve to the left 133.59 feet, with a Radius of 150.00 feet, Delta of 51° 01' 40", thence N. 24° 06' 30" W. 67.80 feet, thence along a Curve to the Right 94.64 feet, with Radius of 150.00 feet, Delta of 36° 08' 58", thence N. 12° 02' 27" E. 102.24 feet, thence a Curve to the Right 5.49 feet, with a Radius of 300.00 feet, Delta of 01° 02' 55", thence N. 76° 54' 44" W. 138.11 feet, thence along a Curve to the Left 22.97 feet, with a Radius of 100.00 feet, Delta of 13° 09' 38", thence S. 89° 55' 38" W. thence N. 00° 04' 23" W. 190.98 feet to the point of beginning:

Together with all the improvements thereon and the appurtenances thereunto belonging, and warrant the title to the same.

TO HAVE AND TO HOLD said described premises unto party of the second part, his heirs and assigns, forever, free, clear and discharged of and from all former grants, charges, taxes, judgments, mortgages and other liens and encumbrances of whatsoever nature EXCEPT right of way leases and easements of conveyed or reserved by prior owners.

SIGNED AND SEALED this the 30 day of June, 2007.

Russell Sossamon
HOPE Development Corporation

ACKNOWLEDGMENT

STATE OF Oklahoma)
COUNTY OF Choctaw) ss:

Before me, the undersigned, a Notary Public in and for the State of Oklahoma, on this 30 day of June, 2007, personally appeared Russell Sossamon and Patricia L. Brady, to be the identical persons who executed the within and foregoing instrument as its President, and acknowledged to me that they executed the same as their free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and seal the day and year last above written

My Commission Expires: 8/3/2010

Patricia L. Brady
NOTARY PUBLIC

My Commission No.: 02011102

000832

100



Choctaw Nation of Oklahoma

P.O. Box 1210 • Durant, OK 74702-1210
(580) 924-8280

Gary Batton
Chief

Jack Austin, Jr.
Assistant Chief

January 21, 2020

To Whom It May Concern:

The Choctaw Nation of Oklahoma intends to and is in the process of conveying 20 acres described as the W/2 NE/4 NW/4 of Section 13, Township 7 South, Range 8 East, Bryan County, Oklahoma to the Housing Authority of the Choctaw Nation. This conveyance will be completed within the next 20 days.

If you should have any questions or need further information, please feel free to contact my office.

Sincerely,

A handwritten signature in cursive script, reading "Donna Loper".

Donna Loper, Executive Director
Land, Titles & Natural Resources
Choctaw Nation of Oklahoma

Legal Description Exhibit NOT A BOUNDARY SURVEY

A portion of land located in the Northwest Quarter (NW/4) of the Northwest Quarter (NW/4) of Section Thirteen (13), Township Seven (7) South, Range Eight (8) East of the Indian Meridian and Baseline, Bryan County, State of Oklahoma and being more particularly described as follows:

Commencing at the Northwest Corner of said Section 13; Thence S00°52'30"E along the West line of the NW/4 NW/4 of said Section 13 a distance of 1320.01 feet to the Southwest corner of the NW/4 NW/4, Section 13; Thence N89°13'07"E along the South line thereof a distance of 658.69 feet to the POINT OF BEGINNING also being the Southwest Corner of the E/2 NW/4 NW/4 Section 13; Thence N00°53'43"W along the West line thereof a distance of 270.00 feet; Thence N89°13'07"E a distance of 159.41 feet; Thence S00°52'30"E a distance of 270.00 feet to a point on the South line of the NW/4 NW/4 Section 13; Thence S89°13'07"W along said South line a distance of 159.31 feet back to the point of beginning, containing 0.99 acre, Said be described by Brian S. Krohn, LPLS 1796 using grid NAD83 bearings on January 24, 2020.

Found 1/2" I.R.
Northwest Corner of
Section 13 T7S R8E
Filed: Page 13 1324
N: 228676.39
E: 2446012.83

18.5' Section Line
Rebar CA5716 washer
side of section line

S 00°52'30" E 1320.01'
West line of the NW/4 NW/4
S 00°52'30" E 270.00'
S 00°52'30" E 270.00'

N 89°13'07" E 658.69'

Part of
Housing Authority of the
Choctaw Nation of Oklahoma
Book 1023, Page 918

P.O.B.

South line of the NW/4 NW/4

N 89°13'07" E 658.69'

pipe fence

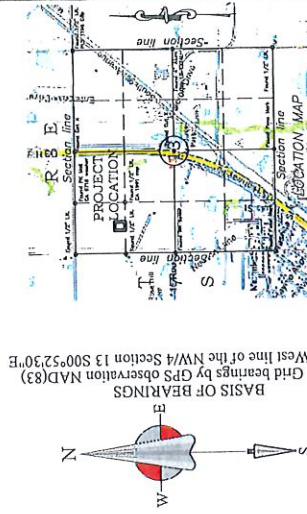
The Choctaw Nation of Oklahoma
Book 1403, Page 925
SW/4 NW/4

SURVEYOR'S NOTES:

1. Legal description was prepared for the sole purpose of describing an area for rezoning the above described tract located in the City of Durant.

Found 1/2" I.R.
Southwest Corner
NW/4 NW/4

Found RR Spike
Southwest Corner NW/4
Section 13 T7S R8E
Filed: Westworth LS 1871



Drawing Scale 1" = 100'

LEGEND

- Found 1/2" Rebar CA5716 Cap
- Found monument as noted
- Calculated corner not set
- Easements/rights-of-way
- Pipe fence line

I, Brian S. Krohn, Professional Land Surveyor, hereby state that this plat of survey meets the Oklahoma Minimum Standards for the practice of land surveying as adopted by the Oklahoma State Board of Licensure for Professional Engineers and Land Surveyors.



Bisk
Brian S. Krohn, LPLS 1796
CA 6716
1/24/2020
Date

KROHN SURVEYING, INC
P.O. Box 146 Lone Grove, Ok 73443
(580) 490-2422 brian@krohnsurveying.com

NW 1/4 Section 13, Township 7 South, Range 9 East, 13.N.,
S Bryan County, State of Oklahoma



LEGAL DESCRIPTION
Part of Book 942 Page 876 and Part of Book 1023, Page 918

The South 270.00 feet of the West 818.00 feet of the South Half (S/2) of the Northwest Quarter (NW/4) of the Northwest Quarter (NW/4) of Section Thirteen (13), Township Seven (7) South, Range Eight (8) East of the Indian Meridian and Baseline, Bryan County, State of Oklahoma, containing 5.07 Acres more or less.

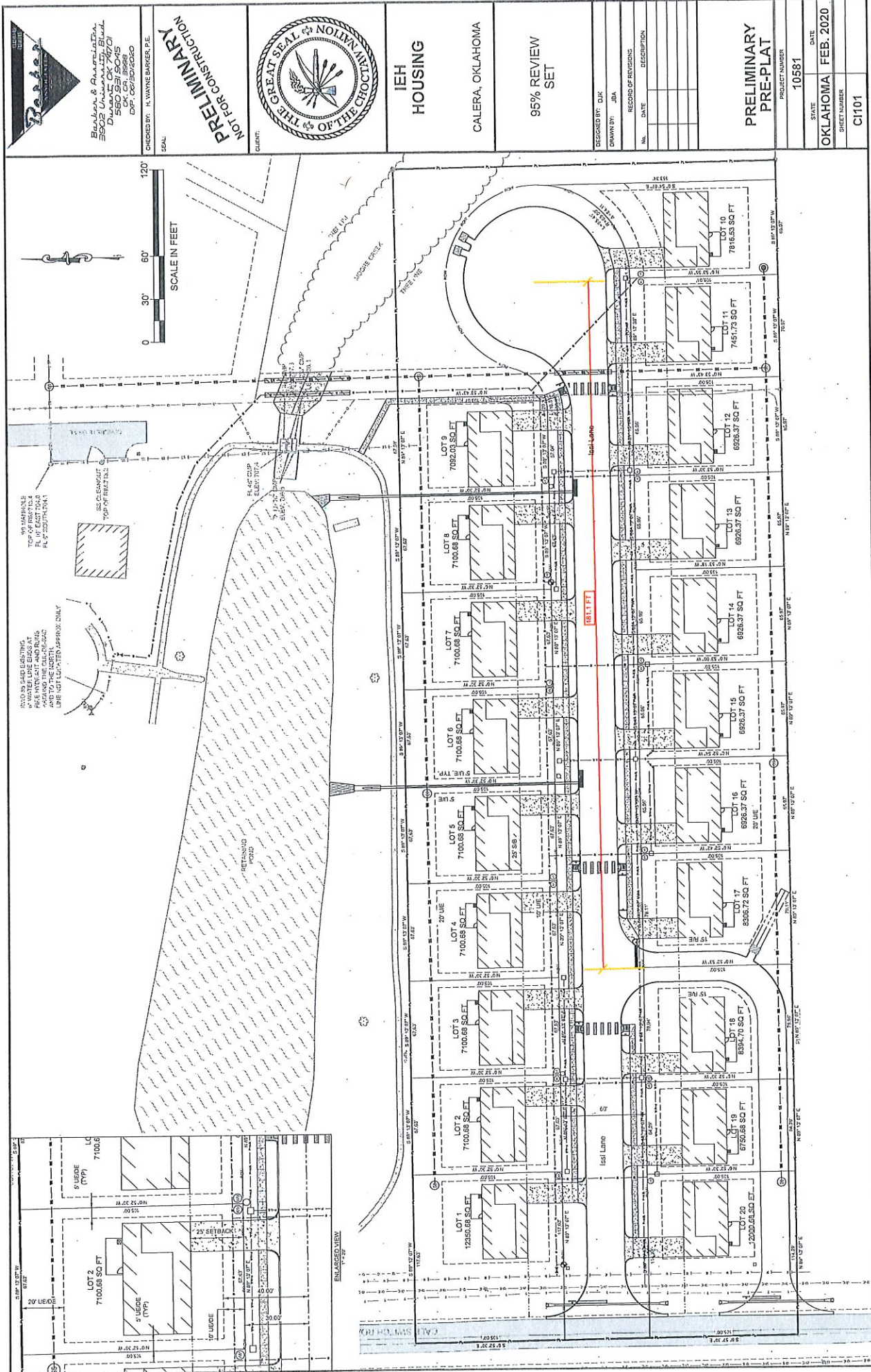
I, Brian S. Krohn, Professional Land Surveyor, hereby state that this plat of survey meets the Oklahoma Minimum Standards for the practice of land surveying as adopted by the Oklahoma State Board of Licensure for Professional Engineers and Land Surveyors.

This Plat of Survey is prepared solely for the individuals listed thereon. Said plat may not be used for any subsequent loan closing, refinancing, or other transaction.

STATION PRODUCTS:

- Survey was performed without the benefit of a current Aerialist, Commitment or Title Opinion. No Easements or Rights-of-Way were provided to the Surveyor.
- No underground utilities located. Only observed meters, control box's and other visible utility's.
- Subject property is located in Zone X according to Firm Map 401.303103. Low lying areas may be subject to flooding.
- Boundaries are N42°(03) Oklahoma South 1/4 of Section 16, T12N, R10E, Cherokee Nation Cultural Center project site.
- Elevation are based on Angus Chastain survey, which is based on the survey of the property land to T212 N55 Station, WAGNER.

KROHN SURVEYING, INC.
P.O. Box 346 Lane Grove, OK 73443
(580) 460-2422 info@krohnsurveying.com



Banner Engineering
3002 University Blvd.
Duncan, OK 74701
505.281.1000
505.281.1001
D.P. 06/30/2020

CHECKED BY: H. WAYNE BARKER, P.E.
SEAL

PRELIMINARY
NOT FOR CONSTRUCTION

THE GREAT SEAL OF THE CHOCTAW NATION

IEH HOUSING

CALERA, OKLAHOMA

95% REVIEW SET

DESIGNED BY: DJK
DRAWN BY: JBA

RECORD OF REVISIONS

NO.	DATE	DESCRIPTION

PRELIMINARY PRE-PLAT

PROJECT NUMBER: 10581

STATE: OKLAHOMA
DATE: FEB. 2020

SHEET NUMBER: C101

ORDINANCE NO. 1895

**AN ORDINANCE AMENDING THE ZONING MAP OF THE ZONING CODE
AN DECLARING AND EMERGENCY**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF DURANT, OKLAHOMA

SECTION 1. That the zoning map is hereby amended as to replace the A-1 Agriculture District to the R-3 General Residential District for property located at East of Cale Switch and South of Choctaw Rd in Durant and more particularly described as;

A portion of land located in the Northwest Quarter (NW/4) of the Northwest Quarter (NW/4) of Section Thirteen (13), Township Seven (7) South, Range Eight (8) East of the Indian Meridian and Baseline, Bryan County, State of Oklahoma and being more particularly described as follows:

Commencing at the Northwest Corner of said Section 13; Thence S00°52'30"E along the West line of the NW/4 NW/4 of said Section 13 a distance of 1320.01 feet to the Southwest corner of the NW/4 NW/4, Section 13; Thence N89°13'07"E along the South line thereof a distance of 658.69 feet to the POINT OF BEGINNING also being the Southwest Corner of the E/2 NW/4 NW/4 Section 13; Thence N00°53'43"W along the West line thereof a distance of 270.00 feet; Thence N89°13'07"E a distance of 159.41 feet; Thence S00°52'30"E a distance of 270.00 feet to a point on the South line of the NW/4 NW/4 Section 13; Thence S89D13'07"W along said South line a distance of 159.31 feet back to the point of beginning, containing 0.99 acre, Said be described by Brian S. Krohn, LPLS 1796 using grid NAD83 bearings on January 24, 2020.

SECTION 2. For the immediate preservation of the peace, health, and safety of the City of Durant, Oklahoma and the inhabitants thereof, it is necessary that this ordinance shall become operative and go into effect immediately upon its passage, approval and publication.

PASSED AND APPROVED by the Mayor and City Council of the City of Durant this 10th day of March, 2020.

Oden Grube, Mayor
City Of Durant, Oklahoma

ATTEST:

Cynthia Price, City Clerk

**Minutes of the Durant Municipal Planning Commission Meeting of Tuesday,
February 18, 2020 Roscoe J. Hatfield, City Council Chambers, Durant City Hall**

CALL TO ORDER:

Planning Commission Chair Kevin Keener called the meeting to order at 5:32p.m.

INVOCATION:

Planning Commission member Drew Jackson offered the invocation.

Roll Call:

Planning Commission Members:

Present: Horner, Kerr, Keener, Jackson, Knight

Absent:

1. CONSIDERATION APPROVAL OF MINUTES

- Planning Commission Meeting of January 21, 2020

Motion was made by Commission Member Knight and seconded by Commission Member Horner to approve the minutes of January 21, 2020 as presented

Motion carried by the following vote:

Aye: Horner, Kerr, Keener, Jackson, Knight

Nay:

Abstain

2. CONSIDERATION PC2020-03

Danielle Barker reviewed with the Planning Commission members stating that this property is currently zoned R-3 and placing a mobile home is restricted in that zone and that is why the CUP is needed. There are currently no structures on the property. He lost his home to a fire. It is primarily R-3 and there are a few commercial around. The future land use calls for this area to be residential. I do not see that area changing much. There was one letter of protest. They felt like it would encourage other mobile homes. But that is all that the staff received

K. Keener: Definition of Class A for a manufactured home, does it require a certain type of siding?

D. Barker: I'm not sure let me check. I think it's more of the design of it.

C. Horner: What is the age limit on homes?

D. Barker: It has certain guidelines it goes by and has to follow the ordinances.

C. Horner: Are there any other similar structures homes in the area?

D. Barker: No I did not see any but I did see a pre-fab home that could possibly meet the definition of mobile home.

K. Keener: It looked like there was a double wide a block away. In a class "A" it has a HUD seal and has to be 10 years old or newer. I don't think we approve anything over 10 years old. If it's okay can we hear from the applicant?

B. Putman: I have lived on the property for 30 plus years. I lost the house in November of last year; a little over a year ago. There is a double wide adjacent to the railroad tracks. The home I have picked out and in contract is by Clayton homes in Denison and is a 3 bedroom. It is brand

new straight from the factory it has vinyl siding that looks like hard wood. I'm 66 and it's going to be my retirement home.

K. Keener: Is it a double or single wide?

B. Putman: Double

D. Jackson: Do you own any other property in the area?

B. Putman: Yes

D. Jackson: Do you have any plans to bring in any other mobile homes?

B. Putman: No sir

K. Keener: The home that you have under contract is it new?

B. Putman: Yes

D. Barker: So it has to meet today's codes. The building inspector will make sure it does. In a Class A it is no older than 10 years old.

D. Jackson: Who inspects and makes sure its meets all the codes?

D. Barker: Our city inspector

D. Jackson: Will he be onsite for delivery?

D. Barker: I'm not sure if he will or not.

K. Keener: Is there a specific requirement for skirting? Masonry type?

B. Putman: Masonry or wood.

S. Knight: Is there a reason you are not going for a traditional home?

B. Putman: I can't afford to build for what I can get this for.

D. Barker: It does require skirting to be moisture resistant not reflective metal or any type of reflective material.

K. Keener: Any one in opposition, or any other questions?

S. Knight: Are all placements for manufactured homes under a CUP? Are there any zoning classifications for manufactured homes?

D. Barker: Yes in A-1 and A-4 can be allowed out right. R-1, R-2 and R-3 have to have a CUP.

D. Jackson: With a CUP does there need to be specific language added in the motion?

D. Barker: Only if there is something you want to add.

K. Keener: Does it have to be a class A?

D. Barker: It is not specifically stated it has to be. There are several different definitions on classes for mobile homes.

D. Jackson: Does class A classify skirting?

D. Barker: The ordinance for skirting has to be followed for all classes of mobile home.

K. Keener: You can add approval of class A 10 year max in specific in the approval motion.

D. Jackson: Any suggestions on skirting requirements?

S. Knight: Since we have a facade ordinance does skirting fall in that? And he can't purchase a skirt that looks like rock but is metal?

D. Barker: Not sure

K. Keener: Skirting is outside of the facade ordinance.

D. Barker: It has requirements of what it can be.

D. Jackson: Is there any else that we need to further do to restrict skirting?

S. Knight: The elephant in the room is do we want to start allowing mobile homes in city limits? I'm not sure I see the hardship to allow them. I'm just not sure the skirting will change my mind.

K. Keener: I just want to let you know whatever our vote is just a recommendation to council but council makes the final decision.

D. Jackson: Is there any other vacant lots that would allow mobile homes?

D. Barker: Quite a bit

C. Horner: There are at least 30 lots vacant.

D. Jackson: Do we know the number of mobile homes in that area?

S. Knight: Is our future land use map in here or did I miss it?

D. Barker: It is high density residential.

K. Keener: The lot sizes are small so it would more than likely be low density.

W. Kerr: So the CUP can't go anywhere and it can't be changed. If it was a different area then it would be different. In my opinion it would make the area better. I have no problem with the project. I'm extremely concerned with the fact that with that area you want new homes. But on that side of town it has economic challenges and it is unfair to request only brand new homes.

K. Keener: The property ownership on that side is that there are several who own multiple lots. No one owns a huge chunk. So for it to be developed you would have to have someone purchase a majority of it.

S. Knight: If Putman decides he wants to move does he have to move his home too? And if someone comes in and buys it would they have to come to us and get a new CUP?

W. Kerr: The next person has to come back if he sells it.

Motion was made by Commission Member Jackson and seconded by Commission Member Kerr to Approve this request as presented with restriction of Class A mobile home.
Motion carried by the following vote:
Aye: Kerr, Keener, Jackson
Nay: Horner, Knight
Abstain:

2. CONSIDERATION PC2020-04

Danielle Barker reviewed with the Planning Commission members stating that this property is currently R-3 but one small piece of the property is not R-3 which is on the eastern edge and that is the reason for the rezone of that certain piece. This is for the Choctaw Nation Housing Authority. There will be a total of 20 lots each lot will have a single family home on the lot. The road will be public and have a secondary access due to the cul-de- sac. The little segment that needs to be rezoned is technically owned by Choctaw nation and the rest is the housing authority. The future land use map calls for high density residential area. They did look into not including that small piece but since they have to have a minimum of 20 lots they needed it. The lots will meet the standards as well.

W. Barker: The units will be 1 bedroom. We did not want these units connected to our other units.

S. Knight: There's not a house on the cul de sac?

W. Barker: No there is not. We had to stretch it out a bit.

S. Knight: No one would like to go against or protest?

D. Barker: We did not receive any protest letters.

K. Keener: It meets the requirements.

Motion made by Commission Member Knight and seconded by Commission Member Horner to approve this rezoning request as presented
Motion carried by the following vote:
Aye: Horner, Kerr, Keener, Jackson, Knight
Nay:
Abstain:

Motion made by Commission Member Knight and seconded by Commission Member Horner to approve this plat request as presented
Motion carried by the following vote:
Aye: Horner, Kerr, Keener, Jackson, Knight
Nay:
Abstain:

OLD BUSINESS:

NEW BUSINESS:

D. Barker: The past January meeting for council Judy Ball wrote a letter and had her case pulled on the duplex. She is building a SFR home. They approved the request for the church. I did get behind on the Comp plan but hope to be finishing it up soon.

ADJOURNMENT:

Motion made by Commission Member Horner and seconded by Commission Member Jackson to adjourn.

Motion Carried by the following vote:

Aye: Horner, Kerr, Keener, Jackson, Knight

Nay:

The meeting was adjourned at 6:10 p.m.

Rezoning and Preliminary Plat located on Cale Switch Rd

Durant City Council March 10, 2020

Property Details

- Current Zoning: R-3 (R-1 far East Section of development)
- Surrounding Zoning: North: R-3
South: A-1
East: R-1
- Total Lot Area: ~5 Acres
- Existing Structure: Vacant

Rezoning and Preliminary Plat Request

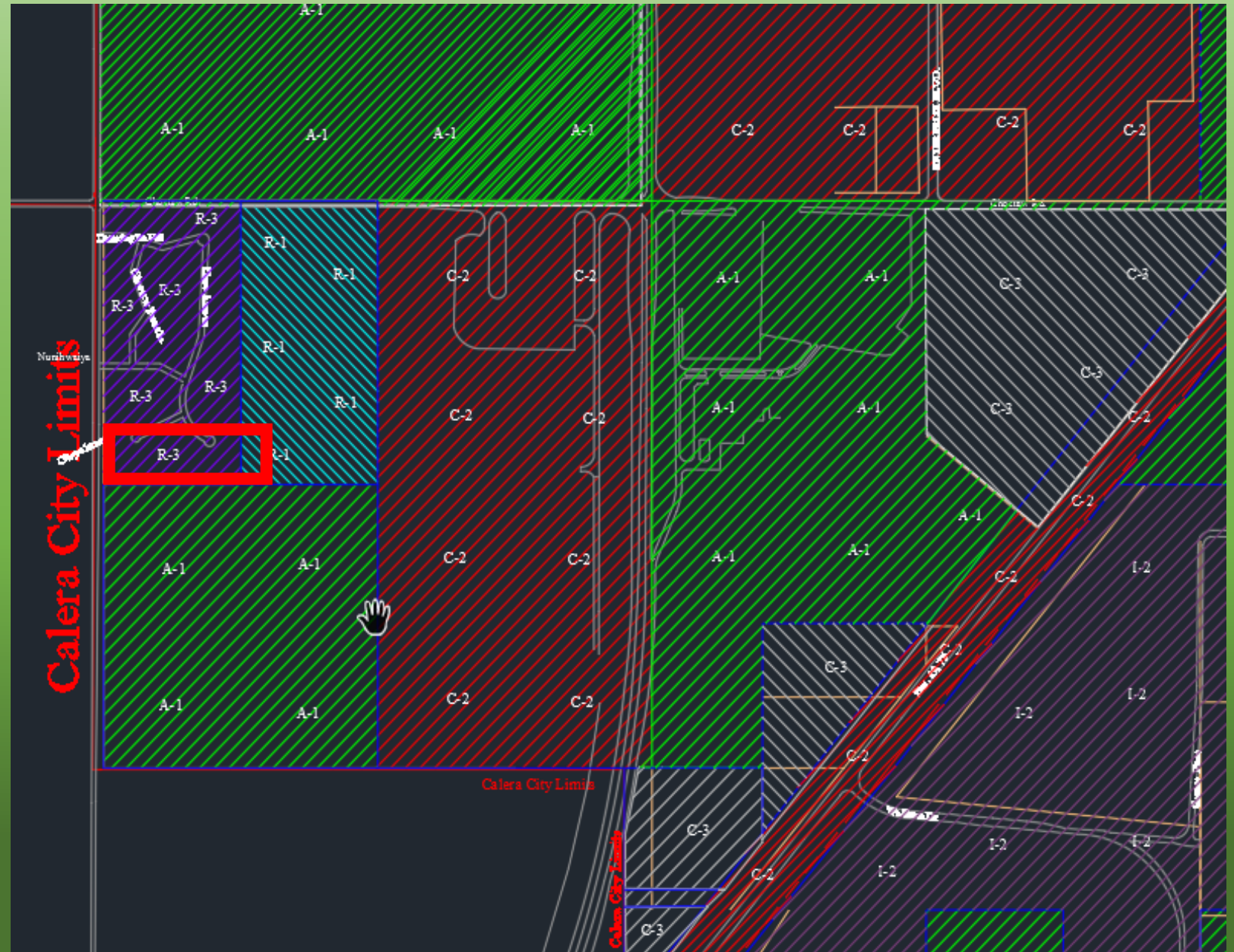
- Applicant is wanting to subdivide the lot into 20 lots
 - Each lot will have a single family home on the lot
- Road will be a public road with secondary access due to length of cul-de-sac
- Rezoning is for far Eastern edge of development

Ordinances

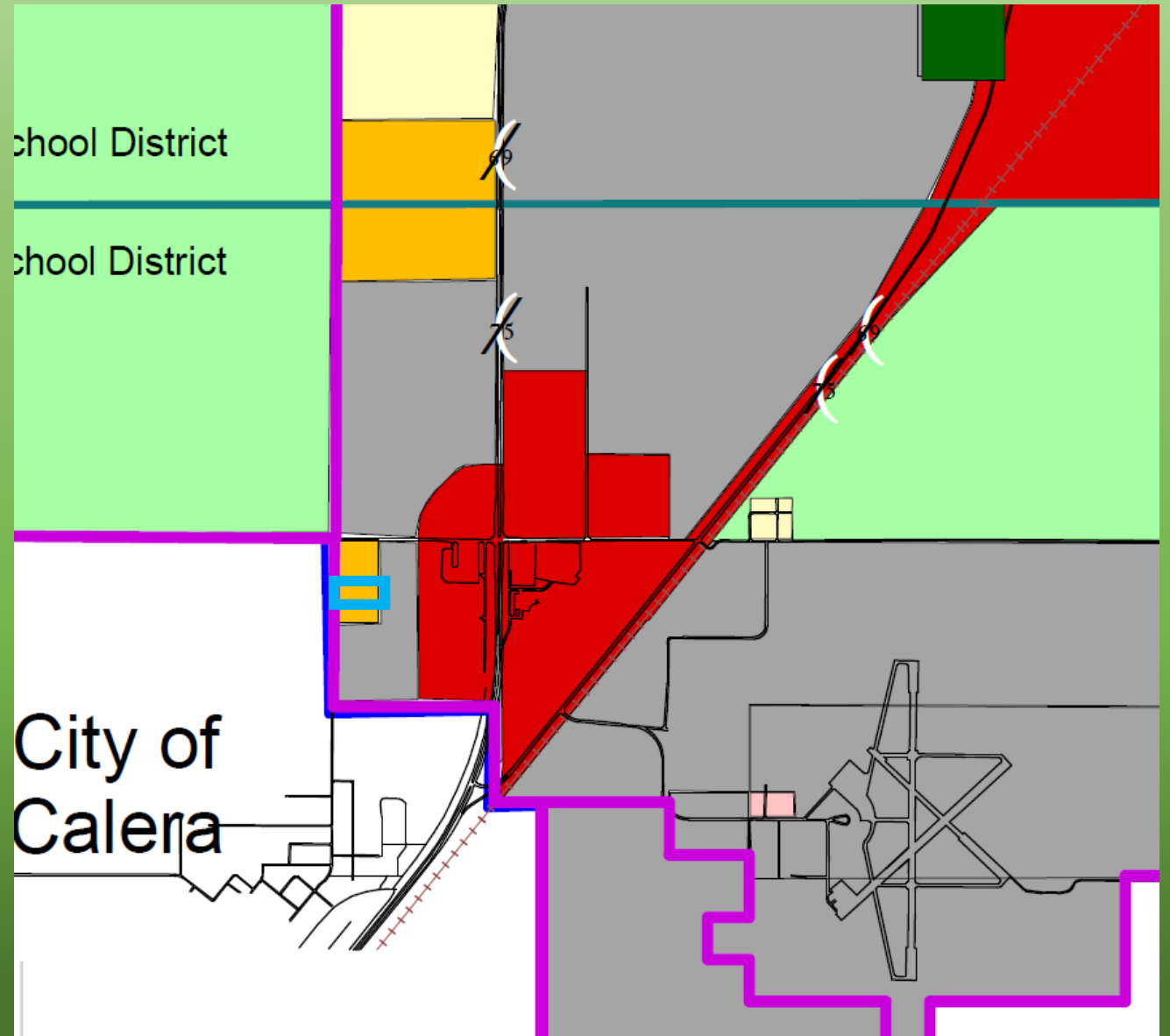
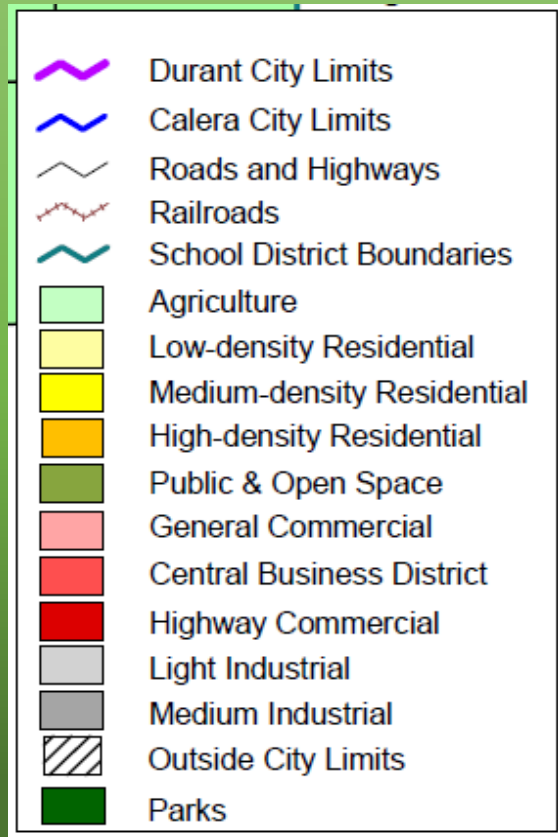
- **§ 157.023 R-3 GENERAL RESIDENTIAL DISTRICT.**

This residential district is intended to provide for a complete range of density in population from low to fairly high. It is established as a district in which the principal uses of the land are for multi-family dwellings and similar higher density residential development. The intent is to encourage the development and the continued use of land for multi-family dwellings and to prohibit commercial and industrial uses or any other use which would substantially interfere with the development or continuation of multi-family dwellings in this district. It is further intended to discourage any use which would generate traffic which serves the multi-family dwelling or similar residential uses in this district and discourage any use which, because of its characteristics or size, would create additional requirements and costs for public services which are in excess of such requirements and costs if the district were developed solely for multi-family or other similar residential uses.

Zoning Map



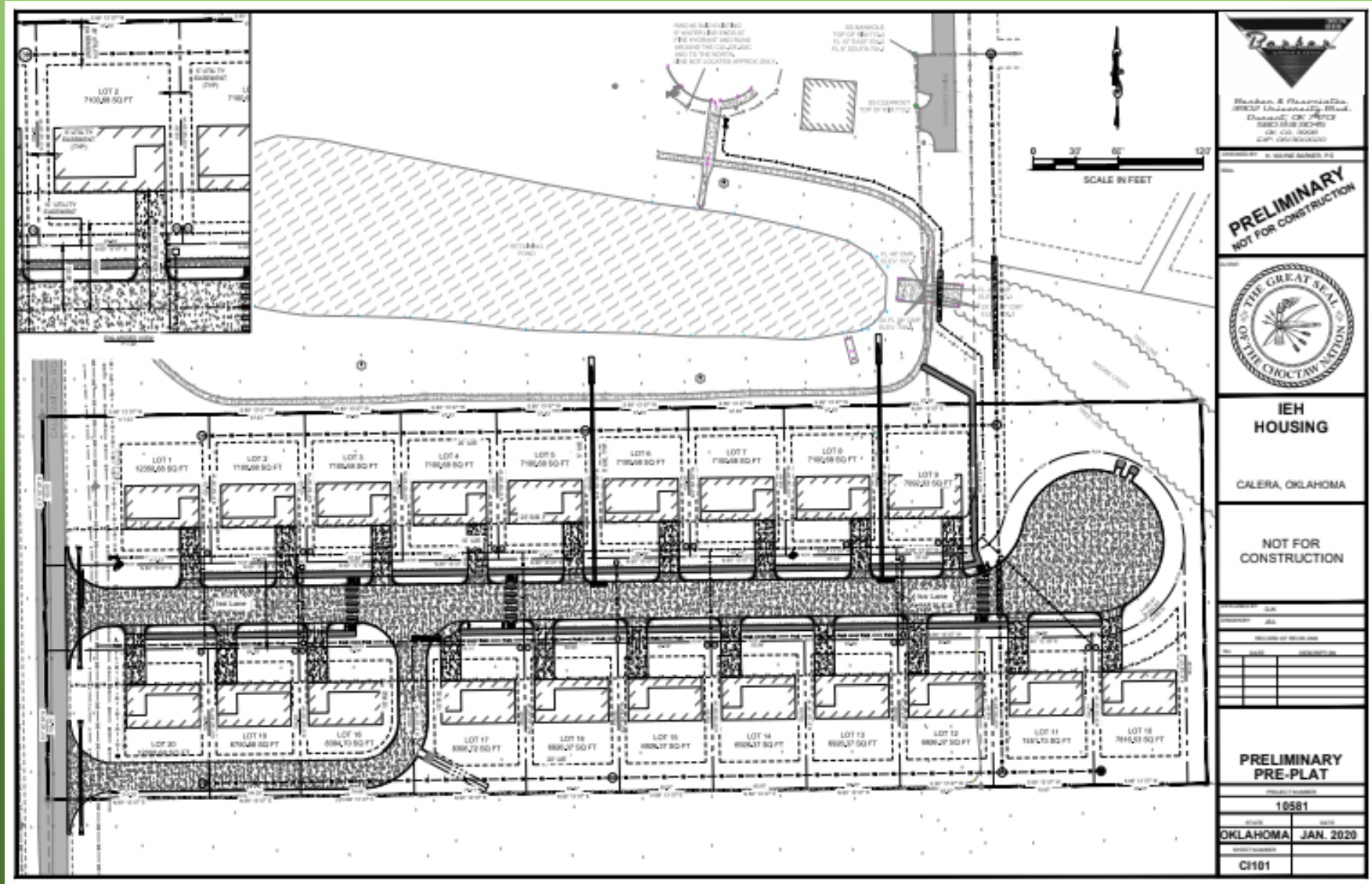
Future Land Use Map



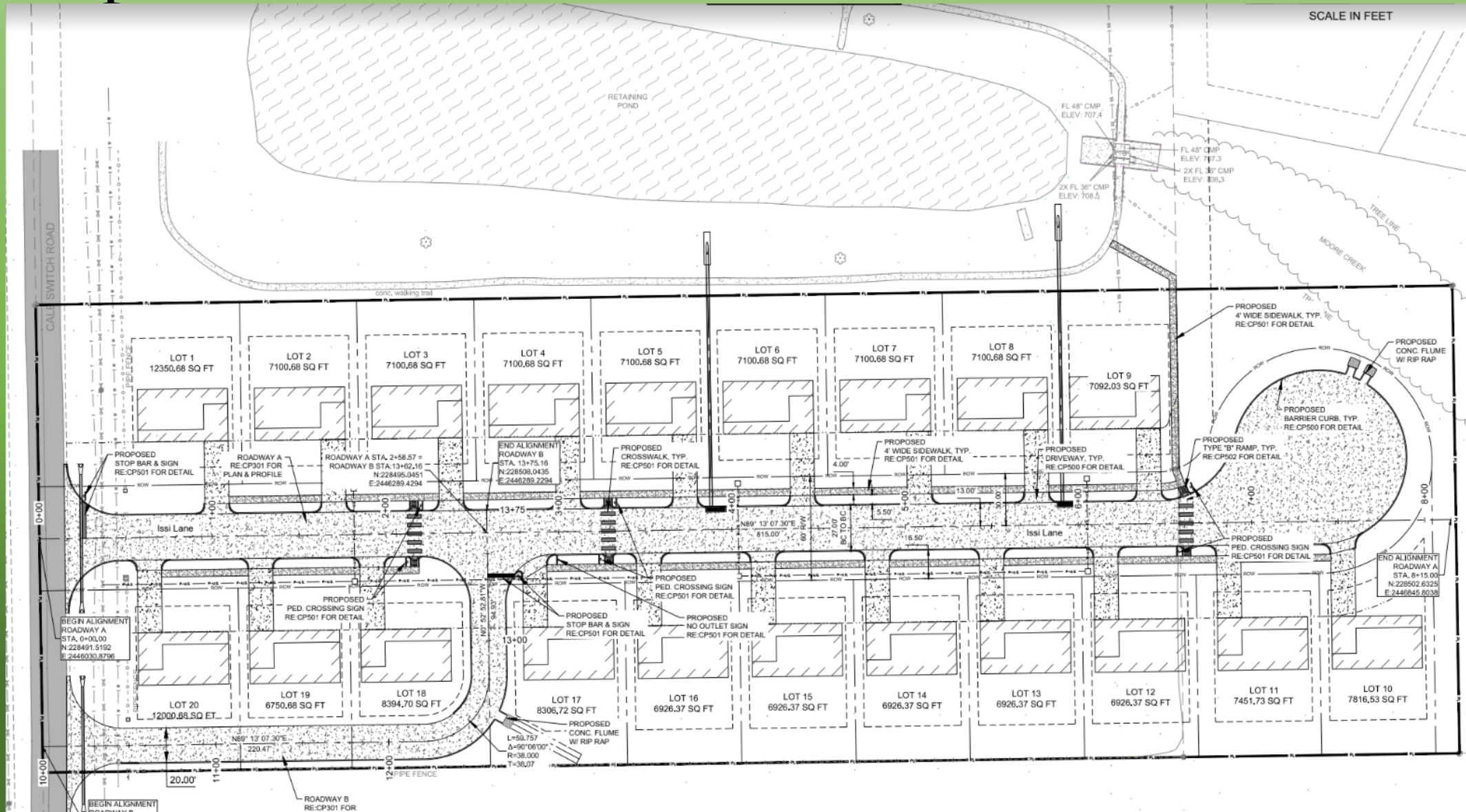
Aerial Photo



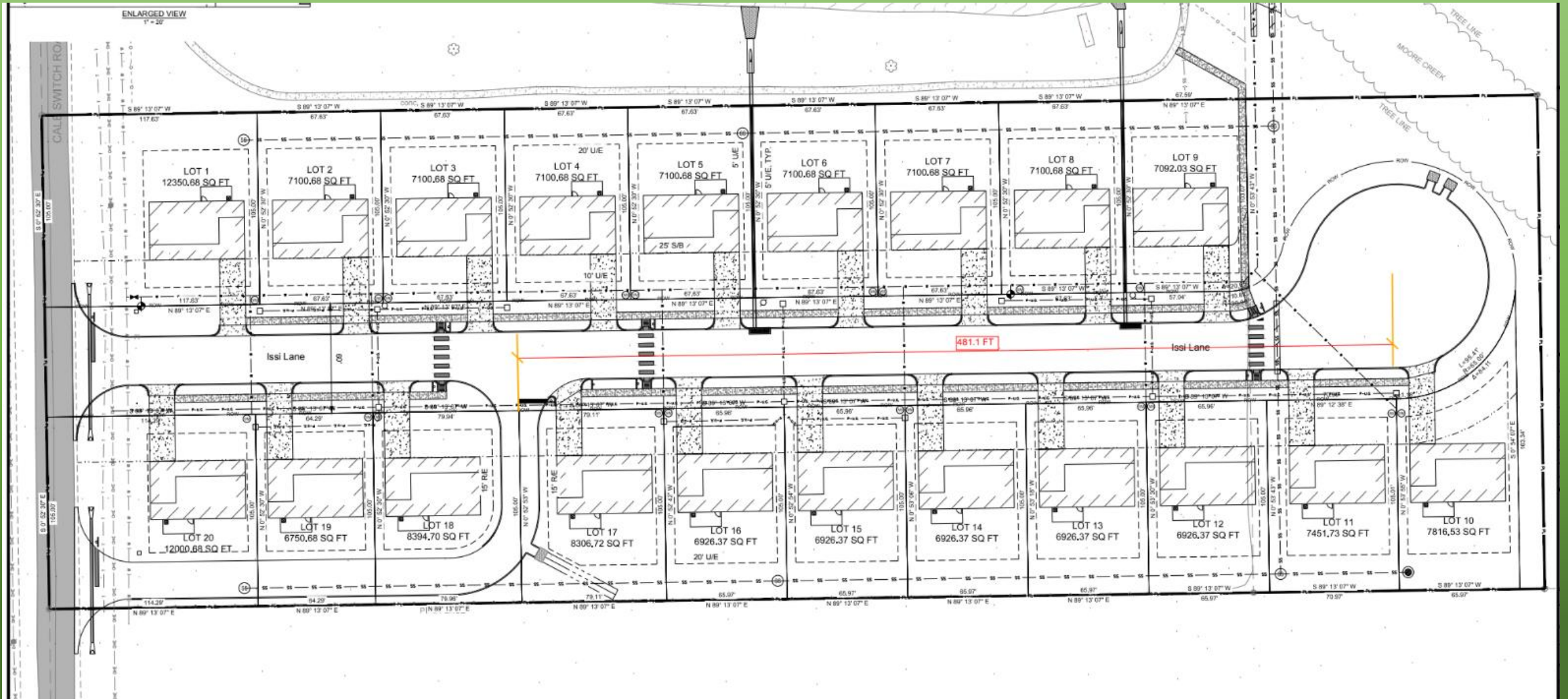
Proposed Plans



Proposed Plans



Proposed Plans



Planning Commission Recommendation

- The Planning Commission recommended approval of the Rezoning and Preliminary Plat as presented.