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 8th day of November, 2022 and that an agenda of said meeting was posted at the place of such meeting at 3:50 p.m. on the 7th day of July, 2023. An amended agenda was posted at the place of such meeting at 4:05 p.m.on the 10th day of July, 2023.

Cynthia J. Price

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Cynthia J. Price, City of Durant

MINUTES OF THE MEETING OF DURANT CITY COUNCIL
July 11, 2023 AT 6:00 PM
Roscoe J. Hatfield Council Chambers
300 West Evergreen
Durant, Oklahoma

CALL TO ORDER

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

INVOCATION/FLAG SALUTE

Mayor Tucker provided the invocation and led the flag salute.

ROLL CALL

Present:
Council Member Lauran Fuller
Council Member Humphrey Miller
Council Member Danny Sherrer
Council Member Mike Simulescu
Council Member Martin Tucker
City Attorney Tom Marcum
Interim City Manager Rick Rumsey
City Clerk Cynthia J. Price

Absent:
None

PRESENTATIONS

1. Presentation of Employee Service Awards for 2nd Quarter 2023

The following employees received service awards for 2nd Quarter 2023:

5 Years:
Alvin Patterson - Library - Certificate, Pin, $50 Check;

10 Years:
Shawn Watkins - Parks - Certificate, Pin, $100 Check;
Michael Goodlow - Police - Certificate, Pin, $100 Check;
Bradley Nelson - Police - Certificate, Pin, $100 Check;

20 Years:
Randall Cheney - Police - Plaque, Certificate, Pin $200 Check;

30 Years:
Christopher Cicio - Police - Plaque, Certificate Pin, $300 Check.

CITIZEN COMMENTS

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 start 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.

ORDER OF BUSINESS

1. 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 June 13, 2023

b. Consider Approval of Special Called Minutes of June 23, 2023

c. Consider Approval of Budget Amendment 2023-14

d. Consider Approval of Mayoral Appointment of Candidates to the Library Advisory Board

e. Consider Approval of Contract with Retail Strategies in the Amount of $40,000 for Retail Recruitment Services.

Item 1(e) was removed for further discussion by Council Member Simulescu.

Motion To: Approve Remaining Consent Items 1(a), 1(b), 1(c), 1(d) as Presented

Motion By: Humphrey Miller

Seconded By: Michael Simulescu

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

2. Consider Items Removed from Consent

2(e). No Action Taken - This item will be moved to the August 8, 2023 agenda. Interim City Manager Rumsey stated a representative of Retail Recruitment Services will be requested to be present at the August meeting to address the council and answer any questions.

3. Information Items

a. Financial Report May 2023 and Sales Tax Report June 2023

4. Administration

a. Discussion, Consideration, and Possible Action for Approval of Resolution R-2023-13 Authorizing Interim City Manager to Represent the City as an Authorized Representative for Grant Related Matters.

Motion To: Approve Resolution R-2023-13 Authorizing Interim City Manager to Represent the City as an Authorized Representative for Grant Related Matters

Motion By: Lauran Fuller

Seconded By: Michael Simulescu

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

b. Discussion, Consideration and Possible Action on Ordinance O-2023-04 Amending Section 156.137 (Buildings) of the Durant Code of Ordinances.
1) Ordinance O-2023-04. Section 1.
2) Ordinance O-2023-04. Section 2. Emergency Clause.

Motion To: Approve Ordinance O-2023-04, Section 1, Amending Section 156.137 (Buildings) of the Durant Code of Ordinances

Motion By: Mike Simulescu

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

Motion To: Approve Ordinance O-2023-04, Section 2, Emergency Clause

Motion By: Michael Simulescu

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

c. Discussion, Consideration and Possible Action on Ordinance O-2023-11 Amending Section 156.032 (District Regulations) of the Durant Code of Ordinances.
   1) Ordinance O-2023-11. Section 1.
   2) Ordinance O-2023-11. Section 2. Emergency Clause.

Motion To: Approve Ordinance O-2023-11, Section 1, Amending Section 156.032 (District Regulations) of the Code of Ordinances

Motion By: Mike Simulescu

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

Motion To: Approve Ordinance O-2023-11, Section 2, Emergency Clause

Motion By: Humphrey Miller

Seconded By: Michael Simulescu

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

d. Discussion, Consideration and Possible Action on Ordinance O-2023-12 Amending Section 156.034 (Permitted Uses) of the Durant Code of Ordinances.
   1) Ordinance O-2023-12. Section 1.
   2) Ordinance O-2023-12. Section 2. Emergency Clause.

Motion To: Approve Ordinance O-2023-12, Section 1, Amending Section 156.034 (Permitted Uses) of the Durant Code of Ordinances

Motion By: Lauran Fuller

Seconded By: Michael Simulescu

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

Motion To: Approve Ordinance O-2023-12, Section 2, Emergency Clause

Motion By: Michael Simulescu

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

e. Discussion, Consideration and Possible Action on Ordinance O-2023-13, a Rezoning request from C-3, General Commercial to I-1, Light Industrial for property located near South 9th Street and Alabama Street (PC2023-09).
   1) Ordinance O-2023-13. Section 1.
   2) Ordinance O-2023-13. Section 2. Emergency Clause.

Motion To: Deny Ordinance O-2023-13, a Rezoning Request from C-3, General Commercial to I-1, Light Industrial for Property Located Near South 9th Street and Alabama Street (PC2023-09)

Motion By: Humphrey Miller

Seconded By: Michael Simulescu

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

f. Discussion, Consideration and Possible Action on Ordinance O-2023-14 a Rezoning request from R-3, General Residential to C-0, Professional and Business Office for property located at 817 W. Evergreen (PC2023-13).
1) Ordinance O-2023-14. Section 1.
2) Ordinance O-2023-14. Section 2. Emergency Clause.

Motion To: Approve Ordinance O-2023-14, Section 1, a Rezoning Request from R-3, General Residential to C-O, Professional and Business Office for Property Located at 817 W. Evergreen (PC2023-13)

Motion By: Humphrey Miller

Seconded By: Michael Simulescu

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

Motion To: Approve Ordinance O-2023-14, Section 2, Emergency Clause

Motion By: Humphrey Miller

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

g. Discussion, Consideration and Possible Action on a Re-Plat request for property located near West Elm Street and North 16th Avenue (PC2023-14).

Motion To: Approve Re-Plat Request for Property Located Near West Elm Street and North 16th Avenue (PC2023-14)

Motion By: Humphrey Miller

Seconded By: Michael Simulescu

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

h. Discussion, Consideration and Possible Action on a Preliminary Plat Extension for property located near Larkspur Lane and Wilson Street (PC2023-17).

Motion To: Approve Preliminary Plat Extension for Property Located Near Larkspur Lane and Wilson Street (PC2023-17) Contingent Upon Abiding by All Current Laws and Regulations

Motion By: Humphrey Miller

Seconded By: Danny Sherrer

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

i. Consider Approval of Ordinance Amending the Durant Code of Ordinances Section 110.056 Modifying the Application Process for Mobile Boutiques Participating in a Special Event; Modifying Fees; Declaring an Emergency (O-2023-16)

Motion To: Approve Ordinance O-2023-16, Section 1, Amending the Durant Code of Ordinances, Section 110.056 Modifying the Application Process for Mobile Boutiques Participating in a Special Event; Modifying Fees

Motion By: Lauran Fuller

Seconded By: Michael Simulescu

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

Motion To: Approve Ordinance O-2023-16, Section 2, Emergency Clause

Motion By: Martin Tucker

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

j. Consider Approval of Resolution Establishing Fees and Costs Charged by the City of Durant for Durant Services (R-2023-14)

Motion To: Approve Resolution Establishing Fees and Costs Charged by the City of Durant for Durant Services (R-2023-14)

Motion By: Michael Simulescu

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

k. Discussion, Consideration and Possible Action to Approve a Sewer Line Extension

Motion To: Approve Sewer Line Extension

Motion By: Michael Simulescu

Seconded By: Lauran Fuller

Ayes: Fuller, Simulescu, Tucker

Nays: Miller, Sherrer

Abstain: None

l. Discussion and Possible Action for Future Policy Regarding Sewer Line Extensions of Out of City Residents

Discussion was held. Interim City Manager Rick Rumsey, Public Works Director Phillip Hightower and City Attorney Tom Marcum will work together to draft a policy which they will present to council for their consideration and possible approval at a future meeting.

m. Discussion and Possible Action on the Employment Process for City Manager

Motion To: Direct Interim City Manager to Have City Attorney Draw Up a Statement of Work to Produce a RFP that the Mayor Would Sign in Coordination with the Interim City Manager to Issue to Bring in Proposals for a Placement Service

Motion By: Martin Tucker

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

5. Executive Session

a. Consider Entering Into Executive Session to Discuss Collective Bargaining Agreement Between the City of Durant and Local 3061, International Association of Firefighters, Union, AFL-CIO/CLC, Bargaining Agent for 2023-2024. This Executive Session Permitted Under 25 O.S. 307(B)(2).

Motion To: Enter Into Executive Session

Motion By: Humphrey Miller

Seconded By: Michael Simulescu

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

b. Consider Action Pursuant to Item 5a

Motion To: Approve Collective Bargaining Agreement Between the City of Durant and Local 3061, International Association of Firefighters, Union, AFL-CIO/CLC, Bargaining Agent for 2023-2024

Motion By: Lauran Fuller

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

c. Consider Entering Into Executive Session to Discuss Collective Bargaining Agreement Between the City of Durant and the Fraternal Order of Police Lodge 113 for 2023-2024. This Executive Session Permitted Under 25 O.S. 307(B)(2).

Motion To: Enter into Executive Session

Motion By: Humphrey Miller

Seconded By: Michael Simulescu

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

d. Consider Action Pursuant to Item 5c

Motion To: Approve Collective Bargaining Agreement Between the City of Durant and the Fraternal Order of Police Lodge 113 for 2023-2024

Motion By: Humphrey Miller

Seconded By: Danny Sherrer

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

6. New Business

Council Member Danny Sherrer requested a status update on the weather radar. Emergency Management Director Richard Ezell stated there are hardware and software components that still need to be installed. The radar is running but not at full capacity. Information gathered at this time is only available to the Emergency Management office. Training will be held once all components are installed and the radar is fully functional.

ADJOURNMENT

Motion To: Adjourn Meeting

Motion By: Humphrey Miller

Seconded By: Martin Tucker

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None