

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 5:20 p.m. on the 7th day of September, 2023.



Cynthia J. Price, City of Durant

MINUTES OF THE MEETING OF DURANT CITY COUNCIL
September 12, 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 6:00 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

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.

Georgia Ann Gibson - Wilson Street

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 August 8, 2023
- b. Consider Approval of Special Called Meeting Minutes of August 21, 2023
- c. Consider Approval of Special Called Meeting Minutes of August 24, 2023
- d. Consider Approval of Budget Amendment 2023-16
- e. Consider Approval of Budget Amendment 2024-1
- f. Consider Approval of Budget Amendment 2024-2
- g. Consider Approval of Contract for Public Services Between the City of Durant and Durant Main Street, Inc. (C-2023-65)
- h. Consider Approval of Agreement Between Durant Historical Society and City of Durant (C-2023-67)

Mayor Tucker Requested Item 1(a) be Removed for Further Discussion.

Motion To: Approve Consent Items 1(b) Through 1(h) as Presented

Motion By: Humphrey Miller

Seconded By: Lauren Fuller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

2. Consider Items Removed from Consent

- a. Formerly 1(a) Consider Approval of Regular Meeting Minutes of August 8, 2023

Mayor Tucker noted there was an error in the regular meeting minutes of August 8, 2023 under Item 4(b) in which that portion of the minutes reflecting that Vice Mayor Michael Simulescu made the motion was missing.

Motion To: Approve Regular Meeting Minutes of August 8, 2023 With Adjustment to Item 4(b) Reflecting Vice Mayor Michael Simulescu Made the Motion

Motion By: Martin Tucker

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

NOTE: City Clerk corrected the August 8, 2023 minutes accordingly and posted the amended minutes on September 14, 2023.

3. Information Items

- a. July 2023 Financial Reports and August 2023 Sales Tax Reports

4. Administration

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

No action.

- b. Consider Approval of Resolution R-2023-18 City of Durant Emergency Operations Plan Update for 2023-2024

Motion To: Approve Resolution R-2023-18 City of Durant Emergency Operations Plan Update for 2023-2024

Motion By: Martin Tucker

Seconded By: Michael Simulescu

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

- c. Discussion, Consideration, and Possible Action to Modify Contract C-2021-19 GEN LIBRARY with Native Energy Source, LLC to Extend the Contract Completion Date for the Generator Project at the Donald W. Reynolds Library from September 30 to December 31, 2023

Motion To: Modify Contract C-2021-19 GEN LIBRARY with Native Energy Source, LLC to Extend the Contract Completion Date for the Generator Project at the Donald W. Reynolds Library from September 30, 2023 to December 31, 2023

Motion By: Michael Simulescu

Seconded By: Lauren Fuller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

- d. Update of University Boulevard Project by Wall Engineering

Brandon Wall of Wall Engineering provided an update of the University Boulevard Project.

No action.

- e. Discussion, Consideration and Possible Action on Accepting Change Order #8 From Schiralli Construction on University Project in the Amount of \$304,184.06

Motion To: Accept Change Order #8 from Schiralli Construction on University Project in the Amount of \$304,184.06

Motion By: Martin Tucker

Seconded By: Danny Sherrer

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

- f. Consider Approval of Resolution Concerning Bridge Inspection Responsibility by Local Government for Compliance with National Bridge Inspection Standards - Bridge Inspection Contracts for April 1, 2024 - March 31, 2026 (R-2023-19)

Motion To: Approve Resolution Concerning Bridge Inspection Responsibility by Local Government for Compliance with National Bridge Inspection Standards Bridge Inspection Contracts for April 1, 2024 - March 31, 2026 (R-2023-19)

Motion By: Humphrey Miller

Seconded By: Mike Simulescu

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

- g. 1. Consider Award of Bid for Bow Hunting Deer Lease
- 2. Consider Approval of Bow Hunting Deer Lease (C-2023-64)

Motion To: Award of Bow Hunting Lease to Patrick Morgan in the Amount of \$5,800.00

Motion By: Humphrey Miller

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

City Attorney Tom Marcum noted there is a scrivener's error on Item 7(j) of the contract. The date of June 11, 2017 should be corrected.

Motion To: Approval of Bow Hunting Deer Lease (C-2023-64) Contingent Upon Correction of Scrivener's Error on Item 7(j) Correcting the Date of June 11, 2017.

Motion By: Martin Tucker

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

- h. Consider Approval of Resolution Establishing Fees and Costs Charged by the City of Durant and Durant City Utilities Authority for Durant Services (C-2023-15)

Motion To: Approve Resolution Establishing Fees and Costs Charged by the City of Durant and Durant City Utility Authority for Durant Services (C-2023-15)

Motion By: Lauran Fuller

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

- i. Discussion, Consideration and Possible Action on a Sketch Plat Request for Property Located Near Peppernut Lane and Red Bud Lane (PC2023-19)

Dale Goad addressed council.

Motion To: Approve Sketch Plat Request for Property Located Near Peppernut Lane and Red Bud Lane (PC2023-19)

Motion By: Martin Tucker

Seconded By: Humphrey Miller

Ayes: Miller, Tucker

Nays: Fuller, Sherrer, Simulescu

Abstain: None

- j. Discussion, Consideration and Possible Action on a Final Plat Request for Sunstar, LLC for property located near South 9th Avenue and Rodeo Road (PC2023-21)

Motion To: Approve Final Plat Request for Sunstars LLC for Property Located Near South 9th Avenue and Rodeo Road (PC2023-21)

Motion By: Martin Tucker

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

- k. Discussion, Consideration and Possible Action on a Replat Request for Baptist General Counsel of Oklahoma for property located near Wilson Street and Montgomery Drive (PC2023-22)

Motion To: Approve Replat Request for Baptist General Counsel of Oklahoma for Property Located Near Wilson Street and Montgomery Drive (PC2023-22)

Motion By: Danny Sherrer

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

- l. Discussion, Consideration and Possible Action on Ordinance O-2023-17 a Rezoning Request from A-1, General Agriculture to R-1, Single-Family Residential for property located near Larskpur Lane and Overland Drive (PC2023-15).

1) Ordinance O-2023-17. Section 1.

2) Ordinance O-2023-17. Section 2. Emergency Clause.

Motion To: Approve Ordinance O-2023-17, Section 1

Motion By: Martin Tucker

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

Motion To: Approve Ordinance O-2023-17, Section 2, Emergency Clause

Motion By: Martin Tucker

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

- m. Discussion, Consideration and Possible Action on a Final Plat Request for Vithi Nguyen for property located near Larkspur Lane and Overland Drive (PC2023-23)

Motion To: Deny Final Plat Request for Vithi Nguyen for Property Located Near Larkspur and Overland Drive (PC-2023-23)

Motion By: Martin Tucker

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

- n. Discussion, Consideration and Possible Action on a Planned Unit Development (PUD) Request for Property Located near Wilson Street and North 1st Avenue (PC2023-25)

Motion To: Approve Planned Unit Development (PUD) Request for Property Located Near Wilson Street and North 1st Avenue (PC-2023-25)
Contingent on Compliance with Current City Code

Motion By: Michael Simulescu

Seconded By: Lauren Fuller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

- o. Discussion, Consideration and Possible Action on a Preliminary Plat Extension for property located near Larkspur Lane and Prairie Crossing (PC2023-26)

Motion To: Approve Preliminary Plat Extension for Property Located Near Larkspur Lane and Prairie Crossing (PC2023-26) Contingent Upon Compliance with All City Ordinances

Motion By: Humphrey Miller

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None

- p. Discussion, Consideration and Possible Action on Allowing Allen Hobbs to Connect 30 Lots to the City Sewer System and 90 Lots to City Water System.

No action.

5. New Business

There was no new business.

ADJOURNMENT

Motion To: Adjourn Meeting

Motion By: Martin Tucker

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Simulescu, Tucker

Nays: None

Abstain: None