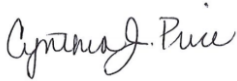


This is to certify that in conformity with the Oklahoma Open Meeting Act, public notice of the date, time and place of this meeting was filed with the City Clerk of Durant on the 8th day of November, 2022 and that an agenda of said meeting was posted at the place of such meeting at 4:40 p.m. on the 5th day of October, 2023.



Cynthia J. Price, City of Durant

**MINUTES OF THE MEETING OF DURANT CITY COUNCIL
October 10, 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 Martin Tucker
City Attorney Tom Marcum
Interim City Manager Rick Rumsey
City Clerk Cynthia J. Price

Absent:

Council Member Mike Simulescu

PRESENTATIONS

1. Presentation of Employee Service Awards for 3rd Quarter 2023

The following employees were presented with an Employee Service Award for 3rd Quarter 2023:

5 YEARS

Frank Enea (Water Treatment Plant): Certificate, Pin, \$50.00
Anthony Smallwood (Water Treatment Plant): Certificate, Pin, \$50.00
Betty Willhite (Finance): Certificate, Pin, \$50.00

15 YEARS

Brandon Carbaugh (Police): Certificate, Pin, \$150

Nathan Hart (Fire): Certificate, Pin, \$150

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.

Maridel Powell - Municipal lien against her property.

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 September 12, 2023
- b. Consider Approval of Special Called Meeting Minutes of September 18, 2023
- c. Consider Approval of Budget Supplements 2024-03
- d. Consider Approval of Budget Supplements 2024-04
- e. Consider Approval of Agreement Between the City of Durant and Big Five Community Services for FY 2023-2024 (C-2023-69)

Motion To: Approve Consent Items as Presented

Motion By: Humphrey Miller

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

2. Consider Items Removed from Consent

3. Information Items

- a. August 2023 Financial Statements And September 2023 Sales Tax Report

4. Administration

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

Motion To: Approve Contract with Retail Strategies for Retail Recruitment Services in the Amount of \$40,000

Motion By: Danny Sherrer

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

- b. Considering Approval of Equipment Financing with American Nation Bank for 2024 Spartan Fire Engine Truck

Motion To: Approve Equipment Financing with American Nation Bank for Spartan Fire Engine Truck

Motion By: Martin Tucker

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

- c. Consider Approval of the Oklahoma Purchasing System Interlocal Cooperation Agreement Between Independent School District No. 15 of Atoka County a/k/a Atoka Public Schools and the Member Public Agencies (C-2023-72)

Motion To: Approve Oklahoma Purchasing System Interlocal Cooperation Agreement Between Independent School District No. 15 of Atoka County a/k/a Atoka Public Schools and the Member Public Agencies (C-2023-72)

Motion By: Humphrey Miller

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

- d. Consideration, Discussion and Possible Approval for Play and Park Structures OK State Contract #SWC0111 to Purchase and Install a New Playground Structure at Dixon Durant Park

Motion To: Approve Play and Park Structures OK State Contract #SWC0111 to Purchase and Install a New Playground Structure at Dixon Durant Park

Motion By: Humphrey Miller

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

- e. Consider and the Acceptance of FY 2023-2024 EMPG Grant Award of \$40,000.00 from the Oklahoma Department of Emergency Management.

Motion To: Accept FY 2023-2024 EMPG Grant Award of \$40,000.00 from the Oklahoma Department of Emergency Management

Motion By: Martin Tucker

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

- f. Consider and Acceptance of the Office of Homeland Security 2023 Homeland Security Grant Program #1550.050 for \$8,500.00

Motion To: Accept the Office of Homeland Security 2023 Homeland Security Grant Program #1550.050 Award in the Amount of \$8,500.00

Motion By: Martin Tucker

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

- g. Discussion, Consideration, and Possible Action on Acceptance of a Proposal for Renewal of Excess Insurance with Arch Insurance Company.

Motion To: Accept Proposal for Renewal of Excess Insurance with Arch Insurance Company

Motion By: Martin Tucker

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

- h. Consider Approval of Group Life/AD&D and Dependent Life with Symetra, Employee Health and Dental Benefit Renewals with Blue Cross Blue Shield and Vision Benefit with VSP, or Take Any Other Appropriate Action

Motion To: Approve Group Life/AD&D and Dependent Life with Symetra, Employee Health and Dental Benefit Renewals with Blue Cross Blue Shield and Vision Benefit with VSP

Motion By: Martin Tucker

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

- i. Discuss and Consider City Owned Property Located at 301 N. Sixteenth, Durant, OK and Take Possible Action

Motion To: Approve The Interim City Manager's Plan To Advertise Property Located At 301 N. Sixteenth, Durant, OK For \$325,000 In A Sealed Bid To Be Opened In 30 Days Per Instructions To Be Published

Motion By: Martin Tucker

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

j. Consider Disposal of Surplus Property of Public Safety Departments

Motion To: Approve Disposal of Surplus Property of Public Safety Departments

Motion By: Lauran Fuller

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

k. Consideration Approval of Small Business Grants

Motion To: Approve Small Business Grant of Main Street Chiropractic LLC in the Amount of \$5,000.00; Approve Small Business Grant of LaGruta in the Amount of \$5,000.00; Approve Small Business Grant of Wright's Drive In LLC in the Amount of \$5,000.00

Motion By: Danny Sherrer

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

l. Discussion, Consideration and Possible Action on a Sketch Plat Request for Goad Construction Inc & Dale Goad Construction Inc. for Property Located near North 49th Avenue and Dale Goad Boulevard Lane (PC2023-24)

Motion To: Approve Sketch Plat Request for Goad Construction Inc. & Dale Goad Construction Inc. with 50 Foot Street Width and Assuming 96 Foot Cul-De-Sac for PC-2023-24

Motion By: Martin Tucker

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

m. Discussion, Consideration and Possible Action on a Revised Planned Unit Development Request for Cope Equities, for Property Located near Gerlach Drive and Carl Albert Drive (PC2023-27)

Motion To: Approve Revised Planned Unit Development Request for Cope Equities for Property Located Near Gerlach Drive and Carl Albert Drive (PC2023-27) Contingent Upon Increasing Parking to 2.5 Spaces Per Unit as Recommended by the Planning Commission to Maintain the Ordinance Requirement

Motion By: Lauran Fuller

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

- n. Discussion, Consideration and Possible Action on Ordinance O-2023-18 a Rezone Request from A-1, General Agriculture to R-3, General Residential for Property Located Near Wilson Street and Montgomery Drive (PC2023-28)

- 1) Ordinance O-2023-18. Section 1;
- 2) Ordinance O-2023-18. Section 2. Emergency Clause.

Motion To: Approve Ordinance O-2023-18, Section 1

Motion By: Martin Tucker

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

Motion To: Approve Ordinance O-2023-18, Section 2, Emergency Clause

Motion By: Martin Tucker

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

- o. Discussion, Consideration and Possible Action on Resolution R-2023-20, a Conditional Use Permit Request for Baptist General Counsel of Oklahoma for Property Located near Wilson Street and Montgomery Drive (PC2023-28)

Motion To: Approve Resolution R-2023-20

Motion By: Lauran Fuller

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

- p. Discussion, Consideration and Possible Action on a Final Plat Request For Midcontinental Real Estate for Property Located Near Wilson Street and Larkspur Lane (PC2023-29)

Motion To: Approve Final Plat Request for Midcontinental Real Estate for Property Located Near Wilson Street and Larkspur Lane (PC2023-29) With Exception of Sidewalks so Kinion Whittington Can Move Forward With Project and Stop Drainage

Motion By: Lauran Fuller

Seconded By: Martin Tucker

Ayes: Fuller, Miller, Tucker

Nays: Sherrer

Abstain: None

5. Executive Session

- a. Consider Entering into Executive Session to Discuss Protected Information as It Pertains to Debra Mealor's OkMRF Application for Retirement Benefit. This Executive Session Authorized by Title 25, Section 307 B(7) of the Oklahoma State

Motion To: Consider Entering into Executive Session

Motion By: Martin Tucker

Seconded By: Lauran Fuller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

- b. Consider Action Pursuant to Executive Session Item 5(a).

Motion To: Approve Payment of OkMRF Retirement Benefit to Debra Mealor

Motion By: Martin Tucker

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None

6. New Business

There was no new business.

ADJOURNMENT

Motion To: Adjourn Meeting

Motion By: Martin Tucker

Seconded By: Humphrey Miller

Ayes: Fuller, Miller, Sherrer, Tucker

Nays: None

Abstain: None