

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 4:30 p.m. on the 7th day of December, 2020.

MINUTES OF THE REGULAR SCHEDULED MEETING OF THE DURANT CITY COUNCIL OF December 8, 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

James Dalton provided the invocation. Public Works Director Marty Cook led the flag salute.

ROLL CALL

Present: Council Member Mike Morris
Council Member Danny Sherrer
Council Member Jerry Tomlinson
Vice Mayor Steve Brittingham
Mayor Oden Grube

City Manager John Dean
City Attorney Tom Marcum
City Clerk Cynthia J. Price

Absent: None

(*denotes partial attendance)

Mayor Grube declared a quorum.

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 November 10, 2020
- b. Consider Approval of Budget Amendment 2021-05
- c. Consider Approval of General Liability/Auto and Property Insurance Through Oklahoma Municipal Assurance Group (OMAG) for Calendar Year 2021 in the Total Amount of \$298,226.00

- d. Consider Approval of Mayoral Recommendation of Appointment of Mike Allen to the Board of Adjustment

Approved

Motion was made by Steve Brittingham and seconded by Jerry Tomlinson to approve consent items as presented.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

2. Consider Items Removed from Consent

3. Information Items

- a. City Clerk Monthly Report - November 2020
- b. City Manager Monthly Report - November 2020
- c. Community Development Monthly Report - November 2020
- d. Economic Development Monthly Report - November 2020
- e. Emergency Management Monthly Report November 2020
- f. Financial Statements and Sales Tax Breakdown-October 2020
- g. Fire Department Monthly Report - November 2020
- h. Human Resources Monthly Report - November 2020
- i. Library Monthly Report - November 2020
- j. Police Department Monthly Report - October 2020
- k. Utility Department Monthly Report - November 2020

4. Administration

- a. Consider and Approval of Ordinance 1928 Amending the Code of Ordinances of the City of Durant, Oklahoma, Section 110.019 and Declaring An Emergency
 - 1. Ordinance 1928 Section 1
 - 2. Ordinance 1928 Section 2 (Emergency Clause)

Approved

Community Development Director Danielle Barker addressed council and stated the purpose of the proposed ordinance is to eliminate the requirement portion of the code regarding business licenses and allowing administrative staff to determine the content of the business licenses.

Motion was made by Jerry Tomlinson and seconded by Steve Brittingham to approve Ordinance 1928, Section 1, amending the Code of Ordinances of the City of Durant, Oklahoma, Section 110.019.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

Motion was made by Mike Morris and seconded by Jerry Tomlinson to approve Ordinance 1928, Section 2 Emergency Clause.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

- b. Consider Approval of Mayoral Appointment for Municipal Judge and Alternate Municipal Judge for 2021-2023 Term Pursuant to Durant City Code Sections 35.16 and 35.19 and Approval of Contract Services Agreements
 - 1. Consider Mayoral Appointment of Kenneth Rainbolt to Serve Additional Term as Municipal Judge for 2021-2023 Term and Approval of Contract Services Agreement for Municipal Judge Services (C-2020-74);
 - 2. Consider Mayoral Appointment of Matt Mickle to Serve Additional Term as Alternate Municipal Judge for 2021-2023 Term and Approval of Contract Services Agreement for Alternate Municipal Judge Services (C-2020-75).

Approved

Motion was made by Jerry Tomlinson and seconded by Mike Morris to approve mayoral appointment of Kenneth Rainbolt to serve additional term as Municipal Judge for 2021-2023 Term and approve Contract Services Agreement for Municipal Judge Services City of Durant (C-2020-74).

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

Motion was made by Jerry Tomlinson and seconded by Mike Morris to approve mayoral appointment of Matt Mickle to serve additional term as Alternate Municipal Judge for 2021-2023 Term and approve Contract Services Agreement for Alternate Municipal Judge Services City of Durant (C-2020-75).

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

- c. Discussion, Consideration and Possible Action on Renaming of Oil Mill Avenue to Leonard Wallace Way.

No Action Taken

- d. Discussion, Consideration and Possible Action on Ordinance 1927 Establishing Procedures for Renaming City Streets.

Approved

City Manager John Dean stated there is currently no process in place for renaming city streets. The proposed ordinance establishes a procedure for any future request for a street name change to be brought before council and a public hearing to be held.

Motion was made by Jerry Tomlinson and seconded by Steve Brittingham to approve Ordinance 1927 Establishing Procedures for Renaming City Streets.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

- e. Consider Approval of Resolution 2020-42 Extending the State of Emergency Until January 13th, 2021 Due to the COVID-19 Pandemic.

Approved

City Manager John Dean stated the proposed resolution would extend the State of Emergency to January 13, 2021 and follows state guidelines.

Motion was made by Jerry Tomlinson and seconded by Steve Brittingham to approve Resolution 2020-42 extending the State of Emergency due to the COVID-19 Pandemic; establishing public meeting practices for city council, authorities, trusts, commissions, advisory boards and committees of the City of Durant; directing the city manager to issue permits for events with certain limitations; authorizing the city manager to adjust operations and services in response to COVID-19 as necessary; and follow the State Executive Order 2020-20 as periodically amended.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

- f. Discussion, Consideration and Possible Action on Establishing a Comprehensive Plan for the City of Durant.

No Action Taken

Community Development Director Danielle Barker provided an update on the Comprehensive Plan. Ms. Barker provided a draft of the Comprehensive Plan to each

council member for their review. Ms. Barker stated the Comprehensive Plan will be presented to the Planning Commission at their January 2021 meeting.

- g. Consider Approval of Ordinance 1925 Establishing a Procedure for Abandoned Cemetery Lots to Revert to the City; Amending the Code of Ordinances of the City of Durant, Oklahoma, and Declaring an Emergency

Approved

City Attorney Tom Marcum addressed council and stated this ordinance would establish a reversion process and allow the city to follow that process periodically without having to go through the court system. City Attorney Marcum stated that upon sufficient proof of ownership, the owner of a plot or a portion of a plot shall have the option of updating the records, offering the lot(s) for sale in a private transaction; donating the lot(s) or requesting the city buyback the lot(s). City Attorney Marcum recommended approval.

Motion was made by Jerry Tomlinson and seconded by Mike Morris to approve Ordinance 1925, Section 1, Establishing a Procedure for Abandoned Cemetery Lots to Revert to the City; Amending the Code of Ordinances of the City of Durant, Oklahoma.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

Motion was made by Jerry Tomlinson and seconded by Mike Morris to approve Ordinance 1925, Section 2, emergency clause.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

- h. Consideration to Approve Resolution 2020-41 for Support and Match Commitment Necessary for the OK 9-1-1 Authority Grant Application to Upgrade the GIS Addressing and Mapping System for the Durant Communications Center.

Approved

Grants Coordinator Rebecca Payne addressed council and stated a grant application for a new GIS System was submitted in October 2020. Since then, the State 911 Board made some changes which in turn made it necessary to re-submit the application. The resolution passed by council to support the initial application is no longer applicable. Ms. Payne stated the State of Oklahoma requires a resolution in support of each application and to identify the match within the resolution.

Motion was made by Steve Brittingham and seconded by Jerry Tomlinson to approve Resolution 2020-41 to Submit OK 9-1-1 Authority Grant Application to Implement GIS addressing and Mapping System Upgrade.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

- i. Discussion, Consideration and Possible Action on Removing Asphalt from Certain Central Business District Streets.

No Action Taken

Street Department Superintendent John Cain addressed council and stated the removal of asphalt from brick streets in the downtown business district would begin on less travelled roads. This is a four phase project. Mr. Cain provided a color coded map of each phase of the project. Mr. Cain will have a better idea of timing after the project begins and the crews discover the condition of the street underneath and gain experience with the process. Public Works Director Marty Cook stated updates would be provided.

- j. Discussion, Consideration and Possible Action on Ordinance 1926 Amending Section 32.030 of the Durant Code of Ordinances Regarding the Library Board.

Approved

City Manager John Dean addressed council and stated this proposed ordinance brings the library board in line with the other advisory boards.

Motion was made by Jerry Tomlinson and seconded by Mike Morris to approve Ordinance 1926, Section 1, Amending Section 32.030 of the Durant Code of Ordinances Regarding the Library Board.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

Motion was made by Jerry Tomlinson and seconded by Danny Sherrer to approve Ordinance 1926, Section 2, emergency clause.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

5. Public Hearings

- a. Consideration of PC2020-18 Ordinance Number 1922 Rezoning and Planned Unit Development for Property Near the Intersection of 15th and Arkansas
 1. Public Hearing
 2. Consider Action on Ordinance 1922 Section 1.
 3. Consider Action on Ordinance 1922 Section 2. (Emergency Clause)
- Tabled

Community Development Director Danielle Barker addressed council and stated the applicant has requested this matter be tabled.

6. New Business

There was no new business.

ADJOURNMENT

Motion was made by Steve Brittingham and seconded by Oden Grube to adjourn meeting.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

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