

Agenda posted on Durant City Hall Entry Door at This is to certify that in conformity with the Oklahoma Open Meeting Act, notice of the date, time and place of this meeting was filed with the City Clerk of Durant on the 19th day of May, 2016 and that an agenda of said meeting was posted at the place of such meeting at 4:30 p.m. on the 24th day of May, 2016 and an amended agenda was posted at the place of such meeting at 4:56 p.m. on the 25th day of May, 2016..

**MINUTES OF THE SPECIAL MEETING OF DURANT CITY Council Special Meeting
OF May 26, 2016 AT 5:00 PM, Roscoe J. Hatfield Council Chambers - AMENDED
AGENDA**

CALL TO ORDER

Mayor Hoffman called the meeting to order at 5:09 p.m.

ROLL CALL

Present: Council Member Chad Hitchcock	City Attorney Pat Phelps
Council Member Billy L. Orr	Acting City Manager Donnalla Miller
Council Member Jerry Tomlinson	City Clerk Cynthia J Price
Vice-Mayor Destry Hawthorne	
Mayor Stewart Hoffman	(*denotes partial attendance)

Absent: None

Mayor Hoffman declared a quorum.

1. Consider Approval of Resolution 2016-11 Establishing Fees for Itinerant Merchant Local Farmers Selling Crops During an Organized Farmer's Market Event

Approved

JJ Wilson, Program Director, addressed council. The Farmers' Market event was organized by Imagine Durant to attract local vendors and encourage commerce in downtown Durant. The proposed fee is \$25.00 for a calendar year.

Motion was made by Chad Hitchcock and seconded by Destry Hawthorne to approve Resolution 2016-11 Establishing Fees for Itinerant Merchant Local Farmers Selling Crops During an Organized Farmers' Market Event. Motion Passed with the following vote:

Ayes: Hawthorne, Hitchcock, Hoffman, Orr, Tomlinson

2. Consider Appointment of New Member to Durant Community Facilities Authority in Accordance with Trust Indenture Dated June 8, 2004;

No Action Taken

No action was taken on this item.

3. Consider Re-Appointment of Members to Durant Community Facilities Authority in Accordance with Trust Indenture Dated June 8, 2004;

Approved

Motion was made by Jerry Tomlinson and seconded by Bill Orr to re-appoint members to Durant Community Facilities Authority in accordance with Trust Indenture dated June 8, 2004 as follows: Jerry Tomlinson - Position 1 - to June 2018; Mark Webb - Position 4 - to June 2018; Dr. Larry Minks - Position 8 - to June 2017; Chad Hitchcock - Position 3 - to June 2017; Mike Dills - Position 6 - to June 2017; Dr. Sean Burrage - Position 9 - to June 2017. Motion Passed with the following vote:

Ayes: Hawthorne, Hitchcock, Hoffman, Orr, Tomlinson

4. Recommend Election of Chair and Vice-Chair of the Durant Community Facility Authority be Placed on the June 6, 2016 Agenda of the Durant Community Facilities Authority

No Action Taken

A member of the Durant Community Facilities Authority Board would like this item placed on their next agenda. No action taken on this item.

5. Consideration To Award Or Reject Construction Bid(s) RFB #2016-029 Relating To Community Development Grant (16423 CDBG-ED 15)

Approved

Rebecca Collins, Grant Coordinator, stated the Tile Shop is not going to utilize the Community Development Block Grant (CDBG). Ms. Collins recommended rejection of all bids for construction for RFB #2016-029 relating to Community Development Block Grant 16423 CDBG-ED 15.

Motion was made by Bill Orr and seconded by Chad Hitchcock to reject all bids for RFB #2016-029 relating to Community Development Block Grant 16423 CDBG-ED 15. Motion Passed with the following vote:

Ayes: Hawthorne, Hitchcock, Hoffman, Orr, Tomlinson

6. Consider Approval of Commercial Metals Company Economic Development Agreement

Approved

Attorney Cheryl Denney addressed council. Attorney Denney provided an overview of the Commercial Metals Company Economic Development Agreement. Mayor Hoffman stated the Durant Industrial Authority unanimously approved the Commercial Metals Company Economic Development Agreement at their Special Called Meeting earlier today.

Motion was made by Bill Orr and seconded by Jerry Tomlinson to approve Commercial Metals Company Economic Development Agreement. Motion Passed with the following vote:

Ayes: Hawthorne, Hitchcock, Hoffman, Orr, Tomlinson

7. Consider Approval of Industrial Water Purchase Agreement Between Durant City Utilities Authority and Rural Water and Sewer District #5 (C-2016-25)

City Attorney Pat Phelps stated the Industrial Water Purchase Agreement is still under negotiation and recommended no action be taken.

Motion was made by Jerry Tomlinson and seconded by Bill Orr to authorize City Attorney Phelps and Acting City Manager Donnalla Miller to continue negotiation of Industrial Water Purchase Agreement between Durant City Utilities Authority and Rural Water and Sewer District #5 (C-2016-25). Motion Passed with the following vote:

Ayes: Hawthorne, Hitchcock, Hoffman, Orr, Tomlinson

8. Consider Approval of Interlocal Cooperation Agreement Between the City of Durant and Rural Water District #5 (C-2016-26)

Approved

Attorney Phelps addressed council and stated the agreement was modified just prior to this meeting. Attorney Phelps reviewed each of the modifications. Attorney Phelps stated Attorney Mary Kay Nabors would be providing the revised agreement for signature if approved. Attorney Phelps recommended approval of the Interlocal Cooperation Agreement with modifications.

Motion was made by Destry Hawthorne and seconded by Chad Hitchcock to approve Interlocal Cooperation Agreement between the City of Durant and Rural Water District #5 (C-2016-26) with modifications as presented by City Attorney Phelps. Motion Passed with the following vote:

Ayes: Hawthorne, Hitchcock, Hoffman, Orr, Tomlinson

9. Executive Session

- a. Consider Entering Into Executive Session As Authorized By Title 25 O.S. Section 307 B(1) To Discuss The Employment, Hiring, Appointment, Promotion, Demotion, Disciplining Or Resignation Of The City Manager

Approved

Motion was made by Chad Hitchcock and seconded by Bill Orr to enter into executive session to discuss the employment, hiring, appointment, promotion, demotion, disciplining or resignation of the city manager. Motion Passed with the following vote:

Ayes: Hawthorne, Hitchcock, Hoffman, Orr, Tomlinson

Motion was made by Bill Orr and seconded by Destry Hawthorne to re-enter regular session to continue the executive session to 7:52 p.m. on May 26, 2016 at Durant City Hall. Motion Passed with the following vote:

Ayes: Hawthorne, Hitchcock, Hoffman, Orr, Tomlinson

Motion was made by Bill Orr and seconded by Destry Hawthorne to re-enter into executive session to discuss the employment, hiring, appointment, promotion, demotion, disciplining or resignation of the city manager. Motion Passed with the following vote:

Ayes: Hawthorne, Hitchcock, Hoffman, Orr, Tomlinson

- b. Consider Action Pursuant To Agenda Item 9a To Discuss The Employment, Hiring, Appointment, Promotion, Demotion, Disciplining Or Resignation Of The City Manager

Approved

Motion was made by Destry Hawthorne and seconded by Chad Hitchcock to terminate the employment of the city manager for the good of the service effective immediately. Motion Passed with the following vote:

Ayes: Hawthorne, Hitchcock, Hoffman, Tomlinson

Abstain: Orr

Adjournment

Motion was made by Chad Hitchcock and seconded by Jerry Tomlinson to adjourn meeting. Motion Passed with the following vote:

Ayes: Hawthorne, Hitchcock, Hoffman, Orr, Tomlinson