

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 July 15, 2019 at 10:51 a.m. and that an agenda of said meeting was posted at the place of such meeting at 5:52 p.m. on the 29th day of July, 2019.

**MINUTES OF THE SPECIAL MEETING OF DURANT CITY Council Special Meeting
OF July 30, 2019 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

Police Chief David Houser provided the invocation. Vice Mayor Steve Brittingham led the flag salute.

ROLL CALL

Present: Council Member Mike Morris	City Manager Tim Rundel
Council Member Danny Sherrer	City Attorney Tom Marcum
Council Member Jerry Tomlinson	City Clerk Cynthia J. Price
Vice Mayor Steve Brittingham	
Mayor Oden Grube	

Absent: None (*denotes partial attendance)

Mayor Grube declared a quorum.

1. Consider Approval of Enterprise Fleet Management Equity Lease Open - End (Equity) Lease Rate Quote 4306977 for the Lease of Seven 2020 Police Chevrolet Tahoes

Approved

Police Chief David Houser provided council with Open-End (Equity) Lease Rate Quotes for both the 2020 Ford Police Interceptor and the 2020 Chevrolet Tahoe. Chief Houser explained the advantages and disadvantages of leasing vs. purchase and differences between the Ford and Chevrolet models being considered. Chief Houser recommended leasing the 2020 Chevrolet Tahoes.

Motion was made by Jerry Tomlinson and seconded by Mike Morris to approve Enterprise Fleet Management Open End (Equity) Lease Rate Quote 4306977 for the lease of seven 2020 Police Chevrolet Tahoes.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

2. Consider Acceptance of Streets and Infrastructure Task Force Committee Report

Approved

Streets & Infrastructure Task Force Committee Chairman Mike Davis provided a power point presentation and overview of its Report & Recommendations. Mr. Davis stated the final committee vote was 5-2. Committee Member Charles Bachmann presented the minority report. Mr. Bachmann stated the difference was not in substance but how it was going to be presented to people. A question/answer period followed.

Motion was made by Jerry Tomlinson and seconded by Danny Sherrer to accept Streets and Infrastructure Task Force Committee Report.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

3. Executive Session

- a. Consider Executive Session for Confidential Communication with Attorney Concerning Pending Claim Against the City of Durant: Tort Claim of Dempsey Keach Ballard; (This Executive Session Authorized by Title 25, Section 307 B(4) of the Oklahoma State Statutes) Approved

Motion was made by Jerry Tomlinson and seconded by Steve Brittingham to enter into executive session.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

Motion was made by Steve Brittingham and seconded by Mike Morris to re-enter regular session.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

- b. Consider Action Pursuant to Item 3(a)

No Action Taken

- c. Consider Executive Session to Discuss the Possible Resignation of City Manager Tim Rundel and/or Possible Negotiation of Separation Agreement with City Manager Tim Rundel (This Executive Session Authorized by Title 25, Section 307 B(1) and B(2) of the Oklahoma State Statutes)

Approved

Motion was made by Jerry Tomlinson and seconded by Steve Brittingham to enter into executive session.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

Motion was made by Steve Brittingham and seconded by Mike Morris to re-enter regular session.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson

d. Consider Action Pursuant to 3(c) Above

Approved

Motion was made by Mike Morris and seconded by Steve Brittingham to accept the resignation of City Manager Tim Rundel effective August 2, 2019 at 12:00 p.m. pursuant to the terms of a settlement and release agreement, the substantive terms which are as follows: payment of six months salary and benefits beyond the current pay period, mutual releases of further claims by the city council and Mr. Rundel.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer

Nays: Tomlinson

Adjournment

Motion was made by Mike Morris and seconded by Steve Brittingham to adjourn meeting.

Motion Passed with the following vote:

Ayes: Brittingham, Grube, Morris, Sherrer, Tomlinson