

The City of Durant encourages participation from all its citizens. If participation at any public meeting is not possible due to a disability, notification to the City Clerk at least 48 hours prior to the scheduled meeting is encouraged in order to make the necessary accommodations. The City of Durant may waive the 48-hour rule if interpreters for the deaf (signing) or translation services for limited English proficient (LEP) individuals are not the necessary accommodation.

DURANT CITY COUNCIL

4:00 PM

**Roscoe J. Hatfield
Council Chambers, 300
West Evergreen, Durant,
Oklahoma
SPECIAL AGENDA**

August 30, 2016

CALL TO ORDER

ROLL CALL

ORDER OF BUSINESS

1. Consider Approval of Special Event Permit Application for 5K Run on September 17, 2016 Held By Boys and Girls Club
2. Consider Approval of Request for Authorization to Provide Cardinal Glass Pump Station Upgrade (RFAP #2016-162)
3. Consider Approval of Memorandum of Understanding C-2016-61. Between the City of Durant and Sunstar, LLC.
4. **Executive Session**
 - a. Consider Executive Session to Discuss Hiring of City Manager (This Executive Session Authorized by Title 25, Section B(1) of the Oklahoma State Statutes
 - b. Consider Action Pursuant to 4(a) Above

ADJOURNMENT

CERTIFICATE

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 25th day of August, 2016 and that an agenda of said meeting was posted at the place of such meeting at 3:45 p.m. on the 29th day of August, 2016.

Cynthia J. Price, City of Durant



The City of Durant

Office of City Clerk

Memorandum

Date: 8/25/2016
To: Mayor and City Council
From: Cynthia J. Price, City Clerk
Re: Consider Approval of Special Event Permit Application for 5K Run on September 17, 2016 Held By Boys and Girls Club

This Special Event Permit Application has been reviewed by Police Chief David Houser, Fire Chief Roger Joines, Street Department Superintendent James Young and Solid Waste Collection Superintendent Albert Pierce. All were in favor of approving the application. Mr. Young added that while the Street Department places the barricades on the street corners, it is the responsibility of the event organizers to move the barricades on to the streets prior to the event and remove the barricades from the street after the event. I notified the event organizers in writing of this condition. The event will follow the pre-approved 5K route.

Council Information / Action Requested

Approve or deny Special Event Permit Application for 5K Run on September 17, 2016 held by Boys and Girls Club.

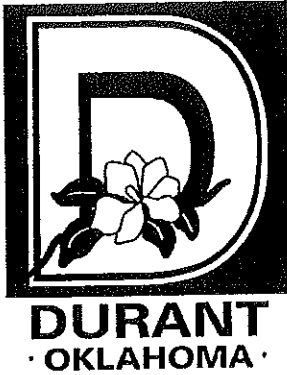
City Staff Information / Action Follow-up, if Council authorizes this action:

Notify event organizers of council decision.

Notify police, fire, street and solid waste collection departments upon city council approval.

ATTACHMENTS:

Description	Type	Upload Date
SEP-2016-027 Application, Map	Exhibit	8/25/2016



Special Event Permit Application

Return Completed Application to City Clerk

♦ City Hall Room 103 ♦ 300 W. Evergreen St. ♦

PO Box 578 Durant, OK 74702

General Information

- Event organizers are required to register all public special events (outdoor festivals, walks/runs, parades, carnivals, tournaments, etc.) with the City of Durant.
- Organizers must submit the Special Event Permit Application form a minimum of 60 days prior to the event.
- Please do not assume that all aspects of the event will be approved. You may be asked to make some changes to your plan based on the availability of services and scheduling of other events.
- All applications must be signed. Those applications not signed will be considered incomplete and will not be processed. Upon approval of your event, you will receive written or electronic notification of confirmation.

Location

Name of Event: 5K Run

Type of Event: ☒ Run/Walk ☐ Bicycle ☐ Parade ☐ Sporting Event ☐ Tailgate Party ☐ Festival
☐ Motorcycle Ride ☐ Concert ☐ Wedding ☐ Car Show ☐ other:

Choose pre-designated Run/Walk route: ☐ Route 1 ☐ Route 2 ☐ Route 3 ☐ N/A

Choose pre-designated Parade route: ☐ Route 1 ☐ Route 2 ☐ Route 3 ☐ N/A

Location of Event: Boys + Girl Club Address of Event: 415 N. 5th St.

Event located at a City facility or park? ☐ Yes ☒ No General public invited? ☐ Yes ☐ No

Sponsoring Organization

Organization/Group/Individual Name:

Is organization Non-Profit or For-Profit? ☒ Non-Profit ☐ For-Profit

Primary Contact Person: LARRY LONG Phone: 579-2423

Director @
Email: 60greatdur
CO

Secondary Contact Person: Larry Paschall Phone: 579-2423

Programs @
Email: 60greatdur
COM

Fundraiser? ☒ Yes ☐ No Organization to Benefit from Proceeds:

Boys + Girls Club

Assurance

I certify that the information contained in the foregoing application is true and correct to the best of my knowledge and belief that I have read, understand and agree to abide by the rules and regulations governing the proposed Special Event under the City of Durant Municipal Code. Host Organization will be responsible for any damages to city equipment or facilities. Applicant agrees to comply with all other requirements of the City, County, State and any other applicable entity which may pertain to the use of the Event venue and the conduct of the Event. In the event that a possessory interest subject to property taxation is created by virtue of this use permit, I agree to pay all possessory interest taxes and the City shall not be liable for the payment of such taxes. I further agree that the payment of any such taxes shall not reduce any consideration paid to the City pursuant to this use permit. I agree to abide by these rules, and further certify that I, on behalf of the Host Organization, am also authorized to commit that organization, and therefore agree to be financially responsible for any costs and fees that may be incurred by or on behalf of the Event to the City of Durant.

Street closings will require approved traffic control devices including barricades and signs. State Law requires that in most cases, state certified police officers must be used for traffic control on public streets **The cost to provide any services shall be paid in advance** including, but not limited to traffic control devices or services provided by the Durant Police Department.

Applicant Name: LARRY LONG Application Date: Click here to enter a date. 8-22-16
 Applicant Signature: [Signature]

Checklist

Thank you for completing your Special Event Permit Application. Before you submit your application to the City of Durant, please make sure that the following steps have been completed.

Have you?

- ☐ Signed and dated your application
- ☐ Attached your event site plan including any applicable traffic, security, or parking plans
- ☐ Attached a list of your vendors and a copy of applicable health permits
- ☐ Attached a Certificate of Insurance
- ☐ Attached a copy of your IRS 501(c) tax exemption letter
- ☐ Included and attached any Bryan County, State, or City permits that may be required

Return Completed Application to DURANT CITY CLERK
 ♦ City Hall Room 103 ♦ 300 W. Evergreen St. ♦
 PO Box 578 Durant, OK 74702

Reviewed: POLICE _____ FIRE _____ STREET _____ SANITATION _____

Approved: POLICE _____ FIRE _____ STREET _____ SANITATION _____

Food/Beverage/SalesWill there be sales associated with the event? ☐ Yes ☒ NoAre you charging vendors for participating or booths? ☐ Yes ☒ No If "yes", Amount?Will alcoholic beverages or low point beer be served or sold at the event? ☐ Yes ☒ NoIf "yes", check all that apply: ☐ Free/Host alcohol ☐ Sale of alcohol ☐ Beer ☐ Liquor ☐ Beer & liquorDid you obtain an alcohol license or permit? ☐ Yes ☒ NoWill food be prepared in the event area? ☐ Yes ☒ NoHave all county health department permits been obtained? ☐ Yes ☒ No

Note: Other permits from the City of Durant, Bryan County or State of Oklahoma may be required. Please review the section in the guidelines for additional information. An application to the Oklahoma Tax Commission for a special event permit at least twenty (20) days prior to the event is required per O.S. Title 68 Section 1364.2.

Traffic and ParkingNormal traffic flow to be disrupted? ☒ Yes ☐ No Street closing(s) requested? ☒ Yes ☐ NoIs there a need for traffic control from our Police Department? ☒ Yes ☐ NoParking arrangements necessary? ☐ Yes ☒ No On-site parking control? ☒ Yes ☐ No

If "yes", indicate the following on the attached site plan: proposed area detailing names of all streets, time frame involved, requested street closure(s), entry and exit for event traffic and/or pedestrian crossings, type of traffic control requested, and possible impact on traffic patterns. Describe how the route will be marked and the type of police service is needed (ie. front escort, rear escort, traffic control, security). Describe parking arrangements and/or on-site parking control.

Security/MedicalWill this event require Event Security? ☐ Yes ☒ No On-site Medical/First Aid care? ☒ Yes ☐ NoWill the event involve any type of fireworks or pyrotechnics? ☐ Yes ☒ NoWill there be any type of hazardous materials on-site during the event? ☐ Yes ☒ NoWill the event involve any type of firearms or replica firearms? ☐ Yes ☒ No

If "yes", indicate the following on the attached site plan: description of proposed type of event security and list type of direct communication equipment to be used; outline of on-site medical/first aid care to be provided; details related to fireworks and/or pyrotechnics (including what will be utilized and by whom); and explain how firearms (replica or otherwise) are involved with the event. Attach material safety data sheets for any hazardous material on-site during the event. **Note:** the City of Durant may impose requirements for event security based on the type of event, anticipated crowds, location or other factors.

Event Summary

Set Up Date: Click here to enter a date. 9/17/16

Set Up Time: 7³⁰ A.M.

Event Start Date: Click here to enter a date. 9/17/16

Event Start Time: 9 A.M.

Event End Date: Click here to enter a date. 9/17/16

Event End Time: 11 A.M.

Dismantle Date: Click here to enter a date. 9/17/16

Dismantle Time: 12 NOON

Expected Attendance: 200

Admission/Registration Fee for public: yes

Special arrangements necessary for:

Dumpsters ☐ Yes ☒ No

Detail:

Trash Receptacles ☐ Yes ☒ No

Detail:

Water Service ☐ Yes ☒ No

Detail:

Electrical Service ☐ Yes ☒ No

Detail:

Restroom Facilities ☐ Yes ☒ No

Detail:

Site Cleanup ☐ Yes ☒ No

Detail:

Food Sales/Service ☐ Yes ☒ No

Detail:

Beverage Sales/Service ☐ Yes ☒ No

Detail:

Will there be an event stage? ☐ Yes ☒ No

Will tents be used on-site? ☐ Yes ☐ No

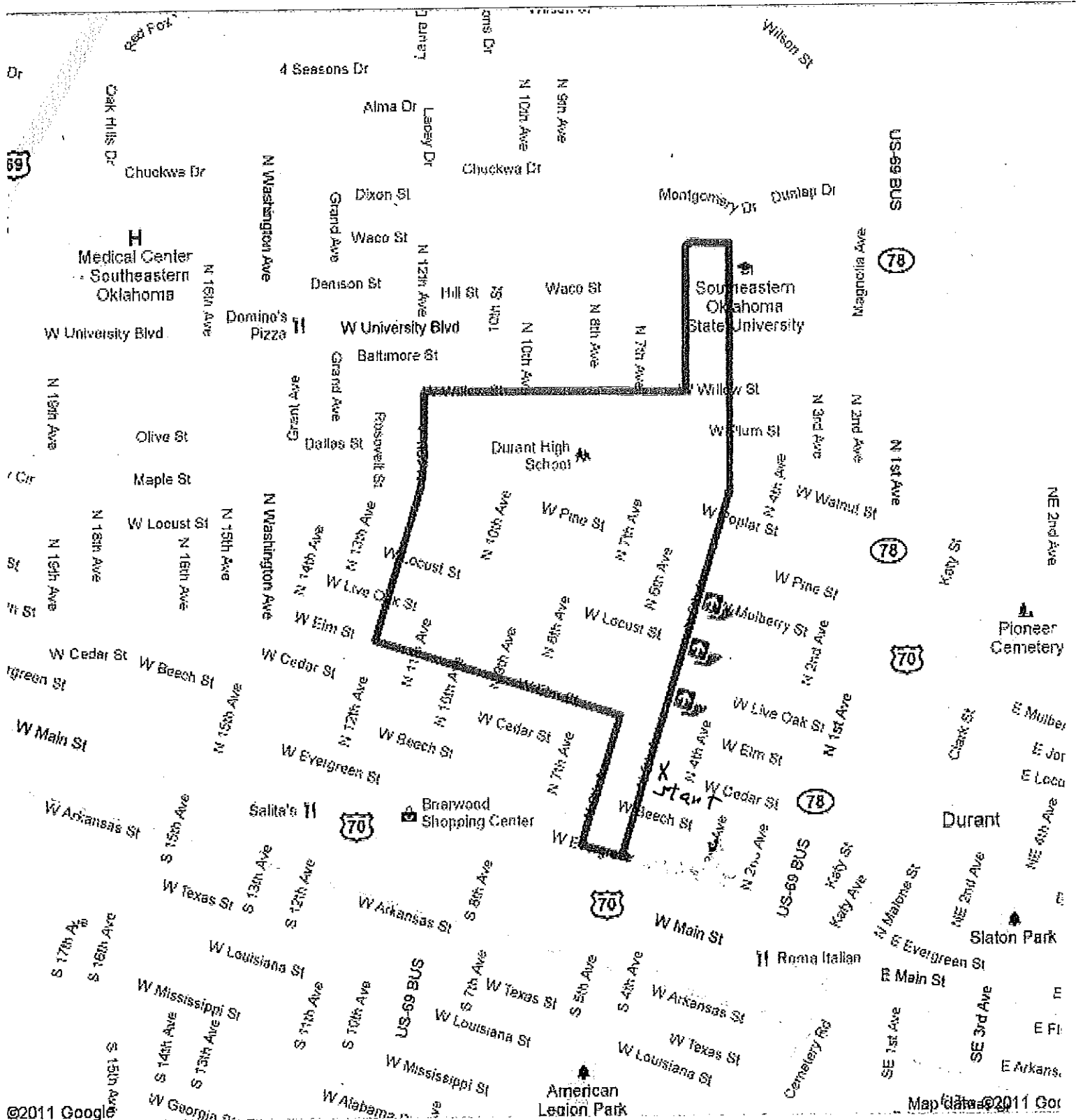
Have adjacent property/business owners been notified? ☐ Yes ☒ No

Site Plan

☒ Attach a site plan to the application. Application is not complete without a site plan.

- Outline of the entire event venue including the names of all streets or areas that are part of the venue and the surrounding area.
- If the event involves a moving route of any kind, indicate the direction of travel and all street or lane closures. Describe any kind of signage to be used.
- The location of fencing, barriers and/or barricades.
- The location of all stages, platforms, scaffolding, bleachers, grandstands, canopies, tents, portable toilets, booths, cooking areas, trash containers and dumpsters and any other temporary structures. Include source or provider for each one.
- Generator locations and/or source of electricity

2016-027



~~Cottons~~ Run 5K

Will start + Finish @
Boys + Girls Club



The City of Durant

Office of the Water Treatment Plant

Memorandum

Date: 8/25/2016
To: Mayor and City Council
From: Phillip Hightower
Re: Consider Approval of Request for Authorization to Provide Cardinal Glass Pump Station Upgrade (RFAP #2016-162)

The pump upgrade would be from 800 gallons per minute to 1400 gallons per minute. This item is already budgeted.

Council Information / Action Requested

Approve Request for Authorization to Provide Cardinal Glass Pump Station Upgrade (RFAP #2016-162)

City Staff Information / Action Follow-up, if Council authorizes this action:

ATTACHMENTS:

Description	Type	Upload Date
RFAP 2016-162	Cover Memo	8/25/2016

SPEND/CNTRCT#

INCODE PROJ#

RFAP#

2016-1162

REQUEST FOR AUTHORIZATION TO PURCHASE

Ref: 11 O.S. §10:114 (B) and 61 O.S. §103 (D) and City of Durant Code: § 37.003-37.010

Item #

- 1 Item planned for spending (provide details):
Upgrade pump at Cardinal Glass Pump Station from 800 gallons per minute to 1400 gallons per minute.
- 2 Department requesting authorization:
Water Treatment Plant
- 3 Bidding recommendation (award or reject along with name and contact information of vendor):
Three quotes have been obtained and we recommend using MVA Services, LLC to do the installation. We received quotes to replace one pump and also to replace both pumps. We recommend replacing both pumps at this time.
- 4 Estimated Purchase Date (M/D/Y):
October 25, 2016
- 5 What are the financing or lease purchase terms (APR %, length of financing, payments, etc.)
na
- 6 Is this item included in the current FY budget (Yes/No)
GL account code:
GL account code:
Spending / purchase request details (complete below blanks):
8a Amount requested to spend
8b Item (new or replacement, if a capital item complete fixed asset form?)
8c Old Item to be Traded-In (Yes / No). Note: if a capital item complete fixed asset form?
- If a Replacement Item, give description, age and condition of item to be replaced (including model & serial or VIN, trade allowance)
- 8d Is a contractor written agreement involved (Yes / No), if yes include a copy of the contract after City Attorney Review
8e Does the purchase involve Grant Funding (Yes or No)
8f What is the City Cash Match for the Grant
8g What other match or financial obligation is involved with the City accepting this Grant (explain with details)
- 9 Purchase is Planned By (complete appropriate item(s) below):
- 9a **Informal Quotes** – Purchases of \$2000-\$15,000 City Manager approval required. Purchases with an estimated cost over \$15,000 use formal bids. Specifications & at least 3 quotes must be attached for items over \$5,000 (city manager can require quotes for below \$5,000):
- 9b **Formal Bids** – Purchases with an estimated cost over \$15,000 Council approval required. Attach complete specifications and a bidders list with at least 3 bidders. Include bidder name, address, phone number, fax number and email address of recommended vendor:
- 3 bids with specs attached. MVA Sercuves, LLC., The Scruggs Company, SPM Work. Addresses and phone and email address are with attached bids.
- 9c **State Contract** – Purchases of \$2,000-\$15,000 City Manager approval required. Purchases over \$15,000 Council approval required. Include name, address, phone number, fax number, email address of state contract vendor and state contract number:

* To be funded from 2010 USSTRN. Ew
2 or 2012 Ew

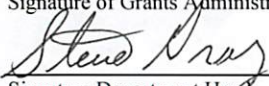
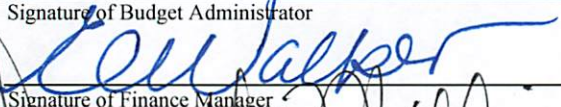
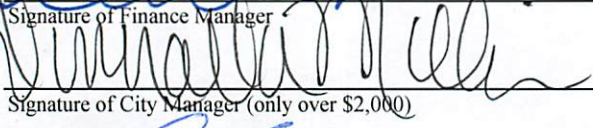
9d **Buy Board** – Purchases of \$2,000-\$15,000 City Manager approval required. Purchases more than \$15,000 Council approval required. Include name, address, phone number, fax number, email address of Buy Board:

9e **Professional Services Agreement** – Purchases over \$2,000 and less than \$15,000 via an engineering, surveying, architect, computer services, janitorial, etc. firm covered by a council approved professional services agreement, City Manager approval required.

9f **Emergency Purchase** – To be utilized only when immediate action must be taken to protect the public health or safety or to prevent damage to property, prior council approval not required. Notify the City Manager immediately that an emergency purchase is needed.

9g **Sole Source Purchase** – Purchases of \$2,000-\$15,000 City Manager approval required. Purchases with an estimated cost over \$15,000 Council approval required in addition to City Manager approval. Attach to this request a memo detailing the nature of the Sole source designation, that is explain how this purchase fulfills the requirements to be considered a sole source purchase:

10 Signature & date blocks (complete appropriate sections):

10a	Signature of Grants Administrator (if applicable)	date (M/D/Y):
		8-18-2016
10b	Signature Department Head	date (M/D/Y):
		8-18-2016
10c	Signature of Division Head	date (M/D/Y):
		8-23-16
10d	Signature of Budget Administrator	date (M/D/Y):
		8/18/16
10e	Signature of Finance Manager	date (M/D/Y):
		8-25-16
10f	Signature of City Manager (only over \$2,000)	date (M/D/Y):
		8/23/2016
10g	Signature of City Treasurer (date)	date (M/D/Y):
11h	City Manager Comments:	



SERVICES YOU CAN COUNT ON!
PO Box 311
ROYSE CITY TX 75189
214-502-6432

QUOTE

DATE	QUOTE #
8/9/2016	2016-03-09

CITY OF DURANT WTP
STEVE GRAY
PO Box 578
300 W EVERGREEN ST
DURANT OK 74702

			TERMS
			NET 30
DESCRIPTION	QTY	EACH	TOTAL
1400GPM @ 162FT HEAD 5AE8N - CI/BRZ FIT HORIZ MOUNT, PACKED GLAND -MOTOR SPECS- 75HP 3600R 364TS 208-230/460V 3PH 60HZ. ODP, WEG - 7.61" BRONZE IMPELLER -COUPLING, COUPLING GUARD, AND BASE INCLUDED	1	17,875.00	17,875.00
ECS96X1CAAP29P67P71S3 EATON NEMA 1 ENCLOSURE W/156A FRAME RED "STOP" LIGHT, GREEN "RUN" LIGHT, AMBER "FAULT" LIGHT, START/STOP PB, 3 POS. SWITCH "MANUAL-OFF-REMOTE THE SOFT START HAS THE FAULT DETECTION AND WILL NOT NEED A PHASE MONITOR.	1	11,025.00	11,025.00
ELECTRICAL SUPPLIES NEW WIRING ETC. TO UPGRADE TO 75HP PUMP ESTIMATED AT	1	3,100.00	3,100.00
BOLT AND PUMP GASKETS	1	375.00	375.00
INCOMING FRIEGHT PPA FREIGHT	1	500.00	500.00
MVA SERVICE LABOR TO INSTALL PUMP AND STARTUP TWO DAYS	2	2,450.00	4,900.00
SERVICE TRUCK CHARGE	2	150.00	300.00
MVA SERVICE LABOR TO INSTALL SOFT START AND STARTUP	2	2,100.00	4,200.00
SERVICE TRUCK CHARGE	2	100.00	200.00
DOES NOT INCLUDE NEW BREAKER OR BREAKER PARTS FOR MAIN SERVICE			
IF EXTRA LABOR OR MATERIALS NOT DESCRIBED ABOVE ARE REQUIRED, THE OWNER WILL BE NOTIFIED FOR APPROVAL BEFORE WORK IS COMPLETED. THIS QUOTE IS GOOD FOR 90 DAYS FROM THE DATE REFERENCED ABOVE. WE THANK YOU FOR CONSIDERING MVA SERVICES FOR YOUR SERVICE NEEDS.			TOTAL \$42,475.00

THANKS

MIKE

MVA SERVICES L.L.C.
SERVICE YOU CAN COUNT ON!
MIKE@MVASERV.COM
OFFICE 214-502-6432
CELL 214-538-0932



SERVICES YOU CAN COUNT ON!
PO Box 311
ROYSE CITY TX 75189
214-502-6432

QUOTE

DATE	QUOTE #
8/9/2016	2016-08-20

CITY OF DURANT WTP
STEVE GRAY
PO Box 578
300 W EVERGREEN ST
DURANT OK 74702

			TERMS
			NET 30
DESCRIPTION	QTY	EACH	TOTAL
1400GPM @ 162FT HEAD 5AE8N - CI/BRZ FIT HORIZ MOUNT, PACKED GLAND -MOTOR SPECS - 75HP 3600R 364TS 208-230/460V 3PH 60Hz, ODP, WEG - 7.61" BRONZE IMPELLER -COUPLING, COUPLING GUARD, AND BASE INCLUDED	2	16,275.00	32,550.00
ECS96X1CAAP29P67P71S3 EATON NEMA 1 ENCLOSURE W/ 156A FRAME RED "STOP" LIGHT, GREEN "RUN" LIGHT, AMBER "FAULT" LIGHT, START/STOP PB, 3 POS. SWITCH "MANUAL-OFF-REMOTE THE SOFT START HAS THE FAULT DETECTION AND WILL NOT NEED A PHASE MONITOR.	2	11,025.00	22,050.00
ELECTRICAL SUPPLIES NEW WIRING ETC. TO UPGRADE TO 75HP PUMP ESTIMATED AT	2	3,100.00	6,200.00
BOLT AND PUMP GASKETS	2	375.00	750.00
INCOMING FRIEGHT PPA FREIGHT	2	500.00	1,000.00
MVA SERVICE LABOR TO INSTALL PUMP AND STARTUP TWO DAYS	4	2,450.00	9,800.00
SERVICE TRUCK CHARGE	4	150.00	600.00
MVA SERVICE LABOR TO INSTALL SOFT START AND STARTUP	4	2,100.00	8,400.00
SERVICE TRUCK CHARGE	4	100.00	400.00
DOES NOT INCLUDE NEW BREAKER OR BREAKER PARTS FOR MAIN SERVICE			
IF EXTRA LABOR OR MATERIALS NOT DESCRIBED ABOVE ARE REQUIRED, THE OWNER WILL BE NOTIFIED FOR APPROVAL BEFORE WORK IS COMPLETED. THIS QUOTE IS GOOD FOR 90 DAYS FROM THE DATE REFERENCED ABOVE. WE THANK YOU FOR CONSIDERING MVA SERVICES FOR YOUR SERVICE NEEDS.			TOTAL \$81,750.00

THANKS

MIKE

MVA SERVICES L.L.C.
SERVICE YOU CAN COUNT ON!
MIKE@MVASERV.COM
OFFICE 214-502-6432
CELL 214-538-0932

PUMPS, VALVES AND EQUIPMENT
1260 Shores Court, Rockwall, TX 75087
PHONE: 214-226-3104
E-MAIL ADDRESS: rmelton@scruggsco.com

Project: Pump Replacement Too Replace 1 Pump

NOTE:

- 1) Quotation limited to size, quantity and description listed above.
- 2) Accessories such as gaskets, flange bolts, tags, extension stems, valve boxes, etc. are NOT included unless otherwise stated.
- 3) Items are quoted with manufacturer(s)' standard coatings and materials of construction unless otherwise stated above.
- 4) Warranties are limited to standard manufacture's warranty unless specifically noted above.
- 5) Start-up If required: \$1200.00 per day. One day is defined as 8 hrs. maximum and will include travel time. This includes setting limit switches and trouble shooting for electric, pneumatic or hydraulic operators.
- 6) Price includes standard manufacture's O & M manuals provided electronically.
- 7) Prices firm for 30 days from date of this proposal.
- 8) Prices are based on receiving order for complete quotation.
- 9) Shipment:
- 10) Prices FOB: Factory

Rick Melton

PUMPS, VALVES AND EQUIPMENT
1260 Shores Court, Rockwall, TX 75087
PHONE: 214-226-3104
E-MAIL ADDRESS: rmelton@scruggsco.com

Project: Pump Replacement Too Replace 1 Pump

NOTE:

- ### Rick Melton

SPM Work
 2300 CR 2710
 Caddo Mills TX 75135
 Direct: (214) 794-7005

QUOTE

Date	Quote #
8/10/16	81117

ATTN: Steve Gray
 City of Durant WTP
 300 W Evergreen St
 Durant OK 74702

DESCRIPTION	QTY	EACH	TOTAL
1400GPM @ 162FT Head 5AE8N CI/Brz Fit Horizontal Mount, Packed Gland Motor Specs: 75Hp 3600R 364TS 208-230/460V 3Ph 60Hz, ODP, WEG: 7.61" Bronze Impeller/Coupling, Coupling Guard, & Base Included	1	21,030.00	21,030.00
ECS96X1CAAP29P67P71S3 EATON NEMA 1 enclosure with 156A frame red=stop light, green=run light, amber=fault light, start/stop PB, 3 pos. switch "manual- off-remote No phase monitor needed since the soft start has the fault detection.	1	12,975.00	12,975.00
Electrical Supplies needed to upgrade 75HP Pump	1	3,650.00	3,650.00
Bolts & Gaskets	1	445.00	445.00
Shipping Fee	1	600.00	600.00
SPM Work – Service Fee to Install/Startup Pump Includes Service Truck Fee	1	6,120.00	6,120.00
SPM Work – Service Fee to Install/Startup Soft Start Includes Service Truck Fee DOESN'T INCLUDE NEW BREAKER OR BREAKER PARTS	1	5,180.00	5,180.00

Total	\$50,000.00
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Terms: Net 30 Days with Approved Credit

Quoted Price is good for 30 Days from the Date Above

Estimated Delivery: 2-3 Weeks ARO

Thank You,

Sandy

SPM Work
 2300 CR 2710
 Caddo Mills TX 75135
 Direct: (214) 794-7005

QUOTE

Date	Quote #
8/10/16	81016

ATTN: Steve Gray
 City of Durant WTP
 300 W Evergreen St
 Durant OK 74702

DESCRIPTION	QTY	EACH	TOTAL
1400GPM @ 162FT Head 5AE8N CL/Brz Fit Horizontal Mount, Packed Gland Motor Specs: 75Hp 3600R 364TS 208-230/460V 3Ph 60Hz, ODP, WEG: 7.61" Bronze Impeller/Coupling, Coupling Guard, & Base Included	2	19,150.00	38,300.00
ECS96X1CAAP29P67P7P71S3 EATON NEMA 1 enclosure with 156A frame red=stop light, green=run light, amber=fault light, start/stop PB, 3 pos. switch "manual- off-remote No phase monitor needed since the soft start has the fault detection.	2	12,975.00	25,950.00
Electrical Supplies needed to upgrade 75HP Pump	2	3,650.00	7,300.00
Bolts & Gaskets	2	445.00	890.00
Shipping Fee	2	600.00	1,200.00
SPM Work – Service Fee to Install/Startup Pump Includes Service Truck Fee	1	12,240.00	12,240.00
SPM Work – Service Fee to Install/Startup Soft Start Includes Service Truck Fee	1	10,360.00	10,360.00
DOESN'T INCLUDE NEW BREAKER OR BREAKER PARTS			

Total	\$96,240.00
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Terms: Net 30 Days with Approved Credit

Quoted Price is good for 30 Days from the Date Above

Estimated Delivery: 2-3 Weeks ARO

Thank You,

Sandy



The City of Durant

Office of Community Development

Memorandum

Date: 8/25/2016
To: Mayor and City Council
From: Marty Cook, Director of Community Development
Re: Consider Approval of Memorandum of Understanding C-2016-61. Between the City of Durant and Sunstar, LLC.

This agreement between the City of Durant and Sunstar, LLC is intended help facilitate drainage solutions for the Heritage Crossing Subdivision off of Larkspur Lane.

Sunstar, LLC will be installing drainage infrastructure for Heritage Crossing I in lieu of Sewer Tap fees and Building Permit fees associated with their construction process.

Council Information / Action Requested

Approve or Deny Memorandum of Understanding C-2016-61

City Staff Information / Action Follow-up, if Council authorizes this action:

City Clerk to Obtain Signatures
City Clerk to File Contract per Requirements

ATTACHMENTS:

Description	Type	Upload Date
MOU Heritage I	Cover Memo	8/25/2016
MOU Heritage I map	Cover Memo	8/25/2016

C-2016-61
MEMORANDUM OF UNDERSTANDING
BETWEEN SUNSTAR, LLC
AND
THE CITY OF DURANT

Sunstar, LLC and the City of Durant agree as follows:

Purpose of Memorandum of Understanding

There is a known history of offsite runoff flowing between homes at the existing Heritage Crossing Phase I subdivision. The offsite runoff has also caused streets to flood during rain events. To help alleviate this issue, the Sunstar, LLC has agreed to help construct drainage structures to divert water around the subdivision. Drainage structures will be installed to carry a portion of the offsite runoff east and west around the Heritage Crossing subdivision and then south to Chuckwa Creek. By diverting the water around the site the offsite water will not run through the properties and site flooding streets.

Roles and Responsibilities

Whereas Sunstar, LLC will construct a drainage channel along the north side of Heritage Crossing Phase II at their own expense. The channel will be, no less than, 14' wide lined bottom & sized to carry the 100 year storm event to the west and east accordingly. The only drainage infrastructure included in the agreement for trade are the proposed drainage structure on west side of Larkspur Lane and the proposed concrete channel on the east side of the Heritage I subdivision.

Whereas Sunstar, LLC will begin, within 30 days, to install a drainage structure (channel or pipe) on the west side of Larkspur that will flow south. Drainage structure type is dependent on if easement is acquired on along the west side of Larkspur Ln. If the city acquires the easement, a 14' wide channel

with 3:1 side slopes will be constructed to carry the 100 year storm event. If City is unable to acquire the required easement, a pipe not larger than 48" pipe may be installed to carry 50 year event. In any storm event larger than 50 year event water will bypass and sheet flow down Larkspur Ln. Larkspur may see increased runoff and possible flooding in larger events. And on the East side of Heritage I, in the Utility Easement a 14' wide channel with 3:1 side slopes channel will be constructed to convey 100 year storm event. A presumptive estimate of work the developer is willing to do to fix drainage issues specifically for Heritage Crossing I is estimated to cost developer approximately \$247,060. This total cost shall be the maximum limit of the agreement. Any lesser cost would be discovered by the presentation of receipts, and become the maximum limit of the agreement. The receipts shall show a competitive rate for all labor and real materials cost.

A breakdown of cost items is listed below:

Install 3200+/- LF of curb and gutter to east and west side of Larkspur Ln.

Install 1600+/- LF of 48" pipe.

Install 1 inlet.

Install erosion protection at pipe ends.

Dirt work on Larkspur

Install 1100+/- LF of drainage flume east side of Heritage Phase I

Whereas the City of Durant agrees to give contractor credit for 68 sewer taps at no charge (\$1,112.25 each = \$75,667) and 68 building permits at no charge, not including the required state fee per permit, (\$1,346 each = \$91,528) as partial payment for improvements provided by the contractor and any remaining balance shall be given to contractor as credit specifically for future building permits, not

including the required state fees, and/or future water and/or sewer tap fees, not including actual equipment cost, for properties developed within the City of Durant. Any discovery of lesser costs for the actual installation of the agreed upon drainage shall be the new total and only those amounts would be forgiven with the city fees. And that this agreement will expire 5 years after the signing of this memorandum.

Whereas the City of Durant will effort to obtain 40' easement from property to west to install drainage structure.

Whereas the City of Durant will notify property owners on east side of Heritage Phase I, obtain access, and appropriate easements to install minimum 10' bottom ditch with 3:1 side slopes to convey 100 year storm event water runoff. Contractor shall clean site of debris and sod area upon completion. Contractor is not responsible to reinstalling or replacing any fences or structures within the easement to construct channel.

Whereas the City of Durant understands that installing storm channels to divert a portion of the offsite runoff that currently flows toward the East subdivision, the storm water flow to the West will be increased. The City of Durant understands this change of the flow patterns and agrees to waive storm retention requirements for the site in lieu of the controlled channelizing of stormwater runoff. By channelizing and diverting the water around Heritage Crossing, there will be less water volume running through the streets and less likely for streets to flood. The water volumes and potential for flooding is diverted from the center homes of the subdivision and its streets, to Larkspur Ln. and to the east side of Heritage Crossing I.

Whereas construction activity by Sunstar, LLC does not include routine maintenance to maintain ditches or storm structures, hydraulic capacities, or original purpose of the facilities after construction and acceptance by the city.

Whereas the City of Durant will be responsible for all engineering fees to fix drainage issues and a credit for redesign fees for Heritage Crossing Phase II as per previously agreed upon. All improvements constructed by Sunstar, LLC. pursuant to this agreement shall be in accordance with plans and specifications approved by the city's engineer, and all improvements listed in this agreement shall be completed and accepted by the city prior to the issuance of any building permits for the Heritage Crossing II subdivision.

In consideration of the mutual covenants and conditions contained herein, and for other good and valuable consideration, the parties hereto agree to the following terms and understandings:

Each party shall fully defend, indemnify, and hold harmless the other party from any and all claims, lawsuits, demands, causes of action, liability, loss, damage and/or injury of any kind whatsoever (including without limitation all claims for monetary loss, property damage, equitable relief, personal injury and wrongful death), whether brought by an individual or other entity, or imposed by a court of law or by administrative action of any federal, state, or local government body or agency, that are related to the Improvements and arising out of, in any way whatsoever, any acts, omissions, negligence, or willful misconduct on the part of the indemnifying party, its officers, owners, personnel, employees, grants, contractors, invitees, or volunteers. This indemnification applies to and includes, without limitation, the payment of all penalties, fines, judgments, awards, decrees, attorneys' fees, and related costs or expense.

WHEREFORE, we have set our hand and seal the day and year indicated with our signatures.

Approved this date by the Sunstar, LLC

SUNSTAR, LLC

_____, 2016

By: _____
Buddy Holder, Co-Manager

Approved this date by the Sunstar, LLC

SUNSTAR, LLC

_____, 2016

By: _____
Jay Mauck, Co-Manager

Approved this date by the Sunstar, LLC

SUNSTAR, LLC

_____, 2016

By: _____
Terry Holder, Co-Manager

Approved this date by the Sunstar, LLC

SUNSTAR, LLC

_____, 2016

By: _____
Preston Holder, Co-Manager

Approved this date by the City

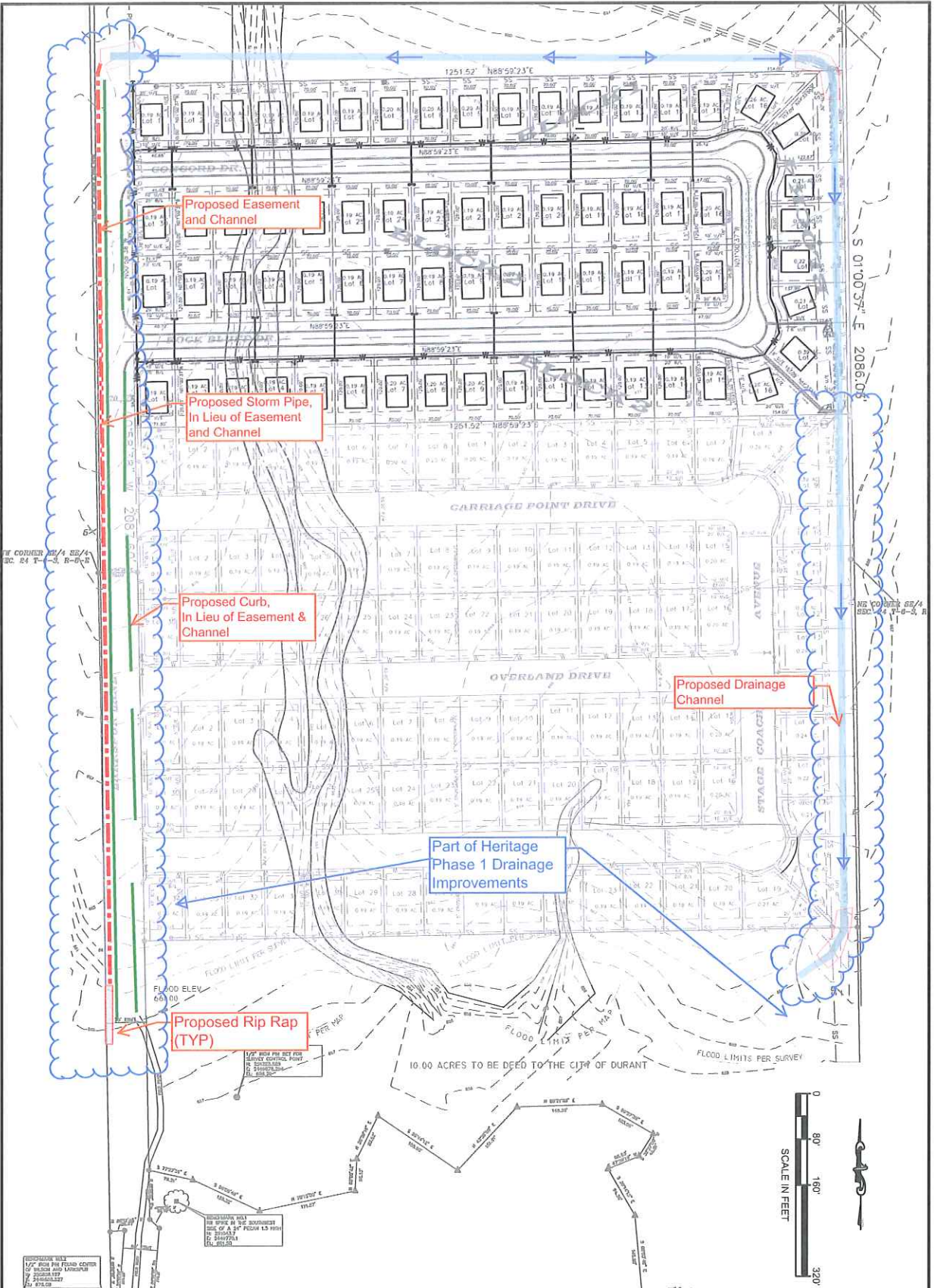
CITY OF DURANT

_____, 2016

By: _____
Stewart Hoffman, Mayor

Attest:

Cynthia J. Price, City Clerk



 BAKER & ASSOCIATES 2500 STATE ROAD 48 5800 SE 9TH AVE OKLAHOMA CITY, OK 73159 5800 SE 9TH AVE OKLAHOMA CITY, OK 73159	DESIGNED BY: H. WAYNE BAKER, P.E.	HERITAGE CROSSING PHASE II DURANT, OKLAHOMA	<table><tr><th colspan="2">KEY PLAN</th></tr><tr><td>DESIGNED BY:</td><td>HWB</td></tr><tr><td>DRAWN BY:</td><td>DOJ</td></tr><tr><td>DATE:</td><td>04/13/2013</td></tr><tr><td>PROJECT NAME:</td><td>HERITAGE CROSSING PHASE II</td></tr><tr><td>SHEET NUMBER:</td><td>EX-1</td></tr><tr><td colspan="2">PROPOSED SITE PLAN</td></tr><tr><td>PROJECT NUMBER:</td><td>10378</td></tr><tr><td>DATE:</td><td>APR. 2013</td></tr><tr><td>STATE:</td><td>OKLAHOMA</td></tr></table>	KEY PLAN		DESIGNED BY:	HWB	DRAWN BY:	DOJ	DATE:	04/13/2013	PROJECT NAME:	HERITAGE CROSSING PHASE II	SHEET NUMBER:	EX-1	PROPOSED SITE PLAN		PROJECT NUMBER:	10378	DATE:	APR. 2013	STATE:	OKLAHOMA
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The City of Durant

Office of City Clerk

Memorandum

Date: 8/24/2016
To: Mayor and City Council
From: Cynthia J. Price, City Clerk
Re: Consider Executive Session to Discuss Hiring of City Manager (This Executive Session Authorized by Title 25, Section B(1) of the Oklahoma State Statutes)

Council Information / Action Requested

City Staff Information / Action Follow-up, if Council authorizes this action:



The City of Durant

Office of City Clerk

Memorandum

Date: 8/24/2016
To: Mayor and City Council
From: Cynthia J. Price, City Clerk
Re: Consider Action Pursuant to 4(a) Above

Council Information / Action Requested

City Staff Information / Action Follow-up, if Council authorizes this action: