

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 18th day of October, 2018 and that an agenda of said meeting was posted at the place of such meeting at 3:20 p.m. on the 19th day of October, 2018.

MINUTES OF THE SPECIAL MEETING OF DURANT CITY Council Special Meeting OF October 23, 2018 AT 4:30 PM, Roscoe J. Hatfield Council Chambers, Durant City Hall, 300 W. Evergreen, Durant, OK

CALL TO ORDER

Mayor Tomlinson called the meeting to order at 4:40 p.m.

INVOCATION/FLAG SALUTE

Fire Chief Roger Joines provided the invocation. Council Member Destry Hawthorne led the flag salute.

ROLL CALL

Present: Council Member Destry Hawthorne	City Attorney Tom Marcum
Council Member Oden Grube	City Manager Tim Rundel
Council Member Mike Dills	City Clerk Cynthia J. Price
Vice-Mayor Chad Hitchcock	
Mayor Jerry Tomlinson	

Absent: None (*denotes partial attendance)

Mayor Tomlinson declared a quorum.

1. Consideration For Support And Approval To Submit A 2018 Homeland Security FEMA Assistance to Firefighters Grant (AFG) Application For Vehicle Acquisition Funding To Purchase A 1500 GPM Aerial Apparatus For The Durant Fire Department.

Approved

Rebecca Collins, Grant Administrator, and Fire Chief Roger Joines addressed council. Ms. Collins stated Homeland Security and FEMA have announced the Assistance to Firefighters Grant. It is nationally competitive. Chief Joines stated he would like to apply for a new aerial apparatus with a 95-100 ft range. The fire department is facing new challenges with the construction of very large multi story buildings in the community. This is a \$1.2 Million Dollar grant. The match required by the City of Durant is 5%. Chief Joines stated the truck they are using now is 18 years old and has a 75 foot range. The application due date is October 26, 2018. FEMA has up to twelve

months after the application due date to award the grant. After the grant is awarded, the recipient has up to twelve months to expend the funds.

Motion was made by Destry Hawthorne and seconded by Mike Dills to support and approve submission of a 2018 Homeland Security FEMA Assistance to Firefighters Grant (AFG) Application for Vehicle Acquisition funding to purchase a 1500 GPM Aerial Apparatus for the Durant Fire Department including the 5% match.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

2. Consider Approval of Ordinance 1866 - A New Chapter in Durant's Code on Beverage Gardens.

Approved

Matt Nahrstedt, Community Development Director and City Planner, reviewed the revisions of the ordinance based on discussion by council at the October 9, 2018 council meeting. Discussion followed regarding barrier types and hours of operation.

Motion was made by Destry Hawthorne and seconded by Chad Hitchcock to approve Ordinance 1866, Section 1, striking Paragraph 3 of Section 111.015.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

Motion was made by Destry Hawthorne and seconded by Chad Hitchcock to approve Ordinance 1866, Section 2, emergency clause.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

3. Consider Approval of Ordinance 1867 - A New Chapter in Durant's Code on Medical Marijuana.

Approved

Matt Nahrstedt, Community Development Director and City Planner, stated the town hall meetings were very productive. Mr. Nahrstedt

reviewed Ordinance 1867. City Attorney Tom Marcum recommended approval. City Manager Tim Rundel stated the town hall meetings were well attended by the dispensaries, growers, processors and patients and said it was a good collaboration.

Motion was made by Destry Hawthorne and seconded by Chad Hitchcock to approve Ordinance 1867, Section 1.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

Motion was made by Destry Hawthorne and seconded by Chad Hitchcock to approve Ordinance 1867, Section 2, emergency clause.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

4. Receive Governing Board Training from Oklahoma Municipal Assurance Group (OMAG)

No Action Taken

The program speakers were Bill Tackett. Chief Risk Officer and Director of Risk Management for OMAG, and Attorney David Weatherford of Municipal Consultants LLC. Mr. Weatherford administered the Stability Test to the council members, city attorney and city manager as part of the program.

5. Executive Session

- a. Consider Executive Session for Confidential Communication with Attorney Concerning Pending Claim Against the City of Durant - Ballard v. City of Durant, CV-17-92 (This Executive Session Authorized by Title 25, Section 307 B(4) of the Oklahoma State Statutes)

Approved

Motion was made by Chad Hitchcock and seconded by Destry Hawthorne to enter into executive session.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

Motion was made by Chad Hitchcock and seconded by Destry Hawthorne to re-enter regular session.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

b. Consider Action Pursuant to 5(a) Above

Approved

Motion was made by Destry Hawthorne and seconded by Chad Hitchcock to direct the city attorney to respond to and consult with the Plaintiff's attorney's Motion on the agreed order and costs.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson

Adjournment

Motion was made by Chad Hitchcock and seconded by Destry Hawthorne to adjourn meeting.

Motion Passed with the following vote:

Ayes: Dills, Grube, Hawthorne, Hitchcock, Tomlinson