

**MINUTES OF THE MEETING OF DURANT CITY COUNCIL
April 13, 2021 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 6:02 p.m.

INVOCATION/FLAG SALUTE

Assistant City Manager James Dalton provided the invocation. Council Member Danny Sherrer led the flag salute.

ROLL CALL

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

Absent: None

ORDER OF BUSINESS

1. Announcement of Employee Service Award Recipients for 1st Quarter 2021

Mayor Grube announced the names of the following city employees receiving a service award:

FIVE YEARS:

Billy Sharp, Landfill

TEN YEARS:

Kari Jones, Human Resources
John Argo, Fire Department

FIFTEEN YEARS:

James Dalton, Administration
Randy Cantrell, Water/Sewer Line Maintenance

TWENTY YEARS:

Brad Nelson, Police Department
Cliff Wilson, Fire Department

TWENTY FIVE YEARS:

Gary McBride, Landfill
Raymond Stanley, Fire Department

THIRTY YEARS:

Marc Hall, Community Development

2. Proclamation Declaring April 11-17, 2021 National Telecommunications Week Recognizing Our 911 Public Safety Communication Specialists

3. Fair Housing Proclamation Recognizing April 2021 as Fair Housing Month

4. 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 March 9, 2021
- b. Consider Approval of Geographic Technologies Group Expenditure for Next Generation 911 Consulting and Field Verification of 911 Addresses in the Amount \$79,000; a Grant Funded Initiative.
- c. Consider Approval of Budget Supplement 2021-09
- d. Consider Approval to Amend the City of Durant Personnel Manual
- e. Consider Appointment of Oden Grube to Cemetery Advisory Board
- f. Consider Approval of Resolution R-2021-02A Amending the Comprehensive Fee Schedule for the City of Durant, Durant City Utility Authority, and Durant Airport Authority.

Motion To: Approve consent items as presented.

Motion By: Steve Brittingham

Seconded By: Danny Sherrer

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

5. Consider Items Removed from Consent

6. Information Items

- a. Assistant City Manager Report - March 2021
- b. City Clerk Monthly Report - March 2021
- c. City Manager Monthly Report - March 2021
- d. Community Development Monthly Report - March 2021
- e. Economic Development Monthly Report - March 2021
- f. Emergency Management Monthly Report - March 2021
- g. Financial Statements and Sales Tax Reports-February 2021
- h. Fire Department Monthly Report - March 2021
- i. Library Monthly Report - March 2021
- j. Police Department Monthly Report - February 2021
- k. Street Department Monthly Report - March 2021
- l. Human Resources Monthly Report - March 2021

7. Administration

- a. Discussion, Consideration and Possible Action on Ordinance O-2021-07 Amending Sections 72.05 and 72.35 of the Durant Code of Ordinances Regarding Parking, Providing a Repealer Clause and Declaring an Emergency.

(1) Consider Section 1.

(2) Consider Section 2. (Emergency Clause)

Item 7.(a)(1)

Motion To: Approve Ordinance O-2021-07, Section 1, amending Sections 72.05 and 72.35 of the Durant Code of Ordinances regarding parking.

Motion By: Curtis Morris

Seconded By: Steve Brittingham

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

Item 7.(a)(2)

Motion To: Approve Ordinance O-2021-07, Section 2- Emergency Clause and Section 3 - Repealer Clause

Motion By: Curtis Morris

Seconded By: Steve Brittingham

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

- b. Discussion, Consideration and Possible Action on Ordinance O-2021-08 Amending Sections 51.75 and 51.76 of the Code of Ordinances of the City of Durant Regarding Collection and Disposal of Construction Debris and Materials, Providing a Repealer Clause and Declaring an Emergency.

- (1) Consider Section 1.

- (2) Consider Section 2 (Emergency Clause)

Item 7.(b)(1)

Motion To: Approve Ordinance O-2021-08, Section 1 and Section 3 - Repealer Clause

Motion By: Curtis Morris

Seconded By: Steve Brittingham

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

Item 7.(b)(2)

Motion To: Approve Ordinance O-2021-08, Section 2 - Emergency Clause

Motion By: Steve Brittingham

Seconded By: Curtis Morris

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

- c. Discussion, Consideration and Possible Action on Ordinance O-2021-09 Amending Sections 94.01 and 110.055 of the Code of Ordinances of the City of Durant Regarding the Definitions of Salvage Yards and Junk Yards, Providing a Repealer Clause and Declaring an Emergency.

- (1) Consider Section 1.

- (2) Consider Section 2 (Emergency Clause)

Item 7.(c)(1)

Motion To: Approve Ordinance O-2021-09, Section 1 and Section 3 - Repealer Clause.

Motion By: Jerry Tomlinson

Seconded By: Steve Brittingham

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

Item 7.(c)(2)

Motion To: Approve Ordinance O-2021-09, Section 2 - Emergency Clause.

Motion By: Jerry Tomlinson

Seconded By: Danny Sherrer

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

- d. Discussion, Consideration and Possible Action to Award Bid to New Growth Group in the amount of \$47,500 for Grant Consultation Services for the Durant Industrial Authority.

Motion To: Award Bid to New Growth Group in the amount of \$47,500 for grant consultation services for the Durant Industrial Authority.

Motion By: Jerry Tomlinson

Seconded By: Danny Sherrer

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

- e. Discussion, Consideration and Possible Action on PC2021-09. Request for approval of a Replat for property located at 1224 N. 1st Avenue.

Motion To: Approve replat for property located at 1224 N. 1st Avenue.

Motion By: Steve Brittingham

Seconded By: Curtis Morris

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

- f. FAA Airport Coronavirus Response Grant (2020 ACRGP)

(1) Discussion, Consideration and Possible Action to Accept Federal Aviation Administration (FAA) Airport Coronavirus Response Grant Program (ACRGP) Funds Through the Coronavirus Response and Relief Supplemental Appropriations Act (Public Law 116-260) (CRRSAA), Contingent Upon Receiving the Anticipated ACRGP Grant Award in the Amount of \$23,000 to be Utilized as Reimbursement for Costs Related to Operations, Personnel, Cleaning, Sanitization, Janitorial Services, Combating the Spread of Pathogens, and Debt Service Payments, for Durant Regional Airport-Eaker Field, Beginning July 1, 2020. (C-2021-18 GC)

(2) Discussion, Consideration and Possible Action to Authorize City Manager to Sign all Related Grant Award Documents Related to the ACRGP Program funding. (C-2021-18 GC)

Item 7.(f)(1)

Motion To: Accept Federal Aviation Administration (FAA) Airport Coronavirus Response Grant Program (ACRGP) funds through the Coronavirus Response and Relief Supplemental Appropriations Act (Public Law 116-260) (CRRSAA), contingent upon receiving the anticipated

ACRGP Grant Award in the amount of \$23,000 to be utilized as reimbursement for costs related to operations, personnel, cleaning, sanitization, janitorial services, combating the spread of pathogens, and debt service payments, for Durant Regional Airport - Eaker Field, beginning July 1, 2020 (C-2021-18 GC).

Motion By: Jerry Tomlinson

Seconded By: Curtis Morris

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

Item 7.(f)(2)

Motion To: Authorize city manager to sign all related grant award documents related to the ACRGP Program funding (C-2021-18 GC).

Motion By: Jerry Tomlinson

Seconded By: Curtis Morris

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

- g. 2020 Community Development Block Grant (CDBG) - Coronavirus Relief Program Award 18114 CDBG-CR 20 in the Amount of \$638,300 to be Utilized for City of Durant Eligible Low to Moderate Income Residential Utility Assistance (C-2021-19)

(1) Discussion, Consideration and Possible Action to Accept the 2020 Community Development Block Grant-Coronavirus Relief (CDBG-CR) Grant Award 18114 CDBG-CR 20 from Oklahoma Department of Commerce in the Amount of \$ 638,300 to Provide Assistance for City of Durant Eligible Low to Moderate Income Residential Utility Customers Impacted by the Coronavirus pandemic. (C-2021-19 GC)

(2) Discussion, Consideration and Possible Action to Adopt the Residential Anti-Displacement and Relocation Assistance Plan Relating to the 18114 CDBG-CR 20 CDBG 20 project.

(3) Consider Approval to Authorize the Mayor to Sign Related Grant Award Documents for the 18114 CDBG-CR 20 project.

Item 7.(g)(1)

Motion To: Accept the 2020 Community Development Block Grant - Coronavirus Relief (CDB-CR) Grant Award 18114 CDBG-CR20 from the Oklahoma Department of Commerce in the amount of \$638,300 to provide assistance for City of Durant low to moderate income residential utility customers impacted by the Coronavirus pandemic.

Motion By: Steve Brittingham

Seconded By: Jerry Tomlinson

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

Item 7.(g)(2)

Motion To: Adopt the Residential Displacement and Relocation Assistance Plan relating to the 18114 CDBG-CR 20 CDBG 20 project.

Motion By: Curtis Morris

Seconded By: Steve Brittingham

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

Item 7.(g)(3)

Motion To: Authorize Mayor to sign related grant award documents for the 18114 CDBG-CR 20 project.

Motion By: Danny Sherrer

Seconded By: Steve Brittingham

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

- h. Discussion, Consideration and Possible Action on REVO2021-02 a Revocable Permit for Property Located at 401 Clark Drive.

Motion To: Approve Revocable Permit REVO2021-02 for property located at 401 Clark Drive

Motion By: Jerry Tomlinson

Seconded By: Danny Sherrer

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

- i. 17980 CDBG-20 SCADA Sealed Bid Award (C-2020-68 BA)

(1) Discussion, Consideration and Possible Action to Approve or Reject Construction Bid Award in the Amount of \$ 1,675,000 to Howard Construction, Inc. of Ardmore, OK as Identified in the Sealed Bid Opening for Water Treatment Plant Improvements, Including the SCADA System, on March 10, 2021 at 2:00 PM Related to the 2020 Community Development Block Grant (CDBG) Small Cities Program 17980 CDBG 20 (C-2020-68 BA).

(2) Consider to Authorize the Mayor to Sign all Related Construction Contract Documents, Contingent upon all Required Documents Received and Legal Counsel Approval (C-2020-68 BA).

Item 7.(i)(1)

Motion To: Approve Construction Bid Award in the amount of \$1,675,000 to Howard Construction, Inc. of Ardmore, OK as identified in the Sealed Bid Opening for Water Treatment Plant Improvements, including the SCADA System, on March 10, 2021 at 2:00 p.m. related to the 2020 Community Development Block Grant (CDBG) Small Cities Program 17980 CDBG 20 (C-2020-68BA).

Motion By: Danny Sherrer

Seconded By: Steve Brittingham

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

Item 7.(i)(2)

Motion To: Authorize Mayor to sign all related construction contract documents, contingent

upon all required documents received and legal counsel approval (C-2020-68 BA).

Motion By: Danny Sherrer

Seconded By: Jerry Tomlinson

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

j. 17166 CDBG-ED 87 Closeout for SteelFab, Inc., Durant, OK.

- (1) Discussion, Consideration and Possible Action to Accept the 17166 CDBG-ED 87 Project for Water Distribution and Sewer Collection Infrastructure Improvements Benefitting SteelFab, Inc. in Durant, OK as Successfully Complete.
- (2) Discussion, Consideration and Possible Action on Resolution R-2021-09 Referring to the Public Hearing for Closeout of the 17166 CDBG-ED 87 Project
- (3) Discussion, Consideration and Possible Action on the Closeout Documents for 17166 CDBG-ED 87 Completion.

Item 7.(j)(1)

Motion To: Accept the 17166 CDBG-ED 87 Project for Water Distribution and Sewer Collection Infrastructure Improvements benefiting SteelFab, Inc. in Durant, OK as successfully complete as of April 2, 2021.

Motion By: Jerry Tomlinson

Seconded By: Curtis Morris

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

Item 7.(j)(2)

Motion To: Approve Resolution R-2021-09 referring to the Public Hearing for Closeout of the 17166 CDBG-ED 87 Project.

Motion By: Steve Brittingham

Seconded By: Danny Sherrer

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

Item 7.(j)(3)

Financial Expenditure Report - Stating all money was spent. The grant amount, the DIA portion and the match.

Closeout Certification - Stating that \$999,020.82 is total amount of grant spent.

Final Wage Reports - There is a correction. There were two contractors. W. Brown that did the water lines and Sooner Site was the lift station and sewer collection line. W. Brown had one employee that was paid restitution for \$1,015.94 in late 2019. There were no issues with Sooner Site.

Certification of Completion - Engineer's Certificate of Approval of closeout for W. Brown and Sooner Site.

Section 3 Summary Report - Neither company was Section 3. They did not have any employees that qualified and were not going to hire any new employees that would qualify.

Motion To: Accept the Closeout Documents for 17166 CDBG-ED 87 Completion.

Motion By: Steve Brittingham

Seconded By: Curtis Morris

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None

8. Public Hearings

- a. **Public Hearing for Closeout of 17166 CDBG-ED 87 Community Development Block Grant Economic Development Infrastructure Grant (C-2018-17) in the Amount of \$1,000,000 for Water Distribution and Sewer Collection Infrastructure Improvements Benefitting the SteelFab, Inc. Facility, Located at 446 Country Club Road in Durant and the Creation of 71 New Jobs Related to the Grant Project for the Durant community.**

Public hearing opened.

Call for comment three times.

No public comment.

Public hearing closed.

9. New Business

There was no new business.

ADJOURNMENT

Motion To: Adjourn Meeting

Motion By: Danny Sherrer

Seconded By: Steve Brittingham

Ayes: Morris, Sherrer, Tomlinson, Brittingham, Grube

Nays: None

Abstain: None