

**CITY OF CATOOSA
CITY COUNCIL
MINUTES OF MARCH 12, 2018
REGULAR MEETING**

I. Meeting Convened

A. Call to Order: A regular meeting of the City Council of the City of Catoosa was held and called to order by Mayor Brenda Conley at 6:01 p.m. on Monday, the 12th day of March, 2018, at Catoosa City Hall, 214 S. Cherokee, Catoosa, Oklahoma. The meeting was held in compliance with the Oklahoma Open Meeting Act and was posted in accordance therewith at least 24 hours in advance at City Hall for the purpose of discussion, consideration and possible action on the following agenda items.

B. Invocation: Roger Ballard, Woodcrest Freewill Baptist Church

C. Pledge of Allegiance: Mayor Brenda Conley

D. Roll Call: The following council members were **present** for this meeting: Ward#6 Councilor Russ White; Ward #5 Councilor Dale Zerbe; Ward #4, Councilor Shawn Battles; Ward#3, Councilor Greg Williams; Ward #2, Councilor and Vice Mayor Thomas Sweet; Ward #1 and Mayor Brenda Conley.

The following council members were **absent** from this meeting: Member at Large Councilor Derrick Hildebrant.

The following staff members were present for this meeting: John Blish, Acting City Manager; Wendy Knight, City Clerk; Kevin McKim, Police Chief; Denus Benton, Fire Chief; Terry Whiteley, City Planner; and City Attorney Eric Wade, of Rosenstein, Fist & Ringold.

E. Public Comments:
There were no public comments

II. Consent Agenda:

Information: Consideration and appropriate action relating to a request for City Council approval of the Consent Agenda:

1. Approval of Minutes of the February 26, 2018 Regular Meeting
2. Approval of Regular and Prepaid Claims

A motion was made by **Dale Zerbe** and seconded by **Shawn Battles** to approve the consent agenda. The motion **passed** with the following votes:

Mayor Brenda Conley-aye	Dale Zerbe-aye
Vice-Mayor Thomas Sweet-aye	Russ White-aye
Greg Williams-aye	
Shawn Battles-aye	

III. Items Removed from Consent Agenda: There were no items removed from the consent agenda.

IV. Agenda Items:

Item #1: Resolution 2018-536 Lot Split

A motion was made by **Greg Williams** and seconded by **Thomas Sweet** to approve Resolution 2018-536, a resolution of the City of Catoosa City Council approving LS-2018-02, a lot split application from the W.O. Smith Trust dated August 7, 1989, for the property located at 421 N. 161st E Ave., Catoosa OK. The motion **passed** with the following votes:

Mayor Brenda Conley-aye	Dale Zerbe-aye
Vice-Mayor Thomas Sweet-aye	Russ White-aye
Greg Williams-aye	
Shawn Battles-aye	

Item #2: Resolution 2018-537 Lot Split

A motion was made by **Greg Williams** and seconded by **Thomas Sweet** to approve Resolution 2018-537, a resolution of the City of Catoosa City Council approving LS-2018-03 and LS-2018-04, lot split applications from the 4 States Painting and Construction Inc., for the property located just west of 216 N. Lynn Lance Road, Catoosa, OK. The motion **passed** with the following votes:

Mayor Brenda Conley-aye	Dale Zerbe-aye
Vice-Mayor Thomas Sweet-aye	Russ White-aye
Greg Williams-aye	
Shawn Battles-aye	

Item #3: Private Detention Facility Maintenance Agreement and Easement

A motion was made by **Thomas Sweet** and seconded by **Greg Williams** to approve the Private Detention Facility Maintenance Agreement and Easement with Life Covenant Church Inc. The motion **passed** with the following votes:

Mayor Brenda Conley-aye	Dale Zerbe-aye
Vice-Mayor Thomas Sweet-aye	Russ White-aye
Greg Williams-aye	
Shawn Battles-aye	

Item #4: Fireworks Contract for LibertyFest 2018

A motion was made by **Thomas Sweet** and seconded by **Dale Zerbe** to approve a contract with Rainbow Fireworks Inc. in an amount not to exceed \$15,000.00 for a fireworks display for Catoosa LibertyFest 2018. The motion **passed** with the following votes:

Mayor Brenda Conley-aye	Dale Zerbe-aye
Vice-Mayor Thomas Sweet-aye	Russ White-aye
Greg Williams-aye	
Shawn Battles-aye	

Item #5: Proposed Executive Session

A motion was made by **Shawn Battles** and seconded by **Dale Zerbe** to enter into executive session. The motion **passed** with the following votes: **(6:11 PM)**

Mayor Brenda Conley-aye	Dale Zerbe-aye
Vice-Mayor Thomas Sweet-aye	Russ White-aye
Greg Williams-aye	Derrick Hildebrant-aye
Shawn Battles-aye	

Councilor Russ White returned from executive session at 6:50 PM

Statement of Executive Session Minutes:

Mayor Brenda Conley acknowledged the City Council returned to open session at **6:56 PM**. During executive session, the City Council held confidential communications regarding the matters listed under Agenda Item #5 on the agenda for this meeting. The acting City attorney was present for the discussions pertaining to **(A)** engaging in confidential communications between the City Council and its attorney concerning pending litigation, to wit: *Colbey Webster v. City of Catoosa*, United States District Court for the Northern District of Oklahoma Case No. 17-CV-507-GKF, and *John Rogne v. City of Catoosa*, Oklahoma Supreme Court Case No. DF-116769, the Council having been advised by its attorney that disclosure will seriously impair the ability of the City to process or conduct the litigation in the public interest, pursuant to Title 25, Section 307 (B)(4) of the Oklahoma Statutes; and **(B)** discussing matters pertaining to economic development, including the transfer of property, financing, or the creation of a proposal to entice a business to remain or to locate within the City of Catoosa, where public disclosure of the matter discussed would interfere with the development of

products or services or would violate the confidentiality of the business, pursuant to Title 25, Section 307 (C)(10) of the Oklahoma Statutes.

- a. Vote to convene in executive session.
- b. Acknowledge return to open session.
- c. Statement of executive session minutes.

V: New Business: There was no new business.

VI: City Manager Report: John Blish informed the City Council of the following:

- Progress has been made on the lights at Pine and Cherokee.
- Woodcrest water infiltration issues have been discovered, as to who is responsible. There are 6 manholes that are at a lower grade, and we will be able to improve them, and seal them off.
- We have been able to determine where the sewer smell in Shadow Valley is coming from.
- Pine Street overlay should be coming back to engineer, and the overlay should be done before the end of fiscal year.

VII: Council Comments: Dale Zerbe stated that 145th & Skelly drive needs some sort of signage that says it is not a thru street. Mayor Conley has concerns about the curb at Pine & Cherokee. Mayor Conley also said there is a water leak at 201 N Cromwell.

VIII: Adjourn:

A motion was made by **Shawn Battles** and seconded by **Dale Zerbe** to adjourn. The motion passed with the following votes: (7:03PM)

Mayor Brenda Conley-aye	Dale Zerbe-aye
Vice-Mayor Thomas Sweet-aye	Russ White-aye
Greg Williams-aye	
Shawn Battles-aye	

Approved on this _____ day of _____, 2018

Wendy Knight, City Clerk

Brenda Conley, Mayor