

**CITY OF CATOOSA
CITY COUNCIL
MINUTES OF MAY 13, 2019
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 6:00 p.m. on Monday, the 13th day of May, 2019 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: Pastor Brad Brooks, First Baptist Church Rolling Hills

C. Pledge of Allegiance: Mayor Brenda Conley

D. Roll Call: The following council members were **present** for this meeting: Ward #6, Councilor and Vice Mayor Russ White; Ward #5, Councilor Kyle Gibson; Ward #4, Councilor Fred Williams; Ward #3, Councilor Greg Williams; Member at Large Councilor Jonnie Mott; Ward #2, Councilor Thomas Sweet and Ward #1 and Mayor Brenda Conley.

The following staff members were present for this meeting: Vicky Sutton, City Clerk; Andy Wimberley, Interim Police Chief; Officer Jennifer Swarer; Officer Brent Colbert; Terry Whiteley, City Planner; Jesse Payne, PWA Maintenance Director and City Attorney Eric Wade, of Rosenstein, Fist & Ringold.

E. Public Comments:

Robin Stanley, CBD Plus, 750 S. Cherokee, Catoosa, OK 74015, spoke asking the City if she can be grandfathered in for a medical dispensary, since she is already in an established, state licensed dispensary even though another facility has already put in an application with the City.

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 **April 22, 2019** Regular Meeting.
2. Approval of Regular and Prepaid Claims.
3. Approval of FY18-19 Budget Transfers
 - 1-609-602 \$111,100.00
 - 1-609-604 \$40,700.00

A motion was made by **Greg Williams** and seconded by **Fred Williams** to approve the consent agenda. The motion **passed** with the following votes:

| | |
|-------------------------|----------------------------|
| Mayor Brenda Conley-aye | Kyle Gibson-aye |
| Thomas Sweet-aye | Vice-Mayor Russ White- aye |
| Greg Williams-aye | Jonnie Mott-aye |
| Fred Williams-aye | |

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

IV. Agenda Items:

Item #1: Ordinance No. 2019-341-C.7

A motion was made by **Thomas Sweet** and seconded by **Fred Williams** to approve Ordinance No. 2019-341-C.7 amending the City of Catoosa Zoning Code Section 1214.C.3.b. removing the requirement of the separation distance between Medical Marijuana Dispensaries entirely. The motion **passed** with the following votes:

| | |
|-------------------------|----------------------------|
| Mayor Brenda Conley-aye | Kyle Gibson-aye |
| Thomas Sweet-aye | Vice-Mayor Russ White- aye |
| Greg Williams-aye | Jonnie Mott-aye |
| Fred Williams-aye | |

Item #2: Emergency Clause for Ordinance No. 2019-341-C.7

A motion was made by **Thomas Sweet** and seconded by **Kyle Gibson** to approve an Emergency Clause for Ordinance No. 2019-341-C.7. The motion **passed** with the following votes:

| | |
|-------------------------|----------------------------|
| Mayor Brenda Conley-aye | Kyle Gibson-aye |
| Thomas Sweet-aye | Vice-Mayor Russ White- aye |
| Greg Williams-aye | Jonnie Mott-aye |
| Fred Williams-aye | |

Item #3: Approve Supplement #1 to the Project Scope for Pine Street Improvements

A motion was made by **Russ White** and seconded by **Fred Williams** to approve Supplement #1 to redesign the project scope for improvements to 161st East Avenue from I-44 extending north to Pine Street, including the intersection of 161st and Pine (Job Piece No. 29324(04)). The motion **passed** with the following votes:

| | |
|-------------------------|----------------------------|
| Mayor Brenda Conley-aye | Kyle Gibson-aye |
| Thomas Sweet-aye | Vice-Mayor Russ White- aye |
| Greg Williams-aye | Jonnie Mott-aye |
| Fred Williams-aye | |

Item #4: Engineering Contract Funding Agreement between the City of Catoosa and Oklahoma Department of Transportation for Engineering Supplement #1

A motion was made by **Thomas Sweet** and seconded by **Greg Williams** to approve the Engineering Contract Funding Agreement with the Oklahoma Department of Transportation for Engineering Supplement #1 to the CIRB Engineering Contract with McClelland Consulting Engineers, Inc. for improvements to 161st East Avenue from I-44 extending north to Pine Street, including the intersection of 161st and Pine, at a cost to the City of \$28,691. The total cost for engineering services under Supplement #1 is \$143,455, of which \$114,764 (80%) will be paid with federal funds from the Surface Transportation Program (STP). The motion **passed** with the following votes:

| | |
|-------------------------|----------------------------|
| Mayor Brenda Conley-aye | Kyle Gibson-aye |
| Thomas Sweet-aye | Vice-Mayor Russ White- aye |
| Greg Williams-aye | Jonnie Mott-aye |
| Fred Williams-aye | |

Item #5: Approval of ODOT 324a Claim Form, for ODOT to make a direct payment to Paragon Contractors, LLC.

A motion was made by **Thomas Sweet** and seconded by **Russ White** to approve ODOT 324a Claim Form, for ODOT to make a direct payment to Paragon Contractors, LLC., in the amount of \$81,144.87, for utility relocations on the Pine Street Project, Project Number: STP-166B(262)IG, J/P 22144(07) and authorizing Mayor Brenda Conley to sign the claim form in City Manager's absence. The motion **passed** with the following votes:

| | |
|-------------------------|----------------------------|
| Mayor Brenda Conley-aye | Kyle Gibson-aye |
| Thomas Sweet-aye | Vice-Mayor Russ White- aye |
| Greg Williams-aye | Jonnie Mott-aye |
| Fred Williams-aye | |

Item #6: City of Catoosa Eastpark Road Project

A motion was made by **Thomas Sweet** and seconded by **Fred Williams** to approve entering into a contract with MJM Construction & Application, LLC for the Eastpark Road Project at a cost of \$291,618.50 and authorizing Mayor Brenda Conley to sign the contract in City Manager's absence.

The motion **passed** with the following votes:

| | |
|-------------------------|----------------------------|
| Mayor Brenda Conley-aye | Kyle Gibson-aye |
| Thomas Sweet-aye | Vice-Mayor Russ White- aye |
| Greg Williams-aye | Jonnie Mott-aye |
| Fred Williams-aye | |

Item #7: Approval of Sale of Vacant Lot at 221 N. Cherokee

A motion was made by **Thomas Sweet** and seconded by **Greg Williams** to approve sale of vacant lot at 221 N. Cherokee to McAfee Property Inc. in the amount of \$18,500. The motion **passed** with the following votes:

| | |
|-------------------------|----------------------------|
| Mayor Brenda Conley-aye | Kyle Gibson-aye |
| Thomas Sweet-aye | Vice-Mayor Russ White- aye |
| Greg Williams-aye | Jonnie Mott-aye |
| Fred Williams-aye | |

Item #8: New Dell Servers Invoice-Fund Correction

A motion was made by **Thomas Sweet** and seconded by **Greg Williams** to approve paying an invoice in the amount of \$35,121.28 for two new Dell Servers to be equally split between the General Fund Emergency Reserve Fund and the PWA Emergency Reserve Fund instead of the IT Fund as previously approved. The motion **passed** with the following votes:

| | |
|-------------------------|----------------------------|
| Mayor Brenda Conley-aye | Kyle Gibson-aye |
| Thomas Sweet-aye | Vice-Mayor Russ White- aye |
| Greg Williams-aye | Jonnie Mott-aye |
| Fred Williams-aye | |

Item #9: Proposed Budget for FY2019-2020

A presentation was made and a discussion held, regarding the FY2019-2020 draft budget. No action was taken.

Item #10: Appointment of CEDA Board Member

A motion was made by **Thomas Sweet** and seconded by **Greg Williams** to appoint Fred Williams to the CEDA Board for a term expiring October 31, 2019. The motion **passed** with the following votes:

| | |
|-------------------------|----------------------------|
| Mayor Brenda Conley-aye | Kyle Gibson-aye |
| Thomas Sweet-aye | Vice-Mayor Russ White- aye |
| Greg Williams-aye | Jonnie Mott-aye |
| Fred Williams-abstain | |

Item #11: OMAG Trustee Vote

A motion was made by **Thomas Sweet** and seconded by **Russ White** to table this item. The motion **passed** with the following votes:

| | |
|-------------------------|----------------------------|
| Mayor Brenda Conley-aye | Kyle Gibson-aye |
| Thomas Sweet-aye | Vice-Mayor Russ White- aye |
| Greg Williams-aye | Jonnie Mott-aye |
| Fred Williams-aye | |

V: **New Business:** There was no new business.

VI: **City Manager Report:** Terry Whiteley, City Planner informed the City Council of the following:

- We are starting the 166th Street Project; we closed on the 161st Street and Pine property today.

Mayor Conley reported in City Manager's absence:

- John is close to finalizing the Police negotiations. He will have a couple more meetings with the Fire Department before they are completed.
- Vicky and Angela have been working very hard along with our insurance broker to make sure everything is getting done. There will be a slight increase this year; it is reflected in your budget.
- "Thank you" to Jesse, his crew and to Thomas for all the work they did to make Special Olympics happen; that was a wonderful thing for our community.
- City Maintenance has been working diligently on clean-outs of the ditches because of all the rain. Mr. Kellogg has been helping us to identify some of the issues particularly on Pine Street.
- We will start spraying for mosquitoes on Thursday's weather permitting.

VII: **Council Comments:**

- Councilor **Thomas Sweet** thanked the City Maintenance Department. The Special Olympics event turned out really well. The National Director will bring the full event here next year; he was very impressed. Colby and Jesse and his crew went well above and beyond for this event. Colby won first place teaming up with a partner. Please let them all know "Thank you".

VIII: **Adjourn:**

A motion was made by **Greg Williams** and seconded by **Kyle Gibson** to adjourn. The motion passed with the following votes: **(6:46 PM)**

Mayor Brenda Conley-aye
Thomas Sweet-aye
Greg Williams-aye
Fred Williams-aye

Kyle Gibson-aye
Vice-Mayor Russ White-aye
Jonnie Mott-aye

Approved on this _____ day of _____, 2019

Vicky Sutton, City Clerk

Brenda Conley, Mayor