

**CITY OF CATOOSA  
CITY COUNCIL  
MINUTES OF JULY 8, 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 Vice-Mayor Russ White at 6:00 p.m. on Monday, the 8th day of July, 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:** Councilor Greg Williams

**C. Pledge of Allegiance:** Vice-Mayor Russ White

**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.

The following council member was **absent** for this meeting: Ward #1 and Mayor Brenda Conley.

The following staff members were present for this meeting: Denus Benton, Co-Acting City Manager and Fire Chief; Jesse Payne, Co-Acting City Manager and PWA Maintenance Director; Vicky Sutton, City Clerk; Andy Wimberley, Interim Police Chief; Terry Whiteley, City Planner; Eddie Faulkner, Assistant City Planner and City Attorney Eric Wade, of Rosenstein, Fist & Ringold.

**E. Public Comments:** NONE

## **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 **June 24, 2019** Regular Meeting.
2. Approval of Minutes of the **July 2, 2019** Special Meeting.
3. Approval of Regular and Prepaid Claims.
4. Reappointment of Kim Harris to the Library Board for a 3-year term expiring June 30, 2022.

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

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

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

## **IV. Agenda Items:**

### **Item #1: Marketing Agreement with Service Line Warranties of America**

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

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

### **Item #2: Resolution No. 2019-559**

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

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

### **Item #3: Parking Space Lease Agreement with Francis EVC, LLC**

A motion was made by **Fred Williams** and seconded by **Kyle Gibson** to table this item. The motion **passed** with the following votes:

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

**Item #4: Marshall Street-N. 161<sup>st</sup> to N. 165<sup>th</sup> Overlay Project**

A motion was made by **Thomas Sweet** and seconded by **Kyle Gibson** to approve the Marshall Street Asphalt Overlay Project and to start the engineering and design thereof. Project consist of; milling, geogrid, 2” asphalt overlay, and striping of approximately 1,375 linear feet of Marshall Street from N. 161St E. Ave. East to N. 165Th E. Ave, estimated total project cost of \$200,000.00. The motion **passed** with the following votes:

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

**Item #5: Shadow Valley Concrete Street Overlay Project Rehabilitation Project**

A motion was made by **Thomas Sweet** and seconded by **Fred Williams** to approve the Shadow Valley Concrete Street Overlay Rehabilitation Project and to start the engineering and design thereof. Project consist of; milling, new curb & gutters, 5” thick concrete overlay, inlet reconstruction, signage, sod, and seeding of approximately 2,500 linear feet of all of or portions of N. Jeffery, W. Denny, N. Jennifer, and W. Mathew, estimated total project cost of \$750,000.00. The motion **passed** with the following votes:

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

**Item #6: Ordinance No. 2019-368-Z Rezoning Information**

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

Thomas Sweet-aye	Kyle Gibson-No
Greg Williams-aye	Vice-Mayor Russ White-aye
Fred Williams-aye	Jonnie Mott-aye

**Item #7: Emergency Clause for Ordinance No. 2019-368-Z Rezoning**

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

Thomas Sweet-aye	Kyle Gibson-No
Greg Williams-aye	Vice-Mayor Russ White-aye
Fred Williams-aye	Jonnie Mott-aye

**Item #8: Final Plat Speedy Splash Information**

A motion was made by **Thomas Sweet** and seconded by **Greg Williams** to accept and approve final plat for Speedy Splash located at the intersection of 193rd and Admiral Pl. The motion **passed** with the following votes:

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

**Item #9: Resolution No. 2019-560**

A motion was made by **Thomas Sweet** and seconded by **Greg Williams** to adopt Resolution No. 2019-560 renewing for the 2019-2020 fiscal year the Sales Tax Agreement dated July 1, 2018, between the City of Catoosa and the Catoosa Industrial Authority. The motion **passed** with the following votes:

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

**Item #10: Grand Gateway Membership Renewal**

A motion was made by **Thomas Sweet** and seconded by **Fred Williams** to approve the Grand Gateway Annual Membership of \$3,000.00 for FY 2019-2020, to be taken out of the General Fund, Professional Service Fund, 100-601-7020. The motion **passed** with the following votes:

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

**Item #11: Mentor Technologies, Inc. Contract Termination**

A motion was made by **Thomas Sweet** and seconded by **Fred Williams** approving the City terminate the agreement dated July 24, 2017, with Mentor Technologies, Inc., that was subsequently assigned to Technology Solutions MSP, Inc., and terminate all services provided under the agreement effective at the end of the day on June 30, 2019. The motion **passed** with the following votes:

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

**Item #12: Settlement on Damaged 2019 Dodge Charger Police Unit/VIN #6120**

A motion was made by **Thomas Sweet** and seconded by **Greg Williams** to approve repairing the Police vehicle listed as 2019 Dodge Charger VIN #6120 in the amount of \$5,598.40, complete the “Proof of Loss” form less the deductible of \$500.00 for a Total Amount of \$5,098.40. The motion **passed** with the following votes:

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

**Item #13: Settlement on Six Hail Damaged Police Vehicles**

A motion was made by **Thomas Sweet** and seconded by **Fred Williams** to approve repairing the Police vehicles listed below, complete the “Proof of Loss” forms, less the deductible of \$500.00 for each vehicle for a Total Amount of \$13,094.04.

- 2018 Dodge Durango Vin #4351 in the amount of \$3,150.00 less \$500 for total \$2,650.00
- 2013 Dodge Charger Vin #1870 in the amount of \$2,565.00 less \$500 for total \$2,065.00
- 2017 Dodge Charger Vin #0706 in the amount of \$2,120.00 less \$500 for total \$1,620.00
- 2013 Dodge Charger Vin #1890 in the amount of \$2,985.00 less \$500 for total \$2,485.00
- 2011 Ford CrownVic Vin #7788 in the amount of \$2,979.04 less \$500 for total \$2,479.04
- 2013 Dodge Charger Vin #1869 in the amount of \$2,295.00 less \$500 for total \$1,795.00

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

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

**Item #14: Proposed Executive Session**

A motion was made by **Thomas Sweet** and seconded by **Fred Williams** to enter into Executive Session. The motion **passed** with the following votes: **(7:03 PM)**

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

**Statement of Executive Session Minutes:**

Vice-Mayor Russ White acknowledged the City Council returned to open session at **7:20 PM**. During executive session, the City Council held confidential communications regarding the matters listed under Agenda Item #14 on the agenda for this meeting. The acting City attorney was present for the purpose of discussing the purchase and appraisal of certain real property, located in the City of Catoosa, pursuant to Title 25, Section 307(B)(3) of the Oklahoma Statutes.

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

**No matters were discussed and no votes were taken.**

**Item #15: Purchase of Certain Real Property**

A motion was made by **Thomas Sweet** and seconded by **Fred Williams** to approve purchasing certain real property in the City of Catoosa discussed in executive session for an amount not to exceed \$115,000, pursuant to a real estate purchase contract approved as to form by the City Attorney, with \$2,500 in earnest money being deposited to hold the property pending contract completion. The motion **passed** with the following votes:

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

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

**VI: City Manager Report:** Jesse Payne, Co-Acting City Manager informed the City Council of the following:

- LibertyFest went GREAT!! We had almost 500 paid cars there. We want to thank the Fire Department for the wonderful Slip & Slide-Denus has some great photos. We would like to “THANK” Bank of Commerce for sponsoring the two pony rides. “Thank You” to all the Councilors and everyone that helped make LibertyFest so awesome!
- John is doing really good; Shannon came in today and gave us some updates. We are thankful that he is recovering and doing so well.
- Vicky will be on vacation next week, July 15<sup>th</sup> – July 19<sup>th</sup>.
- City Maintenance is trying to catch up due to all the rain. We are out mowing, cleaning out culverts and working on the road issues in the Cemetery.
- The Fire Departments Breathing Air Compressor, will be installed tomorrow.

**VII: Council Comments:**

- Councilor **Thomas Sweet** thanked the City Maintenance Department and everyone that volunteered and contributed to help.

**VIII: Adjourn:**

A motion was made by **Thomas Sweet** and seconded by **Fred Williams** to adjourn.

The motion passed with the following votes: **(7:26 PM)**

Thomas Sweet-aye

Kyle Gibson-aye

Greg Williams-aye

Vice-Mayor Russ White-aye

Fred Williams-aye

Jonnie Mott-aye

Approved on this \_\_\_\_\_ day of \_\_\_\_\_, 2019

\_\_\_\_\_  
Vicky Sutton, City Clerk

\_\_\_\_\_  
Brenda Conley, Mayor