

**MINUTES OF THE REGULAR SCHEDULED MEETING OF THE
DURANT CITY COUNCIL
ON JULY 12, 2011 AT 4:00 PM
ROSCOE J HATFIELD COUNCIL CHAMBERS, DURANT CITY HALL**

CALL TO ORDER

Meeting was called to order at 4:10 pm by Mayor Jerry L. Tomlinson.

INVOCATION

Invocation was given by James Dalton, Emergency Management Director.

ROLL CALL

Present: Mayor Jerry L. Tomlinson City Manager James H. Dunegan
Vice-Mayor Thomas Marcum City Attorney Pat Phelps
Council Member Leon Sherrer Assistant City Clerk Torri Johnston
Council Member Jerry Polson

Late: Council Member Bobby Story (*arrived 4:42 pm*)

Mayor Tomlinson stated for the record we have a quorum.

Announcements.

July is National Park and Recreation Month, this has been posted on City Hall entrance doors and website www.durant.org

Every council member receives on a monthly basis among other reports about 2 trees worth of paper in our agenda packets. This has been discussed in previous meetings and there was some interest in moving to laptops or iPads or whatever will work.

Fire Chief Roger Joines introduced new Deputy Fire Chief Marc Hall who is a 20-year veteran of the fire department.

ORDER OF BUSINESS

1. Consent Items
 - a. Consider Approval of Minutes for the City Council Regular Meeting of June 14, 2011 – *approved*
 - b. Consider Approval of Minutes for the City Council Special Meeting of June 29, 2011 – *approved*
 - c. Consider Approval of Claims – *approved*
 - d. Consider Approval of Budget Amendment 2011-12 – *approved*
 - e. Consider Approval of Budget Amendment 2012-01 – *approved*
 - f. Consider Recommendation from Oklahoma Municipal Assurance Group (OMAG) Regarding Tort Claim of Justin and Brandi Glover (2nd Review of Claim) – *approved to deny claim*
 - g. Consider Approval of Temporary Street Closures for Southeastern Oklahoma State University:
 - 1) Request to Close off University Street Between 2nd and 3rd Avenues for 2011 Homecoming Parade on Saturday, October 15th at 10:00am – *approved*
 - 2) Request to Close off University Street Between 2nd and 3rd Avenues for “5 Saturdays Campaign” Home Game Dates on September 10th, October 1st, October 8th, October 15th, and November 5th – *approved*

Motion made by Vice Mayor Marcum and seconded by Council Member Sherrer to approve Consent Items 1.a – 1.g.(2) as presented. Motion carried with the following vote:

Aye: Polson, Sherrer, Marcum, Tomlinson

Nay: None Abstain: None

2. Consideration of Items Removed from Consent Docket

No Action Taken.

3. Information Items (No Action; Information Only)

- a. Department Reports for June 2011

- b. City Boards, Committees, and Commissions Minutes for June 2011
- c. Reynolds Foundation Grant Report
- d. City Projects Update
- e. Petition to Annex Property of Thomas D Williams into the City of Durant

4. Administration

- a. Consider Acceptance of the Local Government Challenge Grant, 2012 OK Arts Council Award, to Support the Texoma Arts Association / Durant Arts Guild Association

The City has received notification of a \$3,000 grant award from the Oklahoma Arts Council 2012 Local Government Challenge Grant (LGCG) Program to support the Texoma Arts Association art project for “hands-on” art instruction for local underserved children (ages 5 to 18 years of age), and an exhibit of their creations at the end of the program in May or June 2012 (in conjunction with the Magnolia Festival). At the May 10, 2011 meeting, City Council approved the submittal of this grant and the required 1:1 match up to \$4,000. Due to budget cuts within the Oklahoma Arts Council, the awarded amount was reduced to \$3,000; therefore, the match amount from the City will be \$3,000.

Motion made by Council Member Polson and seconded by Vice Mayor Marcum to accept the LGCG program grant as presented. Motion carried with the following vote:

Aye: Polson, Sherrer, Marcum, Tomlinson

Nay: None Abstain: None

- b. Consider Approval of Work Order for Professional Architect Services to Perform Preliminary Architectural Services for Improvements to 120 South 5th Avenue (existing police station facility)

The 2011 CDBG Small Cities grant request of \$93,588 requires a 1:1 match for a total of \$187,176 for building improvements to the 120 South 5th Avenue building which will include ADA accessibility. Once the architect prepares the cost estimate and staff has approved, a match resolution will be presented to Council for approval. Today’s request is for approval of the Work Order. In conjunction with the grant, they went through the Solicitation process, and Blackledge and Associates were chosen.

Motion made by Council Member Polson and seconded by Vice Mayor Marcum to approve Work Order for Professional Architect Services from Blackledge and Associates. Motion carried with the following vote:

Aye: Polson, Sherrer, Marcum, Tomlinson

Nay: None Abstain: None

- c. Consider Approval of Ordinance 1663 Enacting and Adopting a Supplement to the Code of Ordinances for the City of Durant (2011 S-5 Biennial Supplement)

In accordance with Title 11 of Oklahoma Statutes, Article XIV, Section 14-109, the City of Durant submits the 2011 S-5 biennial supplement for the City of Durant Code of Ordinances for adoption and approval by the City Clerk. The supplement will be made available to the Bryan County Clerk for deposit in the Bryan County Law Library.

Motion made by Vice Mayor Marcum and seconded by Council Member Polson to approve Ordinance 1663, Sections 1-2 as presented. Motion carried with the following vote:

Aye: Polson, Sherrer, Marcum, Tomlinson

Nay: None Abstain: None

Motion made by Vice Mayor Marcum and seconded by Council Member Polson to approve Ordinance 1663, Section 3 as presented. Motion carried with the following vote:

Aye: Polson, Sherrer, Marcum, Tomlinson

Nay: None Abstain: None

- d. Consider Approval of Standard Form for Annual Professional Services / Consulting Agreements

Assistant City Manager and City Attorney have worked on standardizing this agreement in place of the various agreements presently used for professional services. Previous agreements have varied in content, format, and expiration date. This proposal is to use one standard agreement for 20-to-30 companies the City does business with. It shouldn't dramatically change financial implications, etc., and the agreements will be scheduled to all expire or renew at the same time.

Motion made by Council Member Polson and seconded by Vice Mayor Marcum to approve standard form for annual professional services/consulting agreements as presented. Motion carried with the following vote:

Aye: Polson, Sherrer, Marcum, Tomlinson

Nay: None Abstain: None

- e. Consider Approval of Proposed Speed Limit Change Letter From the City of Durant to Oklahoma Department of Transportation (ODOT) in the Vicinity of State Highway 78N and Gerlach Drive

ODOT proposes lowering the speed limit on State Highway 78N near the vicinity of the new high school entrance on Gerlach Drive. Should the City agree, a letter of concurrence is required for all commissioned speed zone changes. The proposal is to lower the speed limit from 50 mph to 45 mph. Vice Mayor Marcum – Is it possible to ask assistance from ODOT for traffic control devices as well?

Motion made by Council Member Polson and seconded by Vice Mayor Marcum to approve the proposed speed limit change letter as presented. Motion carried with the following vote:

Aye: Polson, Sherrer, Marcum, Tomlinson

Nay: None Abstain: None

- f. Consider Approval to Apply as a Partner with Southeastern Oklahoma State University for the US Department of Education's 2011 Gaining Early Awareness and Readiness for Undergraduate Programs (GEAR UP) Grant Competition

The primary goal of GEAR UP is to ensure all students in Oklahoma are prepared to succeed in postsecondary education. Library Director Dr. Dottie Davis – Our library has been a part of this GEAR UP grant for 7 years and this is a renewal of that grant. Our library is one of 20 partners. We receive different types of benefits, such as we provide the computer center and they provide supplies. At this time they are wanting to use our facility for training. It is a good thing for them, and it is good for our students in the public schools. This program is for junior high and high school students. It allows students come in to fill out paperwork for financial aid, career planning, etc. This partnership would enhance services we already have by utilizing the people we already have and services we already plan to provide. Vice Mayor Marcum – Is the university applying for the grant, and requesting the community to partner up? Dr. Dottie Davis – Yes, our partnering with the university (Southeastern Oklahoma State University /SOSU) is through the use of the Donald W. Reynolds Community Center and Library over the next 7 years for a total of \$15,750 in-kind support.

Motion made by Council Member Polson and seconded by Vice Mayor Marcum to approve application to the GEAR UP Competition, in partnership with SOSU. Motion carried with the following vote:

Aye: Polson, Sherrer, Marcum, Tomlinson

Nay: None Abstain: None

- g. Consider Approval of Change Order #2 with the Carel Corporation to Monitor the Durant C & D Landfill (C-2010-60, Change Order #2)

Motion made by Vice Mayor Marcum and seconded by Council Member Polson to approve C-2010-60, Change Order #2. Motion carried with the following vote:

Aye: Polson, Sherrer, Marcum, Tomlinson

Nay: None Abstain: None

- h. Consider Approval of Resolution 2011-32 Approving Interlocal Cooperative Agreement Between District 19 Drug Taskforce and the City of Durant (Ref: C-2011-52)

This Resolution will authorize the agreement on behalf of the City. After approval and before the agreement can be initiated, it must be approved by the Office of the Attorney General. The Agreement between the District Attorney's office and the City of Durant is to better control the use of illegal drugs in our community. This contract is authorized by the Interlocal Cooperative Act, 74 O.S. § 1002 et seq.

Motion made by Council Member Sherrer and seconded by Council Member Polson to approve Resolution 2011-32. Motion carried with the following vote:

Aye: Polson, Sherrer, Marcum, Tomlinson

Nay: None Abstain: None

Council would prefer to vote on the contract as well.

Motion made by Vice Mayor Marcum and seconded by Council Member Polson to approve C-2011-52. Motion carried with the following vote:

Aye: Polson, Sherrer, Marcum, Tomlinson

Nay: None Abstain: None

At 4:42 pm, Mayor Tomlinson – for the record, Council Member Story has arrived from Oklahoma City.

- i. Consider Change Order for Central Electric to Run the Data and Communication Lines at the Law Enforcement Center (C-2010-64, Change Order #14)

No action taken; tabled for Special Council meeting.

This change order request is due to a mistake over the volume of electrical boxes which can be covered within the 15 percent allowable change to the contract. However, Vice Mayor Marcum said it should be a separate item and open to other companies to bid on this part of the job. Although the City was not at fault, Police Chief Cook said he would rather delay the project and err on the side of caution by having the City seek bids on the project rather than there be any questions about it in future.

Mayor Tomlinson recommended Council delay action for consideration later in the agenda while the architect/designer were contacted. Chief Cook contacted the designer who said if the Change Order was not approved immediately, it will not cause a significant delay in the project. Special Projects Director Jerry Yandell will contact the architect this evening. Mayor asked that staff meet to discuss a solution (so project isn't delayed further) to present at a Special Council meeting.

Recessed out of Regular Council Session / Administrative and into Public Presentations at 5:05 pm as declared by Mayor Tomlinson.

Reconvened into Regular Council Session / Administrative at 5:50 pm as declared by Mayor Tomlinson.

- j. Brush Loader for the Solid Waste Department

Brush loader is a key piece of equipment, especially after a storm. Out of the 9 bids for a brush loader truck, the City received 4 bids. It is recommended that the bid be awarded to the lowest bidder, Waste Research, for \$125,916. Quotes were solicited from six local financial institutions. Only one response was received. It is recommended that First United Bank & Trust be awarded for financing the brush loader.

- 1) Consider Award of Bid for Brush Loader (Bid 2011-069; Ref: RFAP 2011-092)

Motion made by Council Member Polson and seconded by Council Member Story to approve Bid 2011-069. Motion carried with the following vote:

Aye: Polson, Story, Sherrer, Marcum, Tomlinson

Nay: None Abstain: None

- 2) Consider Award of Financing for Brush Loader

Motion made by Vice Mayor Marcum and seconded by Council Member Story to approve award of financing bid to First United Bank and Trust. Motion carried with the following vote:

Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: None Abstain: None

k. Replacement Forklift for the Parks Department

The Parks Department doesn't use the forklift, but it is generally used by all at the Public Works Division (pick up trucks, pallets, military surplus). The City Garage falls under the Parks Superintendent's supervision. This old army surplus forklift is worn out and becoming dangerous to use. The proposed new forklift is to be purchased from the Buy Board which is similar to a state contract purchase.

1) Consider Authorization to Purchase Replacement Forklift via State Contract / Buy Board
(RFAP 2011-098; Ref: HGAC Contract EM06-11)

Motion made by Vice Mayor Marcum and seconded by Council Member Polson to approve RFAP 2011-098. Motion carried with the following vote:

Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: None Abstain: None

2) Consider Authorization to Bid for Financing of Replacement Forklift (RFAP Bid 2011-099)

Motion made by Vice Mayor Marcum and seconded by Council Member Polson to approve RFAP Bid 2011-099. Motion carried with the following vote:

Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: None Abstain: None

l. Approval to Apply for the 2012 Bulletproof Vests Partnership Grant to Purchase Bulletproof Vests for the Police Department

Take no action.

Presentations, Public Hearings and Citizen Requests – 5:00 p.m.

5. Presentations

a. City Employees Exemplary Performance

Mayor Tomlinson – City Hall has recently received two letters recognizing City employees' character and integrity.

(1) Letter regarding Joe Dillard, Supervisor of Highland Cemetery: "... I have spent a lot of time in cemeteries looking for ancestors – but I have NEVER had such good service!! Dr. Dillard went far and beyond just doing his job. ... You have a real servant working for your City. Mr. Dillard is the kind of person that any employer would be proud to have. He obviously cares a lot about the people under his care and their living relatives ... It certainly left me with a positive opinion of Durant and the people of your city."

(2) Letter regarding Rickie McGinnis, Electrical and Electronics Tech Professional of the Parks Department: "... I wanted to inform you of what an excellent ambassador of the city, Rickie McGinnis, was today. One of your city workers found a \$200 check written to cash ... in a yard. Instead of trying to cash the check or tearing it up, he brought it into the bank for us to contact the client. This says a lot about the workers of Durant and their honesty. I have been in banking for over 16 years ... Mr. McGinnis went [the extra mile]. Please thank him again for his honesty and showing how we all should act when finding something that could potentially affect someone else's future."

City Manager Dunegan and Mayor Tomlinson – Here are two examples of our 218 City employees; our employees are hard workers and forthright. This Council is appreciative of work they do on a daily basis and how they represent the City. Both Mr. Dillard and Mr. McGinnis have affected a lot of people in a positive way by their actions. Thanks from Council and City Administration.

b. Employee Service Awards, 2nd Quarter

Mayor Tomlinson – He is pleased to have the opportunity every quarter to recognize these employees. Our current 13 employees have 155 years of combined service to the City of Durant. Their years of service speaks volumes of their dedication over the years, and that the City is a good place to work; and we're trying to make it better.

6. Public Hearings

Mayor Tomlinson – Typically hearings address ordinances for zoning. If anyone from the audience wants to address Council in favor of or in opposition to the hearing, there will be an opportunity to do so.

a. Approval of Ordinance 1658 – A request to change the zoning for property located on South McLean Street from Agriculture (A-1) and Multi-Family Residential (R-3) district to the Light Industrial (I-1) district (Ref: PC2011-07)

On May 23, 2011, Economic Development filed an application to request a zoning change for property located on South McLean Street from Agriculture (A-1) and Multi-Family Residential (R-3) district to the Light Industrial (I-1) district. Zoning is not consistent with the Future Land Use Map in the Comprehensive Plan. The Planning Commission approved this request on June 27, 2011. The Community Development Department has received negative comments regarding this zoning change, but no one has come to tonight's hearing to express opposition.

Council Member Polson – Community Development has indicated this zoning request is not consistent with the zoning land use map? J. Marquardt – that is correct. To the north, zoning is R3 and A1; to the south is A1; to the west is R3 and A1. Zoning to the east is not applicable, McLean – Bryan County.

Executive Director Tommy Kramer, Durant Industrial Authority (DIA) – The DIA purchased in the SE quadrant 4 tracts of agricultural cattle land, with 95 of those acres fronted by the Kiamichi railroad. A lot of companies are looking for tracts of land with rail and rail sightings. That is why DIA purchased it, for the rail access. Currently there is no commitment for this property, but the DIA receives requests from national site locaters, from the Department of Commerce, and others all the time. When a company or site locater is brought to Durant, the DIA showcases all the sites. The DIA is getting ahead of the curve to be prepared to utilize this site, just as was done for the Big Lots site, the Cardinal Glass site, etc.

Negative comments/complaints about rezoning are primarily with regard to potential road conditions. T. Kramer - When we showcase a City site, we must show that we are "shovel ready," prepared to put all infrastructure in. This includes improvement of those roads for the city and the citizens who live out there. You can see the improvement of the roads where Cardinal Glass and Big Lots are located. With the railroad activity and the contacts we're getting, this is another opportunity for job creation.

Mayor Tomlinson shared with Council and the audience that this is an opportunity that the DIA is exercising to be prepared and move forward to build to suit for potential employers. The DIA had just lost a potential employer in the oil and gas industry that would have brought 75 jobs. One of these sites would have been in order.

Vice Mayor Marcum – He concurs in recognizing the benefit of having a "shovel ready" area for business development, particularly this property with potential rail access. By way of information, Vice Mayor Marcum doesn't have any objection for this rezoning request in general, with the exception of 20 acres on the NW parcel that joins residential area north of Hillcrest/Robinson.

Hearing no further discussion from Council or the audience, hearing closed.

Motion made by Council Member Story and seconded by Council Member Polson to approve Ordinance 1658, Section 1. Motion carried with the following vote:

Aye: Polson, Story, Sherrer, Tomlinson

Nay: Marcum Abstain: None

Motion made by Council Member Story and seconded by Council Member Polson to approve Ordinance 1658, Section 2. Motion carried with the following vote:

Aye: Polson, Story, Sherrer, Marcum, Tomlinson

Nay: None Abstain: None

- b. Consider Approval of Resolution 2011-31 – Mid-Continent Energy Corp Inc., Filed an application requesting a Conditional Use Permit (CUP) for the Construction of an Oil and Gas Well Test Drill-Site (Ref: PC2011-08)

On June 16, 2011, Mid-Continent Energy Corp Inc Filed an application requesting a Conditional Use Permit (CUP) for the Construction of an Oil and Gas Well test drill-site located in section 24 Township 6 South, Range 8 East of the Indian base meridian. East of 49th Street and south of Hamby Lane. Joseph Marquardt, Director of Community Development Department – This property is consistent with the land use map. Planning Commission heard the case yesterday and approved it. Staff has received no negative comments on this case. Tom Spines and Alan Brooks from the Mid-Continent Energy Corporation provided Council with additional materials and were present to answer any questions. Mr. Spines stated paperwork is in order to start the drilling program and they will continue to have the best possible and safest operations.

Hearing no further discussion from Council or the audience, Hearing closed.

Motion made by Vice Mayor Marcum and seconded by Council Member Polson to approve Resolution 2011-31. Motion carried with the following vote:

Aye: Polson, Story, Sherrer, Marcum, Tomlinson

Nay: None Abstain: None

7. New Business

No New Business at this time.

ADJOURNMENT

Motion made at 5:57 pm to adjourn as declared by Mayor Tomlinson.

**MINUTES OF THE REGULAR SCHEDULED MEETING OF
THE DURANT CITY UTILITIES AUTHORITY (DCUA)
ON JULY 12, 2011 AT 4:00 PM
ROSCOE J. HATFIELD COUNCIL CHAMBERS, DURANT CITY HALL**

CALL TO ORDER

Meeting was called to order at 5:58 pm by Chair Jerry L. Tomlinson.

ROLL CALL

Present: Chair Jerry L. Tomlinson City Manager James H. Dunegan
 Vice-Chair Thomas Marcum City Attorney Pat Phelps
 Trustee Bobby Story Secretary Torri Johnston
 Trustee Leon Sherrer
 Trustee Jerry Polson

Chair Tomlinson stated for the record we have a quorum.

ORDER OF BUSINESS

1. Consent Items
 - a. Consider Approval of Minutes for the Durant City Utilities Authority Regular Meeting of June 14, 2011 – *Approved*
 - b. Consider Approval of Minutes for the Durant City Utilities Authority Special Meeting of June 29, 2011 – *Approved*
 - c. Consider Approval of Claims – *Approved*

Motion made by Vice Chair Marcum and seconded by Trustee Polson to approve Consent Items 1.a. and 1.c. as presented. Motion carried with the following vote:
Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: None Abstain: None

2. Consideration of Items Removed from Consent

No Action Taken.

3. Information Items

- a. Department Reports for June 2011
- b. Utility Billing Summary for June 2011

No action; information only

4. Administrative

- a. Brush Loader for the Solid Waste Department

Out of the 9 bids for a brush loader truck, the City received 4 bids. It is recommended that the bid be awarded to the lowest bidder, Waste Research, for \$125,916. Quotes were solicited from six local financial institutions. Only one response was received. It is recommended that First United Bank & Trust be awarded for financing the brush loader.

- 1) Consider Award of Bid for Brush Loader (Bid 2011-069; Ref: RFAP 2011-092)

Motion made by Trustee Sherrer and seconded by Vice Chair Marcum to approve Bid 2011-069. Motion carried with the following vote:
Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: Abstain:

- 2) Consider Award of Financing for Brush Loader

Motion made by Trustee Sherrer and seconded by Trustee Polson to approve award of financing bid to First United Bank and Trust. Motion

carried with the following vote:
Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: Abstain:

- b. Consider Service Agreement with Warren Cat for Generator Maintenance at the Wastewater Treatment Plant for Fiscal Year 2011-12 (C-2011-50)

Superintendent Terry Condor – This agreement with Warren Cat will service all WWTP generators as well as a load test. Must have generators online all the time.

Motion made by Vice Chair Marcum and seconded by Trustee Story to approve C-2011-50.
Motion carried with the following vote:
Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: Abstain:

- c. Consider Authorization to Seek Bids for In-Line Turbidity Meters at the Water Treatment Plant (RFAP Bid 2011-089)

Superintendent Steve Gray – The need to seek bids on new low-range turbidity meters is because the meters we currently own have become obsolete and we can't get repair parts. For the City to stay in compliance with state and federal laws, we need to replace these meters. This request is for council to authorize bidding for this project and for the city Clerk to publish for public bidding if council approves.

Motion made by Vice Chair Marcum and seconded by Trustee Story to approve RFAP Bid 2011-089. Motion carried with the following vote:
Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: Abstain:

- d. Consider Authorization to Spend Funds for Chemicals at the Water Treatment Plant for FY 2011-12

Superintendent Steve Gray – These are some of the chemicals needed every day at the Water Treatment Plant and have all been budgeted for this fiscal year, July 1, 2011 – June 30, 2012. Each load is over the \$2,000 limit, so 1 RFAP will be used for the year on each of these chemicals.

Recommended by Council to approve all three chemical requests at once.

- 1) Alum RFAP 2011-~~094~~ 094 for \$72,000
- 2) Chlorine RFAP 2011-~~094~~ 095 for \$25,000
- 3) Chlorites RFAP 2011-~~095~~ 091 for \$55,000

Motion made by Trustee Polson and seconded by Trustee Story to approve RFAP 2011-094, RFAP 2011-095, and RFAP 2011-091. Motion carried with the following vote:
Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: Abstain:

- e. Consider Authorization to Spend Funds for Emergency Repair of High Service Pump VFD at the Water Treatment Plant (RFAP 2011-093)

Superintendent Steve Gray – At our High Service Pump Station, we have lost a variable speed drive that controls and regulates the pump it is attached to. We have no other high volume pumps at this site. We have considered other alternatives, but the other pumps will not deliver the volume of water that is in demand now. We have been in contact with Control Concepts, a company that repairs these drives. This service is considered an emergency because in the event that we lose the backup pump, we are left with only the option of pumping from the Treatment Plant with no spare high volume pumps. Pumping from the Treatment Plant is not only less efficient but it also creates greater pressure on water lines that can result in main breaks and other leaks.

Motion made by Trustee Polson and seconded by Vice Chair Marcum to approve RFAP 2011-093. Motion carried with the following vote:
Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: Abstain:

- f. Consider Authorization to Spend Funds to Land Apply Sludge on Esbenshade Farms (RFAP 2011-088)

Superintendent Terry Condor – For years now, land application of the sludge from the Wastewater Treatment Plant (WWTP) has been going to Esbenshade Farms. OPDES Permit (Oklahoma Pollutant Discharge Elimination System) stipulates that Esbenshade is the only vendor permitted to dispose of sludge from the Durant WWTP. The number of daily loads taken out of the WWTP is determined through the treatment process. It varies at 4-6 loads per day at \$250/load.

Motion made by Vice Chair Marcum and seconded by Trustee Sherrer to approve RFAP 2011-088. Motion carried with the following vote:
Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: Abstain:

5. New Business

No New Business at this time.

ADJOURNMENT

Motion made at 6:08 pm to adjourn as declared by Chair Tomlinson. Motion carried with the following vote:
Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: None Abstain: None

**MINUTES OF THE REGULAR SCHEDULED MEETING OF THE
DURANT AIRPORT AUTHORITY (DAA/Airport)
ON JULY 12, 2011 AT 4:00 PM
ROSCOE J. HATFIELD COUNCIL CHAMBERS, DURANT CITY HALL**

CALL TO ORDER

Meeting was called to order at 6:08 pm by Chair Jerry L. Tomlinson.

ROLL CALL

Present: Chair Jerry L. Tomlinson City Manager James H. Dunegan
Vice-Chair Thomas Marcum City Attorney Pat Phelps
Trustee Bobby Story Secretary Torri Johnston
Trustee Leon Sherrer
Trustee Jerry Polson

Chair Tomlinson stated there is a quorum.

ORDER OF BUSINESS

1. Consent Items

- a. Consider Approval of Minutes for the Durant Airport Authority Regular Meeting of June 14, 2011 – *Approved*
- b. Consider Approval of Minutes for the Durant Airport Authority Special Meeting of June 29, 2011 – *Approved*
- c. Consider Approval of Claims – *no claims submitted for approval*

Motion made by Trustee Sherrer and seconded by Trustee Polson to approve Consent Items 1.a. – 1.c. as presented. Motion carried with the following vote:

Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: None Abstain: None

2. Consideration of Items Removed from Consent Docket

No action required.

3. Information Items

- a. Department Reports for June 2011
- b. Airport Projects Update

No action; information only

4. Administrative Items

- a. Consider Authorization to Spend for Airport Management Agreement with DW Aviation (RFAP 2011-101; Ref: C-2011-42)

The contract agreement with DW Aviation for Fixed Base Operator (FBO) at Durant Regional Airport – Eaker Field was approved at the Special Council meeting of June 29, 2011. The RFAP will cover the contract costs in the amount of \$48,000 for FY 2011-12.

Motion made by Vice Chair Marcum and seconded by Trustee Sherrer to approve RFAP 2011-101. Motion carried with the following vote:

Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: None Abstain: None

5. New Business

No New Business at this time.

ADJOURNMENT

Motion made at Marcum/Sherrer at 6:10pm to adjourn as declared by Chair Tomlinson.

Motion carried with the following vote:

Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: None Abstain: None

**MINUTES OF THE REGULAR MEETING OF THE
DURANT DEVELOPMENT AUTHORITY (DDA)
ON JULY 12, 2011 AT 4:00 PM
ROSCOE J. HATFIELD COUNCIL CHAMBERS, DURANT CITY HALL**

CALL TO ORDER

Meeting was called to order at 6:10 pm by Chair Jerry L. Tomlinson.

ROLL CALL

Present: Chair Jerry L. Tomlinson City Manager James H. Dunegan
 Vice-Chair Thomas Marcum City Attorney Pat Phelps
 Trustee Bobby Story Secretary Torri Johnston
 Trustee Leon Sherrer
 Trustee Jerry Polson

Chair Tomlinson stated for the record we have a quorum.

ORDER OF BUSINESS

1. Consent Item
 - a. Consider Approval of Minutes for the Durant Development Authority Regular Meeting of June 14, 2011 – *Approved*

Motion made by Vice Chair Marcum and seconded by Trustee Polson to approve Consent Item 1.a. as presented. Motion carried with the following vote:

Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: None Abstain: None

2. Consideration of Items Removed from Consent Docket
No action required.

3. Information Items
 - a. Durant School District Sales Tax Revenue Disbursements – current

Chair Tomlinson – there is a good article in the Durant Daily Democrat today about the high school.

No action required.

4. New Business
No New Business at this time.

ADJOURNMENT

Motion made at 6:12 pm by Trustee Polson and seconded by Vice Chair Marcum to adjourn and declared by Chair Tomlinson. Motion carried with the following vote:

Aye: Polson, Story, Sherrer, Marcum, Tomlinson
Nay: None Abstain: None