

**MINUTES OF THE SPECIAL SCHEDULED MEETING OF THE
DURANT CITY COUNCIL
ON NOVEMBER 22, 2011 AT 3:00 PM
ROSCOE J HATFIELD COUNCIL CHAMBERS, DURANT CITY HALL**

CALL TO ORDER

Meeting was called to order at 3:10 pm by Mayor Jerry L. Tomlinson.

INVOCATION

Invocation was given by Emergency Management Director James Dalton

ROLL CALL

Present: Mayor Jerry L. Tomlinson City Attorney Pat Phelps
Vice-Mayor Thomas Marcum City Clerk Leta McNatt
Council Member Leon Sherrer
Council Member Jerry Polson
Council Member Bobby Story

Mayor Tomlinson stated for the record we have a quorum.

ORDER OF BUSINESS

1. Durant Law Enforcement Center: Fencing

Technical Projects Director Jerry Yandell - At the October 2011 Council meeting, Contracts C-2011-73 and C-2011-74 were awarded to Robinson Fence Company. When company was notified of the bid award, it was learned Robinson Fence Company left off a portion of brick fencing on north end which was clearly set forth in the request for bids. The other two had it in their bid packets. J. Yandell discussed this with the contractor, and they wish to cancel these contracts and go with the next lowest and complete bid, Automatic Gate Systems of Oklahoma. Vice Mayor Marcum recommends approval contingent upon receiving this in writing. J. Yandell will meet with the City attorney to prepare a document for Robinson Fence Company to sign, showing release of obligation.

1.a. Consider Cancellation of Fencing Contracts with Robinson Fence Company
(Ref: C-2011-73 for Ornamental Fencing with Brick Pillars, and
C-2011-74 for Chain Link Fencing)

Motion made by Vice Mayor Marcum and seconded by Council Member Polson to approve cancellation of C-2011-73 and C-2011-74, contingent upon receipt of signed document from Robinson Fence Company as prepared by the City Attorney. Motion carried with the following vote:

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

1.b. Consider Award of Bid for Fencing (Provide and Install)

Motion made by Council Member Story and seconded by Council Member Sherrer to award bid to Automatic Gate Systems of Oklahoma, contingent upon cancellation of the Robinson Fencing Company contracts C-2011-73 and C-2011-74 (as noted in 1.a. above). Motion carried with the following vote:

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

1.c. Consider Agreement with to Automatic Gate Systems of Oklahoma to Provide and Install
Ornamental Iron Fencing, Brick Fencing, and Chain Link Fencing (C-2011-77)

Motion made by Vice Mayor Marcum and seconded by Council Member Sherrer to approve C-2011-77 contingent upon cancellation of Robinson Fencing Company contracts C-2011-73 and C-2011-74 (as noted in 1.a. above). Motion carried with the following vote:

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

2. Durant Law Enforcement Center: Millwork and Countertops

Technical Projects Director Jerry Yandell – recommending Riverbend Cabinets as the lowest and most complete bid at \$26,710 for everything. The other complete bid is from Lumberman’s Millwork at \$32,100. The bid from Twin Oaks Custom Cabinetry doesn’t include finishing or countertops. This was specified in the bid packet.

2.a. Consider Award of Bid for Millwork and Countertops (Provide and Install)

Motion made by Council Member Polson and seconded by Council Member Story to award bid to Riverbend Cabinets LLC as presented. Motion carried with the following vote:

Aye: Polson, Sherrer, Story, Marcum, Tomlinson

Nay: None Abstain: None

2.b. Consider Agreement with Riverbend Cabinets LLC to Provide and Install Millwork and Countertops (C-2011-78)

Motion made by Council Member Polson and seconded by Council Member Story to approve C-2011-78 as presented. Motion carried with the following vote:

Aye: Polson, Sherrer, Story, Marcum, Tomlinson

Nay: None Abstain: None

3. Consider Service Agreement with Claims Administrative Services as a Third Party Administrator for Workers Compensation (C-2011-79)

City Clerk Leta McNatt – The City of Durant has a self-funded workers compensation program for its employees. Claims Administrative Services (CAS) Inc is a Worker’s Compensation third party administrator and offers a high level of WC claims management, managed care, and administration. The company offers experienced licensed adjusters for return to work strategies for short term and long term disability strategies. Approximate annual cost for this service – \$11,497; approximate cost savings – 15-to-20 percent. A presentation followed by q/a period was given by Ms. Cyndi Hays, SW Regional Account Executive from CAS.

Motion made by Vice Mayor Marcum and seconded by Council Member Story to approve C-2011-79 as presented. Motion carried with the following vote:

Aye: Polson, Sherrer, Story, Marcum, Tomlinson

Nay: None Abstain: None

4. Consider Authorization to Purchase Excess Risk Management Workers Compensation Insurance

City Clerk Leta McNatt – The City of Durant has operated a very successful self-insured workers compensation program for the past twenty years. While the City has realized considerable savings by managing its own self insurance program, it is recommended that the City limit its liability to excessive and unexpected liabilities through the purchase of excess protection should such claims arise. Quotes are provided from three companies, all reputable and established re-insurance companies. City Clerk recommends and requests approval of the quote submitted by Safety National Casualty Corporation reflecting an annual premium for binding coverage of \$65,519 annually for excess workers compensation re-insurance retention level of \$475,000. Ms. Cyndi Hays, SW Regional Account Executive from CAS, helped to clarify information asked by Council.

Motion made by Vice Mayor Marcum and seconded by Council Member Story to approve authorization to purchase excess risk management WC insurance as presented. Motion carried with the following vote:

Aye: Polson, Sherrer, Story, Marcum, Tomlinson

Nay: None Abstain: None

ADJOURNMENT

Motion made at 3:56 pm to adjourn by Council Member Sherrer, seconded by Vice Mayor Marcum, and declared by Mayor Tomlinson.