

**MINUTES OF THE REGULAR SCHEDULED MEETING OF THE
DURANT CITY COUNCIL
ON JULY 13, 2010 AT 4:00 PM
ROSCOE J HATFIELD COUNCIL CHAMBERS, DURANT CITY HALL**

CALL TO ORDER

Meeting was called to order at 4:15 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 Bobby Story	City Clerk Leta McNatt
	Council Member Leon Sherrer	
	Council Member Jerry Polson	

Absent: None

Mayor Tomlinson welcomed all visitors, including Ryan Mendez with Boy Scout Troop 615.

ORDER OF BUSINESS

1. Consent Items
 - a. Consider Approval of Minutes for the City Council Regular Meeting of June 8, 2010 – *approved*
 - b. Consider Approval of Claims– *approved*
 - c. Consider Southeastern Oklahoma State University Request for Street Sign, “One Way Do Not Enter” to Improve Area Traffic Safety– *approved*
 - d. Consider Recommendation from Oklahoma Municipal Assurance Group (OMAG) Regarding Tort Claim of Pam Smith – *approved*
 - e. Consider Request for Authorization to Advertise for Bids for the Purchase of One Vehicle for Use by Narcotics Enforcement RFAP 2010-071 – *approved*
 - f. Consider and Approve Request to Donate Salvage to Rural Bryan County Volunteer Fire Depts – *approved*
 - g. Consider Approval of Proposal for Inspection Services for Streetscape Phase IV from Barker and Associates (Contract C-2010-42) – *approved*

Motion made by Council Member Sherrer and seconded by Council Member Story to approve Consent Items 1.a. – 1.g. as presented. Motion carried with the following vote:

Aye: Polson, Sherrer, Story, 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 2010
- b. City Boards, Committees, and Commissions Minutes for June 2010
- c. Reynolds Foundation Grant Report

Assistant City Manager Ralph Houser stated the exterior sheathing and roof is going up. The masonry work, pavement will be done in 2-to-3 weeks. Over all, construction is still 2-to-3 weeks behind. It is anticipated the Library will be moving in to their new quarters by the end of February 2011.

No action; information only

4. Administration

a. Consider Bid Authorization to Sell Landfill Paper Balers RFAP 2010-067

Sanitation Department Superintendent Larry Mitchell stated both balers were purchased approximately 10 years ago (one is 20 years old, purchased used). These balers need repair, and it would cost more than what it is worth to put into operation. There is a company interested in purchasing these balers to use as backups/parts.

Motion Made by Vice-Mayor Marcum and seconded by Council Member Story to approve bid authorization to sell Landfill Paper Balers RFAP 2010-67. Motion carried with the following vote:

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

b. Consider Approval of GSA Lease Extension (Contract C-2010-41)

Assistant City Manager Ralph Houser stated this is an interim agreement to extend the existing lease with GSA set to expire soon. This request is not the GSA agreement to lease additional space.

Motion Made by Council Member Story and seconded by Council Member Sherrer to approve Contract No. C-2010-41. Motion carried with the following vote:

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

c. Consider Request for Authorization to Advertise for Bids for the City Hall Diesel Generator

Community Development Director Joseph Marquardt requested Council permission to go out for bids in order to get cost estimates for a back up diesel generator at City Hall. Specifications were provided to Council. Cost estimate is approximately \$60,000 or less. It is part of the remodel budget for City Hall.

Motion Made by Council Member Sherrer and seconded by Council Member Polson to authorize this bid advertisement. Motion carried with the following vote:

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

d. Consider Revision of Employee Awards Program

Assistant City Manager Ralph Houser stated this is a program update on what exists today. The Service Award program remains unchanged. Additions to this program are for added Health/Safety/Environment performance, Customer service, and Value Added performance; i.e., City employees who do significant or measurable things such as cost savings, etc. There is no significant financial award; it is primarily the recognition of performance.

Motion Made by Council Member Sherrer and seconded by Council Member Story to approve revision of Employee Awards Program as noted. Motion carried with the following vote:

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

e. Consider Award of Bid for Streetscape Phase IV

Technical Projects Director Jerry Yandell stated a few good bids came in, and it is recommended that the City award the construction contract to the low bidder, Rudy Construction Co., for the base bid of \$351,981.11, including the alternative #1 for the total bid amount of amount of \$358,521.11.

Motion Made by Council Member Sherrer and seconded by Vice-Mayor Marcum to approve bid award to Rudy Construction. Motion carried with the following vote:

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

f. Consider and Approve Resolution No. 2010-18 for 2010 CDBG Small Cities Application

This Resolution is to state the City will manage funds appropriately if granted this funding. Grants Coordinator Becca Parr stated it is an annual funding program that the City has been applying for over the past 3 years. The FY 2010 application is for the new communication equipment (workstations and consoles) at the new police station. The City is applying for this ODOC CDBG Small Cities grant in conjunction with the USDA Rural Development Communities

Facilities grant to provide additional funds for equipment.

Motion Made by Council Member Polson and seconded by Council Member Story to approve Resolution No. 2010-18. Motion carried with the following vote:

Aye: Polson, Sherrer, Story, Marcum, Tomlinson

Nay: None Abstain: None

- g. Consider and Approve Resolution No. 2010-19 for 2010 CDBG Small Cities Application Match Commitment

On the budget spreadsheet Grants Coordinator Becca Parr provided Council, she stated the Oklahoma Department of Commerce (ODOC) CDBG Small Cities grant can provide \$95,265 with a required dollar for dollar cash match; this funding would help pay for dispatch radio consoles and dispatch workstations. She explained that the USDA funding is very competitive, and if the City is awarded, it would mean a grant of \$66,836 to provide funds towards the dispatch radio consoles, laptops, software. It is anticipated that the new police station will be completed in the fall of 2011, so this works well with the timing of either grant and, if necessary, the City can delay the purchase of the equipment until construction is complete. Chief Durward Cook stated that this is necessary equipment regardless of grant assistance.

Hearing no further discussion, motion made by Council Member Polson and seconded by Vice-Mayor Marcum to approve Resolution No. 2010-19. Motion carried with the following vote:

Aye: Polson, Sherrer, Story, Marcum, Tomlinson

Nay: None Abstain: None

- h. Consider Acceptance of the 2011 OK Arts Council Local Government Challenge Grant (LGCG) Award

Grants Coordinator Becca Parr stated the City has received notification of a \$5,000 grant award providing funds for an art piece in Market Square to be completed by Red River Arts Council (RRAC). In March 2010, the City committed in to a dollar per dollar cash match. B. Parr has notified RRAC that the award is contingent upon the RRAC seeking Council's approval of the art design before construction, and they have agreed to this. B. Parr has received this agreement in an email from RRAC.

Motion Made by Vice-Mayor Marcum and seconded by Council Member Sherrer to accept the 2011 OK Arts Council Local Government Challenge Grant (LGCG) Award, contingent upon Council's approval of the art project design before construction. Motion carried with the following vote:

Aye: Polson, Sherrer, Story, Marcum, Tomlinson

Nay: None Abstain: None

- i. Consider Acceptance of AMO LEER ("I Love to Read") Grant Award from Robert & Ruby Priddy Charitable Trust to Add Spanish and Bi-Lingual Literature to the Library's Collection

Grants Coordinator Becca Parr and Dr. Dottie Davis worked together on this project. There is no cash match, funding is at 100% and will provide funds at a value of \$10,000 for children's books in Spanish and bi-lingual titles, funding for literacy programs, plus a \$2,500 stipend for Library staff training, preparation of books for circulation, etc. The Library has been selected as one of ten libraries state wide to receive this grant award, total value over \$12,500.

Motion Made by Vice-Mayor Marcum and seconded by Council Member Sherrer to accept the AMO LEER Grant Award. Motion carried with the following vote:

Aye: Polson, Sherrer, Story, Marcum, Tomlinson

Nay: None Abstain: None

- j. Consider Agreement Between City of Durant and Cherokee Telephone Company to Lease Tower Sites (Contract C-2010-39)

No Action Taken; Tabled for future Council Meeting.

- k. Consider Agreement Between City of Durant and Choice Wireless to Lease Tower Sites (Contract C-2010-40)

No Action Taken; Tabled for future Council Meeting.

Motion made at 4:43 pm by Council Member Sherrer and seconded by Vice-Mayor Marcum to recess out of regular session. Motion carried with the following vote:

Aye: Polson, Sherrer, Story, Marcum, Tomlinson

Nay: None Abstain: None

Meeting Reconvened at 5:05 pm

Durant Main Street Program Manager Donna Dow provided City Council members with the Oklahoma Main Street report. Marie's on W. Main was awarded for Best Business Practice. Ms. Latonia at Durant High School was mentioned as having the Best Youth Involvement (High School Service Learning Project). Durant's Main Street Program has an outstanding web presence too.

5. Presentations

a. Employee Service Awards – 2nd Quarter

The City takes the time to recognize employees' years of service to the City. During this quarter, 13 employees were recognized for their combined total of 225 years service. The Mayor expressed appreciation from the Council and the City to these employees representing the Waste Water Treatment Plant, Police Department, Fire Department, Water/Sewer Line Department, Solid Waste Department, the City Garage, and Administration Department.

b. Update on the Southeastern Oklahoma Emergency Management Conference, June 23-25, 2010, by Emergency Management Director James Dalton

Two full days of workshops and training with good attendance. Sixty emergency management managers from the southeastern part of Oklahoma participated. James Dalton was delighted that the mayor and city manager were able to attend the conference and publicly thanked them and Council for their support in building a good program that can be recognized state wide. Mayor Tomlinson thanked J. Dalton for all that he and his staff do for the City and Bryan County, particularly the time spent on those storming, windy nights. J Dalton mentioned the importance of teamwork, especially since 9/11 there is a wide gambit of things emergency management is now responsible for.

Mayor Tomlinson stated that this is the portion of the agenda where requests are made, particularly regarding zoning issues, and citizens are able to comment and speak in favor of or in opposition to a request or hearing.

6. Public Hearings

a. Consideration for Approval of the Planned Unit Development (PUD) Preliminary ~~and Final~~ Plat Located at 1130 S. 9th Avenue

Community Development Director Joseph Marquardt stated this is only a preliminary and not a final plat. On June 11, 2010, the Durant Housing Partners Limited Partnership filed an application for Stonebrook Park homes as a Planned Unit Development (PUD). The Planning Commission (PC) met July 12, 2010, and approved the preliminary plat for the development. The residential lots will consist of 37 (and not 38 as originally noted) single family, rent-to-own brick homes. One space will be used as a park, another as a storm water detention pond. Oklahoma Department of Transportation (ODOT) is planning to expand S. 9th Avenue which will alleviate traffic concerns. Letters have been received from the Police Chief, Fire Chief, and Fire Marshal, with no complaints. A letter of protest with 26 names was received.

Economic Development Director Tommy Kramer spoke to Council about the planning of this development. It is a 5.2 million dollar investment in the community. Engineer Kurt Jones and attorney Matt Mickle showed renderings of an affordable housing plan for the working class. It is an Office of Family Assistance (OFA) funded project. The main traffic flow from Stonebrook Park would come out onto S. 9th Avenue with secondary access onto Blanchard Road for emergency vehicle access.

Statements from the audience against this housing development were heard by three Blanchard Road residents: Robert Pate, Jerry Sorrels, and Barbara Williams. Concerns were heard

regarding neighborhood landscape changes, reduced privacy, potential for increased crime because it is a HUD property, widening of S. 9th will eliminate yards, concerns of extra traffic flow onto Blanchard Road, potential for increased taxes.

Council Member Story recommended looking into Blanchard Road as an emergency egress only. Community Development Director Marquardt stated there is still time to work out some of these details.

Motion Made by Vice-Mayor Marcum and seconded by Council Member Sherrer to approve this application. Motion carried with the following vote:

Aye: Polson, Sherrer, Story, Marcum, Tomlinson

Nay: None Abstain: None

7. New Business

No New Business at this time.

ADJOURNMENT

Motion made at 5:55 pm by Council Member Sherrer and seconded by Council Member Story to adjourn.

Motion carried with the following vote:

Aye: Polson, Sherrer, Story, Marcum, Tomlinson

Nay: None Abstain: None

Agenda posted on Durant City Hall Entry Door at 12:00 noon on the 8th day of July 2010 by Iris Lowe O'Riley.
Amended Agenda posted on Durant City Hall Entry Door at 12:30 pm on the 9th day of July 2010 by Iris Lowe O'Riley.

**MINUTES OF THE REGULAR SCHEDULED MEETING OF
THE DURANT CITY UTILITIES AUTHORITY (DCUA)
ON JULY 13, 2010 AT 4:00 PM
ROSCOE J. HATFIELD COUNCIL CHAMBERS, DURANT CITY HALL**

CALL TO ORDER

Meeting was called to order at 4:43 pm by Chairman Jerry L. Tomlinson.

ROLL CALL

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

Absent: None

Mayor Tomlinson stated there is a quorum.

ORDER OF BUSINESS

1. Consent Items
 - a. Consider Approval of Minutes for the Durant City Utilities Authority Regular Meeting of June 8, 2010 – *Approved*
 - b. Consider Approval of Claims – *Approved*
 - c. Consider Approval to Authorize the Replacement of #1 SBR Effluent Valve (Current Valve is Worn Out) RFAP 2010-065 – *Approved*

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

Aye: Polson, Sherrer, Story, Marcum, Tomlinson

Nay: None Abstain: None

2. Consideration of Items Removed from Consent
No Action.
3. Information Items:
 - a. Department Reports for June 2010
 - b. Utility Billing Summary for June 2010No action; information only
4. New Business
No New Business at this time.

ADJOURNMENT

Motion made at 4:45 pm by Trustee Polson and seconded by Vice Chairman Marcum to adjourn.

Motion carried with the following vote:

Aye: Polson, Sherrer, Story, Marcum, Tomlinson

Nay: None Abstain: None

