

**MINUTES OF THE SPECIAL MEETING OF THE DURANT CITY COUNCIL ON JULY 2, 2009 AT 1:00 P.M., ROSCOE J. HATFIELD COUNCIL CHAMBERS, 300 W EVERGREEN, DURANT, OK**

**CALL TO ORDER**

Meeting was called to order at 1:16 p.m. by Mayor Jerry L. Tomlinson.

**INVOCATION**

Invocation was given by James H. Dunegan, City Manager.

**ROLL CALL**

Present:	Mayor Jerry L. Tomlinson	City Manager James H. Dunegan
	Council Member Leon Sherrer	City Attorney Pat Phelps
	Council Member Thomas Marcum	City Clerk Leta J. McNatt
	Council Member Bobby Story	
Absent:	Vice-Mayor Ron Cross	

**ORDER OF BUSINESS**

1. Consideration Resolution No. 2009-24 Dedicating Roadway in Foreign Trade Zone

City Manager Dunegan stated this is resulting from Rural Enterprises Inc. wanting to place a road in this area to serve further development.

Motion made by Council Member Sherrer and seconded by Council Member Marcum to approve Resolution No. 2009-24. Motion carried with the following vote:

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

2. Consideration Executing Corrective Deed for Property Located in the Foreign Trade Zone – Durant, OK

City Attorney Phelps stated the original deed reflected the incorrect location for the property donated to the City of Durant. The second deed was not marked as a corrective deed. The City has never owned an interest in the area stated on the original deed. The deed is appropriate to correct the title error. The title examiner has reviewed and approved the corrective deed. The final form will be titled as a Quit Claim Deed.

Motion made by Council Member Marcum and seconded by Council Member Sherrer to approve the Corrective Deed. Motion carried with the following vote:

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

3. Consideration Change Order for Highway 78 S / Bypass Waste Water Line Relocation

Assistant City Manager Houser stated some of the line has been laid, but ODOT requires the line to be installed at a lower depth. ODOT had approved the original Engineering plans. A detour on the Hwy 70 bypass has resulted in the engineering to be refigured. The Change Order would be for an amount not to exceed \$90,000

Motion made by Council Member Marcum and seconded by Council Member Story to approve the Change Order Request. Motion carried with the following vote:

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

**ADJOURNMENT**

Motion made by Council Member Sherrer and seconded by Council Member Story to accept the annual financial statements and independent auditor's reports for the fiscal year ended June 30, 2008 as presented. Motion carried with the following vote:

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