CITY OF STILWELL

CITY COUNCIL MINUTES

Regular meeting – Tuesday, September 5, 2017

Stilwell Community Building – 6th & Poplar

5:00 P.M.

Roll Call: Council members Jim Spray – Present, Debbie Johnson – Present, Coye Nettles – Present, Norman Isaacs – Present, City Attorney Jeff Jones – Present, City Clerk Larry Nettles – Present. There were twelve guests present.

Comments and Items for Information:

IFI#1 – Drainage project for CDBG is on track to be finished before September 15.

IFI #2 – Voluntary OMAG training session for Council members to be held in Sallisaw on Monday night October 16.

IFI #3 – We have received our full reimbursement for the Splash Pad of $200,000.

IFI #4 – Final REAP paperwork is completed and awaiting payment.

IFI #5 – Information letter from Tulsa Auto Spring Company attached concerning 2016

CNG trash truck detailing reason for using it as backup truck until it can be replaced.

IFI #6 – Attached is a six-month project list for the street department. This gives us a priority list for activity.

Consent Agenda

1. Approval of minutes of Regular Meeting August 7, 2017
2. Approval of blanket purchase orders in the sum of $59,080.00
3. Approval of payment of claims for:
   1. $196,341.77 from Fund 10 – General Fund
   2. $3,598.12 from Fund 17 – Stilwell Improvement Authority
   3. $1,960.00 from Fund 20 – Capital Improvement Fund
   4. $1,292.50 from Fund 30 – Street & Alley Fund
   5. $85,639.64 from Fund 90 – CDBG
4. Approval of July 2017 payroll in the sum of $235,768.82.

Motion to Approve Consent Agenda – Norman Second – Jim

Jim – Yes, Debbie – Yes, Coye – Yes, Norman – Yes

Motion Carried 4 - 0

Regular Agenda

1. Discussion and possible decision to accept resignation of Council Member Alex Mink effective August 21, 2017.

Motion to Accept Resignation – Jim Second – Debbie

Jim – Yes, Debbie – Yes, Coye – Yes, Norman – No

Motion Carried 3 - 1

Possible Executive Session for discussion of Items #2 as per Title 25 O.S. 307(B)(1).

Motion to Enter Executive Session at 5:10 p.m. – Jim Second – Debbie

Jim – Yes, Debbie – Yes, Coye – Yes, Norman – Yes

Motion Carried 4 - 0

Possible Return from Executive Session as per Title 25 O.S. 307(B)(1).

Motion to Exit Executive Session at 5:33 p.m. – Norman Second – Jim

Jim – Yes, Debbie – Yes, Coye – Yes, Norman – Yes

Motion Carried 4 - 0

1. Discussion and possible decision regarding appointing a Councilperson for City of Stilwell Ward 3, effective immediately upon the affirmed majority vote of the City Council.

Motion to Reinstate Alex Mink as Council Member for Ward 3 – Norman

Died for lack of a Second

Motion to Appoint Joe Adair as Council Member for Ward 3 - Jim Second – Debbie

Jim – Yes, Debbie – Yes, Coye – Yes, Norman – No

Motion Carried 3 - 1

SWEARING IN OF NEWLY APPOINTED OFFICIAL by City Attorney Jeff Jones.

New official not present.

1. Discussion and possible decision to approve Traffic Signal Maintenance contract with Signal Service Company of Tulsa for $180 per month. (Tabled from last regular meeting)

Motion to Approve Contract – Norman Second – Jim

Jim – Yes, Debbie – Yes, Coye – Yes, Norman – Yes

Motion Carried 4 - 0

1. Discussion with possible decision to approved placement of 8’ x 40’ building behind Jerimiah 29 location and to waive all city fees pertaining to such placement. (Tabled from last regular meeting)

Motion to Approve placement and waive fees – Norman Second – Jim

Jim – Yes, Debbie – Yes, Coye – Yes, Norman – Yes

Motion Carried 4 - 0

1. Discussion with possible decision to approve possible land acquisition for Cemetery. (Tabled from last regular meeting)

Discussion was held concerning the land north of the current cemetery which is usable and is for sale. The item was tabled until a firm purchase price is provided to the Council.

Motion to Table until October Meeting – Debbie Second – Coye

Jim – Yes, Debbie – Yes, Coye – Yes, Norman – Yes

Motion Carried 4 - 0

1. Discussion with possible decision to approve request for bids for Cemetery fencing. (Tabled from last regular meeting)

Motion to Table until October Meeting – Jim Second – Coye

Jim – Yes, Debbie – Yes, Coye – Yes, Norman – Yes

Motion Carried 4 - 0

1. Discussion with possible decision to purchase a new Cab and Chassis for use as a sanitation truck with the existing packer unit.

Motion to Purchase Mack Truck from Shipley Motor Equipment Company in Lowell, Arkansas for $127,838.00 – Jim Second – Norman

Jim – Yes, Debbie – Yes, Coye – Yes, Norman – Yes

Motion Carried 4 - 0

1. Discussion with possible decision to sell 2015 CNG Cab and Chassis after delivery of new truck.

No Action Taken

Coye Nettles left meeting at 5:52 p.m.

1. Discussion with possible decision to approve purchase of (5) SCBA with 4500 PSI Carbon Fiber Tanks at a cost not to exceed $31,000.00. Capital Improvement Account 20-06-645300 to be increased by an amount equal to the actual purchase price.

Motion to Approve Purchase – Norman Second – Jim

Jim – Yes, Debbie – Yes, Norman – Yes

Motion Carried 3 - 0

1. Discussion with possible decision to approve Ordinance #377 regulating the use of the facilities at Edna M. Carson Park; establishing some duties of the park director; setting of fees for park usage; determination of times available for private park usage; establishing guidelines for tournaments within the confines of the park; setting basic rules of behavior and penalties for violation.

Discussion concerning the use of the High School Baseball and Softball fields which are maintained at a much higher level of maintenance than the other fields for High School game requirements. Control of the usage of these fields in a public park needs to be carefully considered and the council indicated there needs to be contact with some other parks that have top level fields in public areas for input.

No Action Taken

1. Discussion with possible decision to approve Ordinance #196-B to set total

court costs at $50.

Motion to Approve – Jim Second – Norman

Jim – Yes, Debbie – Yes, Norman – Yes

Motion Carried 3 - 0

1. Discussion with possible decision to accept resignation of Danny Barker as Code Enforcement Officer effective August 14, 2014.

Motion to Recognize Resignation of Danny Barker effective August 14, 2017 – Jim Second – Norman

Jim – Yes, Debbie – Yes, Norman – Yes

Motion Carried 3 - 0

1. Discussion with possible decision to approve Mayoral appointment of Thomas Parker to fill position of Stilwell City Code Enforcement Officer effective August 15, 2017.

Motion to Approve Mayoral Appointment – Norman Second – Jim

Jim – Yes, Debbie – Yes, Norman – Yes

Motion Carried 3 - 0

1. Discussion with possible decision to accept donation of 12 Tasers to the Stilwell Police Department from Cherokee Nation.

Motion to Accept Donation – Norman Second – Jim

Jim – Yes, Debbie – Yes, Norman – Yes

Motion Carried 3 - 0

1. Discussion with possible decision to approve request by the Stilwell Area Development Authority and the Stilwell Utility Department, approved on August 8, 2017, in regular meeting, for acceptance of a Proposed Amendment to the Trust Indenture for Article VII (2) (a) increasing the required competitive bidding amount from $25,000 to $50,000.

Discussion revealed this is to be in alignment with current State Law.

Motion to Approve Request – Norman Second – Jim

Jim – Yes, Debbie – Yes, Norman – Yes

Motion Carried 3 - 0

1. Discussion with possible decision to confirm Mayoral appointment of Kenny Davidson to the Stilwell Housing Authority as per request from the Board of Commissioners of the Stilwell Housing Authority.

Motion to Approve Purchase – Norman Second – Jim

Jim – Yes, Debbie – Yes, Norman – Yes

Motion Carried 3 - 0

1. Discussion with possible decision to approve request by the Adair County Election Board to use the Community Center for the following Regular and Special Elections as needed.

Regular Elections:

Annual School………………February 13

Annual School Runoff…………. April 03

Primary Election………………... June 26

Primary Election Runoff.……...August 28

General Election....….……. November 06

Possible Special Election.......…. January 09

Possible Special Election………...March 06

Motion to Approve for One Year – Norman Second – Jim

Jim – Yes, Debbie – Yes, Norman – Yes

Motion Carried 3 - 0

1. Discussion only concerning possible Race Night in the fall and spring sponsored by the FOP.

After lengthy discussion and with a very positive response from the Council Members, the FOP stated that they will further explore the matter and intend to come back to the Council in the future with a firm proposal.

No Action Taken

1. Discussion and possible decision concerning the use of mortar/fireworks after touchdowns or victories at Stilwell High School Home Football Games for the 2017 season to be used exclusively by members of CC Camp, a non-profit community organization.

Motion to Approve – Norman Second – Debbie

Jim – Yes, Debbie – Yes, Norman – Yes

Motion Carried 3 - 0

The Council did not enter Executive Session as Items #20, #21 were acted on after the earlier Session and Item #23 required no action.

Possible Executive Session for discussion of Items #20, #21, & #22 as per Title 25 O.S. 307(B)(1).

Possible Return from Executive Session as per Title 25 O.S. 307(B)(1).

The following Items were acted upon after the Executive Session held at 5:10 until 533 p.m. earlier in the Regular Meeting – All four Council Members were still present at that time.

1. Discussion with possible decision to move Larry Gatewood from temporary full-time employee to full-time employee at $10 per hour to fill position vacated by Thomas Parker.

Motion to Approve – Coye Second – Norman

Jim – Yes, Debbie – Yes, Coye – Yes, Norman – Yes

Motion Carried 4 - 0

1. Discussion with possible decision to move Clifford Bietz, Erin Sawney, and Cory Wallace from temporary full-time employee to full-time employee.

Motion to Table until October Meeting – Coye Second – Debbie

Jim – Yes, Debbie – Yes, Coye – Yes, Norman – Yes

Motion Carried 4 - 0

1. Discussion of any personnel matters not requiring a vote.

No Action Taken

1. Consideration, discussion and possible approval regarding any matter not known about or which could have not reasonably been foreseen prior to the time of posting (Title 25, O.S. Sec. 311.)

After the agenda was published, Wesley Harp presented to the city clerk his plans for the building of a $4000 sq. ft. fitness center on have South Williams Street. The street is not now opened but is plotted on the city map. He needs access for building and customer entry.

Motion to Open South Williams Street as needed – Debbie Second – Norman

Jim – Yes, Debbie – Yes, Norman – Yes

Motion Carried 3 - 0

Discussion was held about leasing the old Adair Park High School Ballpark to the Adair County Fair Board. The City Attorney was directed to write a lease agreement for such action as soon as the City Clerk provides him with the pertinent information.

Other Business

None

Adjournment

Motion to Adjourn at 6:49 p.m. – Norman Second – Debbie

Jim – Yes, Debbie – Yes, Norman – Yes

Motion Carried 3 - 0

ATTEST:

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Jim Spray, Acting Mayor—Council President Larry A, Nettles, City Clerk-Treasurer

Posted: Friday, September 1, 2017 at 2:30 p.m.

Stilwell Community Building, 6th & Poplar

Stilwell City Hall, 503 W. Division

www.cityofstilwell.com