CITY OF STILWELL

CITY COUNCIL MINUTES

Regular meeting – Monday January 6, 2020

Stilwell Community Building – 6th & Poplar

5:00 P.M.

City of Stilwell Mission Statement:

“The City of Stilwell is committed to providing an attractive, sustainable and secure environment for the enjoyment of residents and visitors. Fulfilling this commitment requires an open approach to business, a cooperative atmosphere in government, and a concern for the health and safety of all our citizens. Our constant goal is realistic innovation coupled with intelligent planning and quality action resulting in a positive and progressive city both now and in the future.”

REGULAR MEETING

Call to Order

Flag Salute

Invocation

Roll Call Time: 5:00 p.m.: Coye Nettles – Present, Debbie Johnson – Present, Joe Adair – Present, Jim Spray – Present, Lane Kindle – Present, Jeff Jones City Attorney – Present, Larry Nettles City Clerk – Present

Guests: Eddy Atchison, Gloria Atchison, Shawn Wright, Dowell Buchner, Shawn Noel, Dale Dandridge, Larry Eagleton, Sharon Jackson, Gary Jackson, Shaina Kindle, Kassandra Rosas, Chris Allenbaugh, Vonnetta Allenbaugh, Chad Smith, Mikah Walters, Sue Ann Dearman, Roy Dearman, Willis Hothouse, Crystal Chuculate, Phil Van Dyke, Tony Worley, Steven Roberts

Mayor’s Comments: Have been to the City Lake and it is beautiful. We need to do the best we can to maintain it as a good place for family activities. Accolades to Police Officer Crystal Chuculate who is traveling to Washington D.C. as a representative for the FOP.

FYI

1. Letter to County Commissioners concerning Ambulance service.

Consent Agenda

1. Approval of minutes of Regular Meeting December 2, 2019 and Special Meeting December 16, 2019.
2. Approval of blanket purchase orders in the sum of $60,350.00
3. Approval of payment of claims for:
   1. $245,869.87 from Fund 10 – General Fund
   2. $2,811.06 from Fund 20 – Capital Improvement Fund
   3. $3,492.49 from Fund 30 – Street and Alley
4. Approval of December, 2019, payroll in the sum of $198,815.43.

Motion to approve: Jim Second: Debbie

Coye – Yes, Debbie – Yes, Joe – Yes (with exception of December 2

Regular Meeting-not present), Jim – Yes, Lane - Yes

Motion Carried

Departmental Reports

Police – 60 reports, $6814.13 collections

Animal Control – no report

Fire – no report

Streets/Sanitation – completing the wall at Casey’s, finishing walkway at bridge on south Second Street, normal brush and leaves.

Parks – continuing maintenance with normal brush and leaves.

Code Enforcement – as of 12/31/2019 have started 131 complaints. 20 are pending, 11 are scheduled for next Administrative hearing on 01-116-2020, and 73 are closed through compliance.

Utility – continuing installation of AMI change-out, normal operations.

Old Business\*

1. Discussion with possible decision to adopt Ordinance 399: An Ordinance Providing for the Removal of Abandoned and Inoperative Vehicles Inside the City Limits of the City of Stilwell, and Repealing All Ordinances and Parts of Ordinances in Conflict Herewith.

Motion to table: Debbie Second: Jim

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion is TABLED

1. Discussion with possible decision to adopt, for the immediate preservation of the public peace, health and safety, an emergency clause by reason whereof the provisions of “Ordinance 399” adopted above shall become effective immediately upon passage and approval, all as required by Law.

NO ACTION

1. Discussion concerning possible rule changes for City-Owned Property in the Area Designated as C. J. Carson Lake.

Discussion only

1. Discussion with possible decision to approve covers and doors for the new concrete block storage bins at a cost of less than $7500 requiring a $5500 increase to the Park Department Capital Improvement Account 20-16-645301.

*Costs were quoted at under $5,000, therefore does not require council approval.*

NO ACTION

Regular Agenda

1. Discussion and possible decision concerning appeal by Dow Buckner on rulings from Code Enforcement Administrative Hearings on 12/5/2019 and 12/9/2019 concerning properties at 101 North First Street, 421 South Flint Street, North Second Street and West Division Street, and 109-113 West Division Street.

Motion to deny appeal for 109-113 West Division Street: Joe Second: Lane

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

Motion to deny appeal for North Second Street and West Division Street: Lane Second: Debbie

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

Motion to deny appeal for 101 North First Street: Joe Second: Lane

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

Motion to deny appeal for 421 South Flint Street: Lane Second: Joe

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

1. Discussion with possible decision to approve special event permit for the Kiwanis Club of Stilwell to host the 2020 Stilwell Strawberry Festival – waiving vendor permit fee.

Motion to approve: Lane Second: Jim

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

1. Discussion with possible decision to approve expenditure for portable toilets for the Stilwell Strawberry Festival at a cost not to exceed $1,800.00

Motion to approve: Lane Second: Coye

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

1. Discussion with possible decision to act as fiscal agent for the Kiwanis Club of Stilwell for the Oklahoma Arts Council – Small Program Grant.

Motion to approve: Jim Second: Debbie

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

1. Discussion only concerning wine tasting at Strawberry Festival with presentation by Deep Branch Winery.

Discussion Only

1. Discussion with possible decision to correct 2020 Memorial Day Holiday date from May 27 to May 25.

Motion to approve: Lane Second: Jim

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

1. Discussion with possible decision to approve Resolution 01-06-2020: A Resolution Notifying the Residents of the City of Stilwell of the Adoption of a Newly Compiled "Code of Ordinances" for Said City of Stilwell, Oklahoma, in Compliance with the Laws of the State of Oklahoma.

Motion to approve: Jim Second: Debbie

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

1. Discussion with possible decision to approve Ordinance 397: An Ordinance of the City of Stilwell, Oklahoma, Adopting and Enacting the (2020) "Stilwell Code of Ordinances"; Compiled, Revised and Published by the Authority of the Council for the City of Stilwell, Oklahoma, Containing the Permanent and General Ordinances of the City of Stilwell; Also Repealing All Ordinances of a Permanent and General Nature Not Included in the Code; Providing for Additions and Amendments to the Code.

Motion to approve: Jim Second: Debbie

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

1. Discussion with possible decision to adopt, for the immediate preservation of the public peace, health and safety, an emergency clause by reason whereof the provisions of “Ordinance 397” adopted above shall become effective immediately upon passage and approval, all as required by Law.

Motion to approve: Jim Second: Coye

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

1. Discussion with possible decision to approve Resolution 01-07-2020: A Resolution Notifying the Residents of the City of Stilwell of the Support, Cooperation and Involvement of the City in a Park Revitalization Project for D. B. Gaines Park.

Motion to approve: Debbie Second: Coye

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

1. Discussion with possible decision to accept by Quit-Claim Deed the following property as a donation to the City of Stilwell from Robin Thomas and Amy Marie Thomas with the City of Stilwell consenting to pay all taxes due of $595.87 plus other fees for a total of less than $650.00 from 20-01-645300 requiring a budget adjustment equal to the above named amount.

Legal Description: Lot 7- Block 21 Fairview (City of Stilwell)

(0120-00-021-007-0-000-0 Parcel)

Motion to approve: Lane Second: Jim

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

1. Discussion with possible decision to approve purchase of 15 Glock 17 Gen 4 pistols (with serrated slides) equipped with regular night sights and 3 magazines at a bid price of $475.00 each ($7125.00 for the 15 total) from McConnell Farms Range, LLC., to be funded from Cherokee Nation Donation monies of equal amount through General Fund Account 10-09-615200 Police Equipment.

Motion to approve: Jim Second: Debbie

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

1. Opening of Sealed Bids followed by discussion with possible decision to award bid for “Bypass Mowing Contract” from submitted sealed bids. Council reserves the right to reject all bids and/or to adjust budget as needed to allow for City to fulfill contract requirements.

Motion to accept bid by Fourkiller Lawn Solutions of $47,880.00 annually: Joe Second: Lane

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

1. Opening of Sealed Bids followed by discussion with possible decision to award bid for “Cemetery Mowing Contract” from submitted sealed bids. Council reserves the right to reject all bids and/or to adjust budget as needed to allow for City to fulfill contract requirements.

Motion to accept bid by Fourkiller Lawn Solutions of $23,940.00 annually: Jim Second: Lane

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

1. Opening of Sealed Bids followed by discussion with possible decision to award bid for “Stilwell City Buildings Contract” from submitted sealed bids. Council reserves the right to reject all bids and/or to adjust budget as needed to allow for City to fulfill contract requirements.

Motion to accept bid by Fourkiller Lawn Solutions of $7,000 annually: Joe Second: Jim

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

1. Discussion with possible decision to designate the Mayor, City Clerk and one council member as the City negotiation team for FY 2020-2021 contract negotiations with Fraternal Order of Police (FOP) Lodge 169.

Motion to appoint Jim Spray as team member with Mayor and City Clerk: Lane Second: Coye

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

1. Discussion with possible decision to add to the Stilwell City Policy Handbook the following:

Article 7, Section H

1. *City employees who have been continuously employed by the city for 14.5 years or more and who are age 62 or older at time of retirement will have their health insurance paid for them until Medicare eligible.*

Motion to Table: Coye Second: Jim

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion TABLED

1. Discussion with possible decision to approve drainage improvements on the east side of the 300 block of Second Street at a projected cost of $7000 from account 20-12-645301 not requiring a budget adjustment.

Motion to approve: Lane Second: Debbie

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

1. Discussion with possible decision to approve Consolidated Schedule for calendar year 2020 with addition of newly approved Utility Department schedule.

Motion to approve: Jim Second: Lane

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

Possible Executive Session for discussion of Items 20, & 21 as per Title 25 O.S. 307(B)(1)(2)(3)(4).

Motion to enter Executive Session at 7:15 p.m.: Lane Second: Jim

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

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

Motion to return from Executive Session at 7:41 p.m.: Lane Second: Jim

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane - Yes

Motion Carried

Possible Public Statement of Executive Session Minutes by City Clerk.

*Items 20 & 21* *were discussed in Executive Session. No other items were discussed and no action was taken.*

1. Discussion only regarding negotiation of the 2020-2021 FOP contract.

Discussion only

1. Discussion with City Attorney concerning possible pending claims and/or arbitration.

Discussion only

Public Comments (5-minute limit – Please sign in prior to start of meeting)

Phil Van Dyke pointed out again Officer Chuculate and her choice as an FOP representative in Washington D.C.

New Business: 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.)

NONE

Adjournment

Motion to adjourn: Jim Second: Debbie

Coye – Yes, Debbie – Yes, Joe – Yes, Jim – Yes, Lane – Yes

Meeting Adjourned at 7:50 p.m.

ATTEST:

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Jean Ann Wright, Mayor Larry A, Nettles, City Clerk-Treasurer

\*(Any tabled business, presentations or committee reports previously requested or required)

Posted: Friday, January 3, 2020 at 2:30 p.m.

Stilwell Community Building, 6th & Poplar

Stilwell City Hall, 503 W. Division

www.cityofstilwell.com