

CITY OF STILWELL CITY COUNCIL MINUTES

Regular meeting – Monday March 6, 2023
Stilwell Community Building – 6th & Poplar
5:30 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.”

PUBLIC HEARING

PROPOSED ANNEXATION OF PROPERTY TO BE KNOWN AS THE SNODGRASS ADDITION TO THE CITY OF STILWELL.

Open Meeting at **5:30** p.m.

Q & A: Explanation given by Larry Nettles of the details of the annexation, purpose, and location. There were no questions

Close Meeting at **5:37** p.m.

Call to Order, Flag Salute, Invocation

Roll Call: Time: 5:50 p.m.: Coye Nettles – Present, Debbie Johnson – Present, Jim Spray – Present, Lane Kindle – Present, Mayor Jean Ann Wright – Present, Jeff Jones City Attorney – Present, Larry Nettles City Clerk – Present

Guests: Chad Smith, Dale Dandridge, David Bruner, Shelldon Miggetto, Billy Willis, Tyler Rinehart, Hiram McFarland, John Bankel.

Public Comments – Comments will be accepted at this time from the general public.

- individuals must sign in with both name and address before discussion on agenda items begins on the sign-in sheet provided for that purpose
- Moderator will call upon each speaker in order of signing until the 15-minute time limit is expired; however, preference will be given to Stilwell residents
- Each speaker will be limited to 3 minutes of speaking time
- The cumulative total of all comments from the public shall not exceed 15 minutes.

- In compliance with the Oklahoma Open Meeting Act, no action or discussion is permitted by the City Council on any issue or topic raised by a speaker during this public comment period unless on the currently published agenda.
- Comments related to a specific agenda item may be allowed at the time the agenda item is addressed.

FYI:

1. Last time to File for City Office is Tuesday (tomorrow) by 5:00 p.m. at City Hall.
2. Early voting and absentee voting will be at the Community Center on Thursday and Friday March 30th and 31st from 8 a.m. until 6 p.m. Regular voting will be on Tuesday April 4, 2023, from 7 a.m. until 7 p.m. at the Community Building for Precinct 4, Fellowship Baptist Church for Precinct 7, and Fire Station No. 1 on Walnut Street for Precinct 14.
3. We have received the go-ahead for the 2023 REAP project for work on the Community Building interior.

Consent Agenda

1. Approval of minutes of Regular Meeting February 6, 2023.
2. Approval of blanket purchase orders in the sum of \$64,280.00
3. Approval of payment of claims for:
 - a. \$198,658.91 from Fund 10 – General Fund
 - b. \$1,404.92 from Fund 20 – Capital Improvement Fund
 - c. \$6,575.01 from Fund 30 – Street and Alley
 - d. \$103,367.00 from Fund 60 – Federal Grant 2 (ARPA)
4. Approval of February 2023 payroll in the sum of \$204,510.29

Motion to approve: Jim Second: Debbie

Coye – Yes, Debbie – Yes, Jim – Yes, Lane – Yes (except for minutes as was not present

Motion Carried

Departmental Reports

- Police – 71 reports, 3 accidents, \$24,947.32 brought in, 8589 miles driven, 521 calls, 47 arrested, 6 outside city assists, 52 citations.
- Fire – in book
- Community Center – in book
- Municipal Works – in book
- Sports Facilities - backstops being installed, tournament next week, had some vandalism.
- Community Development- in book

Regular Agenda

1. Discussion with possible decision to adopt Ordinance 427: An Ordinance Annexing Property to The City to Be Known as The SNODGRASS Addition to The City of Stilwell with Legal Description as Follows:

A part of the S ½ S ½ NW ¼ AND part of the N ½ N ½ SW ¼ of Section 34, Township 16 North, Range 25 East, Indian Base and Meridian, Adair County, Oklahoma, being more particularly described as:

Commencing at the NW corner of said S ½ S ½ NW ¼; thence along the North line thereof S 89°46'58"E 1417.58 feet; thence S 00°03'03"E 340.48 feet to the Point of Beginning; thence S 89°48'13"E 480.75 feet; thence S 00°13'02"W 77.12 feet; thence S 89°46'58"E 79.82 feet; thence S 00°01'59"E 251.53 feet; thence N 89°49'05"W 560.14 feet; thence N 00°03'03"W 328.82 feet to the Point of Beginning. Containing 4.09 acres, more or less, road right-of-ways and being subject to any easements of record.

Motion to approve: Jim Second: Lane

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

Motion Carried

2. 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 427” adopted above shall become effective immediately upon passage and approval, all as required by Law.

Motion to approve: Coye Second: Lane

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

Motion Carried

3. Discussion with possible decision to approve closing Division Street from First Street to Third Street from 4:30 p.m. to 8:30 p.m. on June 10, 2023, for an Open Streets Event by Cherokee Nation Public Health.

Motion to approve with Police to close streets as are necessary: Lane Second: Jim

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

Motion Carried

4. Discussion with possible decision to approve Cruise Nights on June 3rd and a to be decided date in September, 2023, with no burnouts, to be overseen by Eddie Rich and George

Wiltshire, with such actions (closing streets, etc.) as are deemed appropriate and necessary by the Police Department.

Motion to approve June date only at this time: Jim Second: Debbie

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

Motion Carried

5. Discussion with possible decision to approve a budget increase of \$60,000 to Capital Improvement– Community Building – Improvement Account #20-08-645301 to reflect REAP Grant for Community Building Improvements.

Motion to approve: Debbie Second: Lane

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

Motion Carried

6. Discussion with possible decision to approve purchase of Mini-Excavator from Springdale Tractor (Kubota) or WT Equipment (Bobcat) for less than \$39,000 from Capital Improvement – Street Department – Equipment Account #20-12-645300 requiring a budget adjustment of purchase price to the above named account.

**Motion to approve purchase of Kubota Mini-Excavator f
or \$38,829: Lane Second: Debbie**

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

Motion Carried

7. Discussion with possible decision to adopt the following changes to the Personnel Policy Handbook which shall now read:

ARTICLE TEN – CITY OWNED VEHICLES AND/OR EQUIPMENT

- C. *PASSENGERS: Municipal Vehicles will not be used to transport any individual who is not directly or indirectly related to municipal business. Passengers shall be limited to City employees and individuals who are directly associated with City work activity (council members, consultants, contractors, etc.). Police Officers transporting individuals in the performance of their normal job duties are exempt from this provision. Family members shall not ordinarily be transported in Municipal Vehicles unless otherwise specified through a job description or separate agreement.*

Motion to approve: Debbie Second: Coye

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

Motion Carried

8. Discussion with possible decision to approve a “Consent and Partial Waiver of Easement Rights” requested by Parallel Towers III LLC.

Motion to TABLE: Lane **Second:** Coye

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

Motion TABLED

9. Discussion with possible decision concerning used soccer goals at Carson Park.

Motion to declare as surplus and authorize donation to non-profits: Jim

Second: Debbie

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

Motion Carried

10. Discussion with possible decision concerning music guidelines at the Senior Center.

**Motion to set volunteer live music schedule at the Senior Center as
9:45 to 11:15 Thursday and Friday mornings:** Lane **Second:** Debbie

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

Motion Carried

11. Discussion with possible decision to nominate a qualified official for election to the OMAG Board of Trustees.

NO ACTION

12. Discussion with possible decision to require billing for all fire runs with information to be turned in weekly to the Encumbrance Clerk for invoicing.

Motion to approve for all qualifying runs: Debbie **Second:** Lane

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

Motion Carried

13. Discussion with possible decision to purchase hose, nozzles, and related equipment for four Fire Department Trucks from AFD for a total of \$34,766 from General Fund – Fire Department – Equipment Account # 10-06-645300 requiring a budget adjustment of \$30,000 to the above named account.

Motion to approve: Jim **Second:** Debbie

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

Motion Carried

14. Discussion with possible decision to approve proposed repairs to Police Building.

Discussion Only – NO ACTION

Possible Executive Session for discussion of Items 15 – 21 as per Title 25 O.S. 307(B)(1)(2)(3)(4) and (E)(1)(2)(3).

Motion to ENTER EXECUTIVE SESSION at 6:47 p.m.: Debbie

Second: Coye

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

Motion Carried

Possible Return from Executive Session as per Title 25 O.S. 307(B)(1)(2)(3)(4) and (E)(1)(2)(3).

Motion to RETURN FROM EXECUTIVE SESSION at 7:34 p.m.: Lane

Second: Jim

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

Motion Carried

Public Statement of Executive Session Minutes by City Clerk as per Title 25 O.S. 312(A).

Items 15 – 21 were discussed in Executive Session. No other items were discussed and no action was taken.

15. Discussion with possible decision to approve hire of Michael Thompson as full-time dispatcher at \$12.50 per hour with all benefits effective February 6, 2023.

Motion to approve: Lane **Second:** Jim

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

Motion Carried

16. Discussion with possible decision to approve hire of Daniel Cochran as Seasonal Full-time Employee at \$12.50 per hour with health benefits only effective February 21, 2023.

Motion to approve: Debbie **Second:** Coye

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

Motion Carried

17. Discussion with possible decision to approve hire of Tommy Smith as Seasonal Full-time Employee at \$15.50 per hour with health benefits only effective February 21, 2023.

Motion to approve: Coye **Second:** Debbie

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

Motion Carried

18. Discussion with possible decision to approve hire of Ronnie Leach as Regular Full-time Employee at \$12.50 per hour with all benefits effective March 6, 2023.

Motion to approve: Lane **Second:** Coye

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

Motion Carried

19. Discussion only on possible land purchase by the city.

DISCUSSION ONLY

20. Discussion only regarding negotiation of the 2023-2024 FOP contract.

DISCUSSION ONLY

21. Discussion with City Attorney and possible action concerning any claims, arbitrations, or other possible legal actions.

DISCUSSION ONLY

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.)

Adjournment

Motion to adjourn: Debbie **Second:** Coye

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

Meeting adjourned at 7:48 p.m.

ATTEST:

Jean Ann Wright – Mayor

Larry A, Nettles – City Clerk-Treasurer

Posted:

**Friday, March 3, at 3:30 p.m.
Stilwell Community Building, 6th & Poplar
Stilwell City Hall, 503 W. Division
www.cityofstilwell.com**