

MINUTES
TAHLEQUAH CITY COUNCIL
REGULAR MEETING – APRIL 7, 2014 - 7:00 PM

1. MEETING CONVENED

Meeting **called to order** – Mayor Nichols at 7:00 pm.
The City Clerk, Deb Corn, called **the roll** as follows:

Present:	Councilor Ward I	Diane Weston
	Councilor Ward II	Dr. Charles Carroll
	Councilor Ward III	Maurice Turney
	Councilor Ward IV	Linda Spyres

Others present: Assistant City Administrator Kevin Smith, City Treasurer Lanny Williams, Assistant Chief of Police Steve Garner, Rec Director Melissa Harris, Stormwater Manager Clinton Davis, News Media-Josh Newton.

Invocation – Pastor Chris Wiley from Community Bible Fellowship.
Flag salute.

2. PUBLIC COMMENTS

There were no comments from the public.

3. CONSENT AGENDA

Councilors removed the following items from consent to be discussed in regular session:

Approve a **contract** with Jose Aguila for an **adult soccer** league on the practice fields

Approve a **contract** with Tahlequah Public Schools for the use of the Golf Course for the Middle School Golf Team

Approve a **contract** with Tahlequah Public Schools for the use of the practice fields for the High School Soccer Team

Approve **Resolution** No. 04-07-14, 25th Supplement to the Tahlequah City **Code Book**

Acknowledge **change order** #002 with Williams Contracting for an increase of \$13,328.70

Acknowledge **change order** #001 with Zenith Construction for an increase of \$3,678.70

Acknowledge **change order** #002 with Zenith Construction for a deduction of \$515.00

Acknowledge **change order** No. 1 with Planning and Design Group for an increase of \$7,990.00

Councilor Spyres made the motion and Councilor Turney seconded to approve the rest of the consent agenda as follows:

Approve the **minutes** of the March 3rd and March 24th, 2014 City Council Meetings

Acknowledge receipt of February 2014 **Financial Report**

Approve a General Fund Budget Re-allocation in the amount of \$838.46, for March 2014 step raises

Accept the **retirement** of Eileen Crouch from **Managerial**, effective May 1, 2014

Approve the **promotion** of Mitchell Sellers from a part-time 552-hour laborer to a part-time 999-hour laborer in the **Park Department**

Approve **Hangar # 30 lease** transfer to David Lowery as approved by the Airport Board

Approve General Fund **Budget Amendment # 02** in the amount of \$5,589.00, increase due to grant from Oklahoma Office of Homeland Security for the purchase of a thermal imager

Vote: Ayes: Carroll, Turney, Spyres, Weston Nays: none Motion carried.

4. ANNOUNCEMENTS, PRESENTATIONS AND REPORTS

Report from Library.

Report from Main Street Association.

Report from Chamber of Commerce.

Report from the Tourism Council.

Reports from City Departments: Fire Dept., Police Dept., Street Dept., IT Dept.

REGULAR SESSION

5. Councilor Carroll made the motion and Councilor Spyres seconded to acknowledge the following change orders:

Acknowledge **change order** #002 with Williams Contracting for an increase of \$13,328.70

Acknowledge **change order** #001 with Zenith Construction for an increase of \$3,678.70

Acknowledge **change order** #002 with Zenith Construction for a deduction of \$515.00

Vote: Ayes: Carroll, Turney, Spyres, Weston Nays: none Motion carried.

There was no action taken to acknowledge **change order** No. 1 with Planning and Design Group for an increase of \$7,990.00.

Councilor Spyres made the motion and Councilor Weston seconded to approve a **contract** with Jose Aguila for an **adult soccer** league on the practice fields

Vote: Ayes: Turney, Spyres, Weston, Carroll Nays: none Motion carried.

Councilor Weston made the motion and Councilor Carroll seconded to approve a **contract** with Tahlequah Public Schools for the use of the Golf Course for the Middle **School Golf Team**

Vote: Ayes: Spyres, Weston, Carroll, Turney Nays: none Motion carried.

Councilor Spyres made the motion and Councilor Turney seconded to approve a **contract** with Tahlequah Public Schools for the use of the practice fields for the High **School Soccer Team**

Vote: Ayes: Weston, Carroll, Turney, Spyres Nays: none Motion carried.

Councilor Spyres made the motion and Councilor Weston seconded to approve Resolution No. 04-07-14, 25th Supplement to the Tahlequah City Code Book

6. Councilor Spyres made the motion and Councilor Weston seconded to **engage** the Office of the **State Auditor** and Inspector to conduct a Special Audit of the City related to allegations of possible improper spending in the City of Tahlequah's Street Commissioner's Department and the Mayor's Office during the period of July 2012 to present, with the funds coming from Operating Reserve.
- Vote: Ayes: Turney, Spyres, Weston, Carroll Nays: none Motion carried.
7. Councilor Spyres made the motion and Councilor Carroll seconded to approve the **final plat** for Southridge East Lot 1, located at the southwest corner of the intersection of State Highway 62 (South Muskogee Ave.) and **Southridge Road**.
- Vote: Ayes: Spyres, Weston, Carroll, Turney Nays: none Motion carried.
8. Councilor Carroll made the motion and Councilor Spyres seconded to **waive** solicitation of price **quotes** requirement and **accept quote** for the Interior Remodel of Softball Restrooms, at Phoenix Park, from Tom's Construction and Remodeling. The quote was \$21,160.20.
- Vote: Ayes: Weston, Carroll, Turney, Spyres Nays: none Motion carried.
9. Councilor Weston made the motion and Councilor Turney seconded to approve General Fund Budget **reallocation** of \$295,966.00, to move reserved funds for capital purchases from General Fund to Capital Improvement Fund.
- Vote: Ayes: Carroll, Turney, Spyres, Weston Nays: none Motion carried.
10. Councilor Turney made the motion and Councilor Weston seconded to approve Capital Improvement Fund **Budget Amendment** # 03 in the amount of \$295,966.00, to budget funds received from General Fund for reserves for capital projects.
- Vote: Ayes: Turney, Spyres, Weston, Carroll Nays: none Motion carried.
11. Councilor Spyres made the motion and Councilor Weston seconded to approve a **contract** with H. W. Lochner, Inc. (Lochner) for **engineering** services for project at Tahlequah Municipal **Airport**, to Rehabilitate Runway 17-35 in the amount of \$60,000.00.
- Vote: Ayes: Spyres, Weston, Carroll, Turney Nays: none Motion carried.
12. Councilor Spyres made the motion and Councilor Weston seconded to approve a **contract** for the sale of **real estate** by Hazel Bryant to the City of Tahlequah for 12.67 acres to be utilized for future hangar development at Tahlequah City **Airport**, and to construct a dirt road running along the existing right-of-way easement within 60 days of closing, and to inquire about the possibility of weather delays.
- Vote: Ayes: Weston, Turney, Spyres Nays: Carroll Motion carried.
13. Councilor Spyres made the motion and Councilor Carroll seconded to **award contract** for the construction of the **splash pad** on Water Avenue near the Downing Street intersection to Zenith Construction for the base bid of \$190,750.00 plus alternate #1 and #2 for a total of \$220,800.00.
- Vote: Ayes: Carroll, Turney, Spyres, Weston Nays: none Motion carried.
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14. **PROPOSED EXECUTIVE SESSION** – Councilor Spyres made the motion and Councilor Turney seconded to exit regular session and enter into executive session at 8:54 pm.
Vote: Ayes: Turney, Spyres, Weston, Carroll Nays: none Motion carried.
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❖ Discussion on the purchase or appraisal of **real property**, as provided in O. S. Title 25, Section 307 (B) (3).

15. Councilor Weston made the motion and Councilor Turney seconded to **reconvene regular** meeting at 9:57 pm.
Vote: Ayes: Spyres, Weston, Carroll, Turney Nays: none Motion carried.
16. No action was taken on the **purchase** of 19 structures and associated **property** on Basin Avenue.
No action taken.
17. Councilor Weston made the motion and Councilor Spyres seconded on the **purchase** of **property** at 805 Guinn Avenue for \$48,500.00.
Vote: Ayes: Carroll, Turney, Spyres, Weston Nays: none Motion carried.
18. The **mid-month** special **meeting** will be on April 21, 2014 at 7:00 pm.
No action taken by Council.
19. Councilor Spyres made the motion and Councilor Weston seconded to **adjourn** at 8:59 pm.
Vote: Ayes: Turney, Spyres, Weston, Carroll Nays: none Motion carried.