

**MINUTES
TAHLEQUAH CITY COUNCIL
REGULAR MEETING – MAY 5, 2014 - 7:00 PM**

1. MEETING CONVENED

Meeting **called to order** – Mayor Nichols at 7:04 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, Police Chief Nate King, Street Commissioner Mike Corn, Solid Waste Superintendant Les Ford, Rec Director Melissa Harris.

Invocation – Rev. Debora Jennings from St. Basil's Episcopal Church.

Flag salute.

2. PUBLIC COMMENTS

Jerry Gay wondered when the 4th Street Project would resume.

Mr. Smythe wanted to know if he could comment on an executive session item at this time. He was informed that he could when the item came up after executive session.

3. CONSENT AGENDA

Councilor Weston wanted to remove the two items as follows: Approve General Fund Budget **Reallocation** in the amount of \$1,960.47, for step raises for the month of April 2014 and Approve Tahlequah Impaired Driving Enforcement Grant V **Budget Amendment** in the amount of \$4,500.00, to decrease budget for Project Officer overtime

Councilor Weston made the motion and Councilor Spyres seconded to approve the consent agenda as follows:

Approve the **minutes** of the April 7, 11, and 21, 2014 City Council Meetings

Acknowledge receipt of March 2014 **Financial Report**

Accept the **resignation** of Leah Quinn from the **Police Department**, effective May 16, 2014

Accept the **self-termination** of John Downs from **Solid Waste Services**, effective April 25, 2014

Accept the **retirement** of William Deckard from **Solid Waste Services**, effective April 30, 2014

Hire Marisa Bravo as **lifeguard** in the **Rec Department** with a salary of \$7.90 per hour, pending passage of physical and drug test

Hire Katelyn Blair as **lifeguard** in the **Rec Department** with a salary of \$7.90 per hour, pending passage of physical and drug test

Hire Jaylee Duffield as **lifeguard** in the **Rec Department** with a salary of \$7.90 per hour, pending passage of physical and drug test

Hire Dakota Perry as **lifeguard** in the **Rec Department** with a salary of \$7.90 per hour, pending passage of physical and drug test

Promote Terry Tedder from collector to vacation relief driver in **Solid Waste Services** with a salary of \$22,278.00 for the first six months and with a positive evaluation \$22,878.00

Accept the **retirement** of Human Resource Director Sue Stacy from **Managerial**, effective July 1, 2014

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: Street Department, Fire Department, Police Department, Solid Waste Services, Rec Department

REGULAR SESSION

5. Councilor made the motion and Councilor seconded to approve the items removed from the consent agenda.

Vote: Ayes: Turney, Spyres, Weston, Carroll

Nays: none

Motion carried.

6. AT&T requested that no action be taken to approve the **Special Use Permit** application submitted by Branch Communications LLC, for a 170' monopole **cell tower** facility proposed to be located at 203 Commercial Road (Green Country Funeral Home).

No action taken by Council.

7. AT&T requested that no action be taken to approve the **Special Use Permit** application submitted by Branch Communications LLC, for a 165' monopole **cell tower** facility proposed to be located at the TPS Bus Barn on Pendleton Street.

No action taken by Council.

8. Reba Spears asked the Council to **place** a “**No Parking**” sign at the east end of Victor Street. Police Chief Nate King said that an alternative would be to increase enforcement on the current ordinance that states that you cannot impede the flow of traffic. The Council agreed to try the increased enforcement.

No action taken by Council.

9. Councilor Carroll made the motion and Councilor Turney seconded to approve two (2) Street, Drainage and **Utility Easements** from Cimarron Red Oak, LLC for the TPWA

Mission Village project, located on Fox Street between Campbell Road and the Southwest ByPass, south of the Tahlequah City Cemetery.

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

10. After discussion and a recommendation to ask the Garden Club to oversee the project there was no action to **implement** the beautification project, so named “**Lazarus Project**”, allowing the Abatement Board to review all nominations and choose quarterly winners and year end winner, beginning July 1, 2014.

No action taken by Council.

11. Councilor Spyres made the motion and Councilor Weston seconded hire a company for the **removal** of the **brush pile** behind Street Department office at cost no greater than \$20,000.00, and the funds to come from Operating Reserve.

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

12. Assistant City Administrator Kevin Smith presented **Ordinance** No. 1217-2014, amending Sections I and II of Ordinance No. 1141-2008, revising City of Tahlequah **Solid Waste** Collection and Transfer Station **Fees**. This was the presentation of this ordinance. It will appear on the next agenda for action.

No action taken by Council.

13. Councilor Spyres made the motion and Councilor Carroll seconded to **advertise** for **Human Resource Director** at a Grade 10.

Vote: Ayes: Spyres, Weston, Carroll, Turney 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 8:50 pm.

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

- ❖ Discussion to **hire** an Administrative Assistant in **Managerial**, as provided in O. S. Title 25, Section 307 (B) (1).
 - ❖ Discussion to **hire** a Code Enforcement Officer in **Managerial**, as provided in O. S. Title 25, Section 307 (B) (1).
 - ❖ Discussion on the purchase or appraisal of **real property**, as provided in O. S. Title 25, Section 307 (B) (3).
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15. Councilor Weston made the motion and Councilor Turney seconded to **reconvene regular** meeting at 9:56 pm.

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

16. Councilor Spyres made the motion and Councilor Weston seconded to **hire** Amy Scott as an Administrative Assistant in **Managerial** at Grade 5 Step 2, with a starting salary of \$27,313.00 for the first six months and with a positive evaluation \$27,913.00 for the second six months and with a positive evaluation \$28,513.00 after one year, pending passage of physical and drug test.

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

17. Councilor Carroll made the motion and Councilor Turney seconded to **hire** Michael Gray as Code Enforcement Officer in **Managerial** at Grade 6, Step 1 and a salary of \$29,251.00 for the first six months and with a positive evaluation \$29,851.00 for the second six months and with a positive evaluation \$30,451.00 after one year, pending passage of physical and drug test.

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

18. The real estate agent selling the Basin Ave. property, Jason Wright, read a statement asking Councilor Weston to recuse herself from not only voting on this item but to not enter into the discussion of the item because she has a real estate license and worked for a different agent. There was no action to **purchase** 19 structures and associated **property** on Basin Avenue.

No action taken by Council.

19. The **mid-month** special **meeting** May 19, 2014.

No action taken by Council.

20. Councilor Turney made the motion and Councilor Weston seconded to **adjourn** at 10:09 pm.

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