

MINUTES
TAHLEQUAH CITY COUNCIL - REGULAR MEETING
MONDAY DECEMBER 3, 2018- 7:00 PM
CITY HALL COUNCIL CHAMBERS – 111 S. CHEROKEE AVE.

1. MEETING CONVENED

Meeting **called to order** by Mayor Nichols at 7:00 pm.
City Clerk DeAnna Hammons Called the **Roll call as follows:**

Present:	Councilor Ward I	Bree Long
	Councilor Ward II	Dower Combs
	Councilor Ward III	Stephen Highers
	Councilor Ward IV	Joshua Bliss

OTHERS PRESENT: City Attorney Grant Lloyd, City Administrator Ed Carr, Street Commissioner Wayne Ryals, Finance Director Danya Curtis, Fire Chief Ray Hammons, Police Chief Nate King, Emergency Director Mike Underwood, Planning and Development Director Clinton Johnson.

Invocation – Police Chief Nate King
Flag salute.

PUBLIC COMMENTS

There were no comments from the public.

3. CONSENT AGENDA

Councilor Highers made the motion and Councilor Combs seconded to approve the consent agenda as follows:

- To approve the **minutes** of the November 5, 2018 City Council Meetings.
- To acknowledge receipt of the **Financial** Reports from September and October 2018.
- To approve disposal of four 3yrd dumpsters for fair market scrap value from the Solid Waste Department.
- To approve the Tahlequah Hospital Authority regular Board of Trustees meetings for 2019.
- To approve the Amended Historic Preservation meetings for 2019.
- To accept a utility easement from Jerry Fuller to the City of Tahlequah.
- To approve the conveyance of a right-of-way easement and telecommunications easement from the City of Tahlequah to Lake Region Electric, Inc. and Lake Region Technology &

Communication, LLC for part of a tract of land lying in the NW1/4 of the SE1/4 of Section 4, Township 16 North, Range 22 East, Cherokee County, Oklahoma.

To hire Kendall Collins as a 999 Part-time Laborer in the Airport Department.

To hire Ronald Nodine as a Crossing Guard in the Police Department.

To accept the resignation from Les Ford, as Solid Waste Superintendent effective January 1, 2019 (retiring).

To accept the resignation from Jacquelyn Moyers, as Recreation Superintendent effective November 28, 2018.

Vote: Ayes: Bliss, Long, Combs, Highers Nays: none

Motion carried.

4. ANNOUNCEMENTS, PRESENTATIONS AND REPORTS

Recognition of Years of Service for December Employees:

Wally Henry – 15 years – Street Department

Tahlequah Police Department– N/A

Report from Library– N/A

Report from Tahlequah Convention and Visitors Bureau – Verbal

Report from Chamber of Commerce - Verbal

Report from the Tahlequah Main Street Association – Written & Verbal

Reports from City Departments:

Parks Department– N/A

Solid Waste – N/A

Street Department – Written

Fire Department – N/A

911 Department – N/A

REGULAR SESSION

5. There were no items removed from the Consent Agenda.

6. Councilor Highers made a motion and Councilor Bliss seconded **RESOLUTION # 12-03-18 APPROVING ACTION TAKEN BY THE TAHLEQUAH PUBLIC WORKS AUTHORITY AUTHORIZING ISSUANCE, SALE AND DELIVERY OF A PROMISSORY NOTE OF THE AUTHORITY TO THE OKLAHOMA WATER RESOURCES BOARD; RATIFYING AND CONFIRMING A LEASE, WHEREBY THE CITY OF TAHLEQUAH LEASED ITS WATER, SANITARY SEWER, ELECTRIC, AND STREET LIGHTING SYSTEMS TO THE TAHLEQUAH PUBLIC WORKS AUTHORITY; AND CONTAINING OTHER PROVISIONS RELATED THERETO.**

Vote: Ayes: Bliss, Long, Combs, Highers Nays: none Motion carried

7. Councilor Bliss made a motion and Councilor Long seconded to approve the **purchase** a used **1998 “Rosco” Chip Spreader from Boxcer Equipment for \$24,500.00.**

Vote: Ayes: Long, Combs, Highers, Bliss Nays: none Motion carried

8. Councilor Highers made a motion and Councilor Bliss seconded to approve the **purchase** of a used **2011 “Broce” Broom from Boxcer Equipment for \$22,900.00.**

Vote: Ayes: Combs, Highers, Bliss, Long Nays: none Motion carried

9. Councilor Long made a motion and Councilor Combs seconded to **adopt Ordinance No. 1272-2018** amending Ordinance No. 1155-2009 to **adopt the 2015 version of the International Fire Code.**

Vote: Ayes: Highers, Bliss, Long, Combs Nays: none Motion carried

10. Councilor Long made a motion and Councilor Highers seconded to accept, fund, and create a budget for the **JAG-LLE-2018 Tahlequah CI-00156 grant** in the amount of **\$9,999.00** to **purchase entry level bulletproof vests.**

Vote: Ayes: Bliss, Long, Combs, Highers Nays: none Motion carried

11. Councilor Bliss made a motion and Councilor Long seconded to accept the **mandatory policies 400 through 403** within the **Patrol Operations section** of the new policy manual.

Vote: Ayes: Long, Combs, Highers, Bliss Nays: none Motion carried

12. Councilor Highers made a motion and Councilor Bliss seconded to approve the **purchase** of a **2019 Western Star Semi Truck from Premier Truck Group for \$123,068.00.**

Vote: Ayes: Combs, Highers, Bliss, Long Nays: none Motion carried

13. Councilor Long made a motion and Councilor Combs seconded to **increase tonnage price** in Solid Waste at the scale from \$38.00 per ton to \$45.00 per ton.

Vote: Ayes: Highers, Bliss, Long, Combs Nays: none Motion carried

14. Councilor Bliss made a motion and Councilor Long seconded to enter into an agreement with a **Ingram Concrete Construction** in the amount of **\$115,752.00** to **pave the Solid Waste Office parking lot.**

Vote: Ayes: Bliss, Long, Combs, Highers Nays: none Motion carried

15. Councilor Long made a motion and Councilor Highers seconded to accept an anonymous **donation of \$100,000.00** for **City Sidewalk Improvements**.

Vote: Ayes: Long, Combs, Highers, Bliss Nays: none Motion carried

Mayor Nichols moved agenda #22 to be heard at this time.

22. Not adopted:

Councilor Bliss made a motion and Councilor Combs seconded to **NOT adopt Ordinance No. 1273-2018**, rezoning the property located at 1400 Block of Stick Ross Mountain Road, from Single Family Dwelling District (R-1) to General Commercial District (C-2), for the following real estate to-wit: A tract of land in the Southeast 10 acres of Lot 1 Section 5, Township 16 North, Range 22 East of the Indian Base and Meridian, Cherokee County, Oklahoma, more particularly described as follows, to-wit: Beginning at the Southeast corner of said Lot 1; thence S89°58'41"W, 25.41 feet to a point on the centerline of Stick Ross Mountain Road; thence N1°17'18"W, along the centerline of Stock Ross Mountain Road, 207.49 feet; thence N14°1'50"W, 120.71 feet; thence S89°57'08"E, 35.47 feet to a point on the East boundary of said Lot 1; thence S0°29'02"W, 328.09 feet to the Point of the Beginning

And

A part of the W2 of the NW4 of Section 4, Township 16 North, Range 22 East, to-wit: BEGINNING at a Point 456.1 Feet North of the West quarter corner of said Section thence East 862.5 Feet; thence North 470.8 Feet; thence West 67 ½ Feet more or less to a point 295 Feet North and 546 Feet West of the SE/Corner of the NE SW NW; thence Northwesterly on a direct line to a point 523.04 Feet East and 1188.9 Feet North of the Point of Beginning; thence West 523.04 Feet more or less to the West line of said Section; thence South 1188.9 Feet more or less to the point of beginning, containing 20 acres more or less.

And

Less and Except: A tract of land in the W2 NW4 of Section 4, Township 16 North, Range 22 East, Cherokee County, Oklahoma, more particularly described as follows, to-wit: Beginning at a point on the West boundary and 1390.15 feet North of the Southwest Corner of said W2 NW4, Thence N87°26'14"E 637.79 feet; Thence N14°22'W, 238.63 feet; Thence S89°49'14"W, following Ross Estates Addition, 576.64 feet to a point on the West boundary of said W2 NW4, Thence S0°17'23"W, 257.88 feet to the point of beginning.

Vote: Ayes: Bliss, Long, Combs, Highers Nays: none Motion carried

16. Councilor Bliss made a motion and Councilor Highers seconded to accept the **transfer of Jennifer Cruwell from Administrative Assistant/Executive Secretary to Cemetery Records Secretary**, in the managerial department, with a change in from a Step 3 T114 to a Step 3 T111.

Vote: Ayes: Combs, Highers, Bliss, Long Nays: none Motion carried

17. Councilor Long made a motion and Councilor Highers seconded to **hire Larry Warnock as a Compliance Officer** in the Planning and Development Department at a Step 3 T113.

Vote: Ayes: Highers, Bliss, Long, Combs Nays: none Motion carried

18. Councilor Highers made a motion and Councilor Combs seconded to accept a bid from **Rosco, Inc. in the amount of \$107,034.50 for the City Sidewalk Improvements for College Ave. & Morgan Street.**

Vote: Ayes: Bliss, Long, Combs, Highers Nays: none Motion carried

19. Councilor Long made a motion and Councilor Combs seconded to **grant a special exception to Chicken Express to waive the need for 7 of the 32 required parking spaces** as a part of Part 12, Chapter 3 Zoning Regulations, Section 12-315 A. **Off Street Parking Requirements.**

Vote: Ayes: Long, Combs, Highers Nays: Bliss Motion carried

20. Councilor Highers made a motion and Councilor Bliss seconded to **approve the Plat for Luttrell Addition** located near the northwest corner of the intersection of North Cedar Avenue and Highway 82 North Bypass.

Vote: Ayes: Combs, Highers, Bliss, Long Nays: none Motion carried

21. Councilor Highers made a motion and Councilor Combs seconded to **approve the Plat for Woodridge Addition** located near the northwest and southwest intersection of North Cedar Avenue and Kim Street.

Vote: Ayes: Highers, Bliss, Long, Combs Nays: none Motion carried

22. Agenda item heard before #16

23. Councilor Combs made a motion and Councilor Highers seconded to **purchase** the real property located at **213 Basin Avenue, Tahlequah, OK 74464 in the amount of \$23,000.00.**

Vote: Ayes: Long, Combs, Highers, Bliss Nays: none Motion carried

24. Councilor Combs made a motion and Councilor Highers seconded to **withdraw the East Boston Savings Bank Certificate** of Deposit with Edward Jones in the amount of **\$56,000.00** on its December 24, 2018 date of maturity.

Vote: Ayes: Combs, Highers, Mayor Nays: Bliss, Long Motion carried

25. Councilor Combs made a motion and Councilor Highers seconded to accept adverse **weather policy for the City Golf Course.**

Vote: Ayes: Highers, Bliss, Long, Combs Nays: none Motion carried

26. Councilor Highers made a motion and Councilor Combs seconded to exit regular session and enter into executive session at 8:45 p.m.

Vote: Ayes: Bliss, Long, Combs, Highers Nays: none Motion carried

❖ Discussion related to the possible purchase and/or appraisal of real property at or around the following location: 309 South Park Street in Tahlequah, OK 74464, as provided by 25 O.S. § 307 (B) (3).

27. Mayor Nichols reconvened the regular meeting at 9:04 p.m.

28. No action was taken to the possible purchase and/or appraisal of real property at or around the following location: 309 South Park Street in Tahlequah, OK 74464.

29. There will not be a mid-month special meeting held unless needed.

30. **Councilor Highers made a motion and Councilor Combs seconded to Adjourn meeting at 9:05 p.m.**

Vote: Ayes: Bliss, Long, Combs, Highers Nays: none Motion carried