

MINUTES

**CITY OF PURCELL
REGULAR MEETING**

July 3, 2023

6:00 P.M.

**IN THE COMMUNITY ROOM OF
THE PURCELL POLICE SERVICE BUILDING
1515 N. GREEN AVENUE**

1. Call to order and declaration of a quorum present.

Vice-Mayor Cox called the meeting to order and declared a quorum to be present at 6:00 p.m.

2. Roll Call.

Roll call was conducted by City Clerk, Andrea Millsap, with the following results:

Councilmembers present: Ted Cox, Theda Engert, Jay Tate, Allen Eubanks.

Councilmembers absent: Graham Fishburn

Staff present: Dale Bunn, Victor Lohn, Andrea Millsap, James Boling, Bobby Elmore, Michael Minor, John Blue, Rachael Huey

Counsel: Greg Dixon

3. Pledge of Allegiance.

Vice-Mayor Cox led the Pledge of Allegiance.

Justin Sims offered the invocation.

4. Welcome.

Vice-Mayor Cox welcomed guests, staff, and council members.

Request to Be Heard

Vice-Mayor Cox informed Jacob Crooch that this was not an actionable item, and all the council could do is listen. Mr. Crooch said he understood and addressed the council concerning airport hangar use, his dissatisfaction with the airport board and staff of the city.

5. Discussion of Agenda Items.

Vice-Mayor Cox called for any discussion of agenda items.

6. Approve the Consent Agenda:

All items listed under the Consent Agenda are deemed to be non-controversial and routine in nature by the governing body. They will be approved by one motion of the governing body. The items on the Consent Agenda WILL NOT be discussed. Any member of the governing body desiring to discuss an item on the Consent Agenda may request it be removed from the Consent Agenda and placed in its proper order on the regular agenda for consideration.

- a. **Approval of payment of claims as presented in the Council Expense Report in the amount of \$972,191.40.**
- b. **Approval of payment of Street & Alley Claims in the amount of \$0.00.**
- c. **Approval of payment for Unemployment Insurance in the amount of \$0.00.**
- d. **Approval of payment of Capital Improvement Claims in the amount of \$243,979.56.**
- e. **Approval of payment of Rural Fire Claims in the amount of \$0.00.**
- f. **Approval of payment of Cemetery Care in the amount of \$0.00.**
- g. **Approval of payment for Airport Authority Claims in the amount of \$14,075.00.**
- h. **Approval of payment of Drug Enforcement Claims in the amount of \$0.00.**
- i. **Approval of estimated payroll in the amount of \$295,000.00.**
- j. **Approval of the Treasurer's Financial Report.**
- k. **Approval of May 23, 2023 Joint Special Meeting Minutes.**
- l. **Approval of June 5, 2023 Public Hearing (PMH) Minutes.**
- m. **Approval of June 5, 2023 Public Hearing (City) Minutes.**
- n. **Approval of June 5 Regular Meeting Minutes.**
- o. **Approval of June 9 Joint Special Meeting Minutes.**

7. Consideration and possible action on items removed from the Consent Agenda.

No items removed from the consent agenda.

Councilwoman Engert made a motion second by Councilman Eubanks to approve the Consent Agenda as written.

Yes: Engert, Eubanks, Tate, Cox

No: None

Absent: Fishburn

8. Presentation and discussion of the Treasurer's Financial Report.

- Sales Tax thru May 2023 is up 9.82% over last year or \$647,725.00; up 12.87% over budget or \$825,727.00.
- Use Tax thru May 2023 is up 28.96% over last year or \$188,820.00; up 34.48% over budget or \$221,279.00.
- Tobacco Tax thru May 2023 is down 8.72% over last year or \$4,664.00; down 14.09% over budget or \$8,010.00.
- Electricity in May 2023 had a negative variance of \$10,412.00 vs last year; YTD the variance is positive \$658,152.00.
- Water in May 2023 had a positive variance of \$9,738.00 vs last year; YTD variance is positive \$350,664.00.
- General Fund in May 2023 the expenses were below revenues by \$83,298.00; YTD expenses were below revenues by \$185,545.00.
- Public Works in May 2023 the expenses were above revenues by \$29,101.00; YTD expenses are below revenues by \$12,289.00.
- I made the first of four \$100,000.00 monthly payments to the hospital in June 2023.
- In the packet I gave you is information concerning a Capital Improvement expense line that is over budget. Per State Statute 11-17-211 no expense line may be over budget at the end of the fiscal year. Expense line item 07-507-601 is currently over budget

\$807,238.74. To correct this, there will be an item on the August 2023 agenda. If you have question about the information in the packet you received, you can come by my office, and we can discuss the matter.

9. Presentation and discussion of the City Manager Report.

I-35 Interchange

- Smith Roberts presenting offers to real estate owners for the interchange.
- There will be a few offers that will need to be discussed in a special meeting.
- Trey and CEC are working on electrical alignment changes.
- 25 ownerships to acquire (16 appraised and 9 waivers which did not require an appraisal); 1 residential has to be relocated.

South Canadian Lift Station

- The lift station is operational.
- One of the pumps was damaged during testing and the installation/testing company will repair or replace depending on the issue. The completion has not been declared “final” and will not until the pump repair/replacement is complete. The maintenance warranty will not start until this item is fixed and it is deemed “final.”

Green & Hallmark

- Working with EST who is doing preliminary engineering.
- Working in parental concerns and school staff concerns in presentation to ODOT.
- Plan is for grant application for 75% funding for signalization, north and south turn lanes, sidewalks, and storm water and electric infrastructure.
- Researching, found a 2006 program for \$600,000.00, \$450,000.00 for their part, for improvements in that area. Discussed it with ODOT and they agreed that there was substantially more money that would be needed for improvements in that area. ODOT requested Mr. Bunn submit a letter with an engineering estimate requesting additional funds and that will be submitted requesting 75% cost sharing from ODOT.

Green Avenue South

- HARCON completed boring at end of May.
- Bases were formed for the light poles, wire pulled, poles placed. It is believed that the company supplying the transformers did not wire as ordered and they did not work. Engineer from the company is scheduled to work it out.

Hospital Site

- Most of temporary road removed.
- Curbing has been backfilled.
- Sod has been ordered and final landscaping is underway.
- Streets have been painted and signage is scheduled to be completed no later than then end of this week.
- Continued work on retention pond. Dam has been poured and final coverage of sod should be completed soon.

- Contractor has been chosen to pave Sunray Baptist Church in return for use should be completed by the end of July then the temporary road on Sunray will be removed and the area will be graded and sod placed.
- The height of Fire hydrants are being adjusted.

Was noted by Vice-Mayor Cox that this signs and building were not lit up at night and Chris Wright said he would check on it.

New Emergency Alert System

Rachael Huey presented and gave demonstration of the new emergency alert system. Noted its features are more extensive than the current system and is less expensive by \$3,500.00 a year. A few features of the new system are:

- The system includes IPAWS (Integrated Public Alert Warning System) which targets alerts at a designated area (not just people who have signed up) and therefore people traveling through the specified area will receive emergency alerts. One example is an IPAWS is an Amber Alert.
- Can be utilized by the police department and fire department to send targeted dispatch to the field.
- Includes is text, email, land line and integrates with our website.
- Can be utilized from a smartphone while in the field, not just at a computer.
- A test alert was done. It was noted that you can go to a link and it will allow you to respond if you need help evacuating or whatever help you need concerning the emergency.

Green Avenue Landscaping

- Marcums Nursery is testing several areas with solutions to the feather grass and they are currently thriving.

Chickasaw Water Survey

- In coordination with the Chickasaw Nation direct mailers are being sent to identify Native American populations in particular areas. If there is an area we are under consideration for a water project and the area has a particular percentage of Native Americans, the Chickasaw Nation will consider matching the percentage of Native American population of the area of the water project.

Main StreetScape

- Construction began May 22, 2023 to be completed by November.
- Weekly update meetings are Tuesday's at 10:00 a.m. at City Hall.

IAFF and FOP Contracts

- It is believed agreements have been reached with both the IAFF and FOP contracts.

Fireworks

- John did a great job, once again, of putting this together.
- Lots of food trucks and activities such as 3 on 3 basketball.

- Basketball: There were 18 teams, 24 participants, had a dunk competition, 17 entered in free throw competition (ages 8-14) and 14 entered (15 & up).

Ribbon Cutting for Playground

- Scheduled for August 19, 2023.
- Is currently ready for play.

10. Discussion and possible action to approve Budget Amendment GF-2023-17 Animal Shelter Donation Expense, in the sum of \$1,744.95 to increase Animal Shelter Donation Expenses covered by funds in reserve. (FY 2022-2023)

Councilman Eubanks made a motion second by Councilman Tate to approve Agenda Item No. 10 as written.

Yes: Eubanks, Tate, Engert, Cox No: None Absent: Fishburn

11. Discussion and possible action to approve Budget Amendment GF-2023-18 in the sum of \$6,522.48 to increase grant monies received and equipment for the Police Department and to record receipt of District Attorney Council Grant. (FY 2022-2023)

Councilman Eubanks made a motion second by Councilman Tate to approve Agenda Item No. 11 as written.

Yes: Eubanks, Tate, Engert, Cox No: None Absent: Fishburn

12. Discussion and possible action to approve Budget Amendment GF-2023-19 in the sum of \$20,738.33 to record extra payroll expenses for Kevin Rhoads retirement payout. (FY 2022-2023)

Councilman Eubanks made a motion second by Councilman Tate to approve Agenda Item No. 12 as written.

Yes: Eubanks, Tate, Engert, Cox No: None Absent: Fishburn

13. Discussion and possible action to approve Budget Amendment GF-2023-20 in the sum of \$1,108,400.90 for 2020 Bond to balance out all transfer accounts which will be covered by the increase in sales tax revenue. (FY 2022-2023)

Councilman Eubanks made a motion second by Councilman Tate to approve Agenda Item No. 13 as written.

Yes: Eubanks, Tate, Engert, Cox No: None Absent: Fishburn

14. Discussion and possible action to approve Budget Amendment RF-2023-4 in the sum of \$1,666.00 to increase expenses for new equipment purchases covered by money in the Purcell Rural Fire Service bank account. (FY 2022-2023)

Councilman Eubanks made a motion second by Councilman Tate to approve Agenda Item No. 14 as written.

Yes: Eubanks, Tate, Engert, Cox No: None Absent: Fishburn

15. Discussion and possible action concerning electric utility rebate to Mayes Properties, LLC for Lot Six (6), Block E, The Cliffs Addition Phase II, an addition to the City of Purcell in the sum of \$1,142.23; and Lot Ten (10), Block E, The Cliffs Addition Phase II, an addition to the City of Purcell in the sum of \$1,142.28.

Councilwoman Engert made a motion second by Councilman Tate to approve Agenda Item No. 15 as written.

Yes: Engert, Tate, Eubanks, Cox No: None Absent: Fishburn

16. Discussion and possible action to approve putting the Splash Pad Remodel project out for bid.

John Blue presented. An engineer is putting together information. The projected estimates are between \$41,700.00 and \$62,700.00 for demolition of pump and vault and install new vault, pumps, water lines, repair sidewalk and repair landscaping.

Councilman Tate made a motion second by Councilman Eubanks to approve Agenda Item No. 16 as written.

Yes: Tate, Eubanks, Engert, Cox No: None Absent: Fishburn

17. Discussion and possible action to approve the McCurdy Park Master Plan from Copeland Design Collective upon the recommendation of the Parks Advisory Board.

Matt Simon presented general information on the process leading up to a master plan. Noted this is a 10-15 year plan to be done in phases. Pointed out that McCurdy Park is a great centralized area for the community. It was noted that there were 6 opportunities for public input along with social media. Kayla Copeland, Copeland Design Collective, presented information specific to the plan that was chosen. Concerning public input, one was a digital survey that resulted in a 11% population response and that is outstanding because the goal is to have 5% respond and that is considered excellent. Combined opportunities for public input revealed a 92% to have a pool at McCurdy Park. Amenities included in the proposed master plan are a pool, pool house, additional paved parking, playground, pavilions, the current basketball courts, public restroom, outdoor gaming areas, skate plaza (small scale), and a bump out drop off area. Proposal is 4 phases which are briefly: phase 1 being ADA parking and accessibility; phase 2 lawn space, restroom; phase 3 playground; phase 4 pool. Funding for the phases start small and increase with each phase. \$9.1 million is the estimate for the entire project.

Councilman Eubanks made a motion second by Councilman Tate to approve Agenda Item No. 17 as written.

Yes: Eubanks, Tate, Engert, Cox No: None Absent: Fishburn

18. Discussion and possible action to approve the purchase of 3 Dodge Durangos, as police units, from Bob Howard Auto Group for the total sum of \$127,005.00 and authorizing the City Manager to execute documents associated with the purchase.

James Bolling presented. This was budgeted and cost is the same.

Councilman Tate made a motion second by Councilwoman Engert to approve Agenda Item No. 18 as written.

Yes: Tate, Engert, Eubanks, Cox No: None Absent: Fishburn

19. Discussion and possible action to approve the upfitting of 3 police units with equipment per provided specifications from Metro Emergency Upfitters at a total cost of \$66,006.00 and authorizing the City Manager to execute documents associated with the purchase.

James Bolling presented. Noted amount is lower than what was originally asked for. Police Department was notified the current system will be obsolete and no longer going to be serviced.

Vice-Mayor Cox declared the meeting to be in recess in order to go into the Purcell Public Works Authority Meeting at 7:31 p.m.

Vice-Mayor Cox declared the City Council Meeting and the Purcell Public Works Authority in joint session in order to enter joint Executive Session at 7:50 p.m.

24. EXECUTIVE SESSION: DISCUSSION, CONSIDERATION RE: AN EXECUTIVE SESSION TO BE HELD IN ACCORDANCE WITH 25 O.S. 307 § (B) (3).

- a. Discussion and consideration concerning the purchase or appraisal of real property in accordance with 25 O.S. 307 § (B) (3).
- b. Discussion and consideration of labor contract for fiscal year 2023-2024 between the City of Purcell and the FOP #194 in accordance with 25 O.S. § 307 (B) (2).
- c. Discussion and consideration of labor contract for fiscal year 2023-2024 between the City of Purcell and the IAFF Local 3596 in accordance with 25 O.S. § 307 (B) (2).
- d. Discussion concerning the employment, hiring, appointment, promotion, demotion, disciplining or resignation of City Manager and City Treasurer in accordance with O.S. 307 § (B) (1).

Vice-Mayor Cox made a motion second by Trustee Engert to enter into joint Executive Session at 7:50 p.m. with the following persons entering: Councilmembers who are present, City Attorney, City Manager, City Treasurer, and any other employees called upon.

Yes: Cox, Engert, Tate, Eubanks No: None Absent: Fishburn

25. EXECUTIVE SESSION: DISCUSSION, CONSIDERATION AND POSSIBLE ACTION CONCERNING ITEMS DISCUSSED IN EXECUTIVE SESSION IN ACCORDANCE WITH 25 O.S. 307 § (B) (3).

- a. Discussion and consideration concerning the purchase or appraisal of real property in accordance with 25 O.S. 307 § (B) (3).
- b. Discussion and consideration of labor contract for fiscal year 2023-2024 between the City of Purcell and the FOP #194 in accordance with 25 O.S. § 307 (B) (2).
- c. Discussion and consideration of labor contract for fiscal year 2023-2024 between the City of Purcell and the IAFF Local 3596 in accordance with 25 O.S. § 307 (B) (2).
- d. Discussion concerning the employment, hiring, appointment, promotion, demotion, disciplining or resignation of City Manager and City Treasurer in accordance with O.S. 307 § (B) (1).

Vice-Mayor/Vice-Chairman Cox declared the Council has returned from Executive Session at 8:40 p.m.

Item 25a:

No action taken.

Item 25b:

Vice-Mayor Cox made a motion seconded by Councilman Tate to approve the contract with the FOP as presented.

Yes: cox, Tate, Engert, Eubanks

No: None Absent: Fishburn

Item 25c:

Vice-Mayor Cox made a motion seconded by Councilman Tate to approve the contract as presented with a typographical clarification in paragraph 18.1.

Yes: Cox, Tate, Engert, Eubanks

No: None Absent: Fishburn

Item 25d:

No action taken.

26. City Council Comments.

Vice-Mayor Cox:

Have we heard anything concerning the Washington and Green intersection? Mr. Bunn noted we have not.

Would like for Chief Elmore to get with Victor and discuss budget and the new contract to see if adjustments need to be made.

Relayed a compliment from a fireworks stand owner to employees on their courtesy and quick action when a situation arose when a water line was hit.

Councilwoman Engert:

Complimented John Blue on fireworks.

Councilman Tate:

Air B&B draft has been sent to City Attorney for review. Committee will meet once more after receiving any suggestions for amendments to approval final draft and present to City Council for approval.

Have we heard anything concerning the Hwy 74 Traffic Study? Mr. Bunn says no word yet but he has reminded them.

Councilman Eubanks:

None.

Mayor Fishburn:

Absent.

27. City Manager and staff comments.

Complimented police department concerning their help with the traffic at the fireworks.

Mr. Bunn noted he has convention and would not be able to attend the October 2, 2023 meeting and would like council to consider moving the council meeting.

28. City Attorney comments.

None.

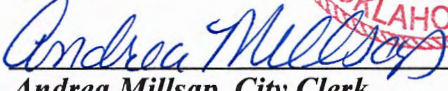
29. Adjourn.


Mayor Fishburn declared the meeting to be adjourned at 8:47 p.m.



Approved this 7th day of August 2023

Attest:


Andrea Millsap, City Clerk


Graham Fishburn, Mayor