

MINUTES OF THE PUBLIC HEARING AND REGULAR MEETING OF MARIETTA CITY
COUNCIL
TUESDAY, MAY 12, 2015 6:00 P.M.
MARIETTA PUBLIC WORKS AUTHORITY BUILDING
303 W. MAIN
MARIETTA, OKLAHOMA

1. The Meeting was called to order by Mayor Jerry Cochran at 6:00 p.m.
2. DECLARATION OF QUORUM:

Council Members Present: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

A quorum to conduct business was declared.

Also Present: City Attorney - Richard Cochran, City Clerk - Dottie Gwin, and other members of the public and a number of employees from the City of Marietta.

3. Invocation was given by Kermit McKinney.
4. Public Hearing on Cable Television Franchise Agreement/Ordinance with Cableone, Inc.

Mayor Cochran opened the Public Hearing. Ted Ramsey, Interim General Manager and two (2) others from Cable One were present.

After discussion, Wayne Bond moved to close the Public Hearing.

Seconded by Kermit McKinney.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

Nays: None.

Motion Passes.

5. Mayor's comments and report.

See attached.

6. Consent Agenda:
 - a. Approval of the agenda as part of the minutes.
 - b. Approval of the minutes of the April 14, 2015 Regular Council Meeting.
 - c. Approval of expenditures from General Fund, if any.

- d. Approval of expenditures from Sanitation Transfer Fund, if any.
- e. Approval of payment of payroll and scheduled monthly payments.
- f. Approval of payment of Sanitation/Transfer Site payroll and scheduled monthly payments.
- g. Approval of expenditures from Municipal Court Fund, if any.
- h. Approval of expenditures from Grant Fund, if any.
- i. Approval of expenditures from Police Improvement Fund, if any.
- j. Approval of expenditures from Cemetery Care Fund, if any.
- k. Approval of expenditures from Street Fund, if any.

Wayne Bond moved to approve the Consent Agenda.

Seconded by Lawrence Anderson.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

Nays: None.

Motion Passes.

7. Items removed from the consent agenda, if any.

None.

8. Public participation.

Jolynn Saum asked the Council to declare June 6-14 Relay for Life week and asked the Committee be allowed to decorate the town.

Doug Barger moved to declare June 6-14 Relay for Life week and allow the Committee to decorate the town. (This item was unforeseen and could not be placed on the Agenda and therefore is also a correct matter under unforeseen business.

Seconded by Ron Jacobs.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

Nays: None.

Motion Passes.

Jim Williams addressed the mowing issue by the railroad.

9. Mowing of BNSF lot on S. Ashwood.

Discussion. No action.

10. Election of Council President.

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Wayne Bond moved to elect Kermit McKinney as Council President.
Seconded by Ron Jacobs.

Kermit McKinney declines.

Chuck Treadwell moved to elect Doug Barger as Council President.
Seconded by Tom Kiser.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

Nays: None.

Motion Passes.

10. 25. Presentation of Audit FY 2012-13.

Chris Angel addressed the Council and recommended there be a closer check kept on the fuel, to look over the vendor list, that invoices be signed and when grants come in for the Fire Department for the money to go to the City then be disbursed to the Fire Department.

Chuck Treadwell moved to approve the FY 2012-2013 Audit.

Seconded by Tom Kiser.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

Nays: None.

Motion Passes.

11. 10. Accept donation of playground equipment donated by Michelle Porter.

Kermit McKinney moved to accept the donation of playground equipment by Michelle Porter and to use where needed.

Seconded by Chuck Treadwell.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

Nays: None.

Motion Passes.

City Clerk, Dottie Gwin, will call Michelle Porter to see if she has any objections.

12. 11. Marietta First Assembly of God to use Shellenberger Park for an outreach service on June 19, 2015.

Discussion. No action.

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13. 12. Cable Television Franchise Agreement with Cableone, Inc. and Ordinance adopting said Agreement.

Doug Barger moved to adopt Cable Television Franchise Agreement with Cableone, Inc. and Ordinance adopting said Agreement.

Seconded by Tom Kiser.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

Nays: None.

Motion Passes.

14. 13. Accounts for Funds for Animal Shelter, Infrastructure and Parks.

Kermit McKinney moved to table item number 13 regarding accounts for Funds for Animal Shelter, Infrastructure and Parks.

Seconded by Chuck Treadwell.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

Nays: None.

Motion Passes.

15. 14. Department of Corrections Contract.

Lawrence Anderson moved to approve the Department of Corrections Contract.

Seconded by Wayne Bond.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

Nays: None.

Motion Passes.

Lawrence Anderson left the meeting at 7:11 p.m.

16. 15. Purchase of Pick-up truck.

After discussion of bids presented to the Council, copies of which are attached, Wayne Bond moved to purchase a 2015 Chevrolet Silverado Pickup from Helleck Chevrolet from the Capital Outlay Street Department.

Seconded by Ron Jacobs.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond and Ron Jacobs.

Nays: None.

Motion Passes.

17. 16. Purchase truck tires for unit number 9, semi-truck, at the transfer site.

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Doug Barger moved to purchase eight (8) tires from Hercules Tire Sales for a total of \$1,974.72 and \$1,877.88 should be taken from Brush and Metal and \$96.84 from Shop material and Supplies.

Seconded by Wayne Bond.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

Nays: None.

Motion Passes.

18. 17. Renewal of the lease covering the transfer site with the Love County Industrial Foundation.

Wayne Bond moved to approve the renewal of the lease covering the transfer site with the Love County Industrial Foundation and for the City to pay \$1,000.00 per year on or before July 31 of each year to the Foundation.

Seconded by Doug Barger.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond and Ron Jacobs.

Nays: None.

Motion Passes.

19. 18. Ordinance regulating occupancy permits, building permits, and business permits for businesses which restrict access to adults only, and for businesses selling pornographic material and/or tobacco paraphernalia.

Doug Barger moved to table Item 18 and extend the moratorium until June 9, 2015.

Seconded by Kermit McKinney.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

Nays: None.

Motion Passes.

20. 19. Executive Session to discuss the hiring of a police officer, and the hours, duties, compensation, and benefits for said police officer all pursuant to Title 25 Oklahoma Statutes, Sections 307 B (1) and 307 B (7).

Doug Barger moved to go into Executive Session at 7:26 p.m.

Seconded by Kermit McKinney.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond and Ron Jacobs.

Nays: None.

Motion Passes.

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Returned to open session at 7:38 p.m.

21. 20. The hiring of a police officer, and the hours, duties, compensation, and benefits for said police officer.

Ron Jacobs moved to hire Larry Vaughn as a Marietta Police Officer with compensation at the rate of \$13.00 per hour, one (1) year probation, a two (2) year contract after the completion of Cleet and with all benefits and compensation given to the City employees, with him to follow duties given him by Chief Scott.

Seconded by Chuck Treadwell.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond and Ron Jacobs.

Nays: None.

Motion Passes.

22. 21. Proposed Animal Control Facility including review of bids and awarding bids for construction of said facility (Dustin Scott)

Lawrence Anderson returned at 7:48 p.m.

Chief Scott presented bids to the Council for an Animal Control Facility.

Doug Barger moved to buy a 30 X 50 Animal Control Facility from Carolina Carports in the amount of \$14,289.99, a slab from Gloria's Concrete for \$6,000.00 and plumbing from RA Plumbing for \$2,500.00 for a total of \$22,789.00.

Seconded by Tom Kiser.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond and Ron Jacobs.

Nays: None.

Abstain: Lawrence Anderson.

Motion Passes.

23. 22. Policy and Procedures regarding reserves and part-time employees. (Dustin Scott)

Doug Barger moved to approve the Policy and Procedures regarding reserves and part-time employees of the police department.

Seconded by Ron Jacobs.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

Nays: None.

Motion Passes.

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24. 23. Approve lease/donation of building located at 105 South 3rd (current building location of police department) from Chickasaw Nation. (Dustin Scott)

Doug Barger moved to table Item 23.

Seconded by Lawrence Anderson.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

Nays: None.

Motion Passes.

25. 24. Replace air conditioner at police department. (Dustin Scott)

Doug Barger moved to table Item 24.

Seconded by Lawrence Anderson.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

Nays: None.

Motion Passes.

26. Budget Workshop/Budget for 2015-1016--review of and any changes to proposed budget; dates and publication for adoption of budget before the end of fiscal year.

Doug Barger moved to have a special meeting May 18, 2015 at 6:00 p.m.

Seconded by Chuck Treadwell.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

Nays: None.

Motion Passes.

27. New and unforeseen business.

Doug Barger moved to renew the OMAG Worker's Comp Insurance. (This item was unforeseen and could not be put on the Agenda.)

Seconded by Ron Jacobs.

Ayes: Tom Kiser, Kermit McKinney, Chuck Treadwell, Doug Barger, Wayne Bond, Lawrence Anderson and Ron Jacobs.

Nays: None.

Motion Passes.

Also, see the item above under Public Participation regarding Doug Barger moving to declare June 6-14 Relay for Life week and allow the Committee to decorate the town.

28. Adjourn.

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Meeting adjourned at 8:11 p.m.

A handwritten signature in blue ink, appearing to read "Dottie Gwin", is written over a horizontal line.

Dottie Gwin, City Clerk
Scott Chaney, Deputy City Clerk