

**GROVE CITY COUNCIL
REGULAR MEETING
TUESDAY, JUNE 6, 2017
6:00 PM
MINUTES**

The Grove City Council met in regular session on Tuesday, June 6, 2017 at 6:00 PM with Mayor Ed Trumbull presiding. Members present were Josh McElhaney, Don Nielsen, Marty Dyer and Ivan Devitt. Also present was City Manager, Bill Keefer; Attorney, Darren Cook; Assistant City Manager, Debbie Bottoroff; City Treasurer, Lisa Allred; Public Works Director, Jack Bower and City Clerk, Bonnie Buzzard.

PUBLIC COMMENTS:

Mr. Darrell Mastin addressed the Council to report on the City of Grove Annual 4th of July event scheduled at the Wolf Creek Park for Monday, July 3rd. Mastin indicated that he has secured Borderline Bluegrass for the entertainment, and is preparing to meet with the City Staff on getting the watermelons ordered, and vendors registered.

Mr. Rick Howard addressed the Council to report of a possible high end mobile home park development to be located on a section of land outside the city limits adjacent to the Prairie Spring addition. Howard questioned the current city policies that permits this type of development to be annexed inside the corporate limits upon acceptance of GMSA utilities. Howard strongly suggested that the City / GMSA consider revising their policies to defer the development of such properties that would deteriorate the value of surrounding properties. Keefer reported that the City of Grove has no authority outside the corporate limits when it comes to code enforcement, zoning requirements etc. Several residents of that particular area questioned the annexation process for one applying for utilities abutting up to city property. Bottoroff described the processing of annexation in accordance to the Oklahoma State Statues. The Council entertained questions, comments and concerns from the property owners and Staff for approximately 30 minutes.

Nielsen made the motion to approve the minutes from the previous meeting. Seconded by McElhaney. AYE: McElhaney, Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Nielsen made the motion to approve the minutes from the special meeting for 05-25-17. Seconded by McElhaney. AYE: McElhaney, Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion regarding the approval of the purchase order register. Allred reported that page one of the register is a duplicate of page eight therefore should be stricken from the register. Devitt made the motion to approve the purchase order register as amended. Seconded by McElhaney. AYE: McElhaney, Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

At 6:46 PM Dyer made the motion to open a Public Hearing to take input, comments and questions on the proposed 2017-2018 Fiscal Year Budget for the City of Grove. Seconded by McElhaney. AYE: McElhaney, Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried. Keefer reported that on May 25th the Council heard the proposed budget in its entirety and since then the only thing that has been adjusted was the General Fund Contingency / Building Inspection line item for the Oklahoma Public Employees Retirement System (OPERS) to accommodate for a past employee. Keefer added that the total amount of the budget remain the same. No public questions, comments or concerns were heard.

At 6:48 PM McElhaney made the motion to close the Public Hearing. Seconded by Dyer. AYE: McElhaney, Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with respect to input, comments and questions on the proposed 2017-2018 Fiscal Year Budget. Keefer announced that this item was placed upon the agenda to allow the City Council to change, add or delete something from the budget, and if they desire to take no action then the final draft of the budget will be placed on the June 20th regular scheduled meeting agenda for final consideration at that time. No action was taken.

Trumbull opened the floor for discussion with respect to approval of a contract for legal services with Richard James to serve as Municipal Court Judge for the City of Grove. Keefer reported that James has expressed his interest to continue service as the Municipal Court Judge for an extension of two more years. Keefer noted that the only change is the inclusion of a raise in his monthly retainer from \$1,000 to \$1,040. Devitt made the motion to approve the contract for legal services with Richard James to serve as Municipal Court Judge. Seconded by Nielsen. AYE: McElhaney, Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with respect to approval of an Employment Agreement with Darren Cook for City Attorney services. Keefer noted that some proposed changes in this contract is a cost of living salary increase as provided by the personal policy to all of the City's employees, and of course the date of the contract. Devitt made the motion to approve the contract with Cook as presented for City Attorney services. Seconded by Nielsen. AYE: McElhaney, Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Devitt made the motion to approve a Resolution amending the 2016-2017 City Capital Fund budget. Seconded by Dyer. AYE: McElhaney, Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Dyer made the motion to approve a contract with First National Bank to update the City of Grove's ACH (Automated Clearing House). Seconded by McElhaney. AYE: McElhaney, Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with a request from the Convention and Tourism Bureau to authorize the closure of Broadway Street between 3rd and 4th Streets on the first Friday of the month (July thru September) to hold Food Truck Fridays and related events. Convention Tourism Director – Brent Malone was present to entertain questions, comments and concerns from the Council, Staff and participating audience in regards to this event. Nielsen made the motion to approve the request as presented and discussed. Seconded by Dyer. AYE: McElhaney, Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull then opened the floor for discussion with respect to rescheduling the first regularly scheduled Council meeting in July as it falls on the 4th of July holiday. Nielsen made the motion to schedule Wednesday, July 5th @ 6:00 PM for that City Council meeting. Seconded by Dyer. AYE: McElhaney, Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

CITY MANAGER'S REPORT:

Keefer advised the Council of an upcoming contract(s) with Grace Presbyterian Church and Trinity Baptist Church pertaining to the old library structure on Elm Street.

Keefer reported that he has extended an invitation to State Representative, Josh West and Senator, Wayne Shaw to attend a future City Council meeting to discuss the proposed right turn lane at the intersection of 3rd and Main Street. Keefer also mentioned that he would like to set up a meeting with ODOT representatives to observe that area for a possible question and answer session with the City Council. Keefer added that he will keep the Council updated on that project.

Keefer reported that he has received the numbers back on the proposed Civic Center. Keefer added that he will be inviting the Bond Counsel to attend a future City Council meeting for discussion of this project.

Keefer then mentioned that he has received a concern of some possible hazardous materials being stored at the Extreme Battery plant, and that he will be in contact with other agencies about that concern.

WARD REPORTS:

Devitt expressed his appreciation to Jack Bower for his quick response to a traffic light problem that was reported to him @ 3rd and Main.

EXECUTIVE SESSION:

- At 7:14 PM Nielsen made the motion for the Council to recess into an Executive Session to discuss the employment, hiring, appointment, promotion, demotion, disciplining or resignation of any individual salaried public officer or employee, pursuant to Title 25 O.S. Section 307.B.1; City Treasurer's annual evaluation to include participation from Keefer and Allred, and
- an Executive Session for the purpose of confidential communications between a public body and its Attorney concerning a pending investigation, claim, or action if the public body, with the advice of its Attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest, pursuant to Title 25 O.S. Section 307.B.4. (pending litigation) to include participation from Keefer. Seconded by McElhaney. AYE: McElhaney, Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

At 7:59 PM Nielsen made the motion to come out of Executive Session with no action taken. Seconded by Dyer. AYE: McElhaney, Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with respect to agenda item E.1 above. Nielsen made the motion to approve the Employment Agreement with City Treasurer, Lisa Allred. Seconded by Dyer. AYE: McElhaney, Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with respect to agenda item E.2 above. Dyer made the motion to approve the settlement offer in the amount of \$9,750 in the City of Grove v. Harjo case. Seconded by Devitt. AYE: McElhaney, Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

At 8:07 PM Devitt made the motion to adjourn. Seconded by Nielsen. AYE: McElhaney, Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.