

**GROVE CITY COUNCIL
REGULAR MEETING
TUESDAY, FEBRUARY 6, 2018
6:00 PM
MINUTES**

The Grove City Council met in regular session on Tuesday, February 6, 2018 at 6:00 PM with Mayor Ed Trumbull presiding. Members present were Josh McElhaney, Don Nielsen and Marty Dyer. Member Ivan Devitt was absent. 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:

Representative, Kevin McCullough of the Oklahoma Municipal Assurance Group addressed the Council for presentation of a grant to the Grove Police Department in the amount of \$5,000 to be used for the purchase of body worn cameras.

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

Nielsen made the motion to approve the purchase order register. Seconded by McElhaney. AYE: McElhaney, Nielsen, Dyer and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with respect to rescheduling the proposed date to hold a Special Election to consider extending the term for the 0.4 % Sales Tax. Keefer again reminded the Council of the Governors decision to schedule June 26th for the statewide election to consider legalization of medical marijuana. Therefore, Keefer asked the Council to consider setting another date for the 0.4% Sales Tax. Dyer indicated that he would be incline to select the August 28th date which would give the City sufficient time to get out and promote the turn out for this event, and then made a motion as to such. Seconded by McElhaney. AYE: McElhaney, Nielsen, Dyer and Trumbull. NAY: None. Motion carried.

Trumbull then opened the floor for discussion with respect to the payment of an invoice related to the F-4 Static Display Project. The Council entertained comments and concerns from the following individuals:

- Mr. Bob Brogdon – Representative of the Grove Rotary Club addressed the Council to express his appreciation for all the work the City of Grove has displayed on behalf of this project up to this point where it is today. Brogdon noted that when they started this project certain amounts were budgeted for certain things and so far the just of the products were able to be handled with what has been collected. However; the item on the agenda was an unexpected item and was not in the project budget but it was required, so we were hoping that the City would see way to help fund this one minor project. Brogdon went on to say that it shouldn't affect anything in the future, and we should still be able to limit any other cost to the City. This is our request and we appreciate any consideration in paying this bill.
- Mr. Pete Norwood (Project Supporter) addressed the Council to report that we did say from the very beginning that we would not be asking for any funds, and it was our intentions of doing exactly that, but like anything else we didn't foresee this expenditure in the project. Norwood expressed thanks again to Jack Bower for being out there in the mud, and for coming up with the extra materials to do this project. To Mr. Keefer for doing what he said he would do in getting the engineering study done, and for his continual support. The project is currently in contract with the World Wide Aircraft movers and that they are currently finishing two other jobs before moving onto Grove. Norwood indicated that if the City could help with this invoice that would be greatly appreciated, and if not that was the original agreement up front, and still wanted to say thanks for everything the City has done.
- Mayor, Trumbull reported that from the Council's standpoint we did say more than once that the City would be doing just in-kind contributions, and not be putting any funds into the project, so as a Council we are looking at what we did say and we will stay with that word.
- Ms. Beverly Helms (Project Supporter) addressed the Council to report that she fully dittos and appreciates the previous statement of what everyone else said but added don't forget nothing that's on this agenda precludes every human in this room and in this town. Helms added that actually they are getting a lot of donations from people interested in this project. Helms mentioned that she was handed \$100 from an individual in an airport in Missouri, and that they have a lot of high ranking individuals wanting to come to the dedication and now

we are thinking about how we are going to position that dedication. Helms strongly noted that this project is going to be here forever.

- Mr. Dave Helms (Project Supporter) addressed the Council to report that the project does have the necessary \$45,000 to get the project delivered as requested by the aircraft movers, but the project is just a little tight on the funds. We still have some steel yet to purchase along with the second concrete because the project has already extended the donated 10 yards that was donated by Longan Concrete. The project still has some expenses to meet and that we are on a tight budget.
- Councilman, Marty Dyer reported that he is personally excited about the phantom, and can't wait to see it displayed. He knows that the project representatives understands the city's position and that the Council certainly understands their position, but it is just a matter of integrity when we the Council said on numerous occasions that we are not spending money on this project, so I know that it is a little push and shove and I regret that but it would be difficult to support that given what we said in the past. It is a matter of integrity of the Council.

The Council entertained no other questions, comments or concerns from the Staff or participating audience. No action was taken.

Trumbull then opened the floor for discussion with respect to a request to vacate Cedar Oaks Leisure Living Phase III, Sunset Lane. Bottoroff reported that Kim and Cathy Hutchison are 100% property owners of the area they are requesting to vacate. Their request will result in the legal description of the plat being described as meets and bounds instead of the current lots and blocks. GMSA will retain the easements for water and sewer; other easements except for those identified on the written instrument will be vacated. Bottoroff reported that if approved, that the motion include it be contingent upon the insertion of EXHIBIT 'B' which would be the GMSA water and sewer easements. Property owner, Kim Hutchison addressed the Council to report that the reasoning for this request is that the proposed property was originally platted for a subdivision, and was later found to be in the GRDA flowage easement, therefore would not be feasible. Dyer made the motion to approve the request to vacate Cedar Oaks Leisure Living Phase III as presented and discussed. Seconded by McElhane. AYE: McElhane, Nielsen, Dyer and Trumbull. NAY: None. Motion carried.

Nielsen made the motion to approve a Resolution amending the 2017-2018 General Fund and Capital budgets. Seconded by McElhane. AYE: McElhane, Nielsen, Dyer and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with respect to bids for the annual Household Hazardous Waste and E-Waste Collection Project. Bottoroff reported that she sent out bid packets to three different contractors, and received only one proposal from:

- Stericycle Environmental Solutions, Inc. of Tulsa, OK
 - Set - up charges - no change
 - Oil based paint \$1.00 per pound
 - Charges for all others are the same as last year

Bottoroff reported that the date for this event is tentatively set for April 21, 2018. McElhane made the motion to approve the bid from Stericycle Environmental Solutions, Inc. of Tulsa, OK as presented and discussed. Seconded by Dyer. AYE: McElhane, Nielsen, Dyer and Trumbull. NAY: None. Motion carried.

McElhane made the motion to approve an Ordinance amending Part 14, Chapter 4 of the Code of Ordinances of the City of Grove, Oklahoma, adopting by reference the Department of Justice's Public Rights-of-Way Accessibility Guidelines (PROWAG). Seconded by Nielsen. AYE: McElhane, Nielsen, Dyer and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with respect to bids to serve as a Tournament Marshal for the Bassmaster Elite Series Tournament Event to be held April 26-29, 2018 at Wolf Creek Park. Keefer reported that the Staff advertised for this item and unfortunately the City did not receive any bids for the position. Keefer added the City has until mid-March to submit a registration. Dyer suggested that the Council lower the bid bar to \$100 and to re-advertise plus this would give the Council time to consider an individual to appoint in the event no bids are received again. Dyer then placed that in the form of a motion. Seconded by Nielsen. AYE: McElhane, Nielsen, Dyer and Trumbull. NAY: None. Motion carried.

Trumbull reported that the Staff advertised for Letters of Application to fill an un-expired term on the Zoning Board of Adjustments, and received only one letter from Art Kopp. Trumbull made the motion to appoint Kopp to the Zoning Board of Adjustments. Seconded by Dyer. AYE: McElhane, Nielsen, Dyer and Trumbull. NAY: None. Motion carried.

CITY MANAGER'S REPORT:

Keefer reported that the engineer is getting closer in completing the plans for the improvements to the front (South) parking lot. The plans should be ready for bidding in late February, and should take approximately 90 days to complete. Keefer made the Council aware that the GMSA drive-in will be closed for the duration of that project.

Dyer asked for clarification of the "Commencement of FERC Relicensing, and if it involves Grove. Keefer reported that it does involve Grove due to the FERC regulations around the lake area.

Trumbull asked Keefer if he is still needing reply's from individuals for the March 24th "Goal Setting" retreat? Keefer indicated that he is still needing a few more confirmations.

EXECUTIVE SESSION:

At 6:30 PM Nielsen made the motion for the Council to recess into 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),

and

For the Purpose of conferring on matters pertaining to discussing the purchase or appraisal of real property, Pursuant to Title 25 O.S. Section 307.B.3. (property acquisition) to include participation from Keefer and Bottoroff. Seconded by McElhaney. AYE: McElhaney, Nielsen, Dyer and Trumbull. NAY: None. Motion carried.

At 7:48 PM Nielsen made the motion for the Council to come out of Executive Session with no action taken. Seconded by McElhaney. AYE: McElhaney, Nielsen, Dyer and Trumbull. NAY: None. Motion carried.

Trumbull announced that with respect to the above-mentioned agenda item(s). No action taken.

At 7:50 PM Dyer made the motion to adjourn. Seconded by Nielsen. AYE: McElhaney, Nielsen, Dyer and Trumbull. NAY: None. Motion carried.