

**GROVE CITY COUNCIL
REGULAR MEETING
TUESDAY, NOVEMBER 3, 2020
6:00 PM
MINUTES**

The Grove City Council met in regular session on Tuesday, November 3, 2020 at 6:00 PM with Mayor, Ed Trumbull presiding. Members present were Josh McElhaney, Matt Henderson and Ivan Devitt. Member Marty Dyer was absent. Also present was City Manager, Bill Keefer; Attorney, Darren Cook; Assistant City Manager, Debbie Bottoroff; City Treasurer, Lisa Allred and City Clerk, Bonnie Buzzard. Public Works Director, Deric Douthit was absent.

PUBLIC COMMENT:

Vice-Mayor, Ivan Devitt presented a certificate to Mayor Ed Trumbull in honor of recognition by the Oklahoma Municipal League for achieving the status of Certified Municipal Official.

Devitt made the motion to approve the minutes from the October 20, 2020 meeting. Seconded by McElhaney. AYE: McElhaney, Henderson, Devitt and Trumbull. NAY: None. Motion carried.

Devitt made the motion to approve the Purchase Order Register. Seconded by McElhaney. AYE: McElhaney, Henderson, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with respect to review of Resolution #20-024 Declaring a State of Emergency and Implementing Mandatory Emergency Provisions as amended adopting the Governor's Open Up and Recover Safely Plan. Trumbull reported that the City of Grove / Delaware County is currently a Code Orange risk level but due to the incline of new active cases today that should place the City / County back to a Code Red risk level. Trumbull opened the floor for discussion from the Council and Staff on any proposed changes to the current Resolution. Devitt reported that he read an interested article in the paper today in regards to the "Mandated Facial Covering" and the show of respect to others in the community. Devitt indicated that he would like to see the City re-visit that mandatory requirement. McElhaney reported that he had visited with several nurses who has been working the front lines about the Covid-19 pandemic and the realistic need for "Mandated Facial Covering" citywide. McElhaney noted that the nurses all expressed their personal disagreement with that requirement, and that they wouldn't support it. Henderson reported that he didn't feel comfortable mandating it at this point due to the failure to enforce it, and the he would continue to encourage others to wear a mask out of respect. No action was taken from the comments presented. McElhaney made the motion to extend the current Resolution until the November 17, 2020 City Council meeting. Seconded by Henderson. AYE: McElhaney, Henderson, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with respect to the Grove Regional Airport's Annual 5-Year Capital Improvement Plan as updated and required by the FAA. Keefer reported that the CIP is used as a guide for local airport development as well as a planning tool for the FAA in regards to scheduling projects and their grant funding. Keefer reported that Engineer, Kelly Fincannon is present to answer any questions from the Council. Devitt made the motion to approve the 2022 FAA Capital Improvement Plan as presented. Seconded by McElhaney. AYE: McElhaney, Henderson, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with respect to the approval of the following documents related to an exchange of lots within the Baycrest Village Subdivision. Keefer reported that in 2005 the Baycrest Village Subdivision plat was approved indicating Lot 67 being dedicated to the City of Grove for drainage detention as was Lot 66 for the development of a park. Keefer noted that at some point, the location of the detention pond on Lot 67 was relocated to Lot 2 by the developer to accommodate drainage complaints from neighboring property owners. At that time when the pond was relocated there was an understanding that this portion of the subdivision would be re-platted to reflect the relocation of the dedicated drainage detention pond and its ownership which never occurred. Therefore, the developer, Steve Williams would like to exchange Lot 2 for Lot 67 to reflect what was to be done by a prior verbal agreement between the parties. Keefer added that there is currently a pond that exists on Lot 2 that serves as the detention for drainage coming off a portion of the subdivision and is the home of a GMSA sewer lift station. Keefer announced that Williams has agreed to deed Lot 2 to the City of Grove, in return, the City of Grove will deed Lot 67 to Mr. Williams. At which time, the City of Grove will quit claim deed Lot 2 to Randall Collins and Heather Fink who are the adjacent property owners on the south side of Lot 2 under the following conditions:

1. pay the City of Grove a cash consideration of \$750
2. agree to maintain the lot including mowing and other maintenance
3. maintain the flowage easement for drainage from the neighborhood and not construct anything that would restrict this flowage easement into the pond
4. allow the City to maintain an easement for the sanitary sewer lift station on the property, and
5. fully indemnify the City of Grove and hold the City harmless for any actions or claims involving the pond

Trumbull then asked for consideration of the following items:

- a) Accept a Quit Claim Deed for Lot 2, Baycrest Village Subdivision from Steve Williams's dba Williams Home, LLC – Henderson made the motion to approve the Quit Claim Deed as presented and discussed. Seconded by McElhaney. AYE: McElhaney, Henderson and Trumbull. NAY: None. Devitt abstained. Motion carried.
- b) Approve a Quit Claim Deed conveying Lot 67, Baycrest Village Subdivision to Steve Williams's dba Williams Homes, LLC - Henderson made the motion to approve the Quit Claim Deed as presented and discussed. Seconded by McElhaney. AYE: McElhaney, Henderson and Trumbull. NAY: None. Devitt abstained. Motion carried.
- c) Approve a Quit Claim Deed Conveying Lot 2, Baycrest Village Subdivision to Randall Blayne Collins and Heather Marie Fink - Henderson made the motion to approve the Quit Claim Deed as presented and discussed. Seconded by McElhaney. AYE: McElhaney, Henderson and Trumbull. NAY: None. Devitt abstained. Motion carried.

CITY MANAGER'S REPORT:

Keefer reported clarification to the change order presented at the last City Council meeting pertaining to the Airport project, he quoted that as Change Order #1 where actually it was Change Order #2.

Keefer reported that the annual Christmas Tree Lighting ceremony is scheduled for 5:30 PM on Friday, December 4th.

Keefer noted that the Code Enforcement dilapidated structures will be placed back upon the next City Council agenda for consideration.

Keefer reported that the Staff has created a policy proposal for GMSA in regards to assisting with the extension of utilities to new subdivisions. The policy would cover the water and gas utilities. Keefer announced that this policy will be forthcoming to the City Council for consideration.

WARD REPORTS:

McElhaney asked for a status update on Retail Attraction coming into Grove. Keefer reported that Chamber Director, Donnie Crain has been meeting with them and turned the floor over to him. Crain addressed the Council to report that he has been working with Retail Attractions over the past few months regarding proposals for two (2) new proposed retail businesses coming to Grove. Crain noted that the transactions fell through but that they are still interested and would be back this week to look at other properties.

Devitt reported that he noticed a strong odor coming from around the Water Treatment Plant recently. Keefer reported that they are cleaning out the residual ponds and hauling the material out.

At 6:40 PM Devitt made the motion to adjourn. Seconded by Henderson. AYE: McElhaney, Henderson, Devitt and Trumbull. NAY: None. Motion carried.