CITY OF MCLOUD

CITY COUNCIL MINUTES

August 25, 2022 at 6:00 pm.

Shannon Fredman Community Building

408 W Broadway McLoud, OK 74851

**Meeting Procedure:**

Invocation led by Larry Dillon.

Flag Salute led by Steven Tomaszewski.

1. Called to Order by Mayor Jackson at 6:00 pm
2. Roll Call: Stan Jackson, Ralph Snider, Larry Dillon, Daniel McClure and Steven Tomaszewski were present. A quorum was declared.

**Public Hearing:**

1. **Consent Agenda:**
2. Approval of July 28th, 2022 Regular Meeting Minutes.
3. Approval of Claims and Checks from the end of July 2022 through August 25th, 2022.
4. Approval of Treasurer’s Report through July 2022.
5. Monthly Tax Revenue for July was $136,949.14.

Motion was made by Snider, seconded by Tomaszewski to approve consent agenda. The Vote: Snider – Aye, Jackson – Aye, Dillon – Aye, McClure – Aye, and Tomaszewski – Aye. Motion carries.

1. Consideration of items Removed from the Consent Agenda.

No Action.

**Public Comment:**

Wayne Winton wanted to discuss his trash issues with the council and someone was to get back with him.

**Discussion and/or Action on the following:**

1. PUBLIC HEARING TO DETERMINE WHETHER THE PROPERTY AT 212 S. 4th Street, MCLOUD, OK CONSTITUTES A HAZARD TO THE HEALTH, SAFETY AND WELFARE OF THE GENERAL PUBLIC, CONSTITUTES A PUBLIC NUISANCE AND SHOULD BE ABATED AT THE OWNER'S EXPENSE, AND WHETHER THE BUILDING(S) AT THE ABOVE DESCRIBED ADDRESS CONSTITUTES A PUBLIC NUISANCE THAT SHOULD BE REMOVED AND ABATED AT THE OWNER(S) EXPENSE.
2. Discussion, Possible Amendment, and/or possible action to determine whether the property at 212 S. 2nd Street, McLoud, OK is detrimental to health, safety and welfare of the general public is a public nuisance that should be abated at the owner's expense, and whether the building(s) at the above described address constitutes a nuisance and should be removed and abated, establishing dates for the removal and abatement of such property, authorizing the City Manager to cause the removal and abatement of such public nuisances, and authorizing the City Clerk to file a lien as authorized by law.

Motion by McClure, seconded by Snider to Table this item until September 22, 2022. The Vote: Snider – Aye, Jackson – Aye, Dillon – Aye, McClure – Aye, and Tomaszewski – Aye. Motion carries.

1. Discussion, Possible Amendment, and/or possible action to Discuss the Future Franchise Agreement with OG&E.

No Action.

1. Discussion, Possible Amendment, and/or possible action on the Master Agreement for Professional Services with Parkhill Engineering.

Motion by Tomaszewski, seconded by Dillon to Approve the Master Agreement for Professional Services with Parkhill Engineering. The Vote: Snider – Aye, Jackson – Aye, Dillon – Aye, McClure – Nay, and Tomaszewski – Aye. Motion carries.

1. Discussion, Possible Amendment, and/or possible action on Applying for the Rural Economic Action Plan (REAP) Grant.

Motion by McClure, seconded by Snider to Apply for the Rural Economic Action Plan (REAP) Grant. The Vote: Snider – Aye, Jackson – Aye, Dillon – Aye, McClure – Aye, and Tomaszewski – Aye. Motion carries.

1. Discussion, Possible Amendment, and/or possible action on Approving the Personnel Handbook Updates.

Motion by McClure, seconded by Snider to Approve the Personnel Handbook Updates. The Vote: Snider –

Aye, Jackson – Aye, Dillon – Aye, McClure – Aye, and Tomaszewski – Aye. Motion carries.

1. Discussion, Possible Amendment, and/or possible action on Approving Rules for Who can Place Items on the Agenda.

No Action.

1. Discussion, Possible Amendment, and/or possible action on Keys to the Senior Center.

No Action.

1. Discussion, Possible Amendment, and/or possible action to Approve the Interlocal Agreement with Pottawatomie County.

Motion by McClure, seconded by Snider to Approve the Interlocal Agreement with Pottawatomie County. The Vote: Snider – Aye, Jackson – Aye, Dillon – Aye, McClure – Aye, and Tomaszewski – Aye. Motion Carries.

1. Discussion, Possible Amendment, and/or possible action on the Authority Having Jurisdiction Agreement with the Oklahoma State Fire Marshal’s Office.

Motion by Tomaszewski, seconded by Dillon to Approve the Authority Having Jurisdiction Agreement with the Oklahoma State Fire Marshal’s Office. The Vote: Snider – Aye, Jackson – Aye, Dillon – Aye, McClure – Aye, and Tomaszewski – Aye. Motion carries.

1. Discussion, Possible Amendment, and/or possible action to Approve any Change Orders and/or Pay Applications for Urban Contractors on CDBG Sewer Line Project #18235 CDBG 21.

Motion by Snider, seconded by Tomaszewski to Approve any Change Orders and/or Pay Applications for Urban Contractors on CDBG Sewer Line Project #18235 CDBG 21. The Vote: Snider – Aye, Jackson – Aye, Dillon – Aye, McClure – Aye, and Tomaszewski – Aye. Motion Carries.

1. Discussion, Possible Amendment, and/or possible action to Approve Resolution #2023-01: Amend Fines and Fees List.

Motion by McClure, seconded by Tomaszewski to Approve Resolution #2023-01: Amend Fines and Fees List. The Vote: Snider – Aye, Jackson – Aye, Dillon – Aye, McClure – Aye, and Tomaszewski – Aye. Motion carries.

1. Discussion, Possible Amendment, and/or possible action to convene into EXECUTIVE SESSION to review Wes Elliott, Pursuant to O.S. Title 25, Sec 307B(1) for the purpose of discussing the employment, hiring, appointment, promotion, demotion, disciplining or resignation of any Individual Salaried Public Officer or Employee, and reconvene into Regular Session to take any action thereof.

Motion by McClure, seconded by Dillon to convene into EXECUTIVE SESSION to review Wes Elliott, Pursuant to O.S. Title 25, Sec 307B(1) for the purpose of discussing the employment, hiring, appointment, promotion, demotion, disciplining or resignation of any Individual Salaried Public Officer or Employee, and reconvene into Regular Session to take any action thereof. The Vote: Snider – Aye, Jackson – Aye, Dillon – Aye, McClure – Aye, and Tomaszewski – Aye. Motion carries.

1. Discussion, Possible Amendment, and/or possible action on the employment, hiring, appointment, promotion, demotion, disciplining or resignation and the review of Wes Elliott.

Motion by Snider, seconded by Dillon to Recommend that Mr. Day Terminate Wes Elliott as of August 16, 2022. The Vote: Snider – Aye, Jackson – Aye, Dillon – Aye, McClure – Aye, and Tomaszewski – Aye. Motion carries.

1. Discussion, Possible Amendment, and/or possible action on Approving the Resignation Release and Settlement Agreement with Wes Elliott.

No Action.

1. Discussion, Possible Amendment, and/or possible action to convene into EXECUTIVE SESSION to review Harvey “Buck” Day, Pursuant to O.S. Title 25, Sec 307B(1) for the purpose of discussing the employment, hiring, appointment, promotion, demotion, disciplining or resignation of any Individual Salaried Public Officer or Employee, and reconvene into Regular Session to take any action thereof.

Motion by McClure, seconded by Dillon to convene into EXECUTIVE SESSION to review Harvey “Buck” Day, Pursuant to O.S. Title 25, Sec 307B(1) for the purpose of discussing the employment, hiring, appointment, promotion, demotion, disciplining or resignation of any Individual Salaried Public Officer or Employee, and reconvene into Regular Session to take any action thereof. The Vote: Snider – Aye, Jackson – Aye, Dillon – Aye, McClure – Aye, and Tomaszewski – Aye. Motion carries.

1. Discussion, Possible Amendment, and/or possible action on the employment, hiring, appointment, promotion, demotion, disciplining or resignation and the review of Harvey “Buck” Day.

Motion by McClure, seconded by Tomaszewski to take No Action at this time on the employment, hiring, appointment, promotion, demotion, disciplining or resignation and the review of Harvey “Buck” Day. The Vote: Snider – Aye, Jackson – Aye, Dillon – Aye, McClure – Aye, and Tomaszewski – Aye. Motion carries.

1. Discussion, Possible Amendment, and/or possible action on the City Attorney’s Contract for FY23.

Motion by McClure, seconded by Dillon to Reject the Resignation Letter of the City Attorney. The Vote: Snider – Aye, Jackson – Aye, Dillon – Aye, McClure – Aye, and Tomaszewski – Aye. Motion carries.

1. Discussion, Possible Amendment, and/or possible action on Budget Amendment #2023-02.

Motion by Snider, seconded by Dillon to Approve the Budget Amendment #2023-02 by adding $206,388.00 to Grants Receivables for the CDBG. The Vote: Snider – Aye, Jackson – Aye, Dillon – Aye, McClure – Aye, and Tomaszewski – Aye. Motion carries.

**New Business**: Any matter not known about or which could not have been reasonably foreseen prior to the time of posting the agenda.

**City Reports**

1. Planning Commission – Roger White gave a report.
2. Parks & Cemetery – Nick Morales gave a report.
3. Lake – Nick Morales gave a report.
4. Police Report – Billy Culhane gave a report.
5. Fire Report – Josh Jenkins gave a report.
6. City Manager – No report.

**Comments and Inquiries by Governing Body Members**

Dillon wanted to let us know that the alley between City Hall and the Police Department needs to be cleaned up beside the old Automotive Shop. He would also like Code Enforcement to know about the 800 block of N. 8th, 2nd house on the right.

1. **Adjournment**.

Motion was made by Snider, seconded by Dillon to Adjourn the meeting at 7:42 pm. The Vote: Snider – Aye, Jackson – Aye, Dillon – Aye, McClure – Aye, and Tomaszewski – Aye. Motion carries.

ATTEST: APPROVED:

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Cynthia Wayman, City Clerk Stan Jackson, Mayor