

MINUTES

TAHLEQUAH CITY COUNCIL - SPECIAL MEETING

Date/Time of
City Council Meeting: Monday, March 22, 2021 at 5:30 p.m.
Place of Meeting: The meeting was held by Videoconference and/or
Teleconference. *See 25 O.S. §307.1(C).*

1. MEETING CONVENED

Meeting **called to order** by Mayor Catron at 5:31p.m.

City Clerk DeAnna Hammons Called the **Roll call as follows:**

2. Roll call.

Present:

Councilor Ward I	Bree Long
Councilor Ward II	Dower Combs
Councilor Ward IV	Trae Ratliff
Councilor Ward III	Stephen Highers

Others Present:

Mayor Sue Catron, City Attorney Grant Lloyd, City Clerk DeAnna Hammons, City Administrator Alan Chapman, City Treasurer Marty Hainzinger

Absent: none

3. Public Notice: A Public notice of meeting was provided at 4:14 p.m. March 4, 2021

4. PUBLIC INSTRUCTIONS:

Videoconference and/or Teleconference Access Instructions for Public Attendance at the Meeting: the Public may remotely attend this meeting by joining the Zoom meeting via the web or the Zoom app (www.zoom.us) **Access Code: 814 4536 2592 Password: 092068** Materials presented electronically to Councilors that attend remotely will be made available to those Councilors via the Zoom meeting platform and/or or another digital platform. If you wish to receive a copy of any materials that are presented to the City Council via Zoom or otherwise, please submit your request to cityclerk@cityoftahlequah.com.

Videoconference and/or Teleconference Notice: This meeting will include communication by City Staff to the City Council, and those communications may be by auditory communication or by visual and auditory communication. Communication by and between the City Council and/or members of the Public may be limited to auditory only communication.

The Public may ask questions during the discussion of each agenda item by typing the word “question” along with his or her name in the chat bar and waiting to be called on. If communicating via the Zoom Videoconference and/or Teleconference, the Mayor will call upon you to unmute yourself so that you may speak. Only questions spoken out loud are allowed to be responded to. Please do not type out your questions in the chat bar.

Should there be any technical difficulties during the meeting please refer to the City of Tahlequah website and/or City of Tahlequah Facebook page as the City will address any issues and/or provide further instructions.

5. PUBLIC COMMENTS

-Councilor Bree Long provided an update on Covid-19 number and our community and general information.

-Marcus Buchanan provided information regarding three county programs directed at reducing sigma and helping those in need find treatment for substance abuse.

6. No action was taken related to **Covid-19 Pandemic** and/or determination and separate vote on question of emergency as may be necessary pursuant to Tahlequah City Charter Section 48 and 11 O.S. §14-103.

7. Councilor Combs made a motion and Councilor Highers seconded to acknowledge receipt of the **February 2021 financial statements**.

Vote: Ayes: Combs, Ratliff, Highers, Long Nays: none Motion carried.

- Mayor Catron moved agenda item # 19 to be heard before agenda # 8
- Discussion and update regarding a **new Codification System** with General Code.

8. Councilor Long made a motion and Councilor Ratliff seconded to approve **purchase a Case 580N Loader Backhoe** for the Cemetery Department in the amount of \$101,799.81, using State Contract #SW192, as budgeted.

Vote: Ayes: Ratliff, Highers, Long, Combs Nays: none Motion carried.

9. Councilor Ratliff made a motion and Councilor Combs seconded to send a **letter to the FAA requesting Certificate of Authorization for the Tahlequah Police Department**.

Vote: Ayes: Highers, Long, Combs, Ratliff Nays: none Motion carried.

10. Councilor Combs made a motion and Councilor Ratliff seconded to **award lowest bid for mowing services** (Bid #2021-01) received from **Springwater Lawn Care**,

LLC in the aggregate amount of \$2,199 per cut at the listed locations for Parks Department.

Vote: Ayes: Long, Combs, Ratliff, Highers Nays: none Motion carried.

11. Councilor Ratliff made a motion and Councilor Combs seconded to **approve a temporary easement from Reasor's LLC for the construction of drainage improvements** on the north side of Rayne St for Project 5009, MMR1, Contract No. 17983 CDBG 20.

Vote: Ayes: Combs, Ratliff, Highers, Long Nays: none Motion carried.

12. Councilor Highers made a motion and Councilor Combs seconded to **accept the lowest bid** received from CEI in the amount of \$118,000.00 for Project **5007, West Choctaw Sidewalks** and award contract. The project will be funded through the Streets and Sidewalks Fund.

Vote: Ayes: Ratliff, Highers, Long, Combs Nays: none Motion carried.

13. Councilor Ratliff made a motion and Councilor Long seconded to **accept the highest bid** from Delfino Andrade in the amount of \$78,077.00 for the disposal of city owned real property located at **1200 Jay Lane**, more particularly described as follows:

Lot 1 Block 1 in Woodland Addition, A subdivision of the North 10.0 acres of the East 25.62 acres of Lot 4, Section 3, Township 16 North, Range 22 East, according to the recorded plat there of; Also described as Lot 1 Block 1 of Woodland Addition, a subdivision of the North 10.0 acres of the East 25.62 acres of Lot 4, Section 3, Township 16 North, Range 22 East, according to the recorded amended plat thereof.

Vote: Ayes: Highers, Long, Combs, Ratliff Nays: none Motion carried.

14. Councilor Combs made a motion and Councilor Long seconded to **accept the highest bid from John Rogers** in the amount of \$9,600.00 for the disposal of city owned real property located at **208 W. Arden Street**, more particularly described as follows:

A tract of land in the N2 of the SW4 of the NE4 of the NW4 of Section 28, Township 17 North, Range 22 East, more particularly described as follow, to-wit: Beginning at a point 5.0 feet North and 155 feet West of the Southeast Corner of the N2 of SW4 of NE4 of NW4 of said Section 28; Thence North 140.0 feet; Thence West a distance of 75.0 feet; Thence South 140.0; Thence East 75.0 feet to the point of beginning, according to the United States Survey thereof, Cherokee County, State of Oklahoma.

Vote: Ayes: Long, Combs, Ratliff, Highers Nays: none Motion carried.

15. Councilor Combs made a motion and Councilor Ratliff seconded to approve **Ordinance No. 1316-2021, rezoning** property located at **2175 W. Choctaw Ave** from General Commercial District (C-2) to Restricted Light Industrial District (I-1) for Marijuana Producing, more particularly described as follows:

A Tract of land in the SW/4 of NE/4 of SW/4 of Section 30, Township 17 North, Range 22 East, more particularly described as follows, to wit: Beginning at a Point 53.4 feet West of the SE corner of said SW/4 NE/4 SW/4; thence North 470.00 feet more or less to the South boundary of State Highway 51; thence West along the South boundary of said Highway 51 to a point 401.6 feet East of the West boundary of said SW/4 NE/4 SW/4; thence South 435.00 feet more or less to a Point 400.00 feet East of the SW corner of said SW/4 NE/4 SW/4; thence East 207.2 feet more or less to the Point of Beginning.

Vote: Ayes: Combs, Ratliff, Highers, Long Nays: none Motion carried.

16. Councilor Ratliff made a motion and Councilor Combs seconded to approve **Ordinance No. 1317-2021, rezoning** property located at **1060 N. Heritage Lane** from Single Family Residential District (R-1) to Open Display Commercial District (C-3) for mini-storage, more particularly described as follows:

A portion of Lot 1, Block 1, Spartan Addition, a subdivision situated in the NW/4 of Section 27, T-17-N, R-22-E of the Indian Base and Meridian, Cherokee County, State of Oklahoma, according to the U.S. Government Survey thereof, being more particularly described as follows, to-wit: Beginning at the Northeast corner of said Lot 1, Spartan Addition, thence S 02°01'47"E and along the East line of said Lot 1 a distance of 190.00 feet to the Southeast corner of said Lot 1, thence S 88°06'38"W and along the South line of said Lot 1 a distance of 330.00 feet, thence N 02°01'47"W and along the East line of the NE/4 SW/4 NW/4 a distance of 190.00 feet to the North line of said Lot 1, thence N 88°06'40"E along the North line of said Lot 1 a distance of 330.00 feet to the point of beginning;

And;

A tract of land lying in and being a part of the W/2 of the NW/4 of the SE/4 of the NW/4 of Section 27, T-17-N, R-22-E of Indian Base and Meridian, Cherokee County, State of Oklahoma, according to the U.S. Government Survey thereof, being more particularly described as follows, to wit: Beginning at the Southeast corner of Lot 1, Block 1 Spartan Addition, thence S 02°01'47"E and along the East line of the W/2 NW/4 SE/4 NW/4 a distance of 140.00 feet, thence S 88°06'34"W a distance of 330.00, thence N 02°01'47"W and along the East line of the NE/4 SW/4 NW/4 a distance of 140.00 feet to a point on the South line of said Lot 1 Spartan Addition, thence N 88°06'38"E and along the South line of said Lot 1 Spartan Addition a distance of 330.00 feet to the Point of Beginning.

Vote: Ayes: Ratliff, Highers, Long, Combs Nays: none Motion carried.

17. Councilor Ratliff made a motion and Councilor Long seconded to approve **Ordinance No. 1319-2021 self-annexation of Anthis Brennan Sports Complex** by the City of Tahlequah, more particularly described as follows:

The East 40.00 feet of the South 1894.00 feet of the SE/4 of Section 19, Township 17 Range 22 East, Cherokee County, State of Oklahoma;

And;

The West 1340.00 feet of the South 1894.00 feet of the SW/4 of Section 20, Township 17 North, Range 22 East, Cherokee County, State of Oklahoma

Vote: Ayes: Highers, Long, Combs, Ratliff Nays: none Motion carried.

18. Discussion item only regarding **Ordinance No. 1320-2021**, an ordinance amending ordinances relating to and/or **establishing fees and/or fines** for Alcoholic Beverage, Animals, Court, Parks, Recreation, and Cultural Affairs, Planning, Zoning, and Development, Public Safety, Street and Public Works, Stormwater Management, Transportation, and other miscellaneous fees and/or fines and establishing a City Schedule of Regular Fees that can be modified by Resolution of the City Council.

19. Mayor Catron moved agenda item to be heard before agenda item # 8.

20. **Councilor Combs made a motion and Councilor Long seconded to exit Regular Session and enter into Executive Session at 6:30 p.m.**

Vote: Ayes: Long, Combs, Ratliff, Highers Nays: none Motion carried.

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- ❖ Discussion to terminate a Laborer in the Parks and Recreation Department, as provided in O. S. 25 §307 (B) (1).
 - ❖ Discussion pertaining to the 2021-2022 contract with IAFF Local 4099, as provided in 25 O.S. §307 (B) (2).
 - ❖ Discussion pertaining to the 2021-2022 contract with FOP Lodge 201, as provided in 25 O.S. §307 (B) (2).
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21. Councilor Combs made a motion and Councilor Long seconded to reconvene Regular Session at 7:44 p.m.

Vote: Ayes: Combs, Ratliff, Highers, Long Nays: none Motion carried.

22. Councilor Long made a motion and Councilor Combs seconded to **terminate Guillermo Amador, a Laborer in the Parks and Recreation Department.**

Vote: Ayes: Ratliff, Highers, Long, Combs Nays: none Motion carried.

23. No action was taken pertaining to the **2021-2022 contract with IAFF** Local 4099.

24. No action was taken pertaining to the **2021-2022 contract with FOP** Lodge 201.

25. **Councilor Highers made a motion and Councilor Long seconded to adjourn at 7:47 p.m.**

Vote: Ayes: Highers, Long, Combs, Ratliff Nays: none Motion carried.