

AGENDA

TAHLEQUAH CITY COUNCIL - REGULAR MEETING

Date/Time of City Council Meeting: Tuesday, July 5, 2022 at 5:30pm
Place of Meeting: The meeting will be held at 111 Cherokee Ave. Tahlequah, OK 74464 (voting members of the public body will be present in person) and by videoconference and/or teleconference.

All voting members of the public body will attend the meeting in person, any member of the public, nonvoting elected officials, and/or City staff may attend the meeting in person with appropriate distancing or remotely by Zoom videoconference and/or teleconference. Instructions for remote attendance are provided below.

Join “Zoom” Meeting
Meeting ID: 884 2463 5773
Passcode: 4560651

1. MEETING CONVENED

Meeting called to order

Roll call

Invocation – Reverend Shana Dry, United Methodist Church, Tahlequah

Flag Salute

Public Notice: A Public Notice of meeting was provided November 15, 2021 at 2:36pm to the Secretary of State of Oklahoma and additional notice was provided at June 27, 2022 at 2:38pm.

2. PUBLIC INSTRUCTIONS:

Videoconference and/or teleconference access instructions for public attendance at the Meeting: the public, nonvoting elected officials, and City staff may remotely attend this meeting by joining the Zoom meeting via the web or the Zoom app (www.zoom.us) **Access Code 884 2463 5773 Password 4560651**. If you wish to receive a copy of any materials that are presented to the City Council, please submit your request to cityclerk@cityoftahlequah.com.

Videoconference and/or Teleconference Notice: This meeting may include communication by members of the public, nonvoting elected officials, and/or City staff to the City Council, and those communications may be by auditory communication or by visual and auditory communication.

Those attending via the Zoom videoconference 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.

3. PUBLIC COMMENTS

Comments will be accepted from the general public concerning topics that are not included in the meeting’s agenda. Individuals will be limited to 3 minutes of speaking time and the cumulative total of all comments

from the public shall not exceed 15 minutes. Preference will be given to Tahlequah residents. In compliance with the Oklahoma Open Meeting Act, no action or discussion is permitted by the City Council on any issue or topic raised by a speaker during this public comment period.

If you wish to comment type the word “Comment” along with your name in the chat bar and wait to be called on.

4. CONSENT AGENDA

These items are placed on the **Consent** Agenda so that members of the City Council, by unanimous consent, can designate routine items to be approved by one motion. Any item proposed on the Consent Agenda not meeting with the approval of all Council members will be removed and heard in Regular Session.

- a) To approve the minutes of the June 1, 2022 and June 21, 2022 City Council meetings. **(pgs. 1-6)**
- b) To approve the monthly check register for June 2022. **(pgs.7-13)**
- c) To acknowledge receipt of financial statement for April 2022. **(pg.14)** *see City’s website “NEWS & ANNOUNCEMENTS” page for full document*
- d) To approve amendment of the 2021-2022 Hotel/Motel Fund Budget recognizing increased revenue and related expenses in the amount of \$36,000.00. **(pgs.15-17)**
- e) To accept the resignation of Michael Dew, Laborer in the Parks and Recreation Department, effective June 10, 2022. **(pg.18)**
- f) To accept the resignation of Carla Keele, Deputy Municipal Court Clerk, in the Municipal Court, effective July 1, 2022. **(pg.18)**
- g) To accept the resignation of Katherine Kavanagh, Lifeguard in the Parks and Recreation Department, effective June 20, 2022. **(pg.18)**
- h) To accept the resignation of Justin Fort, Labor/Operator in the Street Department, effective June 14, 2022. **(pg.18)**
- i) To accept the promotion of Edgar Alcantara from Volunteer Firefighter to Firefighter, salary per the Collective Bargaining Agreement, in the Fire Department. **(pg.18)**
- j) To accept the promotion of Jeremy Dry from Volunteer Firefighter to Firefighter, salary per the Collective Bargaining Agreement, in the Fire Department. **(pg.18)**
- k) To accept the promotion of Eric Lamons from Mechanic to Foreman, at \$41,500.00 annually, in the Solid Waste Department, effective July 1, 2022. **(pg.18)**
- l) To accept the promotion of Rick Dye from Driver to Plant Manager, at \$39,000.00 in the Solid Waste Department, effective July 1, 2022. **(pg.18)**
- m) To accept the promotion of Larry Dallis from Driver to Collector Leader, no change in pay, in the Solid Waste Department, effective July 1, 2022. **(pg.18)**
- n) To hire Eric Burns, Ally Smith, and Shyann Fishinghawk as Lifeguards in the Parks and Recreation Department at \$12.00 per hour. **(pg.18)**
- o) Authorize Mayor to accept an easement for future trail development located on the South 20’ of the NE ¼ NE ¼ NE ¼ of Section 28, Township 17 North, Range 22 East, Cherokee County, Oklahoma. **(pgs.19-20)**
- p) Accept donation of property located on the southeast corner of the intersection of N. Jones Rd. and York St.
A parcel of property in Lot 1, Block 15, Original Townsite, City of Tahlequah, Cherokee County Oklahoma. More particularly described as follows: beginning at the Northwest corner of said Lot 1, thence S 0°11’ E 78’, then N 89°55’ E 72’, thence N32°28’ W 84.4’ to the North boundary of said Lot 1, thence S 89° 55’ W 40’ to the point of beginning all in Lot 1, Bock 15, Original Townsite, City of Tahlequah, Cherokee County, Oklahoma. **(pgs.21-22)**
- q) To approve Lease of 2023 Chevy Silverado 1500 for Emergency Management through Enterprise Fleet Management per Quote No: 6433286 **(pgs.23-29)**

- r) To approve a Lease Agreement with MC Nutrition related to the Senior Citizens Building located at 230 E. 1st Street, Tahlequah, OK 74464 **(pgs.30-32)**
- s) To acknowledge TPWA's renewal of lease dated December 10, 1970 for an additional fifty (50) years per Article XII of said lease. **(pgs.33-44)**
- t) To approve the agreement with the Oklahoma State Fire Marshall related to jurisdiction and permitting. **(pgs.45-49)**
- u) To approve the renewal of the Contract for Service for location City Bypass Highways 51, 62, 82 collectively known as Bertha Parker Bypass and location Tahlequah Recycle Drop Off, 1851 N. Douglas Boulevard Tahlequah, OK 74464 for Fiscal Year 2022-2023 with the Oklahoma Production Center. **(pgs.50-53)**
- v) To approve the Code Pal renewal Agreement 2022/2023. **(54-57)**
- w) To approve the extension of all leave time accrued through June 30, 2022 for Financial Support, extended from June 30, 2022 to September 30, 2022. **(pg.58)**

5. ANNOUNCEMENTS, PRESENTATIONS AND REPORTS

Recognition of Years of Service for **July** Employees:

- Robert Jones, 15 years-Tahlequah Police Dept.
- Justin Leatherwood, 5 years-Tahlequah Police Dept.

Recognition of the City of Tahlequah's **Employee of the Month** for **July 2022** Presented by Director of Human Resources M'Lynn Pape

Report from Library

Report from Chamber of Commerce

Report from Tour Tahlequah

Report from the Tahlequah Main Street Association

REGULAR SESSION

- 6. Discussion and possible action on items removed from the **consent** agenda.
- 7. Discussion: Ordinance No. 1344-2022, an ordinance amending section 10-420 and all subsections thereto, including the repeal of one subsection, in Chapter 4, Offenses Against the Health, Welfare and Morals, of Part 10, Offenses and Crimes, of The Code of Ordinances of the City of Tahlequah, Oklahoma. **Mayor Sue Catron (pgs.59-63)**
- 8. Discussion: Ordinance No. 1345-2022, an Ordinance closing and/or vacating a portion or all of the alley located in Block 21 of the Original Townsite of the City of Tahlequah, Cherokee County, Oklahoma. Block 21 is bounded by Pendleton Street to the north, Smith Street to the south, Seminary Avenue to the east, and Dale Avenue to the west. **Planning Director Taylor Tannehill (pgs.64-67)**
- 9. Discussion: Ordinance No. 1341-2022, an ordinance changing the zoning from Local Commercial District (C-1) to General Commercial District (C-2) for welding supply store located at 200 W. Choctaw Street, more particularly described as follows:
 - Lots 5 and 6 and the East 17' feet of Lot 7, Block 81, Original Townsite, City of Tahlequah, Cherokee County, Oklahoma. **Planning Director Taylor Tannehill (pgs.68-74)**

10. Discussion: Ordinance No. 1329-2021, an ordinance amending Part 12, Planning, Zoning, and Development; Chapter 1 - Boards and Commissions, Chapter 2 – Zoning, General and District Provisions, Chapter 3 – Zoning, Additional Regulations, Chapter 6 Factory Built Structures and Travel Trailer Regulations, Chapter 9 – Historic Preservation Zoning, Chapter 9 - Sign Regulations, Chapter 11 – Cell and Wireless Communications Towers and Antennas, Chapter 13 – Sexually Oriented Business, Chapter 14 – Commercial Landscaping Regulations of the Code of Ordinances of the City of Tahlequah and the official zoning map.

Planning Director Taylor Tannehill (pgs.75-90) *see City's website "ZONING CODE DRAFT" page for full document*

11. Discussion and possible action to adopt, adopt with modification, or deny the 2021 City of Tahlequah and Cherokee County Hazard Mitigation Plan Update and approve, approve with modifications, or deny Resolution No. 07-05-2022. **Emergency Management Director Mike Underwood (pgs. 91-94) *see City's website "NEWS & ANNOUNCEMENTS" page for full document***

12. **Adjourn.**