

AGENDA

TAHLEQUAH CITY COUNCIL - REGULAR MEETING

Date/Time of City Council Meeting: Monday, February 6, 2023 at 5:30 p.m.

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).

Official action can only be taken on items which appear on the agenda. The City Council may adopt, approve, ratify, deny, defer, recommend, amend, strike, or continue any agenda item. When the City Council desires more information on an item, the City Council may refer the matter to City staff or to a committee for further consideration. Under certain circumstances, items may be deferred to a specific date or stricken from the agenda entirely.

Join "Zoom" Meeting
Meeting ID: 816 7895 0349
Passcode: 4560651

1. MEETING CONVENED

Meeting called to order

Roll call

Invocation - To be announced

Flag Salute

Public Notice: A Public Notice of meeting was provided December 6, 2022 at 4:45 p.m. to the Secretary of State of Oklahoma and additional notice was provided February 2, 2023 at 12:31 p.m. at 111 Cherokee Ave. Tahlequah, OK 74464.

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: 816 7895 0349 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@tahlequah.gov.

Videoconference and/or teleconference notice: 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 from the Council Meetings on January 3, 2023.
- b) To acknowledge receipt of the November Check Register.
- c) To acknowledge receipt of the November Financial Statement.
- d) To acknowledge receipt of the December Purchasing Card statement.
- e) To acknowledge receipt of the December Check Register.
- f) To acknowledge receipt of the December Investment Schedule.
- g) To acknowledge receipt of the January Check Register.
- h) To approve a budget amendment of \$100,000 to cover Tru by Hilton rebates through June 30, 2023.
- i) To authorize the Mayor to execute and accept the Private Access Easement dated October 12, 2022 from Grantor Peggy W. Eaton.
- j) To authorize the Mayor to execute an affirmation of right to use agreement with Lake Region Cooperative, Inc. and Lake Region Technology and Communications, LLC to utilize an existing street, drainage, and utility easement for electrical distribution telecommunications distribution Recorded in Book 665 at Page 959 of the County Records of Cherokee County, Oklahoma.
- k) To authorize the Mayor to execute an agreement between the Oklahoma Department of Transportation and the City of Tahlequah to remove 1.06 mile segment of SH-82 from the State Highway System and transfer the segment to the City's Jurisdiction.
- l) To authorize the Mayor to execute a maintenance agreement between the Oklahoma Department of Transportation and the City of Tahlequah for the installation of highway illumination along SH-82, Project Number STP-211C(085)PM, Job Piece No. 27101(04).
- m) To accept the resignation from Madeline Keys, Chance Johnson, Trace Russell, and Jack McKee, Lifeguards in the Parks and Recreation Department, effective January 19, 2023.
- n) To accept the resignation from Jacie Yell, Sr. Head Lifeguard in the Parks and Recreation Department, effective January 19, 2023.

- o) To accept the resignations from Sean Downey, Jacob Brown, and Christian Self, PT Laborer (552) in the Parks and Recreation Department effective January 19, 2023.
- p) To hire Cole Duvall, Ryan Kirk, Daniel Sosa, Hailey Parris, Tyger Jimerson, and Joe Enlow III as Lifeguards in the Parks and Recreation Department at \$12.00 per hour effective May 1, 2023.
- q) To promote Claire Settle, Head Lifeguard in the Parks and Recreation Department to Sr. Head Lifeguard at \$15.00 per hour effective May 1, 2023.
- r) To promote Martin Falcon and Dorothy Swearingen, Lifeguards in the Parks and Recreation Department to Head Lifeguards at \$13.00 per hour effective May 1, 2023.
- s) To promote Robert Sturm, Labor/Operator in the Street Department to Foreman at \$40,068.78 annually, effective February 6, 2023.
- t) To hire Dalton Tolliver and Jeffrey Titus, Labor/Operators in the Street Department at \$30,148.00 annually, effective February 6, 2023.
- u) To hire Conner Ashlock, Driver in the Solid Waste Department at \$32,500 annually, effective February 6, 2023.
- v) To hire 4 Patrolman and 1 Dispatcher in the Police Department between February 6, 2023 and June 30, 2023 in anticipation of Patrolman leaving and retiring.

5. ANNOUNCEMENTS, PRESENTATIONS AND REPORTS

Recognition of Years of Service for **February** employees: **NONE**
 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. Presentation from the Illinois River Watershed Partnership on “Water Quality Challenges and Opportunities on the Illinois River Watershed”. **Storm Water Manager Mo Bassime/Leif Kindberg, Illinois River Watershed Partnership**
- 8. Discussion and possible action to approve, approve with modification, or deny “Que for a Cause” the use of Anthis-Brennan on August 4th and 5th, 2023 for a BBQ Contest. **Parks & Recreation Superintendent Brian Speake/Kent Davis “Que for a Cause”**
- 9. Discussion only on **Ordinance No. 1348-2023**, An Ordinance of The City of Tahlequah, Oklahoma, Amending Part 15, Traffic And Vehicles, By Adding Chapter 15, Electric Motorized Scooters; Section 15-1501, Definitions; Section 15-1502, Operation of Electric Motorized Scooters; Section 11-203, Parking of Electric Motorized Scooters; Section 15-1504, Safety Regulations; Section 15-1505, Operators Permit Required; Section 15-1506, Application for Operators Permit; Section 15-1507, Denial of Permit; Section 15-1508, Suspension of Permit; Section 15-1509, Appeals; Section 15-1510, Scooter-Share Program; Section 15-1511, Identification of Shared Scooters; Section 15-1512, Insurance Requirements; Section 15-1513, Data Sharing; Providing for Codification, Severability,

Repealer, and Setting an Effective Date. **Planning & Development Director Taylor Tannehill/City Attorney John Tyler Hammons**

10. Discussion only on Ordinance No. 1349-2023, An Ordinance of The City of Tahlequah, Oklahoma, Amending Part 11, Parks, Recreation and Cultural Affairs; By adding Chapter 2, Special Events; by adding Section 11-201, Definition; by adding Section 11-202; Permit Required; by adding Section 11-203; Form of Application; by adding Section 11-204, Criteria for Permit; by adding Section 11-205, Bond Required; by adding Section 11-206, Decision; by adding Section 11-207, Alternatives; by adding Section 11-208, Appeals; by amending Part 14, Streets and Public Works; Chapter 2, Use and Obstruction of Streets and Sidewalks; Section 14-206, Unlawful to Obstruct Sidewalks, Streets with Merchandise; Section 14-207, Unlawful to Obstruct Unduly Sidewalks and Streets; Section 14-209, Unlawful to Congregate on Streets, Sidewalks; Providing for Codification, Severability, Repealer, and Setting an Effective Date. **Planning & Development Director Taylor Tannehill/City Attorney John Tyler Hammons**

11. Discussion and possible action to approve, approve with modification, or deny a waiver of the Purchasing Policy competitive bidding requirements and accept the lowest quote for electrical work from Quintergy, in the amount of \$54,115.68, for work at the Police Department to accommodate the housing of Cherokee County 911. **Chief of Police Nate King**

12. Discussion and possible action to approve, approve with modification, or deny a budget amendment for the American Rescue Fund to appropriate \$70,000 for the remodel of the Tahlequah Police Department to accommodate the housing of Cherokee County 911. **City Treasurer Marty Hainzinger/City Administrator Alan Chapman**

13. **PROPOSED EXECUTIVE SESSION-Motion to exit Regular Session and enter into Executive Session.**

- ❖ Discussion related to the possible purchase and/or appraisal of real property located at or around T16N R22E S04 (2.37 acres M/L), Tahlequah, OK 74464, as provided by 25 O.S. 307 (B) (3).
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14. Reconvene into Regular Session

15. Discussion related to the possible purchase and/or appraisal of real property located at or around T16N R22E S04 (2.37 acres M/L), Tahlequah, OK 74464.

16. Discussion of possible mid-month meeting.

17. Adjournment.

Wagshaw 2/2/2023
12:45 pm

