

Minutes of the Atoka City Council Meeting of **March 6, 2023**, 6:00 p.m., Atoka City Hall, 353 East A Street, Atoka, Oklahoma. Original Agenda Posted **March 3, 2023**, at 4:00 p.m., Atoka City Hall, 353 East A Street, Atoka, Oklahoma.

I. Convene Meeting

- A. Meeting Called to Order- 6:00 PM
- B. Welcome- Mayor Brian Cathey
- C. Pledge of Allegiance- Council Member Diane McGee
- D. Invocation- Council Member Coby Sherrill
- E. Roll Call- Council Member Coby Sherrill, Council Member Erica Pogue, Council Member Pat Turner, Council Member Diane McGee, Mayor Brian Cathey
- F. Public Recognition- Miranda Donihoo, Carol Ervin, Cindy Wallis

II. Public Comments - (limited to 3 minutes per speaker)

III. Business Agenda

- A. Public Hearing
- B. Agenda Items

1. Discussion and/or action regarding approving or rejecting the minutes of the meeting of February 21, 2023 (Attachment #1)

A motion was made by Council Member McGee and seconded by Council Member Pogue to approve the minutes of the meeting of February 21, 2023 . Voting aye, Pogue, Turner, McGee, Sherrill, and Mayor Cathey. Voting nay, none. Motion carried.

2. Discussion and/or action regarding accepting or rejecting the City Manager's Report (Attachment #2).

Mayor Cathey stated that the City Manager, Danny Delay, is feeling under the weather and is not in attendance and adds a statement of well wishes to the City Manager and his quick recovery.

A motion was made by Council Member McGee and seconded by Council Member Pogue to approve the City Manager's Report. Voting aye, Turner, McGee, Sherrill, Pogue, and Mayor Cathey. Voting nay, none. Motion carried.

3. Discussion and/or action on approving or rejecting the blanket purchase orders for the City of Atoka. (Attachment #3)

A motion was made by Council Member Pogue and seconded by Council Member McGee to approve the payment of the blanket purchase orders for the City of Atoka. Voting aye, McGee, Sherrill, Pogue, Turner, and Mayor Cathey. Voting nay, none. Motion carried.

4. Discussion and/or action regarding approving of or rejecting the Task Order No. 3 Professional Service Agreement with Delta Airport Consultants pertaining to the Rehabilitate AWOS Project

in the amount of \$55,000. (Attachment #4)

Mayor Cathey explained that he and Mr. Delay have discussed this item presented by the current airport consultant and recommended that this item be tabled until further discussion takes place.

A motion was made by Council Member Pogue and seconded by Council Member McGee to table this item. Voting aye, Sherrill, Pogue, Turner, McGee, and Mayor Cathey. Voting nay, none. Motion carried.

5. Discussion and/or action regarding approving or denying the City Mayor to sign and execute the Oklahoma Aeronautics Commission (OAC) Drawdown No. 4 for the Atoka Municipal Site Selection Planning Study Project (AQR-22-S) in the amount of \$11,495.00. (Attachment #5)

Mayor Cathey explained that this is similar to past Council items, as this is a drawdown request from OAC.

A motion was made by Council Member Pogue and seconded by Council Member McGee to approve the City Mayor to sign and execute the Oklahoma Aeronautics Commission (OAC) Drawdown No. 4 for the Atoka Municipal Site Selection Planning Study Project (AQR-22-S) in the amount of \$11,495.00. Voting aye, Pogue, Turner, McGee, Sherrill, and Mayor Cathey. Voting nay, none. Motion carried.

6. Discussion and/or action regarding payment of Invoice No. 19966-4 in the amount of \$12,100.00 to Lochner for the Atoka Municipal Airport Site Selection Planning Study as part of the Oklahoma Aeronautics Commission (OAC) Grant No. AQR-22S contingent on the approval and remittance of funds payable to the City of Atoka in the amount of \$11,495.00 from Oklahoma Aeronautics Commission Drawdown Request No. 4. (Attachment #6)

A motion was made by Council Member Pogue and seconded by Council Member McGee to approve the payment of Invoice No. 19966-4 in the amount of \$12,100.00 to Lochner for the Atoka Municipal Airport Site Selection Planning Study as part of the Oklahoma Aeronautics Commission (OAC) Grant No. AQR-22S contingent on the approval and remittance of funds payable to the City of Atoka in the amount of \$11,495.00 from Oklahoma Aeronautics Commission Drawdown Request No. 4. Voting aye, Turner, McGee, Sherrill, Pogue, and Mayor Cathey. Voting nay, none. Motion carried.

7. Discussion and/or action regarding adopting or rejecting Resolution No. 2023-08; whereas it is in the best interest of the City of Atoka to execute that certain Project Application for the Municipal Road Drilling Activity Fund with the Oklahoma Department of Transportation. (Attachment #7)

Mayor Cathey explained that the Council previously gave approval for the City Manager to apply for a grant to resurface Court Street to Highway 3.

A motion was made by Council Member McGee and seconded by Council Member Pogue to adopt Resolution No. 2023-08; whereas it is in the best interest of the City of Atoka to execute that certain Project Application for the Municipal Road Drilling Activity Fund with the Oklahoma Department of Transportation. Voting aye, McGee, Sherrill, Pogue, Turner, and Mayor Cathey.

Voting nay, none. Motion carried.

After the motion, Ms. McGee asked about item number 6 amount differences. Mayor Cathey explained that the City is requesting \$11,495.00 from OAC, and the City will then pay \$12,100.00 to Lochner once we receive the 95% of payment.

8. Discussion and/or action regarding approving or rejecting the Project Agreement by and between the City of Atoka and Oklahoma Transportation for the Construction of Municipal Roads Drilling Activities Fund Project; Project No. SAP-203D(079) LG J/P No. 36473 (04) (Attachment #8)

A motion was made by Council Member and seconded by Council Member to approve the Project Agreement by and between the City of Atoka and Oklahoma Transportation for the Construction of Municipal Roads Drilling Activities Fund Project; Project No. SAP-203D(079) LG J/P No. 36473 (04) . Voting aye, Sherrill, Pogue, Turner, McGee, and Mayor Cathey. Voting nay, none. Motion carried.

9. Discussion and/or action regarding approving or rejecting the Request for Change Order provided by Miller-Tippens Construction (MTC); COR# 1033-002 for Downtown Atoka Oklahoma Development-Block 25 (Attachment #9)

Mayor Cathey stated that he is requesting items 9 and 10 be tables after a conversation with the City Manager noting that neither have heard from Miller-Tippens Construction for clarification and/or verification.

A motion was made by Council Member Pogue and seconded by Council Member McGee to table this item. Voting aye, Pogue, Turner, McGee, Sherrill, and Mayor Cathey. Voting nay, none. Motion carried.

10. Discussion and/or action regarding approving or rejecting the Request for Change Order provided by Miller-Tippens Construction (MTC); COR# 1013-05 for Downtown Atoka Oklahoma Development-Block 26 (Attachment #10)

Mayor Cathey stated that, as the item before, there are many moving parts and he is requesting this item be tabled as well.

A motion was made by Council Member McGee and seconded by Council Member Pogue to table this item. Voting aye, Turner, McGee, Sherrill, Pogue, and Mayor Cathey. Voting nay, none. Motion carried.

11. Discussion and/or action regarding the payment of Invoice No. 2101 to Mid-Plains Construction Inc. in the amount of \$8,280.00 for the Downtown Public Restroom Facilities Project. (Attachment #11)

Council Member Pogue asked if this was for the Public Restrooms downtown which she was answered with a yes from other council members.

A motion was made by Council Member Pogue and seconded by Council Member McGee to

approve of the payment of Invoice No. 2101 to Mid-Plains Construction Inc. in the amount of \$8,280.00 for the Downtown Public Restroom Facilities Project. Voting aye, McGee, Sherrill, Pogue, Turner, and Mayor Cathey. Voting nay, none. Motion carried.

12. Discussion and/or action regarding approving or rejecting the purchase of nine fire hydrants from Utility Supply Company in the amount of \$22,881.60; using REAP Grant Funds. (Attachment #12)

Mayor Cathey explained that this is a portion of the REAP grant and asked the City Clerk if this is the last item for this grant. The City Clerk stated that this is the last of the fire hydrants, but not the remainder of the grant funds.

A motion was made by Council Member McGee and seconded by Council Member Pogue to approve of the purchase of nine fire hydrants from Utility Supply Company in the amount of \$22,881.60; using REAP Grant Funds. Voting aye, Sherrill, Pogue, Turner, McGee, and Mayor Cathey. Voting nay, none. Motion carried.

13. Discussion and/or action regarding approving or rejecting the Mayor of the City of Atoka to enter into an agreement with The City of Oklahoma City and the Oklahoma City Water Utilities Trust titled Agreement AC-23-0002-MA on behalf of the City of Atoka. (Attachment #13)

City Attorney, Johnny Sandmann, requested this item be tabled until the March 20, 2023 meeting for his review of the agreement.

A motion was made by Council Member McGee and seconded by Council Member Pogue to table this item until March 20, 2023. Voting aye, Pogue, Turner, McGee, Sherrill, and Mayor Cathey. Voting nay, none. Motion carried.

14. Discussion and/or action on setting a date for Spring Cleanup- City Manager

Council discussion took place regarding Spring Cleanup Week. The council reviewed the notice put out for 2022 and discussed items that cannot be picked up. Ms. McGee stated that she is working with the Choctaw Nation in regards to an electronic drop off day in the future. Ms. Pogue asked why this is coming before the council, as it should have been approved for a set week for each year. The answer was no, as the city works around the week of Easter for cleanup week.

A motion was made by Council Member McGee and seconded by Council Member Pogue to establish March 27, 2023 to March 31, 2023 as Spring Cleanup Week of 2023. Voting aye, Turner, McGee, Sherrill, Pogue, and Mayor Cathey. Voting nay, none. Motion carried.

#### C. Public Requested Agenda Items

#### IV. Consent Agenda Items

#### V. Executive Session

#### VI. Return from Executive Session

VII. New Business

VIII. Council Comments

Council Member McGee asked if the City would need to update policies should 820 pass on the Ballot. City Attorney, Johnny Sandmann, stated that while some changes would need to be made, the law will determine how much can be changed. He also stated that OML will issue guidelines for municipalities should 820 pass.

IX. Adjournment

A motion was made by Council Member Sherrill and seconded by Council Member Pogue to adjourn this meeting at 6:17 PM. Voting aye, McGee, Sherrill, Pogue, Turner, and Mayor Cathey. Voting nay, none. Motion carried.

**Adjourned at 6:17 PM**

**Attest:**

**Atoka City Council**

**(seal)**

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**Kayle Wallis, City Clerk**

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**Brian Cathey, Mayor**