

*Minutes of the Atoka City Council Meeting of August 7, 2023, at 6:00 pm, Atoka City Hall,  
353 East A Street, Atoka, Oklahoma.*

*Original Agenda Posted August 4, 2023, at 4:00 pm; Atoka City Hall, 353 East A Street, Atoka, Oklahoma.*

- I. Convene Meeting
  - A. Meeting Called to Order at 6:27 pm
  - B. Welcome by Mayor Cathey
  - C. Pledge of Allegiance by Mayor Cathey
  - D. Invocation by Mr. Sherrill
  - E. Roll Call: Ms. McGee, Mr. Sherrill, Ms. Pogue, Mr. Turner, and Mr. Cathey. All present.
  - F. Public Recognition: Miranda Donihoo, Carol Ervin, Cindy Wallis.
  
- II. Public Comments
  
- III. Business Agenda
  - A. Public Hearing:
  
  - B. Agenda Items
    1. Discussion and/or action regarding approving or rejecting the minutes of the meeting of July 17, 2023 (Attachment #1)

A motion was made by McGee and seconded by Pogue to approve the minutes of the meeting of July 17, 2023. Voting aye, Sherrill, Pogue, Turner, McGee, and Cathey. Voting nay, none. Motion carried.
  
    2. Discussion and/or action regarding approving or rejecting the minutes of the meeting of July 20, 2023 (Attachment #2)

A motion was made by McGee and seconded by Sherrill to approve the minutes of the meeting of July 20, 2023, as corrected. Voting aye, Pogue, Turner, McGee, Sherrill, Cathey, Voting nay, none. Motion carried.
  
    3. Discussion and/or action regarding accepting or rejecting the City Manager's Report (Attachment #3).

A motion was made by Ms. McGee and seconded by Ms. Pogue to approve the City Manager's Report. Voting aye, Turner, McGee, Sherrill, Pogue, and Cathey. Voting nay, none. Motion carried.
  
    4. Discussion and/or action on approving or rejecting the blanket purchase orders for the City of Atoka. (Attachment #4)

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

**5. Discussion and/or action on setting a date for Fall Cleanup- City Manager**

A motion was made by Mr. Sherrill and seconded by Ms. McGee to begin Fall-Cleanup August 21, 2023. Voting aye, Sherrill, Turner, McGee, and Cathey. Voting nay, Pogue. Motion carried.

**6. Discussion and or action on executing a curative Quit Claim Deed in favor of Little Wagon, LLC, an Oklahoma LLC, to clear up a boundary dispute concerning the East 6 feet of the South 10 feet of Lot 4 in Block 26, City of Atoka.**

A motion was made by Ms. Pogue and seconded by Mr. Sherrill to execute a curative Quit Claim Deed in favor of Little Wagon, LLC, an Oklahoma LLC, to clear up a boundary dispute concerning the East 6 feet of the South 10 feet of Lot 4, Block 26, City of Atoka with Little Wagon LLC to pay filing fees. Voting aye Pogue, Turner, McGee, Sherrill, and Cathey. Voting nay, none. Motion carried.

**7. Discussion and/or action regarding the payment of Invoice No. 2127 to Mid-Plains Construction Inc. in the amount of \$50,265 for the Downtown Public Restroom Facilities Project. (Attachment #5)**

A motion was made by Ms. McGee and seconded by Ms. Pogue to approve the payment of Invoice No. 2127 to Mid-Plains Construction Inc in the amount of \$50,265 for the Downtown Public Restroom Facilities Project. Voting aye, Turner, McGee, Sherrill, Pogue, and Cathey, Voting nay, none. Motion carried.

**8. Discussion and/or action regarding the final payment of Invoice No. 2128 to Mid-Plains Construction Inc. in the amount of \$23,605 for the Downtown Public Restroom Facilities Project. (Attachment #6)**

A motion was made by Ms. McGee and seconded by Ms. Pogue to approve the final payment of Invoice No 2128 to Mid-Plains Construction Inc, in the amount of \$23,605 for the Downtown Public Restroom Facilities Project. Voting aye, McGee, Sherrill, Pogue, Turner, and Cathey. Voting nay, none. Motion carried.

**9. Discussion and/or action on a proposal to vacate and permanently foreclose the right to reopen Pennsylvania Avenue between "A" Street and Court Street. (Attachment #7)**

A motion was made by Ms. Pogue and seconded by Ms. McGee to vacate and permanently foreclose the right to reopen Pennsylvania Ave between "A" Steet and Court Street. Voting aye, Sherrill, Pogue, Turner, McGee, and Cathey. Voting nay, none. Motion carried.

**10. Discussion and/or action on approving or denying the quote from Dink Metal for \$14,000.00. (Attachment #8)**

A motion was made by Ms. McGee and seconded by Mr. Sherrill to approve the quote from Dink Metal for \$14,000 for 2 20' gates and 40' fence. Voting aye, Turner, McGee, Sherrill, and Cathey. Voting nay, Pogue. Motion carried.

**11.** Discussion and/or action approving or denying the purchase of a 2023 Ford F550 from Vance Country Ford for \$58,147.00 (Attachment #9)

A motion was made by Ms. Pogue and seconded by Ms. McGee to approve the purchase of a 2023 Ford F550 from Vance Country Ford for \$58,147. Voting aye, Turner, McGee, Sherrill, Pogue, and Cathey. Voting nay, none. Motion carried.

#### C. Public Requested Agenda Items

IV. Consent Agenda Items  
None

#### V. Executive Session

An Executive Session as authorized by Title 25 O.S. Section 307(B)(1), discussing the employment, hiring, appointment, promotion, demotion, disciplining or resignation of any individual salaried public officer or employee, namely, an annual review of the performance of City Manager, Danny Delay.

##### **Recessed: 7:00 PM**

A motion was made by Ms. McGee and seconded by Ms. Pogue to recess meeting and enter into executive session. Voting aye, McGee, Sherrill, Pogue, Turner, and Cathey. Voting nay, none. Motion carried.

#### VI. Return from Executive Session

##### **Reconvened: 7:47 PM**

A motion was made by Ms. McGee and seconded by Ms. Pogue to reconvene from executive session and enter into regular session. Voting aye, Sherrill, Pogue, Turner, McGee, and Cathey. Voting nay, none. Motion carried.

##### **1.** Acknowledge minutes of executive session

See exhibit A for minutes of the executive session.

##### **2.** Discussion and possible action on the annual review of the performance of City Manager, Danny Delay, to include employment status, salary, and/or benefits.

A motion was made by Mr. Cathey and seconded by Ms. McGee to approve the review of performance of Danny Delay. Voting aye, Turner, McGee, Sherrill, Pogue, and Cathey. Voting nay, none. Motion carried.

#### VII New Business

None

VIII Council Comments  
None

IX. Adjournment  
A motion was made by Ms. Pogue and seconded by Ms. McGee to adjourn this meeting at 7:49 PM. Voting aye, McGee, Sherrill, Pogue, Turner, and Mayor Cathey. Voting nay, none. Motion carried.

**Adjourned: 7:49 PM**

**City of Atoka**

**Attest:**

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**Susan Bates, City Clerk**

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**Brian Cathey, Mayor**