City of Choctaw
Regular City Council Meeting No. 15
June 23, 2020 @ 7:00pm
Choctaw City Hall, 2500 N Choctaw Road
Choctaw, Oklahoma 73020

MINUTES

In accordance with Senate bill 661, which temporarily modified the Open Meeting Act as approved by Governor Stitt on March 18, 2020, the Choctaw City Council hosted a virtual meeting option for the Regular Meeting of the City Council/Board of Trustees on June 2, 2020 at 7:00pm using the following options:

Teleconference dial in number: +1 301 715 8592
Conference ID: 838 0360 8379
Meeting Password: 476888
Join Meeting: https://us02web.zoom.us/j/83803608379?pwd=TG9sWUxJQTJBNVVvOTcyaUtXTGpaZz09

1. Call to Order by the Mayor @ 7:18 pm
2. Invocation given by Roger Malone
3. Roll Call:
   7 Present: Chad Williams (teleconference); Mike Birdsong; Jeannie Abts; Roger Malone; Steve Krieske (teleconference); Dale Gill (teleconference); Randy Ross
   0 Absent: None

Staff Present: Ed Brown, City Manager/Executive Director;
Ray Vincent/City Attorney; Lira Deer/HR Director (teleconference); Amanda Valent/City Clerk; Tanner McGuire/Park & Recreation Director (teleconference); Tracy Jordan/Director of Finance (teleconference); Chanell Easton/Communication Specialist; Randy Jacox/Public Works Director (teleconference); Guy Henson/Development Services Director; Purvi Patel/City Planner

4. Public Comments: This agenda item is for public comments on city related non-agenda items. In accordance with State law, the City Council and City Staff are not allowed to respond to any comments made. Preference will be given to Choctaw Citizens and NO formal action will be taken. Speakers are limited to 3 minutes for a total of 15 minutes.
None.

5. **Business Agenda:** The following items are hereby designated for discussion and consideration which requires individual action.

5.2 Public Hearing on Ordinance No. 820-2020, adding and amending Part 12, Chapter 2 and 3, Article D, by adding Section 12-241 to the Choctaw Code of Ordinances of the City of Choctaw, Oklahoma, pertaining to Miscellaneous Aesthetic Requirements; declaring repealer; providing for severability; and declaring an emergency.

A. **Open public hearing – 7:26pm**

B. **Receive comments – Chris Scarberry, address not stated, spoke in opposition of the proposed ordinance.**

C. **Close public hearing – 7:28pm**

5.2.1 Ordinance No. 820-2020, adding and amending Part 12, Chapter 2 and 3, Article D, by adding Section 12-241 to the Choctaw Code of Ordinances of the City of Choctaw, Oklahoma, pertaining to Miscellaneous Aesthetic Requirements; declaring repealer; providing for severability; and declaring an emergency.

MOTION BY Roger Malone and SECOND BY Mike Birdsong to pass and adopt Ordinance No. 820-2020.

MOTION CARRIED:

| Ayes: Birdsong, Abts, Malone, Gill, Ross |
|---|---|
| Nays: Williams, Krieske |
| Absent: None |
| Abstain: None |

5.2.2 Approving an Emergency Clause for Ordinance No. 820-2020; whereas in the judgment of the City Council it is necessary for the immediate preservation of the peace, health or safety, shall become effective upon publication as provided by law.

MOTION BY Roger Malone and SECOND BY Jeannie Abts to approve the emergency clause for Ordinance No. 820-2020.

MOTION CARRIED:

| Ayes: Birdsong, Abts, Malone, Gill, Ross |
|---|---|
| Nays: Williams, Krieske |

Special City Council No. 15
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5.2 Resolution No. 20-18, adopting the Fee Schedule for fiscal year 2020-2021.

MOTION BY Chad Williams and SECOND BY Steve Krieske to approve Resolution No. 20-18.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

5.3 Public Hearing on the Planning Commission’s recommendation to approve the Rezone application submitted by:

Applicant: Jim and Nancy Cox
Location: 616 S. Anderson Rd.
Current Zoning: General Agricultural District (A-G)
Proposed Zoning: A tract of land being a part of the South half (S/2) of the North half (N/2) of the Southwest Quarter (SW/4) of the Northwest Quarter (NW/4) of Section Four (4), Township Eleven (11) North, Range One (1) West of the Indian Meridian, Oklahoma County, Oklahoma.

A. Open public hearing – 7:32pm
B. Receive comments – Chris Scarberry, address not stated, spoke for the proposed rezoning.
C. Close public hearing – 7:34pm

5.3.1 Ordinance No. 822-2020, amending the Zoning Ordinance of the City of Choctaw, Oklahoma, as amended, to include additional territory within the R-R, Rural Residential District; to delete such property from the A-G, General Agricultural District; providing for severability; declaring repealer; and declaring an emergency.

MOTION BY Steve Krieske and SECOND BY Roger Malone to pass and adopt Ordinance No. 822-2020.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None
5.3.2 Approving an Emergency Clause for Ordinance No. 822-2020; whereas in the judgment of the City Council it is necessary for the immediate preservation of the peace, health or safety, shall become effective upon publication as provided by law.

MOTION BY Mike Birdsong and SECOND BY Roger Malone to approve the emergency clause for Ordinance No. 822-2020.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

5.4 Ordinance No. 819-2020, amending Chapter 2, Abandoned, Wrecked Motor Vehicles to Part 8, Health and Sanitation of the Code of Ordinances of the City of Choctaw by amending Sections 8-201, 8-202, 8-203 and 8-209; declaring repealer; providing for severability; and declaring an emergency.

MOTION BY Roger Malone and SECOND BY Jeannie Abts to pass and adopt Ordinance No. 819-2020 with the deletion of the last sentence in Section 8-201 A(2), “Black tagged vehicles shall be considered unlicensed vehicles as they are not permitted to be driven upon the public streets” and the deletion of the last sentence in Section 8-202 A, “No motor vehicle shall at any time be in a state of disassembly, disrepair, or in the process of being stripped or dismantled”.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

5.4.1 Approving an Emergency Clause for Ordinance No. 819-2020; whereas in the judgment of the City Council it is necessary for the immediate preservation of the peace, health or safety, shall become effective upon publication as provided by law.

MOTION BY Dale Gill and SECOND BY Steve Krieske approve the emergency clause for Ordinance No. 819-2020.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None
5.5  Ordinance No. 821-2020, adding and amending Part 19, Chapter 1, Article D, by amending Sections 19-165 and 19-166 to the Choctaw Code of Ordinances of the City of Choctaw, Oklahoma; declaring repealer; providing for severability; and declaring an emergency.

MOTION BY Mike Birdsong and SECOND BY Roger Malone to pass and adopt Ordinance No. 821-2020.

MOTION CARRIED:
7  Ayes:        Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0  Nays:        None
0  Absent:      None
0  Abstain:     None

5.5.1 Approving an Emergency Clause for Ordinance No. 821-2020; whereas in the judgment of the City Council it is necessary for the immediate preservation of the peace, health or safety, shall become effective upon publication as provided by law.

MOTION BY Jeannie Abts and SECOND BY Steve Krieske approve the emergency clause for Ordinance No. 821-2020.

MOTION CARRIED:
7  Ayes:        Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0  Nays:        None
0  Absent:      None
0  Abstain:     None

5.6  Ordinance No. 823-2020, adding Section 8-415 to Chapter 4 of Part 8 of the Code of Ordinances of the City of Choctaw, Oklahoma declaring the spreading of solid waste from waste water treatment plant a nuisance and regulating the spreading of solid waste from a waste water treatment plant in the City of Choctaw; declaring repealer; providing for severability; and declaring an emergency.

MOTION BY Jeannie Abts and SECOND BY Chad Williams to pass and adopt Ordinance No. 823-2020.

MOTION CARRIED:
7  Ayes:        Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0  Nays:        None
0  Absent:      None
0  Abstain:     None

5.6.1 Approving an Emergency Clause for Ordinance No. 823-2020; whereas in the judgment of the City Council it is necessary for the immediate
preservation of the peace, health or safety, shall become effective upon publication as provided by law.

MOTION BY Mike Birdsong and SECOND BY Roger Malone to approve the emergency clause for Ordinance No. 823-2020.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

5.7 Ordinance No. 824-2020, amending Appendix 5, Fee Schedule, to the Choctaw Code of Ordinances of the City of Choctaw, Oklahoma; declaring repealer; providing for severability; and declaring an emergency.

MOTION BY Roger Malone and SECOND BY Jeannie Abts to pass and adopt Ordinance No. 824-2020.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

5.7.1 Approving an Emergency Clause for Ordinance No. 824-2020; whereas in the judgment of the City Council it is necessary for the immediate preservation of the peace, health or safety, shall become effective upon publication as provided by law.

MOTION BY Steve Krieske and SECOND BY Dale Gill to approve the emergency clause for Ordinance No. 824-2020.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

5.8 Ordinance No. 825-2020, amending Part 1, Chapter 1, Section 1-111, Fees, to the Choctaw Code of Ordinances of the City of Choctaw, Oklahoma; declaring repealer; providing for severability; and declaring an emergency.

MOTION BY Chad Williams and SECOND BY Steve Krieske to pass and adopt Ordinance No. 825-2020.
MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

5.8.1 Approving an Emergency Clause for Ordinance No. 825-2020; whereas in the judgment of the City Council it is necessary for the immediate preservation of the peace, health or safety, shall become effective upon publication as provided by law.

MOTION BY Jeannie Abts and SECOND BY Roger Malone to approve the emergency clause for Ordinance No. 825-2020.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

5.9 Resolution No. 20-22, accepting the final plat for the Western Skies Mobile Home Park to the City of Choctaw, Oklahoma.

MOTION BY Roger Malone and SECOND BY Steve Krieske to pass and adopt Resolution No. 20-22.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

5.10 Resolution No. 20-28, amending the City Fee Schedule for FY 2020-2021.

MOTION BY Jeannie Abts and SECOND BY Roger Malone to pass and adopt Resolution No. 20-28.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

5.11 Resolution No. 20-30, amending the declaration of a state of emergency for the City of Choctaw until July 31, 2020.
MOTION BY Dale Gill and SECOND BY Steve Krieske to pass and adopt Resolution No. 20-30.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

5.12 Memorandum of Understanding between the Oklahoma County Sheriff, ex. rel. Oklahoma County Commissioners and the Eastern Oklahoma County Chiefs Association Enhanced 911 Trust Authority, City of Choctaw Member City, to provide dispatching service for police and fire service for a period through June 30, 2021.

MOTION BY Jeannie Abts and SECOND BY Roger Malone to approve the Memorandum of Understanding as presented.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None


MOTION BY Jeannie Abts and SECOND BY Mike Birdsong to approve the agreement as presented.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

5.14 Block Party/Special Event Permit of Shane Codinack for July 4, 2020 from 5pm – 11pm on Sandy Lane between 6th Street and mailbox at 716 Sandy Lane.

MOTION BY Steve Krieske and SECOND BY Chad Williams to approve the Block Party/Special Event as presented.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

5.15 Block Party/Special Event Permit of Larry Carey for July 4, 2020 from 6pm – 10pm on 6th Street between Oak Park and Sandy Lane.

MOTION BY Roger Malone and SECOND BY Jeannie Abts to approve the Block Party/Special Event as presented.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

5.1 Bill Tackett, OMAG Director of Risk Management Services, to administer training for the 2019-2020 OMAG Recognition Program.

Bill Tackett, OMAG Director of Risk Management Services, administered OMAG training and stability testing for the 2019-2020 OMAG Recognition Program.

5.1.1 Resolution No. 20-23, authorizing participation in the OMAG Recognition Program.

MOTION BY Roger Malone and SECOND BY Mike Birdsong to pass and adopt Resolution No. 20-23.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

6. Consent Agenda: The following items are hereby designated for routine approval, acceptance or acknowledgment by one motion, subject to any conditions included therein. If any item does not meet with the approval of all members, that item will be heard in regular order.

6.1 Regular Pre Meeting minutes for 05-19-20
6.2 Regular Meeting minutes for 05-19-20
6.3 Vouchers and Claims as approved by the City Manager:
1. 05-15 Credit Cards: $6,780.44
2. 05-21 Claims: $13,405.69
3. 05-22 Credit Cards: $ 5,762.76
4. 05-28 Claims: $ 88,469.99

6.4 Bi-weekly payroll in the amount of:
1. 05-22 Payroll: $ 65,197.90
2. 06-05 Payroll: $ 66,000.00

6.5 Bi-weekly Fire payroll in the amount of:
1. 05-22 Payroll: $ 13,472.51
2. 06-05 Payroll: $ 14,000.00

6.6 Renewal of the Annual General Liability and Auto Plan Agreement with OMAG for FY 2021 (GLA 1400453 04).

6.7 Renewal of the Annual Municipal Property Protection Plan Agreement with OMAG for FY 2021 (PRO 1400423 04).

MOTION BY Steve Krieske and SECOND BY Roger Malone to approve the Consent Agenda as presented.

MOTION CARRIED:

Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
Nays: None
Absent: None
Abstain: None

7. New Business: This item is listed to provide the opportunity for Council discussion on items which may arise within twenty-four (24) hours prior to this meeting, and therefore, qualify as new business under the Oklahoma Open Meeting Act.

None.

8. Council/Staff Remarks: This item is listed to provide an opportunity for the council and/or staff to make comments and/or request specific agenda items. No action will be taken.

8.1 City Council;
8.2 City Attorney;
8.3 City Manager; and
8.4 Project Updates

None.

The meeting recessed at 8:27pm.
The meeting reconvened at 8:39pm.

7 Present: Chad Williams (teleconference); Mike Birdsong; Jeannie Abts; Roger Malone; Steve Krieske (teleconference); Dale Gill (teleconference); Randy Ross

0 Absent: None

9. Proposed Executive Session: An executive session will be held if found to be in accordance with the State Law referenced below, to wit:

9.1 Discussing negotiations concerning employees and representatives of employee groups, concerning the International Association of Firefighters Local No. 5114. [Authorized by Title 25 O.S. Section 307(B)(2)].

MOTION BY Mike Birdsong and SECOND BY Roger Malone to enter into executive session in accordance with Title 25 O.S. Section 307(B)(2), concerning the International Association of Firefighters Local No. 5114.

MOTION CARRIED:

7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

The meeting entered executive session at 8:39pm.

The meeting entered open session at 8:43pm.

7 Present: Chad Williams (teleconference); Mike Birdsong; Jeannie Abts; Roger Malone; Steve Krieske (teleconference); Dale Gill (teleconference); Randy Ross

0 Absent: None

MOTION BY Roger Malone and SECOND BY Dale Gill to approve the Collective Bargaining Agreement with the International Firefighters Local No. 5114.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None

10. Adjournment:
    Adjourned @ 8:44pm.

ATTEST:

Amanda Valent, City Clerk

CITY OF CHOCTAW, OK

Randy Ross, Mayor

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