City of Choctaw
Regular City Council Meeting No. 18
July 21, 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 July 21, 2020 at 7:00pm using the following options:

Teleconference dial in number: +1 301 715 8592
Conference ID: 851 8877 2871
Meeting Password: 819687
Join Meeting:
https://us02web.zoom.us/j/85188772871?pwd=NFl2cTICdhUQTPbmmM1Mmo4Q1p6UT09

1. Call to Order by the Mayor @ 7:02 pm
2. Invocation given by Roger Malone
3. Roll Call:
   7 Present: Chad Williams; Mike Birdsong; Jeannie Abts @ 6:33pm;
   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; Chanell Easton/Communication
Specialist (teleconference); Randy Jacox/Public Works
Director (teleconference); Guy Henson/Development Services
Director; Purvi Patel/City Planner; Kelly Marshall/Chief of
Police

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.

Ava Dillman and Kim Cramer spoke in opposition to the spreading of solid waste on land in Choctaw.

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

5.1 Presentation and Discussion on amendments to the COVID-19 Proclamation of a State of Emergency.

5.1.1 Ordinance No. 827-2020, amending Part 8, Health and Sanitation of the Code of Ordinances of the City of Choctaw by adding Chapter 10, Civil Emergencies, Sections 8-1001 through 8-1003; declaring repealer; providing for severability; and declaring an emergency.

Charles Herrara, Mr. Staton, Jennifer McElveny, Mr. VanFosson and Samuel Smith spoke in opposition to a mask mandate. Toby James and Dr. Jordan spoke in favor of a mask mandate.

**MOTION BY Roger Malone and SECOND BY Steve Krieske to pass and adopt Ordinance No. 827-2020.**

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

5.1.2 Approving an Emergency Clause for Ordinance No. 827-2020; 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 Mike Birdsong to pass and adopt Ordinance No. 827-2020.**

**MOTION CARRIED:**
6 Ayes: Birdsong, Abts, Malone, Krieske, Gill, Ross
1 Nays: Williams
0 Absent: None
5.1.3 Resolution No. 20-34, amending the declaration of a State of Emergency for the City of Choctaw until August 31, 2020.

MOTION BY Steve Krieske and SECOND BY Dale Gill to pass and adopt Resolution No. 20-34 with revised Section 5 requiring businesses to post notices at entrances recommending customers follow current CDC guidelines for face coverings, washing hands and physical distancing while in the facility.

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

5.2 Public Hearing on Ordinance No. 826-2020, adding and amending Part 12, Chapter 2 and 3, by adding Article U to the Choctaw Code of Ordinances of the City of Choctaw, Oklahoma, pertaining to a new R-75 Single-Family Residential District; declaring repealer; providing for severability; and declaring an emergency.
A. Open the public hearing – 8:02pm
B. Receive public input - None
C. Close the public hearing – 8:03pm

5.2.1 Ordinance No. 826-2020, adding and amending Part 12, Chapter 2 and 3, by adding Article U to the Choctaw Code of Ordinances of the City of Choctaw, Oklahoma, pertaining to a new R-75 Single-Family Residential District; declaring repealer; providing for severability; and declaring an emergency.

MOTION BY Mike Birdsong and SECOND BY Chad Williams to pass and adopt Ordinance No. 826-2020.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None
5.2.2 Approving an Emergency Clause for Ordinance No. 826-2020; 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 Chad Williams and SECOND BY Jeannie Abts to approve the emergency clause for Ordinance No. 826-2020.

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

5.3 Resolution No. 20-33, accepting the dedication to the public of water improvements and the final residential plat for Rustic Oaks, Phase 2, to the City of Choctaw, Oklahoma.

MOTION BY Jeannie Abts and SECOND BY Steve Krieske to pass and adopt Resolution No. 20-33.

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

5.4 Resolution No. 20-31, amending the City Fee Schedule for Fiscal Year 2020-2021.

MOTION BY Mike Birdsong and SECOND BY Jeannie Abts to pass and adopt Resolution No. 20-31.

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

5.5 Annual Fire Equipment Agreement with Oklahoma County Emergency Management for FY 2021-2020 in the amount of $2,000.

MOTION BY Roger Malone and SECOND BY Jeannie Abts 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

5.6 Memorandum of Understanding between the City of Choctaw and the Fraternal Order of Police, Lodge No. 165.

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

5.7 Collective Bargaining Agreement between the City of Choctaw and the International Association of Fire Fighters, Local 5114 until June 30, 2021.

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

5.8 Nominate and approve the appointment and/or confirm the appointment of members to boards and commissions for new or reappointed terms.

Public Recreation Advisory Board
1. Christeen Graff – term to expire May 1, 2022

MOTION BY Roger Malone and SECOND BY Chad Williams to approve the appointments as presented.

MOTION CARRIED:
7 Ayes: Williams, Birdsong, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
0 Absent: None
0 Abstain: None
5.9 Resolution No. 20-32, approving a Specific Use Permit for an Indoor Marijuana Growing Facility for a 2.5 acre tract of land within the A-G, General Agricultural District, located along Max Lane in the City of Choctaw, Oklahoma.

MOTION BY Chad Williams and SECOND BY Mike Birdsong to pass and adopt Resolution No. 20-32.

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 06-23-20
6.2 Regular Meeting minutes for 06-23-20
6.3 Vouchers and Claims as approved by the City Manager:
   1. 06-25 Claims: $ 21,658.10
   2. 06-25 Bouse Claims: $ 1,982.00
   3. 06-30 Claims: $ 83.08
   4. 07-01 Claims: $ 23,235.93
   5. 07-09 Claims: $ 88,244.17
   6. 07-13 Credit Cards: $ 5,607.94
   7. 07-16 Claims: $ 19,435.64
6.4 Bi-weekly payroll in the amount of:
   1. 07-03 Payroll: $
   2. 07-17 Payroll: $ 64,607.07
   3. 07-31 Payroll: $ 68,000.00
6.5 Bi-weekly Fire payroll in the amount of:
   1. 07-03 Payroll: $
   2. 07-17 Payroll: $ 11,584.51
   3. 07-31 Payroll: $ 12,000.00
6.6 Fire Department monthly report for June 2020.
6.7 Police Department monthly report for June 2020.
MOTION BY Steve Krieske and SECOND BY Roger Malone to approve the Consent Agenda as presented.

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

9. Adjournment:
Adjourned @ 8:13pm.

ATTEST:

Amanda Valent, City Clerk

CITY OF CHOCTAW, OK

Randy Ross, Mayor