

DAVIS CITY COUNCIL AND DAVIS MUNICIPAL AUTHORITY
MONDAY, DECEMBER 10, 2018 7:00 P.M.
DAVIS CITY HALL
227 EAST MAIN

1. Call to order Davis City Council by Ed Parks.
2. Roll Call: Mayor Ed Parks, here, Vice-Mayor Josh Oakley, here, Councilman Stan Jones, absent, Councilman Darryl McCurtain, here, Councilman Brian Davis, here.
3. Prayer led by Bert Curtis.
4. Pledge of Allegiance led by Ed Parks.
5. Consideration and possible action to approve Consent Agenda including minutes of prior meetings and claims. McCurtain made motion to approve. Second by Davis. Vote: McCurtain, yes, Davis, yes, Oakley, yes, Parks, yes.
6. No items removed from Consent Agenda.
7. Consideration and possible action to approve 2019 City Council and DMA meeting dates, 2019 Planning Board, 2019 Davis Volunteer Fire Department meeting dates and 2019 Holiday schedule. McCurtain made motion to approve. Second by Davis. Vote: McCurtain, yes, Davis, yes, Oakley, yes, Parks, yes.
8. Consideration and possible action to approve Ordinance #2-2018 for Planning Board's recommendation on supporting request from Jerry Pletcher to annex Deer Creek Lodge #3 located East of Highway 77 and South of Highway 77D, Davis, Oklahoma. Davis made motion to approve. Second by McCurtain. Vote: McCurtain, yes, Davis, yes, Oakley, yes, Parks, yes. Tom said you Councilmen have voted on this once but after checking it had to be an Ordinance to make annexation. Darryl said this had an emergency clause in it. Davis amended his vote. Davis made motion to approve to stricken declare an emergency from this Ordinance. Second by McCurtain. Vote: McCurtain, yes, Davis, yes, Oakley, yes, Parks, yes.
9. Consideration and possible action to approve Resolution No. 548 calling and giving notice of General and Run-off elections to be held for Council positions for Wards 3, 4, and At-Large. McCurtain made motion to approve. Second by Davis. Vote: McCurtain, yes, Davis, yes, Oakley, yes, Parks, yes. Tom said we have to have Resolution to be able to call for Election. The filing periods will be February 4-6 and the general election will be April 2, 2019.
10. Consideration and possible action to approve project agreement with ODOT on sidewalk grant to include the City's obligation of \$50,309 to be paid out of Street Fund. McCurtain made motion to approve. Second by Oakley. Vote: McCurtain, yes, Davis, yes, Oakley, yes, Parks, yes. Tom said we have an agreement that ODOT wants us to sign. Our Attorney has looked it over. However; ODOT wants the \$50,309 to be paid in advanced before they even do a bid process. Our commitment is little over \$80,000 and we have already paid roughly \$35,000 for the engineering. They are supposed to let this out for bids after the first of the year. They are not going to do anything on Main Street until they get this agreement signed and ready to go for the sidewalks. Burgerland's sign has not been moved yet but Sooner's has. Tom said ODOT will not do anything till that sign is moved. Brian said he would talk to her, the last time he talked to her, and she was getting quotes. Tom said OG & E has been contacted and will remove all lights from Fourth Street to Tenth Street and ODOT is paying a tree trimming company to come and cut down the trees that need to be cut down. The property owners have all been contacted. We need to get this moving forward. There is another statement that he has to sign with the core engineers about making sure the dirt will grow back where ever they cut if not, they will have to plant it to grow back, on draining ditches.

11. Consideration and possible action to use Contingency Fund for purchase of 2018 Ram 5500 Crew Chassis Cab for Fire Department in the amount of \$48,582.00 with \$40,000 to be reimbursed by SODA Reap Grant. McCurtain made motion to approve. Second by Oakley. Vote: McCurtain, yes, Davis, yes, Oakley, yes, Parks, yes. Tom said this is new Reap Grant that you have already approved. The reason we are going as fast as we are is because the dealership has the vehicle on site now and if we wait till 2019, the cost on government contract vehicles goes up 20%. SODA said we could go ahead and get this even though it states 2019. We got letter back from SODA that says they allowed us to change from a 2019 to a 2018 because we saved a lot of money on this.
12. Public Safety Report by Danny Cooper. Dan stated that his report was in the packet, that they have hired a full-time officer, and they are still working on trying to hire a school resource officer.
13. Chamber Report by Tom Graham. Tom said next event will be a week from tomorrow, December 18, which will be Cowboy Christmas from 5:00 p.m. to 7:00 p.m. at the First Baptist Church. It will be a meal and entertainment and he has tickets available if you would like to go, it won't cost you anything. He paid for them.
14. MCIA Report by Tom Graham. We have had a visit from a developer that's looking at Davis and Sulphur. He asked our Retail representative to show up after the holidays so we could go over this a little more.
15. City Treasurer Report. Tom mentioned that in the packet, the Grant Fund was highlighted showing that there was a large amount of money in it but it contributed to \$158,095.06 for Splash Pad, the Fire Department Grant funds and playground equipments. So everything in it has been earmarked.
16. City Manager Report by Tom Graham. There has been some delay on 3rd Street project due to some curb and gutter issues. He thinks these have been corrected and progress should continue. Councilman Davis asked what the problem was on the delay. Tom said Bert had about 80 feet of it taken out because it was positioned the wrong way. Christmas party for City will be at Main Street Diner on Thursday, December 13 at 7:00 p.m. Please plan to attend and we will need a head count to know how many are showing; right now we show a count of 119. The Chamber of Commerce joint banquet will be on January 31 so he will need a head count on that as well. The City has a table that will sit 8. Oakley asked if we could get more outlets for the lights at the Chamber since they are all plugged into one outlet and there are some lights that are out of it. Tom said we will get it fixed.
17. No Appearances and petitions from the audience. (Limit of three (3) minutes for each.)
18. New Business: Discussion and possible action concerning any matter not known which could not have been foreseen prior to the posting of this agenda. Councilman Davis talks in regard to Burgerland's sign. When do you think ODOT will go out for bids? Tom said they told him January 4th. So we won't have another meeting before that. He doesn't think the owner will be able to do it. He thinks it may be a financial issue. We could move it but we cannot guarantee it will or not work again. Tom said if the Council would authorize it, we would come up with a way to do this with the least amount damage, if possible. But he can't guarantee anything. But he would request that she sign a waiver with us stating we aren't responsible for any damage. Tom said he's not saying to put it back up, only taking it down. We could do it for her at a minimum charge. Tom said Council would have to set a fee on this because we have never done this before. Ron Gillihan said he would be willing to pull it out and set it beside for her with no charge if we could get a waiver for him on it. Councilman Davis said he will go talk to her tomorrow. Tom said we need a motion of what we can do. McCurtain made motion to direct the City Manager to come up with a waiver and cause the sign to be moved. Second by Davis. Vote: Vote: McCurtain, yes, Davis, yes, Oakley, yes, Parks, yes.
19. Adjourn. McCurtain made motion to adjourn. Second by Davis. Vote: McCurtain, yes, Davis, yes, Oakley, yes, Parks, yes.

ATTEST:

Cheryl Dodds, City Clerk

Ed Parks, Mayor

DAVIS MUNICIPAL AUTHORITY MEETING
MONDAY, DECEMBER 10, 2018 7:00 P.M.
DAVIS CITY HALL
227 EAST MAIN

1. Call to order Davis Municipal Authority by Ed Parks.
2. Roll Call: Chairman Ed Parks, here, Vice-Chairman Josh Oakley, here, Trustee Stan Jones, absent, Trustee Darryl McCurtain, here, Trustee Brian Davis, here.
3. Consideration and possible action to approve Consent Agenda including minutes of prior meetings and claims. McCurtain made motion to approve. Second by Oakley. Vote: McCurtain, yes, Davis, yes, Oakley, yes, Parks, yes.
4. No items removed from Consent Agenda.
5. No action taken on approving June Davis' request to purchase property adjacent to Turner Falls Inn owned by Turner Falls Park. Tom said since we talked to her and look at the Ordinances, this property is in section 30 and according to our Ordinance; you cannot sell this property without the vote of the people or special election. She is trying to buy Turner Falls Inn to open the store back, the cabins back and possibly put in another restaurant but she needs better boundaries than what she has. As it turns out, Monte King surveyed it and not only do we own the property behind the store, like we have known, we own the property in front of the store to the road. One of the cabins is actually on City property. She can't buy it because we can't sell it. We did not know we owned this until a week ago. So we have 2 cabins on our property as well as the store. Unless you call for special election, this cannot go in your election for Council. But according to Ordinance you can't sell or lease it to anyone without a vote from the people. Tom said he would contact her and let her know that it will have to be a vote by the people. First, he needs to know if you (Council) want to put a motion for vote of the people on it. The church camp has a bunch of equipment that is on City property. In 1925 is when the City bought the property but it didn't have the legal on it. In order for us to keep it, we will have to have all of it surveyed. If we do as we are, we keep it the same and she doesn't get to buy it unless it sits as it is now and the bank agrees to it. Councilman Davis said it could be hit for us in the summer and it could generate money. Tom said it would cost a lot of money to have it surveyed. Davis said "What do we do, just let it sit out there and dilapidated?" Tom said we have a lot of property out there that people have buildings on that is owned by the City and nothing's been done in all these years. Davis said it doesn't matter what has happened in all these years, what about now, what we can do to generate something new. Tom said he didn't know. Davis thinks, in his opinion, we should get an amount that it would cost the City, if we could sell this to someone that would make it a better place. Tom said again we would have to have it surveyed. Tom said he could research it further, Davis said he would like for him to. Davis said this is just his opinion, he's only one person, he just doesn't see something that someone is interested in and we just tell her no. If it's something that could generate 30 years worth of revenue, he doesn't think spending ten now would be a bad idea. Tom said he would check the price of Special Election and he will see how much King Survey will charge us to survey all this property. It will have to be appraised as well. Tom said the property makes no sense to anybody except the ones that own that property. Davis said or the ones that make to make it better. Mike Hellack asked would that not open it up to anybody that wants to buy it. Tom said to his understanding the way things will happen is it was the vote of the people if they voted to sell, then the City would have to put it up for bid. There is another person that has property right beside there that may want it so he can sell for larger fee. Tom said if Council wants to buy it, then let him know and he will start asking what the price is. That would give us the land on both sides that we already own. Darryl said if we buy Turner Falls Inn, we could lease it as a concession. Attorney Melton said we would have to change Ordinance to lease it out. The Ordinance states that you can lease concessions in the park, not sure Turner Falls Inn is considered in the park.
6. Turner Falls Report by Tom Graham. Tom said Billy is getting ready to have surgery in the morning so he will be out for some time. They are in the progress on putting the new floor in the Headquarters building and are in temporary housing. They have stocked trout in the park, which is bringing in a few people.

7. No Public Works Director Report.
8. No appearances and petitions from the audience. (Limit of three (3) minutes for each.)
9. No New Business: Discussion and possible action concerning any matter not known which could not have been foreseen prior to the posting of this agenda. Tom just reminded Councilmen in regards to Christmas party and Chamber party.
10. Adjourn. Davis made motion to adjourn. Second by McCurtain. Vote: McCurtain, yes, Davis, yes, Oakley, yes, Parks, yes.

ATTEST:

Cheryl Dodds, City Clerk

Ed Parks, Chairman