

Notice of Public Hearing

Davis City Council

June 14, 2021 6:00 PM
Davis City Council Chambers
308 S 3rd St
Davis, OK 73030

Agenda Item #1: Call to Order Davis City Council

- ☐ Mayor Brian Davis called the meeting to order at 6:00 PM

Agenda Item #2: Roll Call

- ☐ Mayor Brian Davis – present, Vice Mayor Stan Jones – present, Councilman Josh Oakley – present, Councilman Clint Grinstead - present, Councilman Jeremy Bumgarner - present

Agenda Item #3: Prayer

- ☐ Vice Mayor Stan Jones led prayer.

Agenda Item #4: Pledge of Allegiance

- ☐ Mayor Davis led pledge.

Agenda Item #5: Open Public Hearing.

- ☐ Mayor Davis opened public hearing.

Agenda Item #6: Consideration of possible violation of Davis City Code 5-2-2: Public Nuisance; Section 5-3-2: Accumulation and Deposits of Weeds and Trash; and 5-3-6 Dilapidated Building at 406 N D Street, LK 20 SW 40' of Lot 5 & S 25' of Lot 6 Davis 222/418

- ☐ Presentation by City Manager Andy Holland, property has been mowed since the notice of hearing was posted, however the building is still dilapidated. No one present to speak on behalf of the property.

Agenda Item #7: Consideration of possible violation of Davis City Code 5-2-2: Public Nuisance; Section 5-3-2: Accumulation and Deposits of Weeds and Trash; and 5-3-6 Dilapidated Building at 406 S B Street, BLK 133 Lot 7 Davis 173/430 680/10-13 737/94

- ☐ Presentation by Holland, no action taken since the notice of hearing was posted. No one present to speak on behalf of the property.

Agenda Item #8: Consideration of possible violation of Davis City Code 5-2-2: Public Nuisance; and Section 5-3-2: Accumulation and Deposits of Weeds and Trash at 107 S 12th St and 12th St & Davis Ave, Dunn Add. BLK. 9 LOT 2 Davis 878/118 and Dunn Add BLK 9 Lot 1 Davis 878/117.

- ☐ Presentation by Holland, property has been mowed since the notice of hearing was posted, there does seem to be some residual effects of the road construction that was completed last year as this is the property where some of the equipment for that project was kept. No one was present to speak on behalf of the property. During this presentation, Oakley did inquire about the impact of McGirt/Bosse on these properties and the possible violations against them. Assistant Chief Dee Gregory was not able to offer any experience on civil matters, his dealings with the rulings have been criminal matters. City Attorney, Mark Melton, stated that he is only aware of it impacting one civil matter and his recommendation is that we continue to operate “business as usual” until further clarification, if any, is received.

Agenda Item #9: Presentation of FY 2021-22 Budgets for City of Davis, Davis Municipal Authority, Turner Falls and other funds.

- ☐ Presentation of budgets by Holland, discussion was had about various transfers, Oakley inquired about capital outlay funds, that had been budgeted in previous years, for the development of 7th St park.

Agenda Item #10: Close Public Hearing.

- ☐ Mayor Davis closed the Public Hearing.

Agenda Item #11: Adjourn.

- ☐ Motion made to adjourn by Jones. Second by Davis. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes. Time 6:19 PM.

Attest:

/s/ Susan Suther

Susan Suther

City Clerk/Treasurer

/s/Brian Davis

Brian Davis

Mayor

Davis City Council

June 14, 2021 6:00 PM

Davis City Council Chambers

308 S 3rd St

Davis, OK 73030

Agenda Item #1: Call to order Davis City Council.

- ☐ Mayor Davis called the meeting to order at 6:29 PM.

Agenda Item #2: Roll Call.

- ☐ Mayor Brian Davis- present, Vice Mayor Stan Jones – present, Councilman Josh Oakley – present, Councilman Clint Grinstead – present, Councilman Jeremy Bumgarner – present.

Agenda Item #3: Consideration and possible action to approve Consent Agenda:

- a. Minutes of prior meeting: Motion made to approve by Jones. Second by Oakley. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes.
- b. Claims: Motion made to approve by Jones. Second by Oakley. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes.

Agenda Item #4: Consideration and possible action to approve items removed from Consent Agenda.

- ☐ No items removed from the consent agenda.

Agenda Item #5: Consideration and possible action on code violation 5-2-2: Public Nuisance; Section 5-3-2: Accumulation and Deposits of Weeds and Trash; and 5-3-6 Dilapidated Building at 406 N D Street, LK 20 SW 40' of Lot 5 & S 25' of Lot 6 Davis 222/418.

- ☐ Motion made by Davis to declare dilapidated and proceed with the steps allowed to remedy the dilapidated property in the Davis City Code. Second by Jones. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes.

Agenda Item #6: Consideration and possible action on code violation 5-2-2: Public Nuisance; Section 5-3-2: Accumulation and Deposits of Weeds and Trash; and 5-3-6 Dilapidated Building at 406 S B Street, BLK 133 Lot 7 Davis 173/430 680/10-13 737/94

- ☐ Motion made by Jones to declare dilapidated, proceed with the steps allowed to remedy the dilapidated property in the Davis City Code and issue a six month summary abatement. Second by Davis. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes.

Agenda Item #7: Consideration and possible action on code violation 5-2-2: Public Nuisance; and Section 5-3-2: Accumulation and Deposits of Weeds and Trash at 107 S 12th St and 12th St & Davis Ave, Dunn Add. BLK. 9 LOT 2 Davis 878/118 and Dunn Add BLK 9 Lot 1 Davis 878/117.

- ☐ Motion made by Jones to approve a six-month summary abatement with no action by the City for first 30 days. Second by Davis. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes.

Agenda Item #8: Consideration and possible action to approve Resolution No. 571 for FY 2021-22 Budget for the City of Davis and other funds.

- ☐ Motion made by Davis to approve Resolution No. 571 for FY 2021-22 Budget for the City of Davis and other funds. Second by Jones. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes.

Agenda Item #9: Consideration and possible action to approve Resolution No 574 Establishing a Fee Schedule for the City of Davis.

- ☐ Motion made by Jones to approve Resolution No. 574 Establishing a Fee Schedule for the City of Davis. Second by Davis. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes. Presentation of the proposed fee schedule resolution by City Clerk/Treasurer Susan Suther. All fees on the schedule are the existing fees as recorded in the Davis City Code. As updates are made, actual dollar costs will no longer be recorded in Davis City Code, but reference to the current fee schedule will be made.

Agenda Item #10: Consideration and possible action to approve Resolution No. 572 Establishing an Investment Policy for the City of Davis.

- ☐ Motion made by Jones to approve Resolution No. 572 Establishing an Investment Policy for the City of Davis. Second by Oakley. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes. Presentation of proposed investment policy by Suther. Renewal of the current policy set to expire on June 30, 2021.

Agenda Item #11: Consideration and possible action on Ordinance 4-2021 Amending 4-4 Peddlers and Solicitors to remove the requirement the bond requirements.

- ☐ Motion made by Davis to approve Ordinance 4-2021 amending Davis City Code 4-4 Peddlers and Solicitors. Second by Jones. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes.

Agenda Item #12: Consideration and possible action on Ordinance 5-2021 Amending 10-1-5 Contractor Registration Requirements to remove the requirement of a General Contractor to Register with the City.

- ☐ Motion made by Davis to approve Ordinance 5-2021 amending Davis City Code 10-1-5 Contractor Registration Requirements. Second by Jones. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes.

Agenda Item #13: Consideration and possible action on Ordinance 6-2021 Amending 10-2-2 Contractor Licensing (Plumbing) to remove the bond requirements.

- ☐ Motion made by Davis to approve Ordinance 6-2021 amending Davis City Code 10-2-2 Contractor Licensing (Plumbing). Second by Oakley. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes.

Amending Item #14: Consideration and possible action on Ordinance 7-2021 Amending 10-3-3 Electrical Contractors to remove the bond requirements.

- ☐ Motion made by Davis to approve Ordinance 7-2021 amending Davis City Code 10-3-3 Electrical Contractors. Second by Grinstead. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes.

Agenda Item # 15: Consideration and possible action to adjust the spending limit of the City Manager.

- ☐ No action taken. Oakley stated that he had originally asked for this item to be placed on the agenda but after further review and discussion of the budget, he no longer believes an adjustment to the spending limit of the City Manager is needed.

Agenda Item # 16: Consideration and possible action on salary adjustment for City Manager.

- ☐ Motion by Davis to approve a \$20,000 annual salary increase effective immediately for Holland and an additional 3% COLA when all other City employees receive their COLA increase for the 2021-2022 FY. Second by Jones. Vote: Bumgarner – no, Grinstead – yes, Oakley – no, Jones – yes, Davis – yes. Mayor Davis made the presentation that the performance review was conducted in April but the actual increase had never been placed on the agenda for approval by the council. The difference in the amount that would have been received had it been effective in April and today's effective date calculates to the amount of the 3% COLA that will be awarded in the 2021-22 FY.

Agenda Item #17: Consideration and possible action to increase the vacation accrual for City Clerk/Treasurer to tier three 4.62 hours per pay period, effective May 17, 2021 and to change the date of the annual performance review to coincide with the fiscal year June/July.

- ☐ Motion by Davis to approve the vacation accrual increase to 4.62 hours effective May 17, 2021 and change the date of the annual performance review to June/July. Second by Oakley. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes.

Agenda Item #18: City Manager Report

- ☐ Presentation by Holland of Code Enforcement Report, Public Works Report, including Main Street alley project being prepared for competitive bid publication, Police Department Report, Fire Department Report, Turner Falls Park Report, including discussion about the increased attendance and lifeguard coverage. Update provided on the Historical Marker Relocation from I-35 to the lookout over Turner Falls. Discussion of the properties with City liens that sold in the Murray County Tax Sale. Bumgarner inquired about the progress of obtaining an easement behind the Water Treatment Plant to permanently remedy the excess water runoff, which is still in discussion stages with the property owner. Bumgarner also inquired about an update on the CDL driver training that is currently underway, we have multiple sessions scheduled and one in progress at this time. Several of the employees are taking advantage of the opportunity to gain their CDL or additional endorsements.

Agenda Item #19: Davis Chamber of Commerce Report.

- ☐ Presentation of the Davis Chamber of Commerce Report by Director, Monica Popkess. Most recent event was a very successful Poker Run that hosted over 100 bikes. Upcoming events include Davis America Fest on July 3rd, and the Joint Chamber Banquet on July 22nd.

Agenda Item #20: New Business: Discussion and possible action concerning any matter not known which could not have been foreseen prior to the posting of this agenda.

- ☐ Oakley stated that our cemetery needs some attention with mowing but especially weed eating and voiced concerns about our caretaker being pulled to Turner Falls Park as a driver. Holland responded by letting everyone know that we have a second person assigned to assist with the cemetery care and maintenance and until recently there was even a third person assisting. Our current City Ordinances regarding the cemetery not being enforced creates challenges as well as the poor record keeping system allows for mistakes to be made. It is a work in progress to improve all areas, a new mower with rear discharge has been purchased and we are working on GIS mapping and moving to a new process for grave marking.

Agenda Item #21: Adjourn.

- ☐ Motion made to adjourn by Jones. Second by Davis. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes. Time: 7:35 PM

ATTEST:

/s/ Susan Suther

Susan Suther

City Clerk/Treasurer

/s/Brian Davis

Brian Davis

Mayor

Davis Municipal Authority

June 14, 2021 6:00 PM

Davis City Council Chambers

308 S 3rd St

Davis, Ok 73030

Agenda Item #1: Call to Order Davis Municipal Authority

- ☐ Chairman Brian Davis called the meeting to order at 7:35 PM

Agenda Item #2: Roll Call

- ☐ Chairman Brian Davis – present, Vice Chairman Stan Jones – present, Trustee Josh Oakley – present, Trustee Clint Grinstead – present, Trustee Jeremy Bumgarner – present.

Agenda Item #3: Consideration and possible action to approve Consent Agenda.

- a. Minutes of prior meetings: Motion made to approve by Jones. Second by Oakley. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes.
- b. Claims: Motion made to approve by Jones. Second by Oakley. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes.

Agenda Item #4: Consideration and possible action to approve items removed from Consent Agenda.

- ☐ No items removed from the consent agenda.

Agenda Item #5: Consideration and possible action to approve Resolution No. 571 for FY 2021-22 Budget for the City of Davis and other funds.

- ☐ Motion made by Jones to approve Resolution No. 571 for FY 2021-22 for the City of Davis and other funds. Second by Oakley. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes.

Agenda Item #6: Consideration and possible action to approve Resolution No 574 Establishing a Fee Schedule for the City of Davis.

- ☐ Motion made by Oakley to approve Resolution No. 574 Establishing a Fee Schedule for the City of Davis. Second by Davis. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes.

Agenda Item #7: Consideration and possible action to approve Resolution No. 573 Establishing an Investment Policy for Davis Municipal Authority.

- ☐ Motion made by Oakley to approve Resolution No. 573 Establishing an Investment Policy for Davis Municipal Authority. Second by Davis. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes.

Agenda Item #8: Consideration and possible action to approve Southern Oklahoma Regional Disposal, Inc. Collection and Disposal Services Agreement.

- ☐ Motion made by Davis to approve Southern Oklahoma Regional Disposal, Inc. Collection and Disposal Services Agreement. Second by Jones. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes. Holland stated this is a one-year agreement with

additional years as options for renewal to allow him time to study alternatives for making recommendation to the council if competitively bidding the services would be a better way to go.

Agenda Item #9: Consideration and possible action to formally adopt the Davis Wastewater Treatment Plant Engineering Report prepared by Garver USA to proceed with submission to ODEQ for the recommended alternative.

- ☐ Motion made by Davis to approve and adopt the Davis Wastewater Treatment Plant Engineering Report to proceed with submission to ODEQ for recommended alternative two. Second by Jones. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes. Holland presented both alternatives with the preference of alternative two. Discussion was had about the age and condition of the existing plant, the number of lift stations, the concerns about consent orders that could be placed in the future if this project is not done, the possibility to swap with or acquire property from the neighboring landowner to keep the plant on the North side that will require smaller lift-station and pumps to support.

Agenda Item #10: New Business: Discussion and possible action concerning any matter not known which could not have been foreseen prior to the posting of this agenda.

- ☐ No new business.

Agenda Item #11: Adjourn.

- ☐ Motion to adjourn made by Jones. Second by Oakley. Vote: Bumgarner – yes, Grinstead – yes, Oakley – yes, Jones – yes, Davis – yes. Time 8:02 PM

ATTEST:

/s/Susan Suther
Susan Suther
City Clerk/Treasurer

/s/Brian Davis
Brian Davis
Chairman