

Davis City Council

November 14, 2022, 6:00 PM
Davis City Council Chambers
308 S 3rd St
Davis, OK 73030

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

- Meeting called to order by Mayor Brian Davis. Time: 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 – absent.

Agenda Item #3: Prayer

- Prayer led by Jones.

Agenda Item #4: Pledge of Allegiance

- Pledge of Allegiance led by Davis.

Agenda Item #5: Consideration and possible action to approve Consent Agenda:

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

Agenda Item #6: Consideration and possible action to approve items removed from the Consent Agenda.

- No items were removed from the consent agenda.

Agenda Item #7: Consideration and possible action to approve Resolution #620 Authorizing a Checking Account for City of Davis Capital Improvement Fund.

- Motion to approve Resolution #620 made by Davis. Second by Jones. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Presentation of resolution by Susan Suther, City Clerk/Treasurer. Management agreement with Midground Creators, LLC for Crossbar Ranch requires us to maintain 50% of monthly payments for capital improvements to Crossbar Ranch. None of our existing funds are set up to properly maintain those revenues. This fund could be used to maintain those revenues and others that are allocated for specific purposes.

Agenda Item #8: Consideration and possible action to approve Resolution #621 Authorizing Closing the Fire Truck Savings Account and Transferring Balance to Capital Improvement Fund.

- Motion to approve Resolution #621 made by Jones. Second by Davis. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Presentation of resolution by Suther. This savings account was established originally in 2008 when two trucks were leased and Community Bank provided the funding, the payments were taken from this account. No leases currently exist for the Fire Department. Funds in the account would be deposited into Capital Improvement Fund with a general ledger specified for Fire Department Savings deposits as well as expenditures, statement would be received monthly, with a savings account those are quarterly, and the account has at least one transaction monthly so it should be reconciled monthly. Minimizing the number of accounts maintained is more efficient as well as reduces our risk.

Agenda Item #9: Consideration and possible action to approve Resolution #622 Authorizing Closing the Police Drug K9 Fund and Transferring the Balance to the Municipal Court Fund.

- Motion to approve Resolution #622 made by Davis. Second by Jones. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Presentation of resolution by Suther. Account was originally opened in 2016 when funds were received that had to be “earmarked for drug related”. Those funds have long since been spent, the account receives very few transactions and those can be preserved for restricted use in the Municipal Court Fund with a general ledger account for deposits and one for expenses.

Agenda Item #10: Consideration and possible action to approve Resolution #623 Authorizing Distribution of Escrow for City of Davis.

- Motion to approve Resolution #623 made by Jones. Second by Oakley. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Presentation of resolution by Suther. Funds have been released by OMAG from 2019-2020 Workers Compensation Plan Year and we desire to use those funds placed in our escrow account to apply to our balance due for the current FY Workers Compensation premium.

Agenda Item #11: Consideration and possible action to approve Resolution #624 Granting a Variance for Property Located at 300 W Hanna Avenue.

- Motion to approve Resolution #624 made by Davis. Second by Oakley. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Presentation of resolution by Ralph Coppenbarger, Jr., City Planner. Request made by property owner, Marsha Roady, to Davis Planning Board on October 24, 2022, planning board recommended approval. Discussion regarding size of home, size of lot, width of street, actual vs. platted width, placement of other

homes on the street. Grinstead inquired about the future requests for variances and concerns with setting a precedent for allowing exceptions to the city code. Davis inquired about the current city code and if it needs to be updated. Discussion of the uniqueness of this lot with three sides bordering a street. Grinstead made a recommendation to review the code to determine if it needs to be changed.

Agenda Item #12: Consideration and possible action to approve Resolution #625 Authorizing Application for American Rescue Plan Act (ARPA) Grant from the Oklahoma Water Resources Board.

- Motion to approve Resolution #625 made by Davis. Second by Jones. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Presentation of resolution by Ricky Harness, City Manager. Additional ARPA funding available through OWRB, 1-million-dollar grant, no matching funds required, would consider using to engineer water and wastewater line replacement, goal is to create a progressive list of lines and work through them all, engineering a project while one is being completed so there is always a shovel ready project for when funding does become available through grants or our revenues.

Agenda Item #13: Consideration and possible action to approve Resolution #626 Authorizing Application for ODOT Transportation Alternatives Grant for 6th Street Sidewalk Project.

- Motion to approve Resolution #626 made by Jones. Second by Oakley. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Presentation of resolution by Harness. ODOT has funding through the Transportation Alternatives Program to fund 90% of the sidewalk cost on the 6th Street project. Ricky Harness to be the Chief Project Sponsor for the grant/6th Street Sidewalk Project.

Agenda Item #14: Consideration and possible action to approve Resolution #627 Authorizing Execution of ODOT Project Maintenance Agreement for Traffic Signal Installation at US-77/SH-7 & 3rd Street intersection.

- Motion to approve Resolution #627 made by Davis. Second by Jones. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Presentation of resolution by Harness. ODOT Highway project will result in them replacing the signal light at 3rd St & Main St intersection. We are required to properly maintain and repair, if needed, the signal light for at least 10 years.

Agenda Item #15: Consideration and possible action to approve Resolution #628 Establishing a Fee Schedule for the City of Davis and Davis Municipal Authority.

- Motion to approve resolution #628 made by Davis. Second by Jones. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Presentation of resolution by Suther. Increase to retail beer and liquor new and renewal license as well as on-premises beer/wine, on-premises mixed beverage, decrease to solicitors and peddlers permits for mobile food vendors, added the Special Event Permit in the place of parade permit.

Agenda Item #16: Consideration and possible action to proceed with quiet title procedures for Lots 1 & 2, Block 120, Davis (7th Street property).

- Motion by Jones to approve proceeding with quiet title procedures for Lots 1 & 2, Block 120, Davis. Second by Oakley. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Presentation by Suther regarding the donation of the property in 1993 by Bernice Crockett for the purpose of building a Senior Citizens Center in memory of her mother Oma Norman. A couple months later, City Attorney reported that the property did not have a clear title because Ms. Crockett only had a 1/7 ownership and her portion of the ownership was all that conveyed in the donation of the property. The City moved forward with locating and purchasing another property for the purpose of a Senior Citizens Center. In 2000 a notice of tax deed was received because someone had paid the back taxes on the lots and was seeking ownership, City of Davis and 11 others were named in the tax deed, City of Davis paid the taxes and preserved their portion of ownership. We have cared for the property for years and at this point need to gain full ownership ourselves, which would be the goal of the quiet title procedures.

Agenda Item #17: Consideration and possible action to surplus and sell 2013 Ford Taurus VIN100453.

- Motion to surplus and sell 2013 Ford Taurus VIN100453 made by Oakley. Second by Davis. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Danny Cooper, Police Chief, reported this unit was taken out of service earlier this year after a collision with a deer. The unit is to be sold with Purple Wave auction services.

Agenda Item #18: Consideration and possible action to surplus and sell real property of 14 acres mol formerly used for Crazy Horse Municipal Airport.

- Motion to surplus and sell real property of 14 acres mol – Crazy Horse Municipal Airport made by Davis. Second by Jones. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Presentation by Harness of the former airport property that has been formerly closed as an airport, City currently has no plans to utilize the property. Cooper mentioned some mischief such as racing on the old runway occurs. Grinstead inquired about the property being donated to the City or purchased by the City, to which Coppenbarger confirmed that the property was purchased by City of Davis from the Short family.

Agenda Item #19: Consideration and possible action to reverse the declaration of surplus of real property located at 132 E Hazelwood St, Davis, OK that occurred on August 10, 2020.

- Motion to reverse the declaration of surplus of real property at 132 E Hazelwood St, Davis made by Davis. Second by Oakley. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Presentation by Harness of the property which has a lift station as well as a water line running through it, and it joins the current DKA fields and would best be used as additional parking.

Agenda Item #20: City Manager's Report

- Danny Cooper provided the report from the Police Department. Working with Murray County agencies on the Active Shooter at School Program to be prepared in the event it is needed. A recent OHP request for K9 Unit support resulted in the seizure of 11 kilos of a controlled dangerous substance with a street value of \$120,000. Another incident resulted in the seizure of 115 pounds of marijuana with street value of approximately \$346,110, some cash and a vehicle.
- Dusty Parsons, Fire Chief, reported 42 calls, of which 1/3 were grass fires.
- Harness reviewed the Financial Statement Report for General Fund, DMA and Turner Falls Park, reported that the on site portion of the operational review of our Water Treatment Plant has been completed, expect the report in the near future, the operational review of our Police Department is scheduled to begin later this week. The goal for each of the reviews is what are we doing well, what is working, what needs to improve.

Agenda Item #21: City Treasurer Report

- Suther reported on Sales & Use Tax receipts for current month, fund balances, investment balances, loan balances and DMA Utility billing for October 2022.

Agenda Item #22: Davis Chamber of Commerce Report

- Report given by Brandy Baldwin, Executive Director, update on training events that have been held and others that are scheduled, HOOT Race that was cancelled due to weather, new memberships, upcoming events including the A Very Davis Christmas celebration set for Thursday, December 1st, Biometrics Health Day set for December 13th.

Agenda Item #23: New Business: Discussion concerning any matter not known which could not have been foreseen prior to the posting of this agenda.

- No new business.

Agenda Item #24: Adjourn.

- Motion to adjourn made by Jones. Second by Davis. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Time: 7:01 PM

ATTEST:

/s/Susan Suther

Susan Suther
City Clerk/Treasurer

/s/Brian Davis

Brian Davis
Mayor

Davis Municipal Authority

November 14, 2022, 6:00 PM
Davis City Council Chambers
308 S 3rd St
Davis, OK 73030

Agenda Item #1: Call to Order Davis Municipal Authority

- Meeting called to order by Chairman Brian Davis. Time: 7:01 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 – absent.

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

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

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 leave matured DMA CD funds in the amount of \$17,906.69 in the DMA Water/Wastewater Infrastructure account to use for water/wastewater infrastructure projects.

- Motion to approve made by Davis. Second by Jones. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Presentation by Suther of the history of the CD as best it can be researched in the minutes. It appears to have been established when money was being saved for the construction of the Water Treatment Plant, last transaction was a withdrawal that happened the same month the loan closed for the Water Treatment Plant. The funds appear to have been set aside for the purpose of the Water Treatment Plant project, leaving the funds in the Water/Wastewater Infrastructure account would allow the funds to be used for the upcoming SCADA upgrade at the Water Treatment Plant and honor the purpose for which they seem to have been intended.

Agenda Item #6: Consideration and possible action to approve Resolution #628 Establishing a Fee Schedule for City of Davis and Davis Municipal Authority.

- Motion to approve made by Davis. Second by Grinstead. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Presentation of resolution #628 by Suther.

Agenda Item #7: Consideration and possible action to approve Resolution #629 Establishing Water and Sanitary Sewer Rates/Tiers for water/sewer billing to maximize grant application opportunities.

- Motion to approve made by Davis. Second by Jones. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Presentation of Resolution #629 by Suther, to establish the tiers needed to gain more points on grant applications, no rates will actually increase, some rates will remain exactly the same and others will decrease and revenues will remain adequate for this phase of the project.

Agenda Item #8: Consideration and possible action to approve TFP Budget amendment for Capital Outlay to fund Turner Falls Projects.

- Motion to approve made by Oakley. Second by Jones. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – no. Presentation of budget amendment by Harness, moves funds forward to start and complete the Tipi Village and Bunkhouse projects during this off season, funds the commercial washer and dryer purchase needed with the additional lodging of the Tipi Village and Bunkhouse projects, relocates other planned capital purchases to fund the purchase of a tractor, reallocates funds from park maintenance and repair budget to purchase a dump truck. Davis inquired about the shelter structures for the equipment and vehicles currently owned by the park, Harness assured him they are in the works and will be completed.

Agenda Item #9: Consideration and possible action to approve the purchase of a 2022 Chevrolet Colorado from Mike Hellack Chevrolet in the amount of \$33,500 for use by Turner Falls Park.

- Motion to approve made by Davis. Second by Jones. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Request to purchase 2022 Cheverolet Colorado made by Harness. Originally budget at \$40,000, so a little under budget.

Agenda Item #10: Consideration and possible action to approve the purchase of a 2022 Chevrolet Silverado 1500 from Mike Hellack Chevrolet in the amount of \$38,124 for use by the water/wastewater departments.

- Motion to approve made by Jones. Second by Davis. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Request to purchase 2022 Cheverolet Silverado 1500 made by Harness. Originally budgeted to spend \$35,000 so a little over the budgeted amount.

Agenda item #11: Consideration and possible action to approve DMA Budget Amendment for vehicle purchase.

- Motion to approve made by Davis. Second by Jones. Vote: Bumgarner – absent; Grinstead – yes; Oakley – yes; Jones – yes; Davis – yes. Request by Suther to increase the budgeted capital outlay for the purchase of a vehicle for water/wastewater from \$35,000 to \$38,124.

Agenda Item #12: New Business: Discussion concerning any matter not known which could not have been foreseen prior to the posting of this agenda.

- No new business.

Agenda Item #13: Adjourn

- Motion to adjourn made by Jones. Second by Davis. Vote: Bumgarner – absent; Grinstead yes; Oakley – yes; Jones – yes; Davis – yes. Time: 7:33 PM

ATTEST:

/s/Susan Suther
Susan Suther
City Clerk/Treasurer

/s/Brian Davis
Brian Davis
Chairman