

City of Davis

February 12, 2024, 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. Time: 6:00 PM

Agenda Item #2: Roll Call

- Mayor Brian Davis – present; Vice-Mayor Stan Jones – present; Councilman Josh Oakley – absent; 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 meetings. Motion to approve made by Jones. Second by Davis. Vote: Bumgarner – absent; Grinstead – yes; Oakley – absent; Jones – yes; Davis – yes.
- b. Claims. Motion to approve made by Jones. Second by Davis. Vote: Bumgarner – absent; Grinstead – yes; Oakley – absent; Jones – yes; Davis – yes.

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

- No items removed from the consent agenda.

Agenda Item #7: Consideration and possible action to approve allocation of funds to be received from the sale of surplus real property.

- Motion made by Davis to allocate the funds received from the sale of surplus real property to the City Hall construction or renovation project. Second by Jones. Vote: Bumgarner – absent; Grinstead – yes; Oakley – absent; Jones – yes; Davis – yes.
- There are three pieces of real property that have been declared surplus and we have the intention to sell them, one vacant lot at the corner of 3rd St and Hanna Ave; two vacant lots on 7th St and the airport property.

Agenda Item #8: Consideration and possible action for funds previously allocated for use at 7th Street Park to be re-allocated for use at Fullerton Park.

- Motion made by Jones to use the funds previously allocated to 7th Street park to Fullerton Park. Second by Davis. Vote: Bumgarner – absent; Grinstead – yes; Oakley – absent; Jones – yes; Davis – yes.
- In June 2018 monies were placed in the Grant Fund and allocated between Fullerton Park and 7th Street park. Since 7th Street park never came to fruition because of the title/ownership issues, and has since been declared surplus real property to be sold, the \$42,007.08 remaining for that property could be reallocated to be used for Fullerton Park improvements/expenses.

Agenda Item #9: Consideration and possible action to approve the 2024 Cemetery Board Meeting dates.

- Motion to approve made by Davis. Second by Jones. Vote: Bumgarner – absent; Grinstead – yes; Oakley – absent; Jones – yes; Davis – yes.

- Ricky Harness, City Manager, presented the Cemetery Board meeting calendar for the remainder of 2024.

Agenda Item #10: Consideration and possible action to approve Resolution #669 Authorizing Grant Application through Bureau of Justice to fund purchase of body worn cameras for the police department.

- Motion to approve Resolution #669 authorizing the grant application for body worn cameras was made by Jones. Second by Grinstead. Vote: Bumgarner – absent; Grinstead – yes; Oakley – absent; Jones – yes; Davis – yes.
- Danny Cooper, Police Chief, presented the need for a grant to replace their body worn cameras. There are currently two cameras that are in need of repair, but our current brand has been acquired by Motorola and our cameras are no longer supported. The cost of a replacement camera with Axon body worn cameras is approximately \$2,000 per camera and storage is cloud based. This would bring some conveniences for access the video and ease of use by the department. Grinstead inquired about the cost of Motorola cameras, Cooper reported they are approximately \$5,000 each. Davis inquired about the age of our current cameras, which are four to five years old and were purchased with a JAG LLE grant. The Axon cameras are being used by the National Park Service and they have good reviews and recommendations.

Agenda Item #11: Consideration and possible action to approve Resolution #670 Authorizing the Closing of Savings (XXX77) and CD (XXX29) transferring the balances to the DMA Water/Wastewater Fund.

- Motion to approve Resolution #670 to close Savings XXX77 and CDXXX29 to transfer the money to the DMA Water/Wastewater Fund was made by Davis. Second by Grinstead. Vote: Bumgarner – absent; Grinstead – yes; Oakley – absent; Jones – yes; Davis – yes!
- Susan Suther, City Clerk/Treasurer requested to close the two accounts that are described as DMA Savings and DMA CD but open in the name of City of Davis and transfer the funds to the DMA Water/Wastewater Fund which is restricted to water/wastewater infrastructure. There are currently two matches we are holding those funds to satisfy, with this transfer, we will be within just a few thousand dollars of satisfying those match requirements without the use of operating funds.

Agenda Item #12: Consideration and possible action to approve Change Order for 6th Street Roadway Improvements Project.

- Motion to approve made by Jones. Second by Davis. Vote: Bumgarner – absent; Grinstead – yes; Oakley – absent; Jones – yes; Davis – yes.
- Harness presented the need for a change order because a water line was found to be in the roadway in the section between Bird Ave and Ferguson Ave. The line which is a 4” steel pipe is only about a 11” deep and has to be moved. Pavers, Inc has provided a cost of \$25,100 to put in 450’ of 4” PVC with four 4 x 4 tees, reset the affected meters, perform three short tie-ins and one long tie-in. Grinstead inquired about where the line runs and if it should be relocated to the alley with the other water lines. This would relocate the line out of the road way to the easement. Discussion of where the line crossed, what it services and the additional work required to move it to the alley.

Agenda Item #13: Review and discussion of DRAFT Feasibility Study Davis City Hall by Parkhill.

- Harness presented the draft feasibility study for Davis City Hall completed by Parkhill. Discussion of the condition indicated from their narrative report and the photos provided. Cost estimates for repair/renovation or new construction are still to come from Parkhill. Once those are received, we will look to make a decision on what course of action is best.

Agenda Item #14: City Manager’s Report

- Cooper – PD report was provided in packet, no additional information.
- Danny Cox, Fire Chief, FD report was provided in the packet, no additional information.
- Tim Thompson, Park Manager, TFP report was provided in the packet and accurate as of the date it was prepared. Since that date, over the weekend, additional trout revenues were recorded and

the trout stocking program has recovered all the monies spent to bring it back to the park this off season. Discussion of the groups that have come to fish, their locations, all across Oklahoma, their feedback and how plans are being made for next year to continue with and grow the success of the program. Jones inquired about the fisherman using fly or regular rods, Thompson reported many are using fly rods but both types are being used. Discussion of where the fish were placed, where they can be found now, how many fly fishermen can comfortably fish in certain pools, etc. Thompson requested the council communicate to him other information of interest they would like to see reported from Turner Falls. Grinstead inquired about the anticipated cost of the firepits for the Conestoga Wagons vs the cost of the fire pits for the Tipis that were built in 2023, the increase is approximately \$10,000. Discussion of the differences between the firepits, size, and area.

- 6th Street - Harness reported that Gaver is working with Pavers on another 6th Street issue involving the concrete boxes being the same size as the drainage pipes that are supposed to fit through them. It is a design issue that wasn't caught by anyone until now. Davis inquired if this would be at our expense to correct, Harness verified that Garver has agreed it would not be a cost to the City. There are also some concerns about the box design and structural integrity which is also being considered.
- Dog Pound – Harness reported that the back half of the dog pound where dogs would be housed is completed and operational. There is still work to be done in the front portion including the bathroom. Grinstead inquired about the materials, flooring, the concerns with water, urine and cleaning. Harness stated the floor has been sealed and it is a rubber material designed for kennels. When mopping it will be required for them to use a wet vac to remove the excess water. Grinstead inquired about the walls and sealing them to protect from water and urine. Harness stated the base board is PVC material with a concrete backer board and the walls are wrapped with a moisture barrier. Jones inquired if the building is on a concrete slab, which Harness confirmed it is.
- Police Chief – Harness shared that Danny Cooper has announced his retirement and the search for a police chief has begun, three resumes received thus far, working on a panel to review the resumes and actively recruiting with police/municipal organizations. Council members inquired about length of service and retirement date which is set for May 24, 2024. Harness stated plans would be made to recognize Cooper's service closer to his departure date.
- Code Enforcement – Harness stated we have fallen a bit behind on code enforcement with the fire department transition and the code enforcement officer needing to allocate more time to fire department duties and the challenges of McGirt rulings. There are currently about a dozen properties on the list that we will start over with sending notices, working through the steps, including citations and up to summary abatements. Davis inquired about which department code enforcement falls into, police or fire. Harness stated it is actually police and he may be working some changes to this in the near future.
- Crossbar – Jones inquired about capital projects for Crossbar. Harness has a meeting with Justin Ramsey to discuss on Tuesday, February 13, 2024. Grinstead inquired about the small buildings located by the entrance, Harness stated they have some RVs and even some staff housing there.

Agenda Item #15: City Treasurer Report

- Suther mentioned the sales tax revenue received this month compared to one year ago, the funds already set aside for the City Hall building, and the Jan 2024 DMA utility billing totals. The next Special Meeting for budget planning is set for Wednesday, February 28, 2024 at 6 PM.

Agenda Item #16: Davis Chamber of Commerce Report

- Brandy Baldwin, Executive Director shared information for the report included in the council packet, chamber banquet winners, recent Board retreat was held on January 12, new officers announced, and current board members are listed in the report. The hiring committee has made a recommendation to the board members to choose a candidate to replace Baldwin as the Executive Director and this decision should be voted upon soon. The chamber office also has a new system for tracking calls, visits and inquiries they receive.

Agenda Item #17: 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 #18: Adjourn

- Motion to adjourn made by Jones. Second by Grinstead. Vote: Bumgarner – absent; Grinstead – yes; Oakley – absent; Jones – yes; Davis – yes. Time: 6:56 PM

ATTEST:

/s/Susan Suther

Susan Suther
City Clerk/Treasurer

/s/Brian Davis

Brian Davis
Mayor

Davis Municipal Authority

February 12, 2024, 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: 6:56 PM

Agenda Item #2: Roll Call

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

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

- a. Minutes of prior meetings. Motion to approve made by Jones. Second by Grinstead. Vote: Bumgarner – absent; Grinstead – yes; Oakley – absent; Jones – yes; Davis – yes.
- b. Claims. Motion to approve made by Jones. Second by Grinstead. Vote: Bumgarner – absent; Grinstead – yes; Oakley – absent; 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 lease agreement with Gary Fielding for the management of the 777 Zip Line.

- Harness provided a copy of the Management Agreement for the operation of the 777 Zip Line to board members. The agreement is patterned off of the Crossbar Management Agreement. Mark Melton, City Attorney has reviewed and Harness made the suggested revisions from Melton. Harness directed the board to items 5.1 and 5.2 in the agreement as it outlines the revenue share details. The agreement does include a \$20,000 minimum annual payment. If the 18% revenue share is less than \$20,000, Mr. Gary Fielding has agreed to pay the difference to bring the payment up to \$20,000. This would ensure the revenues received would be greater than or equal to the agreement that has been in place. The 18% revenue share, based on a six year average calculation, would be approximately \$40,000. Jones asked if the agreement has a built in minimum number of days the 777 Zip Line would be operational during peak season. Harness confirmed it does not. Grinstead stated he would like time to review the agreement before voting.

Harness will provide agreement to Fielding for his review and approval and it will appear on the Special Meeting agenda for February 28th.

Agenda Item #6: Consideration and possible action to approve and award the CDBG funded portion of the WWTP Improvements Project.

- Motion made by Davis to approve the award of the CDBG funded portion of the WWTP Improvements Project to bnb Industries in the amount of \$1,059,000. Second by Jones. Vote: Bumgarner – absent; Grinstead – yes; Oakley – absent; Jones – yes; Davis – yes.
- Garver was not present to present their recommendation for award or answer questions from the board members. There was discussion about concerns with mixing contractors on a single project. Walters-Morgan Construction is the contractor with the larger portion of the WWTP Improvements Project. Suther stated that in an email Gaver did state they were verifying that bnb Industries, could work within the scope of the Walters Morgan Construction larger project. Grinstead inquired of Melton if we are required to select the lowest bidder, to which Melton responded that the state statute allows for the selection of best bidder meaning other criteria could be considered. Davis asked if we had any experience with bnb Industries, to which Harness responded they do work for us at Turner Falls and we have been satisfied. Suther stated that she believes because this is CDBG funded we would be required to accept the low bid. Davis asked if we could confirm that. ***Meeting proceeded on to Items #7 and #8. When we returned after item #8 was discussed, Suther had confirmed with our grant administrator for this grant that we did not have a reason that would be acceptable within the CDBG rules to not accept the lowest bid. Board proceeded to make motions and vote.***

Agenda Item #7: WWTP Construction Project Report.

- Harness provided an update on the WWTP Construction Project. Finished site demo, hauled off trees, old dog pound is removed, rebar supplies received, the footprint has been adjusted away from the fence line to allow for the utilities that need to run down that side. They have formed up the footings and getting ready for the foundation on the ops building and doing excavation work for the aero mods. There is a white sheeting covering the area for the ops building footing. A minor adjustment that falls within budget includes a couple additional computers for the SCADA operations. Weather has caused a loss of approximately three days during this period but they are still within the planned schedule. Excavator operator did hit a sewer line during some excavation but that has been repaired. Submittals and pay apps seems to be moving smoothly.

Agenda Item #8: Conestoga Wagon Project Report.

- Harness provided an updated on the Conestoga Wagon Project, expecting wagons and bathhouses to be delivered late April, ground work is underway. Grinstead inquired about who is completing the dirt work, to which Harness confirmed that we are doing the dirt work with Turner Falls Park staff. Some of the excavation dirt from the 6th Street Roadway Improvements Project is being used for this project.

Agenda Item #9: 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 #10: Adjourn.

- Motion to adjourn made by Jones. Second by Grinstead. Vote: Bumgarner – absent; Grinstead – yes; Oakley – absent; Jones – yes; Davis – yes. Time: 7:18 PM

ATTEST:

/s/Susan Suther
Susan Suther
City Clerk/Treasurer

/s/Brian Davis
Brian Davis
Chairman