

CITY OF SULPHUR
REGULAR COUNCIL MEETING
PROCEEDINGS OF GOVERNING BOARD
MONDAY, MARCH 11, 2024

HELD AT THE

CITY COMPLEX
600 WEST BROADWAY
SULPHUR, OKLAHOMA

Notices were posted at the Sulphur City complex, the Mary E. Parker Memorial Library and the Murray County Courthouse.

The Regular Council Meeting was called to order at 6:00 P.M. by Darrell Cole, Mayor.

BOARD MEMBERS PRESENT:

Alan McKay, Ward 1
Derrick Stone, Ward 2
Darrell Cole, Ward 3
Ryan Peters, Ward 4
Dan Gordon, Ward 5

ALSO PRESENT:

Andy Freeman, City Manager
Shannon Couch, City Clerk
Ginger Cornell, City Treasurer
Les Wesberry, Jr., City Attorney

OTHERS PRESENT:

Billy Clary, Jenene Clary, Trisha King, Arthur Earsom, Josh Sloan, Cheri L. Bellefeuille-Gordon, A. Stone, Jimmy Mullins, Tara Mullins, Audrey Davis, Misty Treptow, Robert Lee Clark, Gary Tingle, Lory J. Runyan, Christy Babb, Seandra Ramer, Rex Simpson, Tracie Simpson, Donna Lynch, Kari' Whitehead, Red Simpson, Robert Lewis, Jason Beaty and Donna Kay Bernardi.

The Invocation was given by Darrell Cole.

The Pledge of Allegiance was led by Ryan Peters.

CORRESPONDENCE & UPDATES:

Andy Freeman updated the City Council on the Splash Pad. Andy Freeman stated there are possibly two leaks under the concrete; the bushings are out of two features and there is still too

much pressure even though we have two pressure regulators on the system. Andy Freeman stated they think they can saw cut the leaks under the concrete to repair and then can apply “cool deck”. Andy Freeman stated it is similar to wall texture that cools the concrete and makes it not as slippery and can be painted with a certain type of paint. Andy Freeman stated the touch screen computer is obsolete and needs to be replaced. Andy Freeman stated they are going to send a quote for the repairs. Andy Freeman stated the roof bids are out and the pre bid meetings are coming up. Andy Freeman stated Myers Engineering is drawing up the plans for the fuel farm for Oklahoma Corporation Commission (OCC) to approve. Andy Freeman stated if OCC approves, then Myers will begin construction and then once that is complete, we will get back into completing the project to get it up and running. Darrell Cole asked if that is any cost to the City. Andy Freeman replied the fix is at Myers expense, but the City will have to pay what we originally agreed to on the grant. Andy Freeman stated all the information has been submitted to the Federal Aviation Administration (FAA) for reimbursement of the land purchased. Alan McKay asked what the appraisal was. Andy Freeman replied \$52,000. Alan McKay stated they appraised it as farm land. Andy Freeman replied yes and that is one of the questions he had been trying to contact them about, but they would never call him back. Andy Freeman stated this land could be part of the airport at some point and he wondered if that would affect the appraisal. Andy Freeman stated he has submitted it so we will go from there. Andy Freeman stated we are waiting on the Oklahoma Department of Transportation (ODOT) to seek bids on the sidewalk Tap Grant. Andy Freeman stated there were a couple of informational items included in the packets. Alan McKay asked how much the reimbursement was for. Andy Freeman stated he would have to check to be sure.

PUBLIC/CITIZEN PARTICIPATION:

Russell Brewer presented the Council with a picture showing the area he is requesting be abandoned. Russell Brewer stated he would like to request the City abandon the area on Tishomingo from 5th Street to the Park fence which is one block. Russell Brewer stated the picture shows what the area looks like. Ryan Peters asked if the area in the picture was left of the fence. Russell Brewer stated yes. Ryan Peters asked if there were any utilities in that area. Andy Freeman stated he thinks any utilities should run down the street. Andy Freeman stated he will check to make sure. Andy Freeman stated he gave Russell the Ordinance for that process and if the Council will let him know if that is something they are interested in we can start the process. Darrell Cole stated he did not have a problem if the land is not being used. Andy Freeman stated no it is a street to nowhere. Alan McKay stated it goes straight to the Park fence. Darrell Cole asked if we can put it on next month’s agenda. Andy Freeman stated there is a process to go through for this type of request. Les Wesberry stated technically this cannot be discussed unless it is an agenda item.

DISCUSSION AND POSSIBLE ACTION ON THE TREASURER’S REPORTS:

Ginger Cornell stated she met with the City Manager and City Clerk today to go over the numbers. Ginger Cornell stated to meet our goals we need to collect 9.3% per month on our sales tax and other revenues. Ginger Cornell stated we are right at our goal to collect 110%

because we like to collect 10% carry over for the next year to start our budget with. Ginger Cornell stated we have to consider that due to some of our Ordinance issues, the \$100,000 transfer from the Court Fund to the General Fund that is normally budgeted will not be able to happen because there is not enough money in the Court Fund. Ginger Cornell stated she took that out of the equation when she was doing the projections. Ginger Cornell stated she still thinks we will be okay as far as our collection. Ginger Cornell stated the other thing is the Lodging Tax which is included in the collections. Ginger Cornell stated she and Shannon have discussed that those funds should probably be moved to their own fund and banking account. Ginger Cornell stated that way we can monitor that for economic development, infrastructure, etc. for when the Council votes on what to pay out of those revenues. Ginger Cornell stated we did not budget any lodging funds to be spent this year. Ginger Cornell stated we plan to set that up for the upcoming budget for easier tracking. Ginger Cornell stated there is a street item on the agenda and the balance in the street fund is a little over \$5,125,000, including investments. Ginger Cornell stated we pulled some money from the checking account and put into CD's because they offered a 5% interest rate rather than a 1.6% being earned in the checking account. Ginger Cornell stated we will still be able to access any money from the CD's if needed. Ginger Cornell stated there are no issues with any of the other funds.

Motion was made by Derrick Stone to approve the Treasurer's Report as presented.
Seconded by Alan McKay.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.
Motion carried by vote:

CONSENT AGENDA:

- A. DISCUSSION AND POSSIBLE ACTION ON THE MINUTES OF THE FEBRUARY 12, 2024 REGULAR COUNCIL MEETING:
- B. DISCUSSION AND POSSIBLE ACTION ON PURCHASE ORDERS AS ITEMIZED ON THE CLAIMS LIST:
- C. DISCUSSION AND POSSIBLE ACTION ON THE CLERK'S COLLECTION AND BUDGET REPORTS:
- D. DISCUSSION AND POSSIBLE ACTION ON PAYROLL IN THE AMOUNT OF \$124,341.54 FOR FEBRUARY 2024 AND IN THE APPROXIMATE AMOUNT OF \$155,500.00 FOR APRIL 2024:
- E. DISCUSSION AND POSSIBLE ACTION ON PAYMENT TO FIRSTNET A BRANCH OF AT&T FOR CELL PHONE SERVICE IN AN AMOUNT NOT TO EXCEED \$900.00:

- F. DISCUSSION AND POSSIBLE ACTION ON PAYMENT TO FINISH LINE FUELS FOR FUEL EXPENSES FOR MARCH IN AN AMOUNT NOT TO EXCEED \$15,000:
- G. DISCUSSION AND POSSIBLE ACTION ON PAYMENT TO PREMIER TRUCK GROUP FOR A SWITCH FOR TANKER #1 IN THE AMOUNT OF \$79.10:
- H. DISCUSSION AND POSSIBLE ACTION ON PAYMENT TO UNITED AG & TURF FOR MOWER BLADES AND PARTS IN THE AMOUNT OF \$365.95:

Alan McKay stated he will have to abstain from the purchase order item and Darrell Cole stated he will have to abstain from the minutes item.

Motion was made by Ryan Peters to approve Items C, D, E, F, G and H on the Consent Agenda as presented.

Seconded by Alan McKay.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.

Motion carried by vote:

Motion was made by Alan McKay to approve Item A on the Consent Agenda as presented.

Seconded by Ryan Peters.

Alan McKay, Derrick Stone, Ryan Peters and Dan Gordon each voted aye. Darrell Cole abstained.

Motion carried by vote:

Motion was made by Ryan Peters to approve Item B on the Consent Agenda as presented.

Seconded by Dan Gordon.

Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye. Alan McKay abstained.

Motion carried by vote:

DISCUSSION AND POSSIBLE ACTION ON RESOLUTION APPROVING AND ADOPTING THE MURRAY COUNTY HAZARD MITIGATION PLAN AS PRESENTED:

Andy Freeman stated the Hazard Mitigation Plan has been drafted and a bill for the City's portion will be sent next month. Murray County Emergency Management Director, Brian McDaniel, stated hazard mitigation plans identify hazards in the County and they try to mitigate it or fix it through a grant of other means. Brian McDaniel stated there are action items in the back of the plan that were identified in the plan, such as flooding, generators, etc. Brian

McDaniel stated grants can be applied for to help pay to fix those action items. Brian McDaniel stated if there is a natural disaster that affects Murray County or the City of Sulphur, by having a Mitigation Plan, we will have access to more grant funding. Brian McDaniel stated there are several federal programs aimed directly at infrastructure and one is called "BRIC", Building Resilient Infrastructure in Communities. Brian McDaniel stated most of those grants are 75/25 matching grants. Brian McDaniel stated we paid to have our Mitigation Plan written which cost roughly \$43,000. Brian McDaniel stated we got it funded through a 90/10 grant so the County's portion was around \$4,300. Brian McDaniel stated we included the City of Sulphur and decided to split the matching cost so it will cost each entity around \$2,100.00. Brian McDaniel stated it is a good program and good to have and gives us the availability for the County and the City to fix hazardous problems. Brian McDaniel stated the Plan is a 5-year plan and we will update it every five years. Brian McDaniel stated if things have changed during that time, we will want to begin updating it at the four-year mark. Brian McDaniel stated for example, if we resolve an item we will want to remove it from our plan. Andy Freeman stated next month we will have to have an agenda item to appoint an Emergency Manager because the plan calls for one. Alan McKay asked if the City had to have one. Andy Freeman stated he thinks we can talk to the County about using Brian McDaniel as our Emergency Manager, but he will have to discuss that with the County. Alan McKay stated the plan is needed.

Motion was made by Alan McKay to approve the Resolution approving and adopting the Murray County Hazard Mitigation Plan as presented.

Seconded by Ryan Peters.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.

Motion carried by vote:

DISCUSSION AND POSSIBLE ACTION ON REQUEST BY THE SULPHUR CHAMBER OF COMMERCE FOR PERMISSION TO INSTALL ADA COMPLIANT PLAYGROUND EQUIPMENT IN PORTMAN PARK IF AWARDED THE KUBOTA HOMETOWN PROUD GRANT:

Sulphur Chamber of Commerce Director, Misty Treptow, stated this is grant she came across recently and started sharing it to see if this is something we could get going in our community again. Misty Treptow stated last year they started a Portman Park Project to include a walking trail, updated playground equipment and pickle ball courts in our City park, but we were not awarded that grant. Misty Treptow stated this is a similar grant but is on a smaller amount and it does not require a match. Misty Treptow stated they award either a \$10,000 or \$50,000 grant and once they pick their finalist it goes to the citizens to vote on the winner for the \$50,000 grant award. Misty Treptow stated she thinks we have a supportive community so that is a strong possibility for us. Misty Treptow stated they are actually pursuing the same playground equipment that was researched for the last grant project to submit for this grant. Misty Treptow stated the equipment is ADA compliant and they are looking at the lower end of cost and if we are awarded the \$50,000 grant then we could always add to it. Misty Treptow stated they need

permission from the City of Sulphur to install the equipment in Portman Park if awarded the grant. Misty Treptow stated the grant deadline is April 12th. Misty Treptow stated she is simultaneously working with the Chamber Board and the grant requires a 501C 3 so she is working with the Murray County Charitable Endeavors Foundation for that. Misty Treptow stated this is Hometown Grant through Kubota. Misty Treptow stated previous winners were for community gardens, food bank locations, etc. Misty Treptow stated she feels the ADA playground equipment will fall in line with the same missions they are seeking. Darrell Cole asked who will carry the insurance on this. Andy Freeman stated the City. Alan McKay stated the City will also be maintaining it. Andy Freeman agreed. Andy Freeman stated if you want to research it you can google, Kubota Hometown Proud Grants. Alan McKay asked if they ever figured out whether the City owns the land or not. Andy Freeman asked Portman Park. Alan McKay replied yes, was it not part of the railroad access. Andy Freeman stated from what he understands, all of the railroad went to the City of Sulphur when the railroad went out. Alan McKay stated all the land back to the West reverted back to the land owners. Andy Freeman stated he will have to check. Andy Freeman stated there was a newspaper article where the land went to the City, but he will have to go back and find it. Misty Treptow stated she thinks she has a copy of the article. Andy Freeman stated if it is not ours, we sure have put a lot of money into it.

Motion was made by Ryan Peters to approve the request if awarded the grant.

Seconded by Dan Gordon.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.

Motion carried by vote:

DISCUSSION AND POSSIBLE ACTION ON REQUEST BY ARTHUR EARSOM
REGARDING FENCE AGREEMENT FOR ACCESSING THE SULPHUR MUNICIPAL
AIRPORT FROM HIS PROPERTY:

Arthur Earsom stated he has had an airplane hangar at the Sulphur Airport since 2002 and currently owns property that borders the airport. Arthur Earsom stated with the Federal Aviation Administration Modernization Program of 2012 they now have a view where it does not jeopardize grants or airport improvement plans to allow residential through the fence agreements. Arthur Earsom stated he is requesting the City grant him an agreement. Arthur Earsom stated he will do all the dirt work, fencing, etc. at no cost to the City of Sulphur. Darrell Cole asked if it will be kept locked up. Arthur Earsom stated yes, it will be an automatic gate like is currently at the airport. Darrell Cole stated FAA says this type of agreement is ok. Arthur Earsom replied yes. Darrell Cole asked about the hangar that he is leasing now. Arthur Earsom stated that is his personal hangar and he leases the land the hanger sits on. Darrell Cole stated but if you pull your plane out then we will be minus a rental. Arthur Earsom replied, no, he has more than one plane. Arthur Earsom stated he plans to continue leasing the land from the City. Arthur Earsom asked if there were any questions. Dan Gordon started to make a motion. Alan McKay asked that before a motion is made, Arthur Earsom read a document. Alan McKay stated

he has talked to a lawyer and in 2018, FAA changed their requirements. Alan McKay stated you would have to come in and reapply because he cannot apply for a through the fence agreement until this application is done. Alan McKay stated he has spoke to Les Wesberry about it. Alan McKay stated he would like for Arthur and the Council to review it before a motion is made. Alan McKay stated it will be against the City and the FAA if they grant a through the fence agreement. Alan McKay stated he can get an agreement as soon as he makes application. Alan McKay stated they changed it in 2018 and he did not know it until he looked it up. Alan McKay stated you cannot get in touch with anyone at FAA, but requested he look at the changes. Alan McKay stated by their rules, he and the City Manager have to make an agreement, with us as a whole and then FAA reviews it and then FAA gives him permission to do it. Alan McKay stated that way no grants are lost, no money, etc. Arthur Earsom stated that is the only way he can get the agreement. Alan McKay stated he is not trying to throw a kink in the deal. Andy Freeman asked if the City made an agreement first then we take it to FAA to review. Alan McKay stated the City comes up with an agreement and he can send the PDF to everyone to review. Alan McKay stated FAA has to review it and at that time they will send it back to you. Arthur Earsom asked if that was for residential or commercial planes. Alan McKay stated it is for residential, but the documents include information on both. Alan McKay stated he did not know anything about this until he started talking to the ones at Ardmore and Springer and what they have to do and they said you have to do this application first, but even the old ones from 2012 have to be reauthorized. Alan McKay stated he can get him some contacts at Ardmore and we can have a special meeting to approve it, but we have to go by the 2018 guidelines.

Motion was made by Alan McKay to table this item.

Seconded by Ryan Peters.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.

Motion carried by vote:

DISCUSSION AND POSSIBLE ACTION ON UNIVERSITY OF OKLAHOMA STUDENT,
NOAH OSTERHOUDT'S, REQUEST FOR PERMISSION TO CONDUCT VULTURE
RESEARCH AT THE CITY LIMB YARD PROPERTY:

Andy Freeman stated Mr. Osterhoudt is in his master's program and he is requesting to use the City Limb Yard to trap vultures for research. Andy Freeman stated a lot of them roost in the Park, but the Park will not let him do this. Andy Freeman stated he will trap them, do his research and then let them go. Andy Freeman stated he is asking for the City's permission to use the City Limb Yard for that research. Darrell Cole asked if it is against the law to trap vultures. Alan McKay stated they are protected, but you can release them. Alan McKay asked if there is any liability clause or is it in his contract with OU. Les Wesberry stated we can put an agreement together. Alan McKay read the request letter which stated there is not any liability on the City of Sulphur.

Motion was made by Alan McKay to approve the request as presented.

Seconded by Derrick Stone.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.
Motion carried by vote:

DISCUSSION AND POSSIBLE ACTION ON QUOTES FOR A NEW SOUND SYSTEM TO BE USED AT THE CITY PLAZA AS REQUESTED BY THE SULPHUR CHAMBER OF COMMERCE:

The following quotes were received:

- 1) Smart Spaces \$35,360.80
- 2) Cory's Spaces \$44,622.28
- 3) Vox Audio Visual \$42,269.76

Jeff Flowers stated he appreciates the City giving them the ability to look at this project for our community. Jeff Flowers stated a few years ago Sulphur was ranked number one Christmas destination in Oklahoma and we ranked nationally. Jeff Flowers stated people came from miles around to watch the lights dance to the music. Jeff Flowers stated the Artesian would give carriage rides through the lights and people were walking the streets to see the animated show. Jeff Flowers stated he has had people tell him Sulphur was like a little Hallmark movie at times. Jeff Flowers stated opening night was packed with people and the downtown merchants have said their business was greatly impacted by the light show and events held during the Christmas season. Jeff Flowers stated that impact equates to tax revenue. Jeff Flowers stated over the years the extension cords and lighting became worn and needed replacing. Jeff Flowers stated we took them down with the intention of replacing them, but that year the downtown sound system shorted out and killed the show. Jeff Flowers stated we need to work on infrastructure, electrical, lighting and sound system. Jeff Flowers stated the sound system is essential to the Christmas Show as well as the City of Springs Car Show which is one of the largest shows between Dallas and Oklahoma City area. Jeff Flowers stated we bring in 200-300 contestants per year. Jeff Flowers stated the reason the participants like our show is because they can hear all the way downtown and can hear the announcements. Jeff Flowers stated other events held downtown benefit from the sound system including the Kiwanis BBQ Contest and the High School Pep Rally. Jeff Flowers stated the sound system would be used to play background music to play every weekend to enhance the visitor's shopping experience downtown with announcements and events we are having in our area. Jeff Flowers stated the community is invested and with donations raised, the Christmas Committee spent over \$28,000 for downtown roof lighting last year on the Plaza, the American Legion and building East of the Plaza. Jeff Flowers stated the lights are permanent and they plan to use them throughout the year for various holidays and events. Jeff Flowers stated the committee is currently working on fundraisers to add to the show and the electrical needed for the rooftops for the future animations for the show. Jeff Flowers stated he hopes the Council will see that the Chamber has bought into making Sulphur another

top Christmas destination by doing events every weekend in December. Jeff Flowers stated they request the use of the stage storage building to be used as the control center. Jeff Flowers turned the discussion over to Josh Sloan for further details. Josh Sloan stated he is here to answer any technical or design questions. Josh Sloan stated they currently have about \$10,000 of promised money to go toward the project. Josh Sloan discussed the three different quotes for a sound system. Josh Sloan stated they are all very similar in functionality, but costs are different. Josh Sloan stated any of the three would be great and all meet the needs of what we propose. Alan McKay asked if the building is temperature controlled. Jeff Flowers stated it will be because he will donate the unit. Alan McKay asked if it was insulated. Jeff Flowers stated not yet, but that is part of it. Josh Sloan stated page two is a list of things in chronological order of what will have to be done to the building and who is donating it. Jeff Flowers stated it is currently just a shell of a building. Jeff Flowers stated they will have to upgrade the electrical and that will put electrical on the stage with future lighting capabilities. Jeff Flowers stated the plan is to frame it, wire it, insulate it, install heat and air and secure it with another door inside. Jeff Flowers stated that building would house the computer system for the sound system and the Christmas show. Josh Sloan stated everything that was in the semi-truck trailer that was brought down during Christmas would now be located in this building. Josh Sloan stated the system is zoned controlled in every block. Josh Sloan stated people that want to use the Plaza would be able to get a key to use the sound system. Josh Sloan stated they would only be able to open a user panel, with very limited control. Josh Sloan stated it would just be the speakers on the Plaza and there will be thresholds on the amplifier so they cannot turn it higher than the presets. Josh Sloan they will have no control of the zones but the Plaza. Josh Sloan stated that would require a separate set of keys to get into the back room to have more controls. Alan McKay stated that would be select people doing that. Josh Sloan replied yes, very select. Josh Sloan stated all three companies will train as many people as needed to run the sound system. Josh Sloan stated there is a year maintenance and all of this is internet accessible so they can remote in to troubleshoot any issues. Josh Sloan stated the Chickasaw Telephone Company is putting fiber in that building permanently so there will be internet downtown as well. Jeff Flowers stated the sound for the Century Clock on the Plaza was actually installed by one of the bidders. Jeff Flowers stated the clock used to chime and he thinks we could get the bidder selected to get that clock to chime again if we wanted to. Alan McKay stated he has talked to other cities on how they handle stuff like this and some have budgeted money, but one city he talked to takes money from their economic development because it is bringing economy in. Alan McKay stated they would go to the entities like Car Show or Christmas Committee and they split the cost between the entities that would be using it and that way no one was hit with the full expense. Alan McKay stated they too limited use to those trained to use it. Alan McKay asked what they thought about that. Jeff Flowers stated the Christmas Committee for the lights so we are asking the City to cover the sound system. Jeff Flowers stated over the years we have put at least \$100,000 out of donated money and the Christmas Committee has fundraisers scheduled all through the summer and all the money donated will go back to the Christmas Light Show. Jeff Flowers stated the goal this year is to have the sound up and running, animate the Plaza and try to go down the block. Jeff Flowers stated we do not know how far we will get because it will depend on how

much money is raised. Jeff Flowers stated we are not asking the City for monetary donation for the Christmas Lights, we are just asking the City to fund the sound system. Jeff Flowers stated we can probably get some of the other entities to go in on some of the costs. Alan McKay stated that way no one gets the blunt of it. Jeff Flowers stated our committee is dedicated to get bringing the Christmas lights back. Jeff Flowers stated that could be this year or it could take a couple of years to get the lights animated all the way downtown. Josh Sloan stated when we started the show in 2008, we kind of just winged it and it worked great, but we would like to lay the proper foundation when we do it this time. Josh Sloan stated the biggest piece is the sound system because we cannot go anywhere without sound. Mona Howe requested the Council support their request. Ryan Peters asked about available funding. Ginger Cornell asked the time frame in order to get it ready for Christmas if that is the main goal. Jeff Flowers stated the first big event is coming up in May, the Kiwanis BBQ, but we are not expecting to get that done in time. Jeff Flowers stated we would like to have it by the Rotary Car Show in September, but if we could get it before Christmas would be great. Ginger Cornell stated she, Andy and Shannon met today to discuss what issues we may have coming and not knowing what we may have to pay out of this budget. Ginger Cornell stated if we could put this in our July budget, would that give you time to do what you need to do. Ginger Cornell stated we would have our Lodging Tax and things like that, but it should not slow you down for the Christmas goal. Ginger Cornell stated we will begin working on our budget next month. Jeff Flowers stated one he has talked to is that it will take 6 weeks just to get the material and then a couple weeks before they could get started. Josh Sloan stated if we could get a commitment then they could have the material ready. Andy Freeman stated until we collect 90% of our revenues on this budget, we cannot change the budget to add to it. Andy Freeman stated if you decide to do it tonight, then Council will have to tell us what department you will take it from. Andy Freeman stated the Council has to make that decision as to what department to pull that from, but if we could wait until July then we could include it in the upcoming budget. Darrell Cole asked if we could approve it tonight for next year's budget. Alan McKay stated you cannot dedicate that money ahead of time. Ginger Cornell stated she thinks when we do budget requests, we can allocate the funds at that time through economic development to proceed with the project. Ginger Cornell stated we discussed this for several hours today and wondered if it would put you all in a time crunch to wait until after July. Jeff Flower and Josh Sloan thought they could make that work. Josh Sloan stated there is some things that have to be done to get ready for this. Ginger Cornell stated we are not the Council but that was our consensus of how to reach the request. Jeff Flowers stated if we know we are going to be able to do it then we can proceed with getting the building ready. Jeff Flowers stated it will take 4 or 5 weeks to get the building ready. Jeff Flowers stated we will frame it up, foam it and Bell Electric has agreed to donate his labor to do the electrical inside. Jeff Flowers stated it will take some time, but the time frame make work out. Jeff Flowers stated even if we miss the Car Show we can make that work. Andy Freeman stated it is Council's decision, but if you decide to put it in next year's budget, you can almost get the people to bid it out and be ready at the first of the fiscal year. Andy Freeman stated the Council can decide to do it tonight and the Council can decide where to take it from. Ryan Peters stated where can we take it from because they have been wanting to do this for 8 months. Alan McKay asked if they

have a bid they prefer. Jeff Flowers stated we to know it is okay to use the City building and to do some construction on it as part of this project. Andy Freeman stated Ginger talked to our auditor, Jack about this and he recommended it is illegal for staff to suggest where to take the funds from. Ryan Peters stated we do not know which is why we asked. Andy Freeman stated he knows and we are trying to figure that part of it out. Ginger Cornell stated we do not want to have to say we have to take this money out of this department which will keep that department from doing what they need to do. Ginger Cornell stated it would be better if we did not have to take the funds out of this budget. Alan McKay stated it needs to be paid out of economic development. Ginger Cornell stated the problem is we did not budget any economic development because of some issues we are dealing with. Ginger Cornell stated other issues included the bids for the roof repairs because we do not know how much money will have to come out of our pocket and we won't know until the bids come in. Ginger Cornell stated the insurance we were reimbursed was budgeted in this budget. Ginger Cornell stated she does not think there is anybody here that objects to a sound system downtown. Ginger Cornell stated if we move the Lodging Tax, which we cannot right now because of the 90% clause. Ginger Cornell stated we did not budget the Lodging Tax but we cannot do it because we have not met 90% of our revenues. Andy Freeman asked how close we were to meeting it. Ginger Cornell stated we are at 80 or 81%. Ginger Cornell stated we might meet it next month and we will know more about the roof bids so we will know how much will come out of our pocket. Alan McKay stated it really needs to be funded out of economic development. Ginger Cornell stated it should probably be taken out of the Lodging Tax or something that Council has set to be economic development which the Council has authority to do. Ginger Cornell stated we have discussed how we could meet the request, but none of us were comfortable deciding where to take the money from. Ginger Cornell stated we are also unsure the cost for the personnel policy review so we are just being cautious. Ginger Cornell stated we have compared professional services costs from last year to this year. Ryan Peters asked about the possibility of next month. Andy Freeman stated if you get over the 90% of collections at that point then you could change the budget. Ginger Cornell stated you could do an amendment next month if we meet our 90% to say we want to budget our Lodging Tax. Darrell Cole asked how close we are to 90%. Andy Freeman stated we are at 81%. Ginger Cornell stated we would have been close to the 90% if we were able to transfer the \$100,000 from the Court Fund, but we are not going to be able to do that. Alan McKay stated we could table it to put it on next month. Jeff Flowers stated we are not in a bind to have it right now. Andy Freeman stated if we collect the 90%, they could do an amendment. Alan McKay stated we need to do more research. Debbie Sharp stated she is the co-chair of the fundraising committee and she asked for clarification on what was decided. Debbie Sharp asked if it is safe to assume we will get the sound system in 2024 so that we can move forward. The Council agreed they would work toward a sound system.

Motion was made by Alan McKay to table this item until next month to do more research.
Seconded by Derrick Stone.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.
Motion carried by vote:

DISCUSSION AND POSSIBLE ACTION ON AN ORDINANCE OF THE CITY OF SULPHUR, OKLAHOMA, ADOPTING AND ENACTING THE (2024) “SULPHUR CODE OF ORDINANCES”; COMPILED, REVISED, AND PUBLISHED BY THE AUTHORITY OF THE COUNCIL FOR THE CITY OF SULPHUR, OKLAHOMA, CONTAINING THE PERMANENT AND GENERAL ORDINANCES OF THE CITY OF SULPHUR; ALSO REPEALING ALL ORDINANCES OF A PERMANENT AND GENERAL NATURE NOT INCLUDED IN THE CODE; PROVIDING FOR ADDITIONAL AND AMENDMENTS TO THE CODE AND DECLARING AN EMERGENCY:

Andy Freeman stated they delivered our books on March 6th and deposited it at the Law Library at the County. Ryan Peters asked if we had not already done this. Andy Freeman stated this is Municipal Code Management. Andy Freeman stated we sent everything to them and they put it in the “pretty” format and they sent us our books and sent them to the Law Library. Andy Freeman stated the County Clerk sent him a copy of the document and page but it was stamped today, but it was deposited on the 6th. Alan McKay stated we should be switching the order of the agenda items because the ordinances must be published before they can approve them. Andy Freeman stated he thinks the Ordinance calls for publishing. Les Wesberry agreed because there is an Ordinance and a Resolution. Darrell Cole stated we must approve it before we publish it. Andy Freeman questioned which order Alan McKay thinks it should be to approve item 15 before item 14. Alan McKay stated that is how it looks to him. Alan McKay stated the wording shows published on both items. Les Wesberry stated it does not matter either way. Les Wesberry stated the Ordinance is approving the actual ordinance that states that this entire book under emergency resolution voids out anything that is not included in this book and you agree not only that it becomes an ordinance but to process the codification. Les Wesberry stated the Resolution states that you approve this and for it to be published and do everything else that the law requires. Alan McKay stated it is not codified until it is published. Les Wesberry stated all this is required for codification. Les Wesberry stated he feels this puts a lot of doubt behind us of whether this is done properly and in the right format. Les Wesberry stated technically in the statutes it says at least every ten years. Alan McKay stated that is just penal, right. Les Wesberry stated yes, that is penal but this is the entire ordinances. Les Wesberry stated everything in here should be done at least every ten years needs to be done so you can do this in one failed swoop. Les Wesberry stated it approves everything from a here go forth basis and if it is not in this book, it is not in the laws. Alan McKay stated we need this done so we can get to enforcing them. Les Wesberry stated anything done in the future can be done in a biannual supplement with a similar process.

Motion was made by Alan McKay to approve the Ordinance as presented.

Seconded by Ryan Peters.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.

Motion carried by vote:

DISCUSSION AND POSSIBLE ACTION ON A RESOLUTION OF THE CITY OF SULPHUR, OKLAHOMA, NOTIFYING THE RESIDENTS OF SAID CITY OF THE ADOPTION OF A NEWLY COMPILED "CODE OF ORDINANCES" FOR SAID CITY OF SULPHUR, OKLAHOMA, IN COMPLIANCE WITH THE LAWS OF THE STATE OF OKLAHOMA:

Motion was made by Ryan Peters to approve the Resolution as presented.
Seconded by Dan Gordon.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.
Motion carried by vote:

DISCUSSION AND POSSIBLE ACTION ON SEEKING LEGAL COUNSEL ESTIMATES FROM MORE THAN ONE LAW FIRM TO REVIEW PERSONNEL POLICIES OF THE CITY:

Andy Freeman stated McAfee and Taft have not reached back to us lately. Les Wesberry stated he has sent about 5 emails to them, but no reply. Les Wesberry stated if it is alright with Council, he will start with OMAG and see who they suggest and pull maybe three firms to recommend to Council. Alan McKay asked if you were going to pull three from OMAG. Les Wesberry stated he will consult with OMAG and see what attorneys they recommend to look at our Personnel Policy to make a complete overhaul or amend the existing policy.

Motion was made by Alan McKay to approve seeking legal counsel to review the personnel policies and get a bid.
Seconded by Ryan Peters.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.
Motion carried by vote:

DISCUSSION AND POSSIBLE ACTION ON QUOTES FOR REPLACING THE MOTOR IN THE 2008 CHEVY SILVERADO 2500:

The following quotes were received:

- 1) Auto Zone \$4,457.39 after the core return
- 2) O'Reilly's \$3,819.64
- 3) Hellacks \$9,864.42 (price includes their labor)

Andy Freeman stated we have replaced the lifters and the cam in this vehicle three times what he understands. Andy Freeman stated it is something about the year model and it is an engine that switches from 4 cylinder to 8 cylinder and they turn sideways which mess us the motor. Andy Freeman stated given that we have replaced it three times we are looking at buying a remanufactured motor. Alan McKay stated one that does not shut down to 4 cylinders. Alan

McKay asked if it will be the exact same motor. Andy Freeman stated it is his understanding that is the only one we can put in it. Alan McKay stated unless you change the computer. Ryan Peters stated no you can delete the cam and lifters out of it. Andy Freeman stated they asked Hellacks about it and they said they could not do it. Ryan Peters stated we have just done one. Alan McKay stated it can be done. Alan McKay stated this is the engine only. Andy Freeman replied yes, we are going to put in in ourselves. Ryan Peters asked if the warranty was the same on all quotes. Andy Freeman replied yes.

Motion was made by Ryan Peters to approve the quote from O'Reilly's.
Seconded by Dan Gordon.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.
Motion carried by vote:

DISCUSSION AND POSSIBLE ACTION ON SEEKING AN ENGINEER TO ENGINEER AND ADMINISTER A STREET PAVING PROJECT FOR THE CITY:

Andy Freeman stated in the past the Public Works Director administered a lot of the Street Paving Project himself and has offered to help our Public Works Director with a project. Andy Freeman stated he wanted to check with Council to see if that is how they want to handle it or the City can hire an engineer, which Parkhill is our City Engineer. Darrell Cole stated he thought we already had. Andy Freeman stated he wants Council authorization to spend that money on an engineer. Andy Freeman stated we can have it engineered, or use the past Public Works Director's assistance and do it in house, but he wants Council's authorization if they want to hire the engineer. Darrell Cole state he would like it engineered. Alan McKay stated the one who used to do the asphalt was an engineer himself, Pavers. Andy Freeman asked Pavers did it. Alan McKay stated Gillihan was an engineer himself and he engineered it when they did the roads here. Ginger Cornell asked if we had specific streets in mind. Andy Freeman stated we have several streets that we are looking at. Andy Freeman stated 13th Street from Broadway to Vinita because the infrastructure under it is good and Vinita from 13th to 9th is good. Andy Freeman stated the past Public Works Director went with our current Director and they drove around discussing streets that were ready for paving so staff is putting that list together. Andy Freeman stated he needs a direction to go for when the list is ready. Darrell Cole stated you want to know whether we want to hire an engineer for this project. Andy Freeman stated he does not want to engage Parkhill's services and Council say what did we spend the money without authorization. Alan McKay asked if the funds were available. Ginger Cornell stated there is \$5 million dollars in the Streets fund but we do not know how much it will cost for a paving project these days. Ginger Cornell stated there is approximately \$875,000 budgeted per year for street paving project. Ginger Cornell stated we have set aside money for the sidewalk project and then discussed today as to whether we could finish the portion of the sidewalk that the grant will not cover so that the sidewalk is at a good crossing point.

Motion was made by Ryan Peters to seek an engineer for a Street Paving Project.

Seconded by Dan Gordon.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.
Motion carried by vote:

NEW BUSINESS:

None.

ADJOURNMENT:

Motion was made by Ryan Peters to adjourn at 7:07 P.M.
Seconded by Dan Gordon.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.
Motion carried by vote:

ATTEST:

SHANNON COUCH, CITY CLERK

DARRELL COLE, MAYOR

SULPHUR MUNICIPAL AUTHORITY
REGULAR TRUST MEETING
PROCEEDINGS OF GOVERNING BOARD
MONDAY, MARCH 11, 2024

HELD AT THE

CITY COMPLEX
600 WEST BROADWAY
SULPHUR, OKLAHOMA

Notices were posted at the Sulphur City Complex, the Mary E. Parker Memorial Library and the Murray County Courthouse.

The Regular Trust Meeting was called to order at 7:08 P.M. by Darrell Cole, Chairman.

TRUST MEMBERS PRESENT:

Alan McKay, Ward 1
Derrick Stone, Ward 2
Darrell Cole, Ward 3
Ryan Peters, Ward 4
Dan Gordon, Ward 5

ALSO PRESENT:

Andy Freeman, City Manager
Shannon Couch, Secretary
Ginger Cornell, City Treasurer
Les Wesberry, Jr., City Attorney

CORRESPONDENCE & UPDATES:

Andy Freeman stated the test well bids are out and the bid date is April 2nd and we are getting the Irrigation Project ready. Andy Freeman stated we have had to change the route of that project because some property owners did not want us to cross them. Andy Freeman stated he is waiting on Rock Fish's report, but is expecting it soon. Darrell Cole asked if she has given any indication on which site would be best. Andy Freeman stated she said she only has three quarters of it finished so that tells him she is not done analyzing the data. Andy Freeman stated the GIS Mapping Project has been started. Andy Freeman stated there is an OWRB/Chickasaw Nation Grant meeting on Friday. Andy Freeman stated as informational on a not so popular topic of inflation. Andy Freeman stated we assumed in 2009 we were on the same playing field as inflation in the world and in 2011 we did a 5% increase which became our base line. Andy Freeman stated we stayed at the current rate for several years and based on Department of Labor's statistics and inflation is just under 32% for inflation. Andy Freeman stated in 2022 we did a 15% increase, but we are still behind inflation by about 15%. Andy Freeman stated what

that tells him is that we cannot get the job done because our money is going to trying to keep up with paying for material, etc. to do the job. Andy Freeman stated at some point we are going to have to do another rate increase. Andy Freeman referred to a graph indicating the inflation statistic compared to our rates. Andy Freeman stated it is just any other business, we cannot do our job if we do not have the funds to do it. Andy Freeman stated he is going to get with Ginger and Shannon and we are going to get the OWRA Rate Analysis done to see exactly where we need to be.

PUBLIC/CITIZEN PARTICIPATION:

None.

DISCUSSION AND POSSIBLE ACTION ON THE TREASURER'S REPORTS:

Ginger Cornell stated following up on what Andy said, right now our collections are just exactly what we estimated them to be within a half a percent. Ginger Cornell stated we are not gaining any to carry over. Ginger Cornell stated this year to make the budget for SMA we had to move some salaries over to the General Fund so that we could balance the budget as is. Ginger Cornell stated we have spent 58% of the budget of what we estimated we would budget. Ginger Cornell stated Andy and Shannon's salaries have been split half between the General Fund and half between the SMA so the percentages in SMA will go up. Ginger Cornell stated basically there is not any "fluff" in the SMA budget. Ginger Cornell stated we knew this one was going to be tight. Ginger Cornell stated our collections even with the rate increases are still barely what we estimated. Ginger Cornell stated we prefer our collections to be 10% over what we estimated to collect and we are not there. Ginger Cornell stated we are exactly what the percentage is which will make next year another tight year.

Motion was made by Ryan Peters to approve the Treasurer's Reports as presented.
Seconded by Dan Gordon.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.
Motion carried by vote:

CONSENT AGENDA:

- A. DISCUSSION AND POSSIBLE ACTION ON THE MINUTES OF THE FEBRUARY 12, 2024 REGULAR TRUST MEETING:
- B. DISCUSSION AND POSSIBLE ACTION ON PURCHASE ORDERS AS ITEMIZED ON THE CLAIMS LIST:
- C. DISCUSSION AND POSSIBLE ACTION ON THE CLERK'S COLLECTION AND BUDGET REPORTS:

- D. DISCUSSION AND POSSIBLE ACTION ON PAYROLL IN THE AMOUNT OF \$81,884.12 FOR FEBRUARY 2024 AND IN THE APPROXIMATE AMOUNT OF \$115,500.00 FOR APRIL 2024:
- E. DISCUSSION AND POSSIBLE ACTION ON PAYMENT TO FINISH LINE FUELS FOR FUEL EXPENSES FOR MARCH IN AN AMOUNT NOT TO EXCEED \$10,000.00:
- F. DISCUSSION AND POSSIBLE ACTION ON PAYMENT TO MOLLMAN'S WATER CONDITIONING FOR CHANGING DI TANKS IN THE AMOUNT OF \$170.00:
- G. DISCUSSION AND POSSIBLE ACTION ON PAYMENT TO CLIFFORD POWER FOR REPAIRING A GENERATOR LEAK AT THE WASTEWATER TREATMENT PLANT IN THE AMOUNT OF \$7,817.30:

Motion was made by Alan McKay to approve Item A on the Consent Agenda as presented.
Seconded by Dan Gordon.

Alan McKay, Derrick Stone, Ryan Peters, and Dan Gordon each voted aye. Darrell Cole abstained

Motion carried by vote:

Motion was made by Alan McKay to approve Item B through G on the Consent Agenda as presented.

Seconded by Dan Gordon.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.

Motion carried by vote:

DISCUSSION AND POSSIBLE ACTION ON LEAD LINE ENGINEERING SERVICES FROM PREVIOUSLY EXECUTED CONTRACT WITH MYERS ENGINEERING, EXECUTED JANUARY 9, 2023:

Andy Freeman stated this is the lead line project. Andy Freeman stated we have \$885,000 of ARPA money to put toward this \$2.5 million project, but we will have to find grants or a loan to finish the project. Andy Freeman stated he has talked with Brian Mitchell with Parkhill and we can do the same situation like we did on the CDBG Project, where Myers Engineering engineered the project and Parkhill administered the grant side of it. Andy Freeman stated he is seeking Council's authorization. Andy Freeman stated we need to replace the lines. Ginger Cornell stated we will need to check into that OWRB loan. Andy Freeman stated there are a couple of drinking water and clean water state revolving fund loans that have loan forgiveness, but we do not know how much that will be. Brian Mitchell with Parkhill stated the State has a loan forgiveness program where a community can apply for a loan for the total amount of the

project that you would be willing to borrow the total amount. Brian Mitchell stated there is loan forgiveness grant funding that came about due to ARPA money that came to the State that can go to communities. Brian Mitchell stated when the City is ready to sign for the loan and have made application for loan forgiveness which is how they have helped communities with reducing the amount of their loan or in some cases completely covering the cost. Brian Mitchell stated most towns it is a million dollars and one town was able to get \$1.5 million that helps with the total cost. Brian Mitchell stated the catch is that you could be in a situation that all the loan forgiveness money has been claimed and is not available. Brian Mitchell stated it is not a guarantee, but is out there. Brian Mitchell stated communities should consider applying for it yearly. Brian Mitchell stated the City of Davis and the City of Wynnewood has applied and received loan forgiveness on some of their projects. Andy Freeman stated we have a contract from Myers Engineering for the lead line project and wanted to know if the Council wanted to continue with Myers knowing there may be additional engineering costs or do we want to try to find a way to get out of this contract. Ginger Cornell asked how much we have paid out for this project. Andy Freeman stated he would have to go back and look but it has been quite a bit. Ginger Cornell stated she was thinking it was a substantial amount which is why we thought it would be better to continue rather than start over. Alan McKay stated at this point what do we owe. Andy Freeman stated he would have to go back and look. Shannon Couch stated there may be some more owed on that project because it basically went on hold when we were not awarded the CDBG Grant. Alan McKay asked if staff thought it would be better to continue or not. Andy Freeman stated if you must do more engineering it might be a question for an engineer. Andy Freeman asked Brian Mitchell if they would pick up where it left off or would you completely re-engineer the project. Brian Mitchell stated there is a little bit of a liability when a city goes from one engineer to another which happens all the time. Brian Mitchell usually the projects that were started by the previous engineers continues unless there was situation where they were fired for cause, which is not this case. Brian Mitchell stated usually the engineer finishes the projects they started and then the new engineer picks up future projects. Brian Mitchell stated that way there is no conflict of interest and no double paying for efforts, etc. Alan McKay stated as bad as he hates to, we are going to have to continue with it instead of backing up and spending more money. Andy Freeman stated if you take the \$885,000 out of it you are still looking at about \$1.615 million to finish the project. Alan McKay stated that is a lot of money. Darrell Cole asked if this is a project we must do. Andy Freeman stated EPA is pushing to get all the lead lines out of systems. Andy Freeman stated this is a steel line and lead was used to pack the joints. Andy Freeman there is not lead lines, but are lead goosenecks on the lines. Andy Freeman stated when the crews come across the goosenecks, they replace them. Andy Freeman stated this is not the only lead line we have so we will have to after more funding later. Andy Freeman stated we already have this engineered, but he does not want to continue with Myers if the Council does not want to. Shannon Couch stated she thinks there is a deadline for spending the ARPA funding. Andy Freeman replies yes, we must have it allocated by December 2024 and spend by December 2026. Andy Freeman stated if we do not have the project done and the money spent, we must return it. Ryan Peters stated what is needed is permission to continue with Myers Engineering on this project. Andy Freeman replied yes.

Motion was made by Ryan Peters to continue this project with Myers Engineering.
Seconded by Dan Gordon.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.
Motion carried by vote:

DISCUSSION AND POSSIBLE ACTION ON QUOTES FOR THE MOTOR REPLACEMENT
IN THE 2004 INTERNATIONAL ROLL OFF TRUCK:

The following quotes were received:

- | | | |
|---------------------------|-------------|----------------------------|
| 1) Holt Truck Centers | \$23,039.57 | (parts only, City install) |
| 2) Holt Truck Centers | \$35,250.23 | (parts and labor) |
| 3) Fosters Repair Service | \$34,710.48 | (parts and labor) |

Andy Freeman stated we brought this to you before but then questions were asked about the warranty. Andy Freeman stated there is a 2-year warranty, but if someone else installs it they will not warranty parts and labor. Andy Freeman states that indicated it will not have a warranty. Andy Freeman stated so we went to Holt to see what it would cost if they put it in, which was \$35,250.23 minus the core which will be around \$31,650.23. Darrell Cole asked if that was budgeted. Ginger Cornell stated yes, we have maintenance budgeted in SMA Capital that we can take that out of. Andy Freeman stated this is the maroon roll off truck. Darrell Cole asked when it broke down. Andy Freeman stated a while back and we have been trying to get quotes. Andy Freeman stated we have been running one roll off truck for a few months. Andy Freeman stated this truck will need a lot of attention when it gets off the road. Darrell Cole asked if this is in use daily. Andy Freeman replied yes. Ryan Peters stated it is the truck that makes us money. Andy Freeman stated they are constantly behind because we only have one truck in service. Ryan Peters asked if this is put in by International. Andy Freeman stated since they will not warranty the parts, he would recommend we let Holt do the install that way it has a 2-year full warranty.

Motion was made by Ryan Peters to approve the quote from Holt to include the parts and labor.
Seconded by Dan Gordon.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.
Motion carried by vote:

DISCUSSION AND POSSIBLE ACTION ON A QUOTE FOR THE BED INSTALLATION OF
THE 2024 INTERNATIONAL ROLL OFF TRUCK:

The following quote was received:

- | | |
|------------------|-------------|
| 1) J&R Equipment | \$28,751.50 |
|------------------|-------------|

Andy Freeman stated they have found a way to mount the bed without having to do a lot of work to it, but it will cost us \$23,451.50. Andy Freeman stated the quote shows two tasks, and one is to paint it. Andy Freeman stated we are going to paint it ourselves to save us \$53,00.00. Andy Freeman stated that would change the cost to \$23,451.50 to mount the bed on the new roll off truck. Darrell Cole asked if that included the cost of the bed. Andy Freeman replied we already paid for the bed but need it installed. Andy Freeman stated the reason for this situation is the people that were hired initially to install the bed went out of business. Andy Freeman stated that is why we paid for the bed and picked it up. Andy Freeman stated if we had bought the bed from another vendor, it would have cost more due to inflation since we purchased it two years ago. Ryan Peters asked how long the truck was on back order. Andy Freeman stated a year and a half or so. Ginger Cornell stated we have had the truck for a few months, but cannot use it until the bed is installed. Darrell Cole stated you will have three trucks after that. Andy Freeman stated we will but one will have to lots of work done on it. Ginger Cornell stated she and Andy discussed it and we are losing depreciation on the truck and cannot even use it as is.

Motion was made by Ryan Peters to approve the quote as presented.
Seconded by Dan Gordon.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.
Motion carried by vote:

DISCUSSION AND POSSIBLE ACTION ON OKLAHOMA WATER RESOURCES BOARD AGREEMENT REGARDING THE OKLAHOMA WATER RESOURCES BOARD/CHICKASAW NATION PROJECT:

Andy Freeman stated the Oklahoma Water Resources Board agreed to our change in cost. Andy Freeman stated the cost went from \$11.6 million to \$10 million. Andy Freeman stated the City just needs to agree to it and return it to them.

Motion was made by Ryan Peters to approve the agreement as presented.
Seconded by Dan Gordon.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.
Motion carried by vote:

DISCUSSION AND POSSIBLE ACTION ON REQUESTING A DATE EXTENSION FROM THE CHICKASAW NATION REGARDING THE OKLAHOMA WATER RESOURCES BOARD/CHICKASAW NATION PROJECT:

Andy Freeman stated the Chickasaw Nation sent this request to him and is wanting us to request a date extension for this project. Andy Freeman stated the current project period is from 3/28/23 through 1/15/25 with a request to extend the period from 3/28/23 through 3/31/26. Andy Freeman stated that is a year and two months extension.

Motion was made by Ryan Peters to approve to request an extension as presented.
Seconded by Dan Gordon.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.
Motion carried by vote:

NEW BUSINESS:

Darrell Cole asked why there was so much included in the Council packets. Andy Freeman stated the white book is the Ordinance book and there are copies of all the purchase orders as requested from last month's meeting. Darrell Cole asked if that request was voted on. Andy Freeman stated no, but we did it so you have it. Darrell Cole asked how long it took staff to copy this. Shannon Couch stated Kari' Whitehead copied it and it took a little over three hours. Darrell Cole stated that is extra work plus the cost of materials. Darrell Cole asked why we were doing it. Andy Freeman stated it was requested so we did it. Andy Freeman stated if it is something the Council wants from now on, he would like for an agenda item for the Council to approve it. Darrell Cole stated that is a lot of money and a lot of time to do that and staff has plenty to do. Andy Freeman suggested how they have done it in the past, but appoint two people to come down and look at them. Andy Freeman stated he has told Council all along, they are welcome to come and look at anything they want to. Darrell Cole stated he has been at City Hall quite a bit and has never seen the office where the staff was not busy working. Darrell Cole stated he is not for throwing three more hours on them. Darrell Cole stated he is not for that at all because it is a waste of time and money. Andy Freeman asked Council to tell them how they want him to do it. Darrell Cole asked if they needed to vote on it. Andy Freeman stated he did not think it could be voted on in New Business. Dan Gordon suggested whoever was requesting it be the ones to review the claims before the meeting instead of copying them for packets. Andy Freeman stated if that is what Council wants, we can put it on the next agenda and Council can appoint two members to review the claims or they can come down at any time. Derrick Stone stated he is the one who requested it last month, but his exact request was if he could come get a copy for himself. Darrell Cole stated we have been told we can come down any time. Derrick Stone stated he wanted to call ahead to make sure there is plenty of time to have it done before he shows up. Andy Freeman asked Kari' to explain how she pulls invoices for payment. Kari' Whitehead stated typically we pull invoices received by the 25th of the month, but we have extended it since the City only pays once a month, she tries to pull as many invoices for payments to get the vendors paid. Kari' Whitehead stated if the meeting falls later in the month, she pulls as many invoices as she can to get the vendors paid timely. Kari' Whitehead stated she did not have them prepared the day Derrick called and requested them. Darrell Cole stated he thought that is too much extra work and expense. Andy Freeman stated just let us know. Darrell Cole suggested putting an item on the next month's agenda. Alan McKay stated if it is not requested, they are not going to get it. Darrell Cole stated that is right, but it was requested. Alan McKay stated everybody has the right to request it or they can come down as Andy said. Alan McKay stated he does not come down here because you three stated it is a hostile working environment so he does not want to make anyone mad. Ryan Peters stated you did not come down before. Alan McKay stated yes, I did. Ryan Peters stated no you did not. Alan McKay

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stated he is not going to be in City Hall all the time because Andy has stuff to do and so does he and the rest of the Council should. Kari' Whitehead stated the Council, staff, auditors, or anyone else can review them if they wish.

ADJOURNMENT:

Motion was made by Ryan Peters to adjourn at 7:40 P.M.

Seconded by Dan Gordon.

Alan McKay, Derrick Stone, Darrell Cole, Ryan Peters and Dan Gordon each voted aye.

Motion carried by vote:

ATTEST:

SHANNON COUCH, SECRETARY

DARRELL COLE, CHAIRMAN