

# MINUTES OF THE REGULAR MEETING OF THE MARIETTA CITY COUNCIL

Tuesday, November 09, 2021 at 6:00 PM

Marietta Public Works Authority Meeting Room, 303 W. Main Street, Marietta, OK 73448

BUSINESS TO BE CONDUCTED (which will include discussion, consideration, action for approval or disapproval, voting to take any appropriate action, and the passage of resolutions, on the following agenda items):

## CALL TO ORDER.

Meeting was called to order by Mayor Fraire at 6:00 P.M.

## DECLARATION OF QUORUM.

A quorum was declared to conduct business

## PRESENT

Mayor Kimberly Fraire  
Council Member KorDale Lornes  
Council Member Kermit McKinney  
Council Member Doug Stewart  
Council Member Lawrence Anderson  
Council Member Angela Vega  
Council Member Richard Barker  
Council Member Brandy Valenzuela  
Council Member Tambre Sanders

## INVOCATION.

Invocation was given by Lawrence Anderson

## CONSENT AGENDA.

Motion made by Council Member Barker, Seconded by Council Member Vega to approve the consent agenda.

Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders

1. Approval of the agenda as part of the minutes.
2. Approval of the minutes of the October 12, 2021 Regular Meeting of the Marietta City Council.
3. Approval of financial reports.
4. Approval of expenditures from the following accounts/funds, if any: general fund; sanitation fund; cemetery care fund; expense account; grant fund; police asset forfeiture account; payroll account.

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5. Approval of payroll and scheduled payments.

#### **ITEMS REMOVED FROM CONSENT AGENDA.**

None

#### **PUBLIC PARTICIPATION.**

None

#### **CITY ADMINISTRATOR'S REPORT.**

City Administrator Dustin Scott made his report to the City Council. He advised the council of several things going on including an update on the permit from BNSF. He gave an update on the construction at Charles McCarroll Park, and updated the council on grants we applied for as well as an update on the ARPA funding. He also advised the Council on a donation from the Chickasaw Nation that is to be used for range improvements.

#### **REGULAR BUSINESS.**

1. Declaring Love County Chamber of Commerce Christmas Celebration a special event and authorizing street closures.

Motion made by Council Member Barker, Seconded by Council Member Stewart to adopt Resolution # 2021-38 Declaring Love County Chamber of Commerce Christmas Celebration a special event and authorizing street closures.

Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders

2. Appointment of Alex Manning as a volunteer firefighter.

Motion made by Council Member McKinney, Seconded by Council Member Anderson to adopt Resolution # 2021-39 Appointment of Alex Manning as a volunteer firefighter.

Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders

3. Purchase bunker gear for the fire department.

Motion made by Council Member Lornes, Seconded by Council Member Sanders to adopt Resolution # 2021-40 Purchase bunker gear for the fire department.

Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders

4. Provide notice of City Council meetings for the calendar year 2022.

Motion made by Council Member Stewart, Seconded by Council Member Valenzuela to adopt Resolution # 2021-41 Provide notice of City Council meetings for the calendar year 2022.

Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders

5. Establish City holidays for the calendar year 2022.

Motion made by Council Member Lornes, Seconded by Council Member Anderson to adopt Resolution # 2021-42 Establish City holidays for the calendar year 2022.

Voting Yea: Council Member Lornes, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders

Voting Nay: Council Member McKinney

6. Holiday bonuses for City employees and volunteers.

Motion made by Council Member Sanders, Seconded by Council Member Lornes to adopt Resolution # 2021-43 Holiday bonuses for City employees and volunteers.

Voting Yea: Council Member Lornes, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders

Voting Nay: Council Member McKinney

7. An ordinance amending Article IV of Chapter 82 of the Code of Ordinances of the City of Marietta by defining authority of the City Council to determine street name changes and establishing procedures for street name changes, and establishing a fee pursuant to said Ordinance.

Motion made by Council Member Valenzuela, Seconded by Council Member Lornes to adopt Ordinance # 2021-04 amending Article IV of Chapter 82 of the Code of Ordinances of the City of Marietta by defining authority of the City Council to determine street name changes and establishing procedures for street name changes, and establishing a fee pursuant to said Ordinance and Resolution # 2021-44 Establishing application fees for street name change.

Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders

Motion made by Council Member McKinney, Seconded by Council Member Valenzuela to declare Ordinance # 2021-04 an emergency.

Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders

8. Executive session to discuss the purchase of real property located at 700 S. Highway 77 pursuant to Title 25 Oklahoma Statutes, Section 307 (B)(3).

Motion made by Council Member Barker, Seconded by Council Member Valenzuela to enter executive session.

Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders

9. Executive session to have confidential communications with the attorney concerning litigation in Weldon Luke Pollard, and Red River Cloud Nine, Inc. v. City of Marietta, 20-cv-338-RAW (also numbered as 20-CIV-338-RAW), in the United States District Court for the Eastern District of Oklahoma, with the advice of the attorney, for the reason that disclosure will seriously impair the ability of the public body to discuss the litigation in the public interest, pursuant to Title 25 Oklahoma Statutes, Section 307 (B)(4).

Motion made by Council Member Lornes, Seconded by Council Member Anderson to enter executive session.

Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders

Entered executive session at 6:23 P.M.

10. Return to regular session.

Returned to open session at 7:49 P.M.

11. Any action and any further discussion regarding the purchase of property at 700 S. Highway 77.

Motion made by Council Member Valenzuela, Seconded by Council Member Stewart to enter a contract to purchase the property at 700 S. Hwy 77 and to tentatively close by December 31st.

Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders

12. Improvements and repairs to property located at 700 S. Highway 77.

Motion made by Council Member Barker, Seconded by Council Member Lornes to enter into a contract with Corner Greer and Associates and to approve Resolution # 2021-45

Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders

13. Transfer of ownership of property located at 105 S. 3rd Avenue (police headquarters) to the Chickasaw Nation.

Motion made by Council Member Lornes, Seconded by Council Member Sanders to adopt Resolution # 2021-46 Transfer of ownership of property located at 105 S. 3rd Avenue (police headquarters) to the Chickasaw Nation.

Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member

Valenzuela, Council Member Sanders

14. Any action and any further discussion on Weldon Luke Pollard, and Red River Cloud Nine, Inc. v. City of Marietta, 20-cv-338-RAW, (also numbered as 20-CIV-338-RAW) in the United States District Court for the Eastern District of Oklahoma.

Luke Pollard addressed the City Council about his Cloud 9 building.

Motion made by Council Member Lornes, Seconded by Council member Valenzuela to reject the offer of Luke Pollard concerning the Cloud 9 building an accept the bid to demolish the structure.

Voting Yea: Council Member Lornes, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders

Voting Nay: Council Member McKinney

15. Consider bids for the demolition and removal of structures previously declared dilapidated.

No Action

#### **MAYOR'S COMMENTS.**

None

#### **NEW AND UNFORESEEN BUSINESS.**

None

#### **ADJOURN.**

Meeting adjourned at 7:54 P.M.

POSTED: November 5, 2021, at 3:00 PM, at the Marietta City Hall, located at 101 W. Main Street, Marietta, Oklahoma, and online at [www.mariettaok.city](http://www.mariettaok.city).



Dottie Gwin, City Clerk

Scott Chaney, Deputy City Clerk