

**MINUTES OF THE REGULAR MEETING OF THE MARIETTA CITY COUNCIL**

**Tuesday, May 10, 2022 at 6:00 PM**

**Marietta Public Works Authority Building, 303 W Main Street, Marietta, Oklahoma**

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 called to order by Mayor Fraire at 6:00 p.m.

**DECLARATION OF QUORUM.**

A Quorum was declared.

**PRESENT**

Mayor Kimberly Fraire  
Council Member KorDale Lornes (arrived at 6:10 p.m.)  
Council Member Kermit McKinney  
Council Member Doug Stewart  
Council Member Angela Vega  
Council Member Richard Barker  
Council Member Brandy Valenzuela

**INVOCATION.**

The invocation was given by Richard Barker.

**CONSENT AGENDA.**

Motion made by Council Member McKinney, Seconded by Council Member Barker to approve the Consent Agenda.

Voting Yea: Council Member McKinney, Council Member Stewart, Council Member Vega, Council Member Barker, Council Member Valenzuela

1. Approval of the agenda as part of the minutes.
2. Approval of the minutes of the Regular Meeting of the Marietta City Council on April 12, 2022.
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.
5. Approval of payroll and scheduled payments.

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

None.

#### **PUBLIC PARTICIPATION.**

(This is an opportunity for citizens to address the City Council. Remarks shall be directed to the governing body as a whole. Any issues presented by the public will not be discussed by the City Council or Mayor. Comments must be limited to three minutes or less.)

Duane Spradling addressed the Council. Said he called two Council members and was not put on the Agenda. He asked to be added to Agenda next month. He had several questions regarding roads, purchase of new City Hall, what properties does the City own, how much money from XTO, Covid money, storm shelter on East side of town, and more.

Tammy Jacobs stated she shouldn't have to be on the Agenda and Tony Bartee asked to be put on the Agenda.

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

City Administrator stated the drainage project and water line. They have applied for and paid for permit. County Commissioners have agreed to help with some street repairs and staff is working to figure out which streets will be fixed. BNSF will be working on crossings. Will be applying for REAP grant and will have resolution for that next month. McCarroll Park is close to completion and it is always packed. MLK Committee wants to do ribbon cutting with Juneteenth.

#### **REGULAR BUSINESS.**

1. Engagement with Rahhal, Henderson, Willis, PLLC for preparation of financial statements for the fiscal year ending June 30, 2021.

Motion made by Council Member Lornes, Seconded by Council Member Valenzuela to approve engagement letter with Rahhal, Henderson, Willis, PLLC for fiscal year ending June 30, 2022.

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

2. Engagement with HSPG & Associates for a financial audit of the fiscal year ending June 30, 2022.

Motion made by Council Member McKinney, Seconded by Council Member Lornes to approve engagement with HSPG & Associates for a financial audit of the fiscal year ending June 30, 2022.

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

3. Resurfacing of West Cherokee Street between Martin Luther King Avenue and 3rd Avenue.

Motion made by Council Member McKinney, Seconded by Council Member Lornes to adopt Resolution 2022-12 to resurface part of West Cherokee Street.

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

4. Construction of a crosswalk and enforcement of parking restrictions on US Highway 77 near Mayall Street, and purchase of necessary materials and equipment.

Motion made by Council Member Valenzuela, Seconded by Council Member Lornes to table this item.

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

5. Presentation of budgets for Fiscal Year 2023.

Discussion. No action.

6. Define the City's contribution of insurance premiums for employees and dependents for Fiscal Year 2023.

Motion made by Council Member Lornes, Seconded by Council Member Barker to adopt Resolution 2022-13 as presented.

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

7. Renewal and/or transfer of certificate of deposit financial accounts.

Motion made by Council Member Valenzuela, Seconded by Council Member Lornes to adopt Resolution 2022-14 as presented.

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

8. 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 McKinney, Seconded by Council Member Vega to go into Executive Session at 6:51.

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

9. 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.

Returned to Open Session at 7:01 p.m.

No action.

**NEW AND UNFORESEEN BUSINESS.**

None.

**MAYOR'S COMMENTS.**

Mayor thanked Council members for their service and said she appreciates them.

**ADJOURN.**

Meeting adjourned at 7:02 p.m.

A handwritten signature in blue ink, appearing to be "D. Gwin", written over a horizontal line.

Dottie Gwin, City Clerk  
Scott Chaney, Deputy City Clerk