

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

**Tuesday, March 08, 2022 at 6:00 PM**

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

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 Vice Mayor McKinney at 6:01 p.m.

**DECLARATION OF QUORUM.**

A quorum was declared.

**PRESENT**

Council Member Kermit McKinney  
Council Member Doug Stewart  
Council Member Lawrence Anderson  
Council Member Angela Vega  
Council Member Richard Barker (arrived at 6:04 p.m.)  
Council Member Brandy Valenzuela  
Council Member Tambre Sanders

**ABSENT**

Mayor Kimberly Fraire  
Council Member KorDale Lornes

**INVOCATION.**

Invocation given by Lawrence Anderson.

**CONSENT AGENDA.**

Motion made by Council Member Valenzuela to approve the Consent Agenda, Seconded by Council Member Vega.

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

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 February 8, 2022, and the Special Meeting of the Marietta City Council on February 22, 2022.
3. Approval of financial reports.

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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.**

None.

**CITY ADMINISTRATOR'S REPORT.**

Received permit from Railroad for drainage project and construction has resumed on the park.

**REGULAR BUSINESS.**

1. Love County Chamber of Commerce Easter Egg Hunt.

Motion made by Council Member Anderson to adopt Resolution 2022-04, Seconded by Council Member Barker.

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

2. Love County Frontier Days and subsequent street closures.

Motion made by Council Member Sanders to adopt Resolution 2022-05 as presented, Seconded by Council Member Stewart.

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

3. Bids for the relocation of a waterline at Main Street and Martin Luther King Avenue.

Motion made by Council Member Barker to accept the bid of Timco Blasting and Coatings, Inc. in the amount of \$249,199.80, Seconded by Council Member Sanders.

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

4. Furniture for the future municipal building located at 700 S. Highway 77.

Motion made by Council Member Anderson to accept bid of OCI in the amount of \$11,610.47, Seconded by Council Member Valenzuela.

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

5. Lease purchase agreement for renovation of the future municipal building located at 700 S Highway 77.

Motion made by Council Member Sanders to adopt Resolution 2022-06 as presented, Seconded by Council Member Barker.

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

6. 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 Barker to go into Executive Session at 6:23 p.m. regarding Red River Cloud Nine suit, Seconded by Council Member Anderson.

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

7. Executive session to have confidential communications with the attorney concerning litigation in Casey Carroll (Estate of Jason Carroll) v. City of Marietta, *et al.*, Case Number 22-cv-056-SPS, 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 Stewart to go into Executive Session at 6:24 p.m. regarding the Estate of Jason Carroll suit, Seconded by Council Member Valenzuela.

Voting Yea: 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 employment of Clarence Lee with the City of Marietta, pursuant to Title 25, Oklahoma Statutes, Section 307 (B) (1).

Motion made by Council Member Anderson to go into Executive Session at 6:25 p.m. regarding the employment of Clarence Lee, Seconded by Council Member Sanders.

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

9. Return to regular session.

Returned to Regular Session at 6:37 p.m.

10. 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.

No further discussion and no action.

11. Any action and any further discussion on Casey Carroll (Estate of Jason Carroll) v. City of Marietta, *et al.*, Case Number 22-cv-056-SPS, in the United States District Court for the Eastern District of Oklahoma.

No further discussion and no action.

12. Appointment of Clarence Lee as park and cemetery maintenance operator.

Motion made by Council Member Anderson to adopt Resolution 2022-07 as presented,  
Seconded by Council Member Valenzuela.

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

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

None.

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

None.

#### **ADJOURN.**

Meeting adjourned at 6:40 p.m.



Dottie Gwin, City Clerk

Scott Chaney, Deputy City Clerk