

MINUTES OF THE REGULAR MEETING OF THE MARIETTA CITY COUNCIL

Tuesday, October 12, 2021 at 6:00 PM

Marietta Public Works Authority Meeting Room, 303 W. Main St., 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 called to order at 6:00 p.m. by Mayor Fraire.

DECLARATION OF QUORUM.

A quorum was declared by Mayor Fraire.

PRESENT

Council Member KorDale Lornes
Council Member Kermit McKinney
Council Member Lawrence Anderson
Council Member Angela Vega
Council Member Richard Barker
Council Member Brandy Valenzuela
Council Member Tambre Sanders - joined meeting at 6:03 p.m.

ABSENT

Council Member Doug Stewart

INVOCATION.

Invocation given by Lawrence Anderson.

CONSENT AGENDA.

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

Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Anderson, 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 September 14, 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.
5. Approval of payroll and scheduled payments.

ITEMS REMOVED FROM CONSENT AGENDA.

None.

PUBLIC PARTICIPATION.

Billy Bob Cross addressed the Council regarding the name change on Mill Street. Said property owners were not given notice and wanted to know the procedure for changing street names.

John and Beverly McMillin also appeared about the change to the street and believes it happened too quickly.

CITY ADMINISTRATOR'S REPORT.

Administrator Scott stated we got the vehicle lift at city barn and eager to get it working. Two grants were applied for, one was CDGB and one for police cameras. Still trying to secure property for McCarroll park and resolve boundary issue. Sales tax revenues are ahead of projections and a few departments are ahead for the year also. We have not received a response from the railroad.

REGULAR BUSINESS.

1. Electric Franchise Agreement with Red River Valley Rural Electric Association, and consideration of any ordinance or resolution regarding said agreement.

Motion made by Council Member McKinney, Seconded by Council Member Valenzuela to adopt Ordinance 2021-03 as presented.

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

2. Acceptance of American Recovery Plan Act (ARPA) Funds, any necessary budget amendment(s), and appointment of an authorized representative.

Motion made by Council Member Sanders, Seconded by Council Member McKinney to adopt Resolution 2021-37 as presented.

Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Anderson,

Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders

3. 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, Seconded by Council Member Anderson to go into Executive Session at 6:23 on Items 3 & 4 to be taken care of separately.

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

4. 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 Anderson to go into Executive Session at 6:23 p.m. on Items 3 & 4 to be taken care of separately.

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

5. Return to regular session.

Return to Open Session at 7:19 p.m.

6. 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 action taken.

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

Motion made by Council Member Sanders, Seconded by Council Member Anderson to authorize Administrator Scott to negotiate the sale and for Attorney Cochran to draft a contract for 700 South Hwy 77.

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

MAYOR'S COMMENTS.

Mayor Fraire is glad to be back and she thanks everyone for praying for her.

NEW AND UNFORESEEN BUSINESS.

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None.

ADJOURN.

Meeting adjourned at 7:21 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