

MINUTES OF THE SPECIAL MEETING OF THE MARIETTA CITY COUNCIL

Tuesday, October 20, 2020 at 6:00 PM

Virtual Meeting – No Physical Location

This meeting will be conducted via videoconferencing pursuant to Oklahoma Senate Bill No. 661 on the Zoom® Cloud Meetings system due to the recommendation of the U.S. Center for Disease Control to avoid gathering in groups of more than ten people. As per said Senate Bill No. 661, all public body members will appear remotely, and the method of the remote appearance is the virtual method stated herein.

The proceedings of this meeting will be broadcast to the public, allowing the same opportunity to participate as in previous traditional meetings. Instructions for accessing and participating in the meeting are attached to this notice and agenda as Exhibit A.

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.

Mayor Fraire called meeting to order at 6:01 p.m.

DECLARATION OF QUORUM.

A quorum was declare.

PRESENT

Mayor Kimberly Fraire
Council Member KorDale Lornes
Council Member Doug Stewart (Joined at 6:03 p.m.)
Council Member Lawrence Anderson
Council Member Angela Vega
Council Member Richard Barker
Council Member Brandy Valenzuela

ABSENT

Council Member Kermit McKinney
Council Member Vanessa Wright

INVOCATION.

Invocation was given by Lawrence Anderson.

CONSENT AGENDA.

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Motion was made to approve the Consent Agenda.

Motion made by Council Member Anderson, Seconded by Council Member Valenzuela.

Voting Yea: Council Member Lornes, Council Member Stewart, 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 8, 2020 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.

None.

CITY ADMINISTRATOR'S REPORT.

City Administrator stated we were able to submit application under the COVID act and it was approved for \$213,000.00 to City and police department received award for bullet proof vests for around \$3,000.00. Also, the Court in McClain County had hearing regarding McGirt and ruled that the State had no right to prosecute and has been sent to Court of Criminal Appeals. As of today all officers have completed training and waiting on results. Lighthouse agreement has been updated.

REGULAR BUSINESS.

1. Appointment and confirmation to fill vacant council position, SE Ward, Seat 1, and administration of the oath of office.

Mayor Fraire stated there is no nomination and there will need an election.

Attorney Cochran stated it will need to be at next General Municipal Election, we don't have enough time to do a Special Election.

2. Addition of MASA Medical Transportation Services emergency transportation coverage for employees.

City Administrator Scott explained the MASA coverage to the Council. The recommendation was to provide coverage under the basic plan to full-time employees and if employee wants to add to the plan at their expense, they can. It will cost approximately \$3,600.00 per year. Rebates from BCBS and Insure Oklahoma will cover the cost. He recommends trying it for a year and then revisiting.

Motion made to adopt Resolution 2020-41.

Motion made by Council Member Lornes, Seconded by Council Member Vega.
Voting Yea: Council Member Lornes, Council Member Stewart, Council Member Anderson,
Council Member Vega, Council Member Barker, Council Member Valenzuela

3. Distribution of Oklahoma Municipal Assurance Group escrow account funds.

City Administrator adopted a handbook which made us eligible for rebates for policies from OMAG. We have a reimbursement in an escrow account for \$1,5 87.30 and OMAG needs a resolution to tell where funds need to be disbursed to.

Motion was made to adopt Resolution 2020-42.

Motion made by Council Member Lornes, Seconded by Council Member Stewart.
Voting Yea: Council Member Lornes, Council Member Stewart, Council Member Anderson,
Council Member Vega, Council Member Barker, Council Member Valenzuela

4. Holiday bonuses for City employees and volunteers.

City Administrator Scott stated the City has received \$25,014.00 from rebates and the recommendation is to give a gross amount of \$750.00 to full-time employees, \$300.00 to part-time employees and \$125.00 to volunteers. The total impact would be \$16,725.00.

Motion was made to adopt resolution 2020-43.

Motion made by Council Member Stewart, Seconded by Council Member Valenzuela.
Voting Yea: Council Member Lornes, Council Member Stewart, Council Member Anderson,
Council Member Vega, Council Member Barker, Council Member Valenzuela

5. Executive session to have confidential communications with the attorney concerning litigation in Weldon Luke Pollard v. City of Marietta, 20-cv-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 to go into Executive Session at 6:30 p.m.

Motion made by Council Member Lornes, Seconded by Council Member Anderson.
Voting Yea: Council Member Lornes, Council Member Stewart, Council Member Anderson,
Council Member Vega, Council Member Barker, Council Member Valenzuela

6. Any action and further discussion on Weldon Luke Pollard v. City of Marietta, 20-cv-338-RAW, in the United States District Court for the Eastern District of Oklahoma.

Returned to Open Session at 6:46 p.m.

No action.

MAYOR'S COMMENTS.

There is a grant application to apply for pickle ball court for up to \$30,000.00. Hopefully public will use common sense regarding trick or treating and leaving it up to them.


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ADJOURN.

Meeting adjourned at 6:49 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