

# **NOTICE AND MINUTES OF THE REGULAR MEETING OF THE MARIETTA CITY COUNCIL**

**Tuesday, July 09, 2024 at 6:00 PM**

**Marietta Municipal Building, 700 S. Highway 77, Marietta, Oklahoma 73448**

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

## **CALL TO ORDER.**

Meeting called to order at 6:05 p.m. by Mayor McKinney.

## **ROLL CALL AND DECLARATION OF QUORUM.**

### **PRESENT**

Mayor Kermit McKinney  
Council Member Matt Barber  
Council Member Crystal Cohee  
Council Member Tommy Kiser  
Council Member Destry Rushing  
Council Member Angela Vega

### **ABSENT**

Council Member Tambre Sanders

## **INVOCATION.**

Invocation given by Scott Chaney.

## **PLEDGE OF ALLEGIANCE.**

Pledge of Allegiance led by Kermit McKinney.

## **CONSENT AGENDA.**

All matters listed under this sections are considered by the City Council to be routine and will be enacted by one motion and vote. Any council member may, however, remove any item from the consent agenda by request.

Motion made by Council Member Cohee to approve the Consent Agenda, Seconded by Council Member Kiser.

Voting Yea: Council Member Barber, Council Member Cohee, Council Member Kiser, Council Member Rushing, Council Member Vega

1. Approval of the agenda as part of the minutes.

Minutes - Regular Meeting

July 09, 2024

Page 1 of 4

2. Approval of the minutes of the regular meeting on June 11, 2024.
3. Approval of financial reports.
4. Approval of purchase orders and 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 budget amendments for budget FY 2023-2024

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

Any matter removed from the consent agenda at the request of a council member will be considered separately.

None.

#### **CORRESPONDENCE.**

None.

#### **PUBLIC PARTICIPATION.**

This is an opportunity for citizens to address the city council. Remarks will be addressed to the governing body as a whole. Any issues presented will not be further discussed by the city council or the mayor at this meeting. Comments must be limited to three minutes or less.

Denice Halstied addressed the Council regarding Main Street Committee. She is working with Scott Chaney on the Depot.

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

The City Administrator will provide updates regarding recent and upcoming events and projects, and general operations of the City. No action will be taken.

Administrator Chaney stated striping has been done on Main Street and another coat of paint will be applied. An accident occurred with one of the police vehicles and it was totaled. They are going to buy it back for parts. Working on abating the lot on Elmwood to get it mowed. SODA was awarded a grant to work with Sulphur and Marietta and they are looking for office space. Sales tax for the month of May was \$66,000 and use tax was \$77,000 so we are staying about even prior to the tornado. In order to get any FEMA money our unique entity identification number that number had to be reinstated.

#### **REGULAR BUSINESS.**

1. Discussion and possible action to appoint and the swearing in of a City Council Member to Seat 2 of the Southwest Ward.

Motion made by Council Member Rushing to appoint Becca Griggs to fill the unexpired term of Candice Dixon, Seconded by Council Member Barber.

Voting Yea: Council Member Barber, Council Member Cohee, Council Member Kiser, Council Member Rushing, Council Member Vega

2. Discussion and possible action to approve Engagement Letter with Rahhal Henderson Willis.

Motion made by Council Member Barber to approve the Engagement Letter with Rahhal Henderson Willis, Seconded by Council Member Vega.

Voting Yea: Council Member Barber, Council Member Cohee, Council Member Kiser, Council Member Rushing, Council Member Vega

3. Discussion and possible action regarding approval to receive funds in the amount of \$50,196.30 from the Rural Economic Action Plan.

Motion made by Council Member Kiser to adopt Resolution 2024-15 as presented to receive funds in the amount of \$50,196.30 from the Rural Economic Action Plan, Seconded by Council Member Barber.

Voting Yea: Council Member Barber, Council Member Cohee, Council Member Kiser, Council Member Rushing, Council Member Vega

4. Discussion and possible action to repair the city's outdoor emergency sirens using funds from the Rural Economic Action Plan.

Motion made by Council Member Kiser to adopt Resolution 2024-16 as presented to repair the City's outdoor emergency sirens using funds from the Rural Economic Action Plan, Seconded by Council Member Rushing.

Voting Yea: Council Member Barber, Council Member Cohee, Council Member Kiser, Council Member Rushing, Council Member Vega

5. Discussion and possible action to set dates and approve resolutions for the election of a council member or members, and for the election to approve the continuation of the city sales tax of 3%.

Attorney Cochran addressed the Council regarding elections regarding new council members and the sales tax.

6. Executive session to have confidential communications with the attorney concerning litigation in Red River Cloud Nine, Inc. v. The City of Marietta, Oklahoma, CJ-2024-23, in the District Court of Love County, State 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 Rushing to go into Executive Session at 6:54 p.m., Seconded by Council Member Barber.

Voting Yea: Council Member Barber, Council Member Cohee, Council Member Kiser, Council Member Rushing, Council Member Vega

7. Any action and further discussion, including but not limited to attorney representation, on Red River Cloud Nine, Inc. v. The City of Marietta, Oklahoma, CJ-2024-23, in the District Court of Love County, State of Oklahoma.

Returned to Open Session at 7:08 p.m.

Motion made by Council Member Kiser to allow either the City Administrator, Mayor or City Attorney to engage an attorney to defend the lawsuit, Seconded by Council Member Rushing. Voting Yea: Council Member Barber, Council Member Cohee, Council Member Kiser, Council Member Rushing, Council Member Vega

### **NEW/UNFORESEEN BUSINESS.**

Discussion and possible action with respect to any matter not known, or which could not have been reasonably foreseen, prior to the time of posting this notice and agenda.

City Administrator Chaney the addressed the Council regarding purchasing a new police vehicle. This was unforeseen and could not be placed on the agenda.

Motion made by Council Member Rushing, Seconded by Council Member Barber. Voting Yea: Council Member Barber, Council Member Cohee, Council Member Kiser, Council Member Rushing, Council Member Vega

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

The Mayor will provide updates regarding recent and upcoming events and projects, and general operations of the City. No action will be taken.

Mayor McKinney addressed the Council regarding his goals for Marietta. See attached.

### **ADJOURN.**

Meeting adjourned at 7:13 p.m.

### **NOTICE OF POSTING:**

I, the undersigned Clerk of the City of Marietta, certify that the foregoing Notice and Agenda of the Regular Meeting of the Marietta City Council was posted in prominent public view at the Marietta City Hall, located at 700 S. Hwy 77, and online at [www.mariettaok.city](http://www.mariettaok.city), at 5:00 o'clock p.m. on Friday, July 5, 2024.

Scott Chaney, Deputy City Clerk  
Dottie Gwin, City Clerk

*Dottie Gwin*

