

**NOTICE AND AGENDA OF THE REGULAR MEETING OF THE MARIETTA CITY COUNCIL**

**Tuesday, January 11, 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.**

**DECLARATION OF QUORUM.**

**INVOCATION.**

**CONSENT AGENDA.**

1. Approval of the agenda as part of the minutes.
2. Approval of the minutes of the December 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.**

**PUBLIC PARTICIPATION.**

**CITY ADMINISTRATOR'S REPORT.**

**REGULAR BUSINESS.**

1. Financial audit of the fiscal year ending June 30, 2021.
2. Appointment of Brandon Twyford and Candice Dixon to the Planning and Zoning Commission/Board of Adjustment.
3. Purchase of a commercial sanitation collection truck and approval of any necessary lease purchase and/or financing agreement.
4. Memorandum of understanding with Southern Oklahoma Technology Center for lease and usage of property located at 5287 Scenic Highway 77 in Love County, Oklahoma.

**MAYOR'S COMMENTS.**

**NEW AND UNFORESEEN BUSINESS.**

**ADJOURN.**

POSTED: January 7, 2022, at 5:00 PM, at the Marietta City Hall, located at 101 W. Main Street, Marietta, Oklahoma, and online at [www.mariettaok.city](http://www.mariettaok.city).

Agenda - Regular Meeting  
January 11, 2022

A handwritten signature in blue ink, appearing to read 'D. Gwin', is written over a horizontal line.

Dottie Gwin, City Clerk  
Scott Chaney, Deputy City Clerk

**MINUTES OF THE REGULAR MEETING OF THE MARIETTA CITY COUNCIL****Tuesday, December 14, 2021 at 6:00 PM****Marietta Public Works Authority Meeting Room, 303 W. Main Street, 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 was called to order at 6:02 P.M. by Council President McKinney

**DECLARATION OF QUORUM.**

A quorum was declared to conduct business

**PRESENT**

Council Member KorDale Lornes  
Council Member Kermit McKinney  
Council Member Doug Stewart  
Council Member Lawrence Anderson  
Council Member Angela Vega  
Council Member Brandy Valenzuela

**ABSENT**

Mayor Kimberly Fraire  
Council Member Richard Barker  
Council Member Tambre Sanders

**INVOCATION.**

Invocation was given by Lawrence Anderson

**CONSENT AGENDA.**

Motion made by Council Member Anderson, Seconded by Council Member Lornes to approve the Consent Agenda.

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

1. Approval of the agenda as part of the minutes.
2. Approval of the minutes of the November 9, 2021 Regular Meeting of the Marietta City Council.
3. Approval of financial reports.

Minutes - Regular Meeting

December 14, 2021

Page 1 of 3

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 Dustin Scott updated the City Council on the McCarroll Park installation, and on building demolitions and asbestos inspections. He also gave an update on the purchase of the church and the audit. He also discussed grant opportunities and drainage and road projects.

#### **REGULAR BUSINESS.**

1. Application of Haley Hicks for placement of manufactured home at 210 Wood Street, otherwise identified as Lot 3, Block 6, J.C. Washington Addition to the City of Marietta, Love County, Oklahoma.

Motion made by Council Member Lornes, Seconded by Council Member Stewart to approve Resolution 2021-48 Application of Haley Hicks for placement of manufactured home at 210 Wood Street, otherwise identified as Lot 3, Block 6, J.C. Washington Addition to the City of Marietta, Love County, Oklahoma.

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

2. Financial audit of the fiscal year ending June 30, 2021.

Motion made by Council Member Lornes, Seconded by Council Member Stewart to table item #2, Financial audit of the fiscal year ending June 30, 2021.

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

3. Appointment of Willis Choate to a vacancy on Marietta Public Works Authority Board of Trustees.

Motion made by Council Member Anderson, Seconded by Council Member Vega to approve appointment of Willis Choate to a vacancy on Marietta Public Works Authority Board of Trustees.

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

4. Agreement with BancFirst for sweep account transactions.

Minutes - Regular Meeting

December 14, 2021

Page 2 of 3

Motion made by Council Member Valenzuela, Seconded by Council Member Lornes to approve the agreement with BancFirst for sweep account transactions.

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

- 5. Acceptance of Justice Assistance Grant- Local Law Enforcement (JAG-LLE) funds and the purchase of wearable (body) cameras, licenses, and accessories authorized by the grant.

Motion made by Council Member Lornes, Seconded by Council Member Valenzuela to approve Resolution 2021-49, Acceptance of Justice Assistance Grant- Local Law Enforcement (JAG-LLE) funds and the purchase of wearable (body) cameras, licenses, and accessories authorized by the grant.

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

**MAYOR'S COMMENTS.**

None

**NEW AND UNFORESEEN BUSINESS.**

None

**ADJOURN.**

Meeting was adjourned at 6:32 by Council President McKinney



Dottie Gwin, City Clerk  
Scott Chaney, Deputy City Clerk

RESOLUTION \_\_\_\_\_

PURCHASE OF EQUIPMENT FOR CITY OF MARIETTA

WHEREAS, the purchase of equipment, materials and supplies is necessary to perform the duties relative to the functions lawfully imposed upon or assumed by the City of Marietta; and

WHEREAS, the following described equipment is needed to allow for the performance of the above described duties/functions; and

WHEREAS, in accordance with Section 2-172 of the Code of Ordinances, the following competitive bids for the purchase were submitted: 2023 FREIGHTLINER M2 WITH 33 CUBIC YARD G.S PRODUCTS CLP8133 SANITATION BODY, FRONTIER EQUIPMENT SALES, \$267,443.60; 2023 FREIGHTLINER M2 WITH CHAMPION 36 YARD BODY, FREIGHTLINER OF AUSTIN, \$231,682.20 and

WHEREAS, staff recommend the purchase of equipment as submitted by FRONTIER EQUIPMENT SALES, based upon the following justification: RECOMMENDATION OF OTHER MUNICIPALITIES/ORGANIZATION; AVAILABILITY; and

WHEREAS, funding is available to provide for this expenditure within the budget of the current fiscal year, under the following department/account: 02-10-900 WITH AMENDMENT

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Marietta:

- 1. The purchase of 2023 FREIGHTLINER M2 WITH SANITATION BODY as submitted by FRONTIER EQUIPMENT SALES is hereby approved based on:
  - the recommendation of staff as previously indicated.
  - the following: \_\_\_\_\_.
- 2. The expenditure for the purchase will be deducted from the following department/account: 02-10-900 WITH AMENDMENT FOR REAP GRANT AND LEASE PURCHASE AGREEMENT.

PASSED by the City Council and SIGNED by the Mayor this 11TH day of JANUARY, 2022.

CITY OF MARIETTA

ATTEST

\_\_\_\_\_  
KIMBERLY FRAIRE, MAYOR

\_\_\_\_\_  
DOTTIE GWIN, CITY CLERK



# FREIGHTLINER OF AUSTIN

1701 Smith Rd. (Hwy. 183 So.)  
Austin, Texas 78721

Bus: 512-389-0000  
FAX: 512-389-2663  
Wats: 1-800-395-2005

INV. \_\_\_\_\_

PURCHASING NAME <b>CITY OF MARIETTA</b>			TELEPHONE <b>580-276-5569</b>	
ADDRESS <b>101 WEST MAIN ST</b>		CITY <b>MARIETTA</b>	STATE <b>OK</b>	ZIP CODE <b>73448</b>

I/We Hereby Purchase from You, Under the Terms and Conditions Specified, the Following:

YEAR <b>2023</b>	MAKE <b>FREIGHTLINER</b>	MODEL/BODY <b>M2106</b>	VIN <b>ORDER</b>	LICENSE PLATE
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A documentary fee is not an official fee, a documentary fee is not required by law but may be charged to buyers for handling documents and performing services relating to the the closing of a sale. Buyers may avoid payment of the fee to the seller by handling the documents and performing the services relating to the closing of the sale. A documentary fee may not exceed \$50.00. This notice is required by law.

<b>MILEAGE:</b>		
<b>TIPS CONTRACT #200206</b>		
<b>CHASSIS SELLING PRICE</b>	<b>\$</b>	<b>69,413.40</b>

*El cobro documental no es un cobro oficial. El cobro documental no es un requisito bajo la ley, pero se le puede cobrar. Al comprador por el rendimiento de los servicios relacionados con la completacion de la venta y por completar los documentos. El comprador puede evitar el pago al vendedor de este costo si el comprador mismo se encarga de manejar los documentos y de los servicios necesarios para la completacion de la venta. El cobro documental no puede sobrepasar los \$50.00 (U.S.) Este aviso es requerido bajo la ley.*

<b>OPTION CONTENT</b>	<b>\$</b>	<b>36,318.80</b>
<b>CHAMPION 36 YD BODY</b>	<b>\$</b>	<b>125,950.00</b>

### Disclaimer of Warranties

Any warranties on the products sold hereby are those made by the factory. The Seller, Freightliner of Austin, hereby expressly disclaims all warranties, either expressed or implied including any implied warranty of merchantability or fitness for a particular purpose, and Freightliner of Austin, neither assumes nor authorizes any other person to assume for it any liability in connection with the sale of this vehicle.

<b>CUSTOMER SIGNATURE</b>	
<b>SALESMAN SIGNATURE</b>	<b>KEVIN KRIEG</b>

**CONTRACTUAL DISCLOSURE STATEMENT FOR USED VEHICLE ONLY.** \*The information you see on the window form for this vehicle is part of this contract. Information on the window form overrides any contrary provisions in the contract of sale.

<b>MILEAGE:</b>			<b>TRADE-IN</b>	
YEAR	MAKE	MODEL/BODY	VIN	LICENSE PLATE

<b>MILEAGE:</b>			<b>TRADE-IN</b>	
YEAR	MAKE	MODEL/BODY	VIN	LICENSE PLATE

		<b>TOTAL</b>	<b>\$ 231,682.20</b>	
PAYOFF TO:		<b>Trade Allowance</b>	<b>\$ -</b>	
ADDRESS:		<b>Trading Difference</b>	<b>\$ -</b>	
TELEPHONE: / FAX:		<b>Sales Tax</b>	<b>\$ -</b>	
GOOD UNTIL:		<b>Vehicle Inventory Tax</b>	<b>\$ -</b>	
QUOTED BY:		<b>License Fee</b>	<b>\$ -</b>	
SHOW LIEN TO:		Body Type:	<b>Documentary Fee</b>	<b>\$ -</b>
ADDRESS:		License Wt.:	<b>Federal Excise Tax</b>	<b>\$ -</b>
		State Insp.:	<b>TOTAL SALE PRICE</b>	<b>\$ 231,682.20</b>
DATED:	LIEN AMOUNT \$	License:	<b>Payoff on Trade</b>	
DRAFT FOR \$		Title:	<b>Ext. Service Agreement</b>	
DRAFT THRU:		Transfer:	<b>Less Deposit</b>	
ADDRESS:			<b>Total Balance Due</b>	<b>\$ 231,682.20</b>

Full disclosure required by federal regulation "Z", The Consumer Protection Act and The Texas Consumer Credit Code, will be made prior to consummation of a credit sale. This written order comprises the entire agreement pertaining to this purchase and no other agreement of any kind, verbal understanding or promise whatsoever, will be recognized. It is expressly agreed that the purchaser acquires no right, title or interest in or to the property which he agrees to purchase hereunder until such property is delivered to him/her and either the full price is paid in cash or satisfactory deferred payment agreement is executed by the parties hereto, the terms of which shall thereafter be controlling, and a clear title is furnished to dealer for the used cars or trucks involved, if any. THIS IS NOT A CONDITIONAL SALES CONTRACT, BUT IS A BUYER'S ORDER. All new vehicles carry the standard factory warranty. It is understood there is no guarantee on the above described new or used vehicle other than appears on this Buyer's Order. Mileage, if used vehicle model is not guaranteed and a verbal agreement by the Salesman will not be considered binding on the Seller. It is agreed that neither Freightliner of Austin nor the manufacturer will be



# QUOTE

Date	QUOTE #
12/17/2021	QUOTE 3145

Name / Address
CITY OF MARIETTA 101 WEST MAIN MARIETTA, OK. 73448

Ship To
CITY OF MARIETTA 101 WEST MAIN MARIETTA, OK 73448

Item	Description	Qty	Cost	Total
Misc. Parts	<p>CLP-8133 33 CU YD E/P/T CONTAINER LOADER. 8.2 CU YD TAILGATE. CLASS 8 TANDEM. 186" CT. 66"+AF.            STD *HORIZONTAL UNLOADING AND HEAVY DUTY CONTAINER LIFT SYSTEM CAN BE MOUNTED ON LEFT OR RIGHT SIDE, COMPACT LIFT SYSTEM IS DESIGNED TO HANDLE TIGHT ALLEY PICKUP, LOWEST INDUSTRY DUMP HEIGHT AT JUST 14' WITH A CAPACITY OF 4200 LBS, HOPPER CRUSHER PANEL, LED BODY LIGHTS, CONSPICUITY TAPE, MID BODY TURN SIGNALS ON 29 CU YD AND UP, LIFT WORKLIGHTS, GROUND BLOCK TAILGATE GREASE FITTINGS, SHOVEL AND BROOM HOLDER, ONE COLOR PAINT, STD            AIR JOYSTICK CONTROL ONLY AVAILABLE,AVAILABLE IN 23 TO 37 CUBIC YARD CAPACITY</p> <p>1 - STD *890 TRANSMISSION MOUNTED PTO WITH PERMCO TANDEM VANE PUMP AND PERMCO UNLOADER VALVES            1 - STD *1/4"HARDOX 450 FLOOR PLUS 1/4" HARDOX 450 HOPPER OVERLAY            1 - STD *SEAMLESS SINGLE SHEET HARDOX 450 SIDES AND ROOF PANEL            1 - STD *HARDOX 450 PACKER GUIDES, TRACKS AND REPLACEABLE SHOES            1 - STD *FULL CONTINUOUS PACK, EJECT UNLOAD USING SINGLE STAGE NON TELESCOPIC CYLINDERS            1 -STD *LED BODY LIGHTS            1 -STD *GROUND BLOCK TAILGATE GREASE FITTINGS            1 -STD *SHOVEL AND BROOM HOLDER WITH EXTENDED ARM CLEANOUT TOOL            1 - TRIPLE CAMERA SYSTEM BY ZONE DEFENSE INCL QUAD MONITOR            1 - PETERSON SMART LIGHT PACKAGE (4) REAR (2) FRONT            1 - HOPPER SAFETY LADDER WITH ACCESS DOOR INTO HOPPER            1 - (2) REAR ALLEY LIGHTS MOUNTED BASE OF TAILGATE            1 - 20# FIRE EXTINGUISHER MOUNTED ON BODY (FIXED PRICE)            1 - 2023 FREIGHTLINER M2 CLASS 8 56,000# GVW L9 CUMMINS 360 HP 1150# FT TORQUE 315/80RX22.5            1 - HENDRICKSON REAR SUSPENSION            WARRANTY FREIGHTLINER STANDARD 2 YR UNLIMITED MILES SEE SCHEDULE FOR DETAILS            WARRANTY CUMMINS L9 2YR/250K MILES, 5YR/100K MILES EMISSIONS,TOWING            WARRANTY ALLISON TRANSMISSION 3YR/UNLIMITED MILES, TOWING</p>	1	267,443.60	267,443.60

<b>Subtotal</b>	
<b>Sales Tax (0.0%)</b>	
<b>Total</b>	





# QUOTE

Date	QUOTE #
12/17/2021	QUOTE 3145

Name / Address
CITY OF MARIETTA 101 WEST MAIN MARIETTA, OK. 73448

Ship To
CITY OF MARIETTA 101 WEST MAIN MARIETTA, OK 73448

Item	Description	Qty	Cost	Total
	<p>WARRANTY CHASSIS TOWING 1YR UNLIMITED MILES INCLUDED TO NEAREST DEALER 1 - DELIVERY TO MARIETTA 1 - ONSITE TRAINING</p> <p>PRICING IS PER OKLAHOMA STATE CONTRACT# SW-197 OKLAHOMA STATE CONTRACT OFFICER: BLAINE BRIDGES 405-522-6375 BLAINE.BRIDGES@OMES.OK.GOV</p>			

<b>Subtotal</b>		\$267,443.60
<b>Sales Tax (0.0%)</b>		\$0.00
<b>Total</b>		\$267,443.60

ALL QUOTES ARE GOOD FOR FIFTEEN DAY UNLESS OTHERWISE STATED ON QUOTE. ANY QUOTES FOR REPAIRS SHOULD BE CONSIDERED AS ESTIMATES. PRICING ON REPAIRS CAN CHANGE