

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

**Tuesday, August 08, 2023 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.**

**ROLL CALL AND DECLARATION OF QUORUM.**

**INVOCATION.**

**PLEDGE OF ALLEGIANCE.**

**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.

- 1. Approval of the agenda as part of the minutes.
- 2. Approval of the minutes of the regular meeting on July 11, 2023.
- 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.

**ITEMS REMOVED FROM CONSENT AGENDA.**

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

**CORRESPONDENCE.**

**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.

**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.

**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.

### **REGULAR BUSINESS.**

1. Election of President of the Council.
- [2.](#) Consideration and possible action on increasing the salary for each elected city official.
3. Adoption, filing, and notification of the 2023 Biennial Supplement to the Code of Ordinances of the City of Marietta
4. Creation of a façade grant committee.
- [5.](#) Bicycle safety presentation by Sheri Hutchins
6. Consideration and possible action relating to an ordinance regulating the display of overhead signs and/or banners on streets and highways.
- [7.](#) Discussion and possible action regarding purchase of asphalt to overlay certain city streets
- [8.](#) Discussion and possible action to award bid and authorization for signing necessary documents for drainage ditch improvement for drainage ditch running from E. Bill Halstied to south city limits.
- [9.](#) Purchase of Tasers for the Police Department
- [10.](#) Consideration and possible action relating to declaring certain property owned by the City to be surplus and directing disposal of the same.
- [11.](#) Designation of special event sponsored by the Love County Frontier Days Committee and necessary street closures.
12. Executive session to discuss the employment of a Stephanie Cannon as Operation Official, and the hours, duties, compensation and benefits of said position, pursuant to Title 25 Oklahoma Statutes, Section 307 B (1).
13. Executive session to discuss the hiring of Hunter Phillips as a Police Officer, and the hours, duties, compensation, and benefits for said position, pursuant to Title 25 Oklahoma Statutes, Section 307 B (1).
- [14.](#) Consideration and possible action relating to the appointment of Stephanie Cannon as a police Operations Official, as well as the hours, duties, and pay for said position.
- [15.](#) Consideration and possible action relating to the appointment of Hunter Phillips as a police officer, as well as the hours, duties, and pay for said position.

### **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.

### **ADJOURN.**

#### **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 101 W. Main Street, and online at [www.mariettaok.city](http://www.mariettaok.city), at 5:00 o'clock p.m. on Friday, August 4, 2023.

Scott Chaney, Deputy City Clerk  
Dottie Gwin, City Clerk

*Dottie Gwin*



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2. Approval of the minutes of the regular meeting on July 11, 2023.
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.

**ITEMS REMOVED FROM CONSENT AGENDA.**

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**CORRESPONDENCE.**

**PUBLIC PARTICIPATION.**

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**CITY ADMINISTRATOR’S REPORT.**

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**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.

**REGULAR BUSINESS.**

1. Election of President of the Council.
2. Consideration and possible action on increasing the salary for each elected city official.
3. Adoption, filing, and notification of the 2023 Biennial Supplement to the Code of Ordinances of the City of Marietta
4. Creation of a façade grant committee.
5. Bicycle safety presentation by Sheri Hutchins
6. Consideration and possible action relating to an ordinance regulating the display of overhead signs and/or banners on streets and highways.
7. Discussion and possible action regarding purchase of asphalt to overlay certain city streets
8. Discussion and possible action to award bid and authorization for signing necessary documents for drainage ditch improvement for drainage ditch running from E. Bill Halstied to south city limits.
9. Purchase of Tasers for the Police Department
10. Consideration and possible action relating to declaring certain property owned by the City to be surplus and directing disposal of the same.
11. Designation of special event sponsored by the Love County Frontier Days Committee and necessary street closures.
12. Executive session to discuss the employment of a Stephanie Cannon as Operation Official, and the hours, duties, compensation and benefits of said position, pursuant to Title 25 Oklahoma Statutes, Section 307 B (1).
13. Executive session to discuss the hiring of Hunter Phillips as a Police Officer, and the hours, duties, compensation, and benefits for said position, pursuant to Title 25 Oklahoma Statutes, Section 307 B (1).
14. Consideration and possible action relating to the appointment of Stephanie Cannon as a police Operations Official, as well as the hours, duties, and pay for said position.
15. Consideration and possible action relating to the appointment of Hunter Phillips as a police officer, as well as the hours, duties, and pay for said position.

**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.

**ADJOURN.**

**NOTICE OF POSTING:**

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Hall, located at 101 W. Main Street, and online at [www.mariettaok.city](http://www.mariettaok.city), at 5:00 o'clock p.m. on Friday, August 4, 2023.

Scott Chaney, Deputy City Clerk  
Dottie Gwin, City Clerk

*Dottie Gwin*



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

**Tuesday, July 11, 2023 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 by Mayor Spradling at 6:00 p.m.

**ROLL CALL AND DECLARATION OF QUORUM.**

**PRESENT**

- Mayor David Spradling
- Council Member Matt Barber
- Council Member Tommy Kiser
- Council Member Kermit McKinney
- Council Member Destry Rushing
- Council Member Tambre Sanders

**ABSENT**

- Council Member Crystal Cohee
- Council Member Angela Vega

Candice Dixon

**INVOCATION.**

Invocation given by Kermit McKinney.

**PLEDGE OF ALLEGIANCE.**

Pledge of Allegiance led by Brett Harris.

**CONSENT AGENDA.**

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Motion made by Council Member McKinney, Seconded by Council Member Rushing.  
Voting Yea: Council Member Barber, Council Member Kiser, Council Member McKinney, Council Member Rushing, Council Member Sanders

1. Approval of the agenda as part of the minutes.
2. Approval of the minutes of the regular meeting on June 13, 2023.
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.

#### **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.

Denise Halstied updated on the Main Street Committee. Need any ordinances stating what can be downtown and if there is no ordinance, they would like to help create one. A meeting will be held at the Taste on August 1 for all business owners.

#### **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.

City Administrator Scott stated if anyone knows of part-time mower please let him know. The new backhoe came in and the employees appreciate it. Some employees are working on trimming trees per the school letter and employees are working with County on 2.5 miles of City Streets.

#### **REGULAR BUSINESS.**

1. Election of President of the Council.

Motion made by Council Member Barber, Seconded by Council Member Kiser to table Item 1 until next month.

Voting Yea: Council Member Barber, Council Member Kiser, Council Member McKinney,

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Council Member Rushing, Council Member Sanders

2. Public hearing for an application for placement of manufactured home at 207 N. 7th Ave, otherwise identified as Lot 4, Block 15, Marietta City, Marietta, Love County, Oklahoma.  
Public Hearing opened at 6:15 p.m.  
Motion made by Council Member Barber, Seconded by Council Member Sanders to close Public Hearing at 6:26 p.m.  
Voting Yea: Council Member Barber, Council Member Kiser, Council Member McKinney, Council Member Rushing, Council Member Sanders
  
3. Application for placement of manufactured home at 207 N. 7th Ave, otherwise identified as Lot 4, Block 15, Marietta City, Marietta, Love County, Oklahoma.  
Motion made by Council Member Sanders to adopt Resolution 2023-22, Seconded by Council Member McKinney.  
Voting Yea: Council Member Barber, Council Member Kiser, Council Member McKinney, Council Member Rushing, Council Member Sanders
  
4. Engagement with Rahhal, Henderson, Willis, PLLC for preparation of financial statements for the fiscal year ending June 30, 2023.  
Motion made by Council Member McKinney to approve Engagement letter of Rahhal Henderson Willis, Seconded by Council Member Kiser.  
Voting Yea: Council Member Barber, Council Member Kiser, Council Member McKinney, Council Member Rushing, Council Member Sanders
  
5. Consideration and possible action relating to an ordinance regulating the display of overhead signs and/or banners on streets and highways.  
Councilman McKinney addressed the Council regarding overhead signs and/or banners on streets and highways.  
Motion made by Council Member Barber to table Item #5, Seconded by Council Member Sanders.  
Voting Yea: Council Member Barber, Council Member Kiser, Council Member McKinney, Council Member Rushing, Council Member Sanders
  
6. Purchase of vehicle for Police Department and purchase and installation of emergency equipment on said vehicle.  
Motion made by Council Member Sanders to adopt Resolution 2023-23 as presented, Seconded by Council Member McKinney.  
Voting Yea: Council Member Barber, Council Member Kiser, Council Member McKinney, Council Member Rushing, Council Member Sanders
  
7. Executive session to discuss the hiring of Cameron Sanders as a Sanitation Operator, and the hours, duties, compensation, and benefits for said position, pursuant to Title 25 Oklahoma Statutes, Section 307 B (1).

Motion made by Council Member Kiser to go into Executive Session at 6:41 p.m., Seconded by Council Member Rushing.

Voting Yea: Council Member Barber, Council Member Kiser, Council Member McKinney, Council Member Rushing, Council Member Sanders

- 8. Executive session to discuss the employment of employee, Selina Barrientos, the employment of employee, Jacob Carroll, and also the employment of employee, Terry Vernon and the hours, duties, compensation, and benefits of all three employees, pursuant to Title 25 Oklahoma Statutes, Section 307 B (1).

Motion made by Council Member McKinney to go into Executive Session at 6:41 p.m., Seconded by Council Member Sanders.

Voting Yea: Mayor Spradling, Council Member Barber, Council Member Kiser, Council Member McKinney, Council Member Rushing, Council Member Sanders

- 9. Executive session to discuss the employment of ALL EMPLOYEES of the City of Marietta, pursuant to Title 25, Oklahoma Statutes, Section 307 (B) (1). (Notice: Without stating each individual name herein, all employees, full-time and part-time, with the City of Marietta, are notified that their employment and/or appointment will be discussed in this executive session.)

Motion made by Council Member Barber to go into Executive Session at 6:41 p.m., Seconded by Council Member Rushing.

Voting Yea: Council Member Barber, Council Member Kiser, Council Member McKinney, Council Member Rushing, Council Member Sanders

Returned to Open Session at 7:28 p.m.

- 10. Consideration and possible action relating to the appointment of Cameron Sanders as a Sanitation Operator, as well as the hours, duties, and pay for said position.

Motion made by Council Member Barber to adopt Resolution 2023-24 as presented, Seconded by Council Member McKinney.

Voting Yea: Council Member Barber, Council Member Kiser, Council Member McKinney, Council Member Rushing, Council Member Sanders

- 11. Consideration and possible action relating to the employment of Selina Barrientos, and the hours, duties, compensation, and benefits of said employee.

Motion made by Council Member McKinney to adopt Resolution 2023-25 as presented, Seconded by Council Member Sanders.

Voting Yea: Council Member Barber, Council Member Kiser, Council Member McKinney, Council Member Rushing, Council Member Sanders

- 12. Consideration and possible action relating to the employment of Jacob Carroll, and the hours, duties, compensation, and benefits of said employee.

Motion made by Council Member Sanders to adopt Resolution 2023-26 as presented, Seconded by Council Member McKinney.

Voting Yea: Council Member Barber, Council Member Kiser, Council Member McKinney, Council Member Rushing, Council Member Sanders

13. Consideration and possible action relating to the employment of Terry Vernon, and the hours, duties, compensation, and benefits of said employee.

Motion made by Council Member Barber to adopt Resolution 2023-27 as presented with change to Q6, Seconded by Council Member Sanders.

Voting Yea: Council Member Barber, Council Member Kiser, Council Member McKinney, Council Member Rushing, Council Member Sanders

14. Increase rate of pay for certain employees based on employment longevity.

Motion made by Council Member Sanders to adopt Resolution 2023-28 as presented, Seconded by Council Member Barber.

Voting Yea: Council Member Barber, Council Member Kiser, Council Member McKinney, Council Member Rushing, Council Member Sanders

### **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.

None.

### **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 Spradling stated the City employees are doing a great job and proud to have Jacob Carroll here.

### **ADJOURN.**

Meeting adjourned at 7:32 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 7, 2023.

Scott Chaney, Deputy City Clerk  
Dottie Gwin, City Clerk

*Dottie Gwin*



## 3% Raise

<b>Year</b>	<b>Council Meeting</b>		<b>Special Meeting</b>		<b>Mayor, Clerk, Treasurer</b>	
2004	\$20.00 + \$0.60=	<b>\$20.60</b>	\$15.00 + \$0.45=	<b>\$15.45</b>	\$275.00 + \$8.25=	<b>\$283.25</b>
2005	\$20.60 + \$0.62=	<b>\$21.22</b>	\$15.45 + \$0.46=	<b>\$15.92</b>	\$283.25 + \$8.50=	<b>\$291.75</b>
2006	\$21.22 + \$0.64=	<b>\$21.86</b>	\$15.92 + \$0.48=	<b>\$16.40</b>	\$291.75 + \$8.75=	<b>\$300.50</b>
2007	\$21.86 + \$0.66=	<b>\$22.52</b>	\$16.40 + \$0.49=	<b>\$16.89</b>	\$300.50 + \$9.20=	<b>\$309.70</b>
2008	\$22.52 + \$0.68=	<b>\$23.20</b>	\$16.89 + \$0.51=	<b>\$17.40</b>	\$309.70 + \$9.29=	<b>\$318.99</b>
2009	\$23.20 + \$0.70=	<b>\$23.90</b>	\$17.40 + \$0.52=	<b>\$17.92</b>	\$318.99 + \$9.57=	<b>\$328.56</b>
2010	\$23.90 + \$0.72=	<b>\$24.62</b>	\$17.92 + \$0.54=	<b>\$18.46</b>	\$328.56 + \$9.86=	<b>\$338.42</b>
2011	\$24.62 + \$0.74=	<b>\$25.36</b>	\$18.46 + \$0.55=	<b>\$19.01</b>	\$338.42 + \$10.15=	<b>\$348.57</b>
2012	\$25.36 + \$0.76=	<b>\$26.12</b>	\$19.01 + \$0.57=	<b>\$19.58</b>	\$348.57 + \$10.46=	<b>\$359.03</b>
2013	\$26.12 + \$0.78=	<b>\$26.90</b>	\$19.58 + \$0.59=	<b>\$20.17</b>	\$359.03 + \$10.77=	<b>\$369.80</b>
2014	\$26.90 + \$0.80=	<b>\$27.70</b>	\$20.17 + \$0.61=	<b>\$20.78</b>	\$369.80 + \$11.09=	<b>\$380.89</b>
2015	\$27.70 + \$0.83=	<b>\$28.53</b>	\$20.78 + \$0.62=	<b>\$21.40</b>	\$380.89 + \$11.43=	<b>\$392.32</b>
2016	\$28.53 + \$0.86=	<b>\$29.39</b>	\$21.40 + \$0.64=	<b>\$22.04</b>	\$392.32 + \$11.77=	<b>\$404.09</b>
2017	\$29.39 + \$0.88=	<b>\$30.27</b>	\$22.04 + \$0.66=	<b>\$22.70</b>	\$404.09 + \$12.12=	<b>\$416.21</b>
2018	\$30.27 + \$0.91=	<b>\$31.18</b>	\$22.70 + \$0.68=	<b>\$23.38</b>	\$416.21 + \$12.49=	<b>\$428.70</b>
2019	\$31.18 + \$0.94=	<b>\$32.12</b>	\$23.38 + \$0.70=	<b>\$24.08</b>	\$428.70 + \$12.86=	<b>\$441.56</b>
2020	\$32.12 + \$0.96=	<b>\$33.08</b>	\$24.08 + \$0.72=	<b>\$24.80</b>	\$441.56 + \$13.25=	<b>\$454.81</b>
2021	\$33.08 + \$0.99=	<b>\$34.07</b>	\$24.80 + \$0.74=	<b>\$25.54</b>	\$454.81 + \$13.65=	<b>\$468.46</b>
2022	\$34.07 + \$1.02=	<b>\$35.09</b>	\$25.54 + \$0.76=	<b>\$26.30</b>	\$468.46 + \$14.05=	<b>\$482.51</b>
2023	\$35.09 + \$1.05=	<b>\$36.14</b>	\$26.30 + \$0.79=	<b>\$27.09</b>	\$482.51 + \$14.48=	<b>\$496.99</b>

**From:** [Sheri Hutchins](#)  
**To:** [Selina Barrientos](#)  
**Subject:** Re: Bicycle signs  
**Date:** Tuesday, June 13, 2023 1:20:23 PM

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Please copy the following for distribution for the council meeting tonight  
Thank you

Sheri Hutchins

City council bicycles

City ordinances:

Bicycle signs/lanes. May only pass when it is **safe**, and **bicyclists** must be given at least three feet of clearance. §47-11-1208.

Front and back Bicycle reflectors, bells and lights

Bicycle training on Main Street with police assistance to instruct on hand signals and bike safety. Various Bicycle helmets with sizing guidelines for parents. Notification of event in newspaper and social mediums.

**Remember that a child's perception, as well as physical ability, is different from an adult's.**

**Children younger than age 9** typically are not able to identify and adjust to many traffic conditions. -

Oklahoma bicycle society

Some of the most-common causes of bicycle accidents include:

- Speeding. ...
- Weaving Through Traffic. ...
- Unsafe Lane Changes. ...
- Turning without Looking. ...
- Running a Red Light or Stop Sign. ...
- Failure to Yield. ...
- Impaired Driving. ...
- Driver Fatigue

What is a bicycle safety hazard?



Watch out for potholes, cracks, wet leaves, storm grates, railroad tracks, or anything that could make you lose control of your bike. You need your ears to hear traffic and avoid dangerous situations; don't wear a headset when you ride. Look Before Turning.

Video Classes at library

**RESOLUTION \_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARIETTA AUTHORIZING THE ACQUISITION OF ASPHALT TO BE UTILIZED BY THE STREET DEPARTMENT**

**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 purchase of asphalt to be utilized by the Street Department is necessary to perform street repair; and

**WHEREAS**, funding for this purchase of asphalt is allocated in the Council approved FY 2024 budget.

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

SECTION 1. The City Administrator is authorized to execute an agreement for the purchase of asphalt for a total amount not to exceed \$300,000.

**PASSED** by the City Council and **SIGNED** by the Mayor this 8th day of August, 2023.

CITY OF MARIETTA

ATTEST

\_\_\_\_\_  
DAVID SPRADLING, MAYOR

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

**RESOLUTION \_\_\_\_\_**

**A RESOLUTION AWARDING BID FOR DRAINAGE WORK BETWEEN E. BILL HALSTIED AND THE SOUTH CITY LIMITS**

**WHEREAS**, the clearing of the drainage ditch between E. Bill Halstied and the south city limits is necessary for the proper flow of storm water; and

**WHEREAS**, the City of Marietta does not have the proper equipment to complete a project of this nature; and

**WHEREAS**, in accordance with Section 2-172 of the Code of Ordinances, the following competitive bids drainage ditch work were submitted:

Timeco - \$250,000  
Reeds Dirt Work - \$50,000 \_\_\_\_\_; and

**WHEREAS**, staff recommends the bid submitted by Reeds Dirt work, based on the following justification: Price, Local + knowledge of his work \_\_\_\_\_; and

**WHEREAS**, funding is available to provide for this expenditure within the budget of the current fiscal year, under the following department/account: Street/Improvements  
01-80-805 \_\_\_\_\_.

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

1. Awards the bid for Drainage ditch work to Reeds Ditt Work.
2. The expenditure for the purchase will be deducted from the following department/account: Street/Improvements 01-80-805.

**PASSED** by the City Council and **SIGNED** by the Mayor this 8<sup>TH</sup> day of August, 2023.

CITY OF MARIETTA

ATTEST

\_\_\_\_\_  
DAVID SPRADLING, MAYOR

\_\_\_\_\_  
DOTTIE GWIN, 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: AXON ENTERPRISE -

60 MONTHS (5 YEARS) PAID YEARLY \$5,646.00.

TOTAL: \$28,233 INCLUDES (9) TASER 7, 72 CARTRIDGES,

(1) INSTRUCTOR VOUCHER, 5 YEAR WARRANTY ON TASERS & BATTERIES; and

WHEREAS, staff recommend the purchase of equipment as submitted by AXON ENTERPRISE, based upon the following justification: GOVERNMENT

PRICING, POSITIVE PAST EXPERIENCES WITH COMPANY (OVER 10 YEARS); and

WHEREAS, funding is available to provide for this expenditure within the budget of the current fiscal year, under the following department/account: POLICE DEPT. CAPITOL OUTLAY

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

- 1. The purchase of AXON ENTERPRISE TASER AND BUNDLE as submitted by AXON ENTERPRISE 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: POLICE DEPARTMENT - CAPITOL OUTLAY.

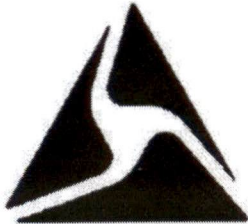
PASSED by the City Council and SIGNED by the Mayor this 8 day of AUGUST, 2023.

CITY OF MARIETTA

ATTEST

\_\_\_\_\_  
DAVID DUANE SPRADLING, MAYOR

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



**Axon Enterprise, Inc.**  
 17800 N 85th St.  
 Scottsdale, Arizona 85255  
 United States  
 VAT: 86-0741227  
 Domestic: (800) 978-2737  
 International: +1.800.978.2737

Q-502951-45140.749NS

Issued: 08/02/2023

Quote Expiration: 09/15/2023

Estimated Contract Start Date: 10/01/2023

Account Number: 338887

Payment Terms: N30

Delivery Method:

SHIP TO	BILL TO
105 S 3rd Ave 105 S 3rd Ave Marietta, OK 73448-2654 USA	Marietta Police Dept. - OK 101 W Main St Marietta OK 73448-2831 USA Email:

SALES REPRESENTATIVE	PRIMARY CONTACT
Nick Spears Phone: Email: nspears@axon.com Fax:	Brett Harris Phone: 580-276-9371 Email: bharris@mariettaok.city Fax:

### Quote Summary

Program Length	60 Months
<b>TOTAL COST</b>	<b>\$28,233.00</b>
<b>ESTIMATED TOTAL W/ TAX</b>	<b>\$28,233.00</b>

### Discount Summary

Average Savings Per Year	\$751.68
<b>TOTAL SAVINGS</b>	<b>\$3,758.40</b>

### Payment Summary

Date	Subtotal	Tax	Total
Sep 2023	\$5,646.60	\$0.00	\$5,646.60
Sep 2024	\$5,646.60	\$0.00	\$5,646.60
Sep 2025	\$5,646.60	\$0.00	\$5,646.60
Sep 2026	\$5,646.60	\$0.00	\$5,646.60
Sep 2027	\$5,646.60	\$0.00	\$5,646.60
<b>Total</b>	<b>\$28,233.00</b>	<b>\$0.00</b>	<b>\$28,233.00</b>

Quote Unbundled Price:	\$31,991.40
Quote List Price:	\$28,233.00
Quote Subtotal:	\$28,233.00

## Pricing

*All deliverables are detailed in Delivery Schedules section lower in proposal*

Item	Description	Qty	Term	Unbundled	List Price	Net Price	Subtotal	Tax	Total
<b>Program</b>									
T7Basic	TASER 7 Basic Bundle	9	60	\$52.96	\$46.00	\$46.00	\$24,840.00	\$0.00	\$24,840.00
<b>A la Carte Hardware</b>									
22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	36			\$40.25	\$40.25	\$1,449.00	\$0.00	\$1,449.00
22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	36			\$40.25	\$40.25	\$1,449.00	\$0.00	\$1,449.00
<b>A la Carte Services</b>									
20120	TASER 7 INSTRUCTOR COURSE VOUCHER	1			\$495.00	\$495.00	\$495.00	\$0.00	\$495.00
<b>Total</b>							<b>\$28,233.00</b>	<b>\$0.00</b>	<b>\$28,233.00</b>

## Delivery Schedule

### Hardware

Bundle	Item	Description	QTY	Estimated Delivery Date
TASER 7 Basic Bundle	20008	TASER 7 HANDLE, YLW, HIGH VISIBILITY (GREEN LASER), CLASS 3R	9	09/01/2023
TASER 7 Basic Bundle	20018	TASER BATTERY PACK, TACTICAL	10	09/01/2023
TASER 7 Basic Bundle	20160	TASER 7 HOLSTER - SAFARILAND, RH+CART CARRIER	9	09/01/2023
TASER 7 Basic Bundle	70033	WALL MOUNT BRACKET, ASSY, EVIDENCE.COM DOCK	1	09/01/2023
TASER 7 Basic Bundle	71019	NORTH AMER POWER CORD FOR AB3 8-BAY, AB2 1-BAY / 6-BAY DOCK	1	09/01/2023
TASER 7 Basic Bundle	74200	TASER 6-BAY DOCK AND CORE	1	09/01/2023
TASER 7 Basic Bundle	80087	TASER TARGET, CONDUCTIVE, PROFESSIONAL (RUGGEDIZED)	1	09/01/2023
TASER 7 Basic Bundle	80090	TARGET FRAME, PROFESSIONAL, 27.5 IN. X 75 IN., TASER 7	1	09/01/2023
A la Carte	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	36	09/01/2023
A la Carte	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	36	09/01/2023

### Software

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
TASER 7 Basic Bundle	20248	TASER 7 EVIDENCE.COM LICENSE	9	10/01/2023	09/30/2028
TASER 7 Basic Bundle	20248	TASER 7 EVIDENCE.COM LICENSE	1	10/01/2023	09/30/2028

### Services

Bundle	Item	Description	QTY
A la Carte	20120	TASER 7 INSTRUCTOR COURSE VOUCHER	1

### Warranties

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
TASER 7 Basic Bundle	80374	EXT WARRANTY, TASER 7 BATTERY PACK	10	09/01/2024	09/30/2028
TASER 7 Basic Bundle	80395	EXT WARRANTY, TASER 7 HANDLE	9	09/01/2024	09/30/2028
TASER 7 Basic Bundle	80396	EXT WARRANTY, TASER 7 SIX BAY DOCK	1	09/01/2024	09/30/2028

## Payment Details

<b>Sep 2023</b>						
Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 1	20120	TASER 7 INSTRUCTOR COURSE VOUCHER	1	\$99.00	\$0.00	\$99.00
Year 1	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	36	\$289.80	\$0.00	\$289.80
Year 1	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	36	\$289.80	\$0.00	\$289.80
Year 1	T7Basic	TASER 7 Basic Bundle	9	\$4,968.00	\$0.00	\$4,968.00
<b>Total</b>				<b>\$5,646.60</b>	<b>\$0.00</b>	<b>\$5,646.60</b>

<b>Sep 2024</b>						
Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 2	20120	TASER 7 INSTRUCTOR COURSE VOUCHER	1	\$99.00	\$0.00	\$99.00
Year 2	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	36	\$289.80	\$0.00	\$289.80
Year 2	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	36	\$289.80	\$0.00	\$289.80
Year 2	T7Basic	TASER 7 Basic Bundle	9	\$4,968.00	\$0.00	\$4,968.00
<b>Total</b>				<b>\$5,646.60</b>	<b>\$0.00</b>	<b>\$5,646.60</b>

<b>Sep 2025</b>						
Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 3	20120	TASER 7 INSTRUCTOR COURSE VOUCHER	1	\$99.00	\$0.00	\$99.00
Year 3	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	36	\$289.80	\$0.00	\$289.80
Year 3	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	36	\$289.80	\$0.00	\$289.80
Year 3	T7Basic	TASER 7 Basic Bundle	9	\$4,968.00	\$0.00	\$4,968.00
<b>Total</b>				<b>\$5,646.60</b>	<b>\$0.00</b>	<b>\$5,646.60</b>

<b>Sep 2026</b>						
Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 4	20120	TASER 7 INSTRUCTOR COURSE VOUCHER	1	\$99.00	\$0.00	\$99.00
Year 4	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	36	\$289.80	\$0.00	\$289.80
Year 4	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	36	\$289.80	\$0.00	\$289.80
Year 4	T7Basic	TASER 7 Basic Bundle	9	\$4,968.00	\$0.00	\$4,968.00
<b>Total</b>				<b>\$5,646.60</b>	<b>\$0.00</b>	<b>\$5,646.60</b>

<b>Sep 2027</b>						
Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 5	20120	TASER 7 INSTRUCTOR COURSE VOUCHER	1	\$99.00	\$0.00	\$99.00
Year 5	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	36	\$289.80	\$0.00	\$289.80
Year 5	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	36	\$289.80	\$0.00	\$289.80
Year 5	T7Basic	TASER 7 Basic Bundle	9	\$4,968.00	\$0.00	\$4,968.00
<b>Total</b>				<b>\$5,646.60</b>	<b>\$0.00</b>	<b>\$5,646.60</b>

Tax is estimated based on rates applicable at date of quote and subject to change at time of invoicing. If a tax exemption certificate should be applied, please submit prior to invoicing.

## Standard Terms and Conditions

### Axon Enterprise Inc. Sales Terms and Conditions

#### Axon Master Services and Purchasing Agreement:

This Quote is limited to and conditional upon your acceptance of the provisions set forth herein and Axon's Master Services and Purchasing Agreement (posted at [www.axon.com/legal/sales-terms-and-conditions](http://www.axon.com/legal/sales-terms-and-conditions)), as well as the attached Statement of Work (SOW) for Axon Fleet and/or Axon Interview Room purchase, if applicable. In the event you and Axon have entered into a prior agreement to govern all future purchases, that agreement shall govern to the extent it includes the products and services being purchased and does not conflict with the Axon Customer Experience Improvement Program Appendix as described below.

#### ACEIP:

The Axon Customer Experience Improvement Program Appendix, which includes the sharing of de-identified segments of Agency Content with Axon to develop new products and improve your product experience (posted at [www.axon.com/legal/sales-terms-and-conditions](http://www.axon.com/legal/sales-terms-and-conditions)), is incorporated herein by reference. By signing below, you agree to the terms of the Axon Customer Experience Improvement Program.

#### Acceptance of Terms:

Any purchase order issued in response to this Quote is subject solely to the above referenced terms and conditions. By signing below, you represent that you are lawfully able to enter into contracts. If you are signing on behalf of an entity (including but not limited to the company, municipality, or government agency for whom you work), you represent to Axon that you have legal authority to bind that entity. If you do not have this authority, please do not sign this Quote.

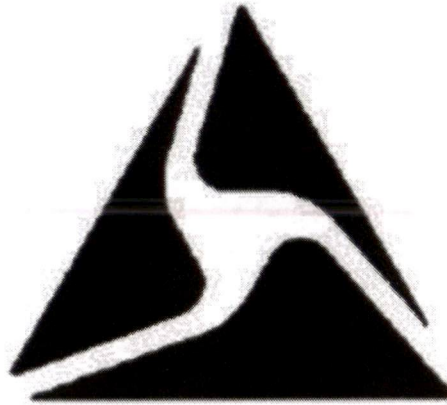
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Signature

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Date Signed

8/2/2023



**RESOLUTION \_\_\_\_\_**

**DECLARING CERTAIN PROPERTY OWNED BY THE CITY TO BE SURPLUS TO THE CITY'S NEEDS AND DIRECTING DISPOSAL OF SAME**

**WHEREAS**, the City of Marietta is the owner of certain items of property, more particularly described herein, which are no longer useful or suitable for municipal purposes; and

**WHEREAS**, it has been determined that the surplus and sale or disposal of said items is in the best interest of the City and the general public.

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

**SECTION 1.** That the following property be declared surplus property and disposed of pursuant to Section 2-172 of the City of Marietta Code of Ordinances, by competitive bid unless otherwise specified within this Resolution:

**VEHICLES**

<u>YEAR</u>	<u>MAKE</u>	<u>MODEL</u>	<u>VIN</u>
2014	Chevrolet	Tahoe PPV	1GNLC2E02ER140330
2005	Steco	Semi Trailer	SW045100
2008	International	7400	1HTWCAARX9J128180
1993	International	4900	1HTSHPPR5PH537458
2007	Ford	E350	1FBNE31L77DB35873

**EQUIPMENT**

<u>QUANTITY</u>	<u>DESCRIPTION</u>	<u>SERIAL NUMBER</u>
9	Weed Eaters	Not Applicable
1	Wooden Shed	Not Applicable
1	2012 Generac SD025	

**SECTION 3.** Ownership of the aforementioned police vehicle and/or equipment may be transferred to another government entity where the equipment may be utilized for traffic safety purposes.

**SECTION 4.** The City Administrator is authorized to donate any unsold items of surplus property to any charitable cause, with preference given to those charities located, or having a presence, in the corporate boundaries of the City of Marietta. In the event no charitable cause can be found for such purposes, the City Administrator may give the surplus property to any non-profit organization or may dispose of the property as solid waste.

**SECTION 4.** Any proceeds collected from the disposal of said property shall be deposited into the fund from which said property was purchased.



**PASSED BY THE CITY COUNCIL** and **SIGNED** by the Mayor of the City of Marietta  
this 8<sup>th</sup> day of August, 2023.

CITY OF MARIETTA

ATTEST:

\_\_\_\_\_  
DAVID DUANE SPRADLING, MAYOR

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

**RESOLUTION \_\_\_\_\_**

**DECLARING A HALLOWEEN CELEBRATION ORGANIZED BY THE LOVE COUNTY FRONTIER DAYS COMMITTEE A SPECIAL EVENT AND AUTHORIZING STREET CLOSURES TO ACCOMMODATE THE EVENT**

**WHEREAS**, the Love County Frontier Days Committee is planning a special event to be held within the corporate limits of the City of Marietta on Saturday, October 28, 2023; and

**WHEREAS**, it will be necessary to close various streets, including a portion of Main Street, within the City of Marietta to accommodate the celebration; and

**WHEREAS**, the Oklahoma Department of Transportation requires a Resolution be passed by the Marietta City Council authorizing the closure of said street and providing certain information.

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

1. The Love County Frontier Days Committee Halloween celebration, scheduled for October 28, 2023, is recognized as a special event within the City of Marietta.
2. The closure of West Main Street, which is also State Highway 32, between Second Avenue and Fifth Avenue is hereby authorized beginning at 10:00 a.m. on October 28, 2023. This authorization expires at 5:00 a.m. on October 29, 2023.
3. The City Administrator may authorize the closure of other City streets located adjacent to the event area.
4. The Police Department is authorized and directed to post and enforce parking restrictions along areas of South Fourth Avenue and other City streets to provide for safe and effective movement of traffic and pedestrians.
5. The Operations Department is authorized and directed to install signage and traffic control devices to effect the closures authorized by this Resolution as outlined in the latest addition of the Manual of Uniform Traffic Control Devices.

**PASSED** by the City Council and **SIGNED** by the Mayor this 8<sup>th</sup> day of August, 2023.

CITY OF MARIETTA

ATTEST

\_\_\_\_\_  
DAVID SPRADLING, MAYOR.

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

RESOLUTION \_\_\_\_\_

APPOINTMENT OF EMPLOYEE FOR THE CITY OF MARIETTA

WHEREAS, it is necessary to employ a number of personnel to exercise the powers and perform the duties relative to the functions lawfully imposed upon or assumed by the City of Marietta;

WHEREAS, a vacancy exists within the City of Marietta based on the number of personnel funded by the budget of the current fiscal year;

WHEREAS, the following applicant was selected on the basis of their experience, aptitudes and abilities;

WHEREAS, this resolution serves to memorialize the action of the governing body regarding the hours, duties, compensation, and benefits for the employee and position described herein;

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

1. Stephanie Cannon is hereby appointed as an employee of the City of Marietta to the position of Operations Official of the Office Management Department, under the supervision of City Administrator, to be effective 8/1/2023.
2. Said position shall be classified as a  full-time  part-time  volunteer employee as defined by Section 207 of the City of Marietta Employee Handbook of Personnel Policies and is eligible for all benefits prescribed by this classification.
3. Compensation for said employee shall be  hourly  salaried, based on rate L1 of the Grade and Step Structure adopted by City Council on November 12, 2019.
4. Employment is subject to a probationary period as outline in Section 207.A of the City of Marietta Employee Handbook of Personnel Policies.

PASSED by the City Council and SIGNED by the Mayor this 8<sup>th</sup> day of August, 2023.

CITY OF MARIETTA

ATTEST

\_\_\_\_\_  
DAVID SPRADLING, MAYOR

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

**RESOLUTION \_\_\_\_\_**

**APPOINTMENT OF EMPLOYEE FOR THE CITY OF MARIETTA**

**WHEREAS**, it is necessary to employ a number of personnel to exercise the powers and perform the duties relative to the functions lawfully imposed upon or assumed by the City of Marietta;

**WHEREAS**, a vacancy exists within the City of Marietta based on the number of personnel funded by the budget of the current fiscal year;

**WHEREAS**, the following applicant was selected on the basis of their experience, aptitudes and abilities;

**WHEREAS**, this resolution serves to memorialize the action of the governing body regarding the hours, duties, compensation, and benefits for the employee and position described herein;

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

1. Hunter Phillips is hereby appointed as an employee of the City of Marietta to the position of Police Officer I of the Police Department, under the supervision of the Chief of Police, to be effective August 9, 2023.
2. Said position shall be classified as a full-time employee as defined by Section 207 of the City of Marietta Employee Handbook of Personnel Policies and is eligible for all benefits prescribed by this classification.
3. Compensation for said employee shall be based on rate P1 of the Grade and Step Structure adopted by City Council on November 12, 2019.
4. Employment of said employee is subject to a probationary period as outlined in Section 207. Of the City of Marietta Employee Handbook of Personnel Policies.

**PASSED BY THE CITY COUNCIL** and **SIGNED** by the Mayor of the City of Marietta this 8th day of August, 2023.

CITY OF MARIETTA

ATTEST

\_\_\_\_\_  
DAVID SPRADLING, MAYOR

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