

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

Tuesday, May 10, 2022 at 6:00 PM

Marietta Public Works Authority Building, 303 W Main Street, Marietta, Oklahoma

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 Regular Meeting of the Marietta City Council on April 12, 2022.
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.

(This is an opportunity for citizens to address the City Council. Remarks shall be directed to the governing body as a whole. Any issues presented by the public will not be discussed by the City Council or Mayor. Comments must be limited to three minutes or less.)

CITY ADMINISTRATOR'S REPORT.

REGULAR BUSINESS.

1. Engagement with Rahhal, Henderson, Willis, PLLC for preparation of financial statements for the fiscal year ending June 30, 2021.
2. Engagement with HSPG & Associates for a financial audit of the fiscal year ending June 30, 2022.
- [3.](#) Resurfacing of West Cherokee Street between Martin Luther King Avenue and 3rd Avenue.
4. Construction of a crosswalk and enforcement of parking restrictions on US Highway 77 near Mayall Street, and purchase of necessary materials and equipment.
5. Presentation of budgets for Fiscal Year 2023.
- [6.](#) Define the City's contribution of insurance premiums for employees and dependents for Fiscal Year 2023.
7. Renewal and/or transfer of certificate of deposit financial accounts.

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8. 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).
9. 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.

NEW AND UNFORESEEN BUSINESS.

MAYOR'S COMMENTS.

ADJOURN.

POSTED: Friday, May 6, 2022, at 5:00 PM, at the Marietta City Hall, located at 101 W. Main Street, Marietta, Oklahoma, and online at www.mariettaok.city.



Dottie Gwin, City Clerk
Scott Chaney, Deputy City Clerk

MINUTES OF THE REGULAR MEETING OF THE MARIETTA CITY COUNCIL

Tuesday, April 12, 2022 at 6:00 PM

Marietta Public Works Authority Building, 303 W Main Street, Marietta, Oklahoma

CALL TO ORDER.

Meeting called to order by Mayor Fraire at 6:00 p.m.

DECLARATION OF QUORUM.

A quorum was declared.

PRESENT

- Mayor Kimberly Fraire
- Council Member KorDale Lornes
- Council Member Kermit McKinney
- Council Member Doug Stewart
- Council Member Lawrence Anderson
- Council Member Angela Vega
- Council Member Richard Barker
- Council Member Tambre Sanders

ABSENT

- Council Member Brandy Valenzuela

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 Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Sanders

1. Approval of the agenda as part of the minutes.
2. Approval of the minutes of the Regular Meeting of the Marietta City Council on March 8, 2022.
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.

Mr. Rambo addressed the Council regarding a dumpster at Mount Zion Church.

CITY ADMINISTRATOR'S REPORT.

City Administrator Scott stated crews are supposed to be done installing equipment at McCarroll this week and hopefully be done next week with everything. City sent officers over to help with Tornado in Marshall County. Waterline part of drainage project to begin April 25. We are working with ODOT to put a crosswalk in on 77 by ball fields. The trash truck is on the ground and getting the upfitting of the body and should have soon. As for software program for transfer site. It is being tested and should have soon. City is clearing out fence lines on the South side of the cemetery. Resource officer will be working with Lions Club program this season.

REGULAR BUSINESS.

1. Public hearing regarding conditions of buildings, and secondary or accessory structures located at 200 S. 6th Avenue (otherwise identified as the East 15 feet of Lot 3 and all of Lot 4, Block 35, City of Marietta, Love County, Oklahoma), and 703 W. Main Street (otherwise identified as Lot 3, Block 31, City of Marietta, Love County, Oklahoma).

Public hearing opened at 6:13 p.m.

City Administrator Scott addressed the property located at 703 W. Main. City is willing to make new application to for the reclamation site.

Next, he addressed the home located at 200 S. 6th and stated he recommends the structure to be demolished within 90 days.

Motion made by Council Member McKinney, Seconded by Council Member Barker to close the Public Hearing.

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

2. Finding and order of abatement of dilapidated conditions of buildings, and secondary or accessory structures located at 200 S. 6th Avenue (otherwise identified as the East 15 feet of Lot 3 and all of Lot 4, Block 35, City of Marietta, Love County, Oklahoma), and 703 W. Main Street (otherwise identified as Lot 3, Block 31, City of Marietta, Love County, Oklahoma).

Motion made by Council Member Sanders, Seconded by Council Member Lornes to approve Order of Abatement, Case Number M-22-0003 as presented.

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

Sanders

Motion made by Council Member Lornes, Seconded by Council Member Anderson to approve Order of Abatement, Case Number M-22-0004 as presented.

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

3. Amendments to the budget for the fiscal year ending June 30, 2022.

Motion made by Council Member Barker, Seconded by Council Member Lornes to approve Budget amendment as presented.

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

4. Lease purchase agreement for renovation of the future municipal building located at 700 S Highway 77.

Motion made by Council Member McKinney, Seconded by Council Member Sanders to adopt Resolution 2022-09 as presented.

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

5. Furniture for the future municipal building located at 700 S. Highway 77.

Motion made by Council Member McKinney, Seconded by Council Member Anderson to adopt Resolutions 2022-10 and 2022-11.

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

6. Purchase lawn mower for cemetery and park department.

City Administrator Scott stated we do not have a bid yet.

No action.

MAYOR'S COMMENTS.

The Mayor wished everyone a Happy Easter.

NEW AND UNFORESEEN BUSINESS.

None.

ADJOURN.

Meeting adjourned at 6:41 p.m.

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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

RESOLUTION 2022-12

A RESOLUTION AUTHORIZING THE PURCHASE OF EQUIPMENT, MATERIALS, AND/OR SUPPLIES FOR THE 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 RESURFACE TWO BLOCKS W. CHEROKEE STREET were submitted by MILLER ASPHALT, DURANT, OKLAHOMA - \$48,000⁰⁰
MARIETTA PAVING -
_____ ; and

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

_____ ; and

WHEREAS, funding is available to provide for this expenditure within the budget of the current fiscal year, under the following department/account: 01-80-805
STREETS- IMPROVEMENT

- NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Marietta:
1. The purchase of RESURFACE TWO BLOCKS W. CHEROKEE STREET as submitted by _____ is hereby approved.
 2. The expenditure for the purchase will be deducted from the following department/account: 01-80-805- STREETS- IMPROVEMENT.

PASSED by the City Council and SIGNED by the Mayor this 16TH day of MAY, 2022.

CITY OF MARIETTA

ATTEST

KIMBERLY FRAIRE, MAYOR

DOTTIE GWIN, CITY CLERK

RESOLUTION _____

A RESOLUTION DEFINING THE CITY’S CONTRIBUTION OF INSURANCE PREMIUMS FOR EMPLOYEES AND DEPENDENTS FOR THE FISCAL YEAR ENDING JUNE 30, 2023

WHEREAS, the City of Marietta provides all eligible employees with group health and life insurance coverage and makes health insurance coverage available to their dependents: and

WHEREAS, Section 401 of the Employee Handbook of Personnel Policies provides that the City will determine at the beginning of each fiscal year the percentage which will be contributed towards the payment of premiums for coverage for the employee and dependents;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF MARIETTA:

SECTION 1. The City Council does hereby declare and notifies all employees that the percentage to be contributed towards the payment of premiums for coverage for the employees and dependents is as follows:

A. GROUP TERM LIFE INSURANCE

The premium for eligible employees will be paid at a rate of one hundred percent (100%).

B. MEDICAL, VISION, AND DENTAL INSURANCE

The premium for eligible employees will be paid at a rate of one hundred percent (100%).

The premium for dependents of eligible employees will be paid at a rate of seventy-five percent (75%).

SECTION 2. The payment of any premium not specified in Section 1 shall be the responsibility of the employee seeking additional coverage.

PASSED by the City Council and **SIGNED** by the Mayor this 10th day of May 2022.

CITY OF MARIETTA

KIMBERLY FRAIRE, MAYOR

ATTEST

DOTTIE GWIN, CITY CLERK