

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

Tuesday, April 11, 2023 at 6:00 PM

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

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 section 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 March 14, 2023, and the special meeting on March 30, 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.

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.

CORRESPONDENCE.

This is an opportunity for the city council to review any received correspondence. No action will be taken.

PRESENTATIONS.

This is an opportunity for community organizations and city staff to present updates and proposals to the city council, and for the council to recognize the accomplishments of community members and city officials and staff. No action will be taken.

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1. Presentation honoring outgoing elected officials and staff.
2. Presentation by Marietta Main Street Committee providing an update on committee activity.

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.

REGULAR BUSINESS.

1. Consideration and possible action relating to the designation of a special event sponsored by the Love County Chamber of Commerce in connection with the Great American Cleanup.
2. Consideration and possible action relating to the election of trustees of the Oklahoma Municipal Assurance Group.
3. Consideration and possible action relating to the engagement of True North Mapping and Solutions for geographic information system mapping of Lakeview Cemetery and Prairieview Cemetery.
4. Consideration and possible action relating to amendments to the budget for the fiscal year ending June 30, 2023.
5. Executive session(s) to discuss the following: The hiring of a city administrator, the employment of Brett Harris, the employment of Richard ("Mike") Buxton; and the hours, duties, compensation, and benefits for the city administrator, and of said Brett Harris, and of said Richard ("Mike") Buxton, all pursuant to Title 25 Oklahoma Statutes, Section 307 B (1).
6. Consideration and possible action relating to the employment of Brett Harris, and the hours, duties, compensation, and benefits of said employee.
7. Consideration and possible action relating to the employment of Richard ("Mike") Buxton, and the hours, duties, compensation, and benefits of said employee.
8. Consideration and possible action relating to the hiring of a city administrator for the City of Marietta, and the hours, duties, and compensation and benefits of said city administrator.

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.

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

Municipal Building, located at 700 S. Highway 77, and online at www.mariettaok.city, at 8:00 o'clock a.m. on Saturday, April 8 2023.



Dottie Gwin, City Clerk
Scott Chaney, Deputy City Clerk

MINUTES OF THE REGULAR MEETING OF THE MARIETTA CITY COUNCIL

Tuesday, March 14, 2023 at 6:00 PM

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

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 Fraire at 6:02 p.m.

ROLL CALL AND DECLARATION OF QUORUM.

PRESENT

- Mayor Kimberly Fraire
- Council Member Lawrence Anderson
- Council Member Angela Vega
- Council Member Richard Barker
- Council Member Brandy Valenzuela
- Council Member Tambre Sanders
- Council Member Destry Rushing

ABSENT

- Council Member KorDale Lornes
- Council Member Kermit McKinney

INVOCATION.

Invocation given by Richard Barker.

PLEDGE OF ALLEGIANCE.

Pledge of Allegiance led by Mayor Fraire.

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 Barker, Seconded by Council Member Rushing to approve Consent Agenda.

Voting Yea: Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders, Council Member Rushing

1. Consideration and possible action relating to the approval of the agenda as part of the minutes.
2. Consideration and possible action relating to the approval of the minutes of the special meeting on February 23, 2023.
3. Consideration and possible action relating to the approval of financial reports.
4. Consideration and possible action relating to the 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.

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.

None.

CORRESPONDENCE.

This is an opportunity for the city council to review any received correspondence. No action will be taken.

None.

PRESENTATIONS.

1. Presentation by Marietta Main Street Committee providing an update on committee activity.
Denice Halstied stated The Main Street Committee is looking to do a 501C3 and they will be doing flower pots on Main Street. Vance McGill is donating dirt and the fire hydrants will be painted around May.

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 Mentioned the acoustics and technology has been installed and he would like everyone's feedback. The audit was done and final report should be released soon. The

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Parks and Cemetery Departments started mowing this week. We are looking for temporary employees to help with mowing and if you know of anyone, please send them our way. We are working on getting a quote from a GIS company to start converting our cemetery maps to digital format and once competing will look at converting zoning maps and City infrastructure. I have been in communication with the 2nd Street project and the bid process, but during the meantime, the Street Department has been filling holes after the recent rains.

REGULAR BUSINESS.

1. Consideration and possible action relating to an operating agreement with the Southern Oklahoma Library System, and repairs and improvements to the property located at 500 S. Highway 77.

Motion made by Council Member Barker, Seconded by Council Member Anderson to approve the Operating Agreement between the City and SOLS.

Voting Yea: Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders, Council Member Rushing

Nesha and City Administrator Scott addressed the council regarding the upgrades to be made to the Library. Motion made by Council Member Sanders, Seconded by Council Member Rushing to approve an in kind contribution to the SOLS for upgrades to the Love County Library in the amount of \$50,000.

Voting Yea: Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders, Council Member Rushing

2. Consideration and possible action relating to the appointment of Bryce Harris as a volunteer firefighter and the purchase of necessary protective equipment for said firefighter.

Motion made by Council Member Barker, Seconded by Council Member Valenzuela to adopt Resolution 2023-05 as presented.

Voting Yea: Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders, Council Member Rushing

3. Consideration and possible action relating to declaring Love County Frontier Days a special event and authorizing reservations and street closures for said event.

Motion made by Council Member Rushing, Seconded by Council Member Valenzuela to adopt Resolution 2023-06 as presented.

Voting Yea: Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Sanders, Council Member Rushing

4. Consideration and possible action relating to declaring Love County Chamber of Commerce Easter Egg Hunt a special event and authorizing reservations and street closures for said event.

No action.

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 Fraire stated it was a pleasure serving the City of Marietta if she's not at the next election.

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.

ADJOURN.

Meeting was adjourned at 6:24 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 Municipal Building, located at 700 S. Highway 77, and online at www.mariettaok.city, at 5:00 o'clock p.m. on Friday, March 10, 2023.



Dottie Gwin, City Clerk
Scott Chaney, Deputy City Clerk

MINUTES OF THE SPECIAL MEETING OF THE MARIETTA CITY COUNCIL
Thursday, March 30, 2023 at 5:30 PM
Marietta Municipal Building, 700 S. Highway 77, Marietta, Oklahoma

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):

None.

CALL TO ORDER.

Meeting called to order by Mayor Fraire at 5:30 p.m.

ROLL CALL AND DECLARATION OF QUORUM.

PRESENT

- Mayor Kimberly Fraire
- Council Member Kermit McKinney
- Council Member Lawrence Anderson
- Council Member Angela Vega
- Council Member Richard Barker
- Council Member Brandy Valenzuela
- Council Member Destry Rushing

ABSENT

- Council Member KorDale Lornes
- Council Member Tambre Sanders

INVOCATION.

Invocation given by Lawrence Anderson.

PLEDGE OF ALLEGIANCE.

Pledge of Allegiance led by Brett Harris.

SPECIAL BUSINESS.

Matt Barber addressed the Council regarding the questionnaire he had to answer when he was asked to be on the Council. Councilman Anderson stated we needed a change.

1. Appointment of Crystal Cohee to the unexpired term of Council Member for Ward 3, Place 1, previously held by KorDale Lornes.

Motion made by Council Member Anderson to appoint Crystal Cohee to fill the unexpired term of Kordale Lornes, Seconded by Council Member Valenzuela.

Voting Yea: Council Member McKinney, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Rushing

2. Consideration and possible action to convene an executive session to discuss the employment of a city administrator, and the hours, duties, compensation, and benefits of said city administrator, pursuant to Title 25 Oklahoma Statutes, Section 307 B (1).

Motion made by Council Member Rushing to go into Executive Session at 5:42 p.m.,
Seconded by Council Member Vega.

Voting Yea: Council Member McKinney, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela, Council Member Rushing, Council Member Cohee

Return to Session at 6:29 p.m.

3. Consideration and possible action relating to the appointment of a city administrator and the hours, duties, compensation, and benefits of said city administrator.

Motion made by Council Member Rushing to adopt Resolution 2023-7 as presented to hire Nic McMillan as City Administrator, Seconded by Council Member McKinney.

Voting Yea: Council Member McKinney, Council Member Vega, Council Member Barker, Council Member Rushing, Council Member Cohee, Council Member Valenzuela, Council Member Cohee

Voting Nay: Council Member Anderson

ADJOURN.

Meeting adjourned at 6:32 p.m.

NOTICE OF POSTING:

I, the undersigned Clerk of the City of Marietta, certify that the foregoing Notice and Agenda of the Special Meeting of the Marietta City Council was posted in prominent public view at the Marietta Municipal Building, located at 700 S. Highway 77, and online at www.mariettaok.city, at 5:00 o'clock p.m. on Tuesday, March 28, 2023.



Dottie Gwin, City Clerk
Scott Chaney, Deputy City Clerk

RESOLUTION _____

DECLARING GREAT AMERICAN CLEANUP SPONSORED BY LOVE COUNTY CHAMBER OF COMMERCE A SPECIAL EVENT

WHEREAS, the annual Love County Chamber of Commerce is organization a special event in connection with the Great American Cleanup to be held within the City of Marietta on April 29, 2023; and

WHEREAS, it will be necessary to reserve certain city-owned facilities and close various streets and alleys to accommodate the event; and

WHEREAS, the Love County Chamber of Commerce has requested the assistance of the City’s equipment and service to support the event; and

WHEREAS, the event will be of benefit to all the citizens of the City of Marietta;

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

1. The Great American Cleanup event sponsored by the Love County Chamber of Commerce, scheduled for April 29, 2023, is recognized as a special event within the City;
2. The city-owned parking area located at the intersection of Main Street and Second Avenue shall be reserved for use by the Love County Chamber of Commerce to host said special event;
3. The Police Department is authorized and directed to post and enforce parking and travel restrictions on surrounding City streets and alleys to provide for safe and effective movement of traffic and pedestrians;
4. The Operations Department is authorized and directed to support the event by providing trash receptacles and containers, and accepting refuse gathered by volunteers participating in cleanup activities.

PASSED by the City Council and **SIGNED** by the Mayor this 11th day of April, 2023.

CITY OF MARIETTA

ATTEST

KIMBERLY FRAIRE, MAYOR

DOTTIE GWIN, CITY CLERK

RESOLUTION _____

**ADOPTING BUDGET AMENDMENTS AND APPROVING TRANSFER OF FUNDS
BETWEEN DEPARTMENTS FOR FISCAL YEAR ENDING JUNE 30, 2023**

WHEREAS, the City Council has adopted a budget as a method for planning and authorizing the expenditure of public funds; and

WHEREAS, the Oklahoma Municipal Budget Act permits the City Council to amend the City’s annual adopted budget. The budget may be amended for supplemental appropriations up to the amount of any additional revenues that are available due to: revenues received from unanticipated sources; revenues from anticipated sources in excess of unbudgeted estimates; or unanticipated, unencumbered cash balances on hand at the end of the previous fiscal year in excess of budgeted estimates; and

WHEREAS, it has become necessary to amend the budget of the fiscal year ended June 30, 2022, to provide for transfers of funds between departments and revenues received from unanticipated sources.

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

SECTION 1. The budget amendment forms attached hereto as “Attachment A” are hereby adopted and the budget for the fiscal year ending June 30, 2023, is amended as detailed within said attached exhibit.

SECTION 2. A copy of this resolution and attached exhibits shall be forwarded to the City Clerk, and a copy shall be filed with the Office of the State Auditor and Inspector pursuant to the Oklahoma Municipal Budget Act.

PASSED BY THE CITY COUNCIL and **SIGNED** by the Mayor of the City of Marietta this 11th day of April 2023.

CITY OF MARIETTA

KIMBERLY FRAIRE, MAYOR

ATTEST

DOTTIE GWIN, CITY CLERK