

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

**Tuesday, January 12, 2021 at 6:00 PM**

**All Faith Christian Church, 961 N. US Highway 77, 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 November 10 and December 8, 2020, 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. Public hearing regarding the placement of a manufactured home at 302 Bill Halstied Street, otherwise addressed as 304 Bill Halstied Street, otherwise identified as Lot 2, Block 93, Marietta, Love County, Oklahoma.
2. Application for placement of manufactured home at 302 Bill Halstied Street, otherwise addressed as 304 Bill Halstied Street, otherwise identified as Lot 2, Block 93, Marietta, Love County, Oklahoma.
3. Appointment to a vacancy on Marietta Public Works Authority Board of Trustees.
4. Election of officers in April 2021 general election.
5. Presentation of financial audit of the fiscal year ending June 30, 2020. (Information will be presented to the governing body via teleconference.)
6. Purchase handheld radios for the police department.
7. Executive session to discuss the employment Jacob Carroll as a police officer, and the hours, duties, compensation and benefits of said Jacob Carroll, pursuant to Title 25 Oklahoma Statutes, Section 307 B (1).

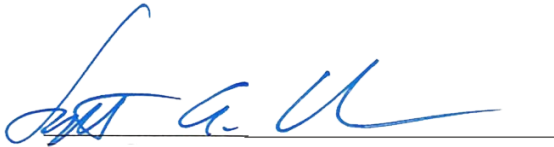
8. Employment of Jacob Carroll as Police Officer.

**MAYOR'S COMMENTS.**

**NEW AND UNFORESEEN BUSINESS.**

**ADJOURN.**

POSTED: Friday, January, 8, 2021, at 3:00 PM, at the Marietta City Hall, located at 101 W. Main Street, Marietta, Oklahoma.



Dottie Gwin, City Clerk  
Scott Chaney, Deputy City Clerk

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

**Tuesday, November 10, 2020 at 6:00 PM**

**Virtual Meeting – No Physical Location**

**CALL TO ORDER.**

Meeting called to order at 6:02 p.m. by Council President McKinney.

**DECLARATION OF QUORUM.**

A quorum was declared.

**PRESENT**

- Mayor Kimberly Fraire - Joined at 6:06 p.m.
- Council Member KorDale Lornes
- Council Member Kermit McKinney
- Council Member Doug Stewart
- Council Member Lawrence Anderson - Joined at 6:06 p.m.
- Council Member Angela Vega
- Council Member Richard Barker
- Council Member Brandy Valenzuela

**INVOCATION.**

Invocation given by Dustin Scott.

**CONSENT AGENDA.**

A Motion was made to approve the Consent Agenda.

Motion made by Council Member Valenzuela, Seconded by Council Member Barker.  
 Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Stewart, Council Member Vega, Council Member Barker, Council Member Valenzuela

1. Approval of the agenda as part of the minutes.
2. Approval of the minutes of the October 13, 2020 Regular Meeting and October 20, 2020 Special 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.**

None.

## **PUBLIC PARTICIPATION.**

None.

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

City Administrator Scott state a portion of the Cloud Nine building fell on the south side and barricades were put up. After meeting with counsel, Mr. Pollard was instructed to put up a temporary fence. Mr. Pollard filed a police report stating it was due to vandalism. An investigation has not shown that. We received the Covid Cares Act money. McGirt will go to the Court of Criminal Appeals and should certify around mid-December.

Council Member Valenzuela asked Mr. Scott if the building was safe. Mr. Scott stated he doesn't believe it is.

## **REGULAR BUSINESS.**

1. Purchase ejector trailer for Sanitation Department

Mayor Fraire stated we have two trailers but they are over 10 years old. City Administrator Scott stated they have been having issues with the trailers for several months. Would like to replace with steel ejector trailer.

A motion was made to approve Resolution 202-44 as presented to purchase an ejector trailer for \$68,600.00 from Steco, Inc.

Motion made by Council Member McKinney, Seconded by Council Member Anderson.  
Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela

2. Provide notice of City Council meetings for the calendar year 2021

A motion was made to adopt Resolution 2020-45 regarding the 2021 City Council Meetings.

Motion made by Council Member Lornes, Seconded by Council Member McKinney.  
Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela

3. Establish holidays for City employees for the calendar year 2021

A motion was made to adopt Resolution 2020-46 regarding City holidays.

Motion made by Council Member McKinney, Seconded by Council Member Lornes.  
Voting Yea: Council Member Lornes, Council Member McKinney, Council Member Stewart, Council Member Anderson, Council Member Vega, Council Member Barker, Council Member Valenzuela

## **MAYOR'S COMMENTS.**

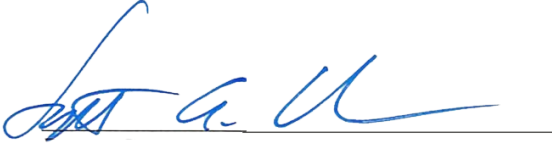
None.

**NEW AND UNFORESEEN BUSINESS.**

None.

**ADJOURN.**

Meeting adjourned at 6:27 p.m.

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 08, 2020 at 6:00 PM**

**Marietta First Baptist Church, 402 W. Main Street, Marietta, Oklahoma**

**MEETING WAS CANCELED DUE TO LACK OF QUORUM**



Dottie Gwin, City Clerk

Scott Chaney, Deputy City Clerk

RESOLUTION PC 20-04

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF MARIETTA REGARDING AN APPLICATION PLACEMENT OF A MOBILE HOME AT 302 BILL HALSTIED ALSO ADDRESSED AS 304 BILL HALSTIED, FURTHER KNOWN AS LOT 2 BLOCK 93 MARIETTA, LOVE COUNTY, OKLAHOMA**

**WHEREAS**, Cristian Barrientos, the owner of real property described above, hereinafter described, has submitted application for placement of a mobile home at said real property described above; and

**WHEREAS**, notice of a public hearing was published in the Marietta Monitor on December 11<sup>th</sup>, 2020, and mailed to the owners of property located within 200 feet of the real property by the applicant on December 18<sup>th</sup>, 2020; and

**WHEREAS**, a public hearing regarding the placement of a mobile home was held before the Planning Commission on December 28<sup>th</sup>, 2020; and

**WHEREAS**, the owner and/or representative of 0 of the surrounding properties participated in the public hearing with 0 of the owners and/or representatives in favor of the action, and 0 against the action.

**WHEREAS**, 0 letter(s) were received for the action and 0 letter(s) were received against the action.

**NOW, THEREFORE, BE IT RESOLVED**, by the Planning Commission of the City of Marietta, Oklahoma:

1.  The Planning Commission does recommend the placement of a mobile home at 302 Bill Halstied also addressed as 304 Bill Halstied.
2.  The Planning Commission does not recommend the placement of a mobile home at 302 Bill Halstied also addressed as 304 Bill Halstied.

**BE IT FURTHER RESOLVED**, that the foregoing resolution was introduced and moved for adoption on December 28<sup>th</sup>, 2020, by Commissioner Crystal Cohee, and being duly seconded by Commissioner Rosa Perez, was passed by the following vote:

AYES: Crystal Cohee, Rosa Perez, Tim Reed

NOES: None

ABSTAIN: None

ABSENT: Brylan Anderson

MARIETTA PLANNING COMMISSION

Tim Reed  
TIM REED, CHAIRMAN

ATTEST

Scott Chaney  
SCOTT CHANEY, DEPUTY CITY CLERK





1040-00-093-002-0-000-00 BARRIENTOS, CRISTIAN +  
ACRES: 0.00

Bill Halstied St.

N. Driftwood Ave.

Broadway St.

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

**A RESOLUTION REGARDING THE APPLICATION FOR THE PLACEMENT OF A MOBILE HOME TO OCCUPY AN R1 ZONING LOT AT 302 BILL HALSTIED STREET, OTHERWISE ADDRESSED AS 304 BILL HALSTIED STREET, OTHERWISE IDENTIFIED AS LOT 2, BLOCK 93, MARIETTA, LOVE COUNTY, OKLAHOMA**

**WHEREAS**, Cristian Barrientos is the owner of lot zoned R1, located at 302 Bill Halstied Street, otherwise addressed as 304 Bill Halstied Street, otherwise identified as Lot 2, Block 93, Marietta, Love County, Oklahoma;

**WHEREAS**, Cristian Barrientos has made an application to place a mobile home on the property pursuant to Section 5-5.3(4) of Appendix A to the Code of Ordinances of the City of Marietta; and

**WHEREAS**, public notice was given pursuant to the above referenced ordinance, and a hearing regarding the application was held before the planning commission on December 28<sup>th</sup>, 2020; and

**WHEREAS**, at the conclusion of the public hearing, the Planning Commission adopted resolution PC 20-04 recommending the placement of a mobile home on the real property; and

**WHEREAS**, the City Council has reviewed this matter and the findings of the City of Marietta Planning Commission;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Marietta, that it is in the best interest of the City and the general public that the application, as described above, be

\_\_\_ approved, pursuant to the provisions outlined in Section 5-5.3(4) of Appendix A to the Code of Ordinances of the City of Marietta and all other applicable State laws and City ordinances.

\_\_\_ denied.

**PASSED BY THE CITY COUNCIL** and **SIGNED** by the Mayor of the City of Marietta this 12<sup>th</sup> day of January 2021.

CITY OF MARIETTA

ATTEST:

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

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

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

**APPOINTING TRUSTEE TO MARIETTA PUBLIC WORKS AUTHORITY  
BOARD OF TRUSTEES**

**WHEREAS**, the Marietta Public Works Authority has notified the City of Marietta of a vacancy on the Marietta Public Works Authority Board of Trustees to become effective January 1, 2021; and

**WHEREAS**, pursuant to Section VI of the Declaration of Trust of the Marietta Public Works Authority, successive Trustees must be appointed by the Mayor and confirmed by a majority of the City Council of the City of Marietta; and

**WHEREAS**, Marietta Public Works Authority Trustee Ron Jacobs, has expressed a willingness to serve an additional five-year term.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Marietta that pursuant to an appointment made by the Mayor, Ron Jacobs, a bona fide resident citizen of the City of Marietta, is hereby confirmed to a five (5) year term as a Trustee of the Marietta Public Works Authority to become effective January 1, 2021.

**PASSED BY THE CITY COUNCIL** and **SIGNED BY THE MAYOR** on this 12<sup>th</sup> day of January 2021.

CITY OF MARIETTA

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

ATTEST

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

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

**NOTICE OF ELECTION  
CITY OF MARIETTA, OKLAHOMA**

- I. BE IT RESOLVED** by the governing body of the City of Marietta that for the purpose of electing officers of said City that a nonpartisan general election shall be held on Tuesday, April 6, 2021.
- II. BE IT FURTHER RESOLVED** that the filing period for electing said officers of the City shall begin at 8:00 a.m. on Monday, February 1, 2021, and end at 5:00 p.m. on Wednesday, February 3, 2021.
- III. BE IT FURTHER RESOLVED** that the following officers will be elected to the following positions, for the terms as stated:

<b>POSITION</b>	<b>TERM</b>
Treasurer	Four (4) Year Term
Street Commissioner	Two (2) Year Unexpired Term
City Marshal	Four (4) Year Term
Council Member for Ward 1 (NW), Place 1	Four (4) Year Term
Council Member for Ward 2 (SW), Place 1	Four (4) Year Term
Council Member for Ward 3 (NE), Place 1	Four (4) Year Term
Council Member for Ward 4 (SE), Place 1	Four (4) Year Term

- IV. BE IT FURTHER RESOLVED** that each office shall be filled by voting at large.
- V. BE IT FURTHER RESOLVED** the area of Precinct 102 located within the municipal boundary of the City remains uninhabited, and said precinct shall be closed for the election.
- VI. BE IT FURTHER RESOLVED** that each candidate must be a qualified elector by virtue of being a resident and registered voter within the municipality for at least six (6) months prior to filing a declaration of candidacy, and a candidate for a particular ward shall be an actual resident of that ward at the time of that candidate’s respective candidacy and election.
- VII. BE IT FURTHER RESOLVED** that absentee ballots will be provided in accordance with State law.

**PASSED** by the City Council and **SIGNED** by the Mayor this 12<sup>th</sup> day of January 2021.

CITY OF MARIETTA

ATTEST

\_\_\_\_\_  
KIMBERLY FRAIRE, 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. Jacob Carroll 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 Assistant Chief of Police, to be effective January 17, 2021.
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 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 \_\_\_\_\_ day of \_\_\_\_\_, 2021.

CITY OF MARIETTA

ATTEST

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

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