

**Regular Minutes of the Claremore Cultural Development Authority Meeting
Council Chambers, City Hall, 104 S. Muskogee Ave.
Claremore, Oklahoma July 6, 2010**

CALL TO ORDER

Meeting called to order by Mayor Brant Shallenburger at 6:02 P.M.

Mayor Brant Shallenburger asked Sarah Sharp to note that members are present/absent as indicated below:

Present: Brant Shallenburger, Don Myers, Buddy Robertson, Tony Mullenger, Flo Guthrie, Mick Webber, Tom Lehman, Paula Watson

Absent: Terry Chase

Staff Present: Tim Miller, Sarah Sharp, Matt Ballard, Phil Stowell, Joe Kays, Daryl Golbek, Mickey Perry, Joe Perez, Chris Cochran, Sharon McDonald, Sean Douglas

Others Present: Barry Farbro, Rickey Hayes, Andy Armstrong, Cindy Bissett, Tanya Andrews

Pledge of Allegiance by all.

Invocation by John Vanaman-Green Country Hospice

CALL TO THE PUBLIC

None

ACCEPTANCE OF THE AGENDA

Motion by Mullenger, second by Lehman that the agenda for the regular CCDA meeting of July 6, 2010, be approved as written. Roll call vote: Mullenger, yes; Lehman, yes; Myers, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes; Webber, yes; Watson, yes. Motion carried.

ITEMS UNFORESEEN AT THE TIME AGENDA WAS POSTED

None

CURRENT BUSINESS

(1) Approve/Reject the following consent items:

(a) Minutes of the Regular Claremore Cultural Development Authority Meeting on June 21, 2010 as printed.

(b) All Claims as printed.

Motion by Mullenger, second by Lehman that the CCDA approve the consent items as printed. Roll call vote: Mullenger, yes; Lehman, yes; Robertson, yes;

Guthrie, yes; Shallenburger, yes; Webber, yes; Watson, yes; Myers, yes. Motion carried.

ADJOURNMENT

Motion by Mullenger, second by Lehman to adjourn. Roll call vote: Mullenger, yes; Lehman, yes; Guthrie, yes; Shallenburger, yes; Webber, yes; Watson, yes; Myers, yes; Robertson, yes. Motion carried.

Meeting adjourned at 6:05 P.M.

**Regular Minutes of Claremore Public Works Authority Meeting
Council Chambers, City Hall, 104 S. Muskogee Ave.
Claremore, Oklahoma July 6, 2010**

CALL TO ORDER

Meeting called to order by Mayor Brant Shallenburger at 6:05 P.M.

Mayor Brant Shallenburger asked Sarah Sharp to note that members are present/absent as indicated below:

Present: Brant Shallenburger, Don Myers, Buddy Robertson, Tony Mullenger, Flo Guthrie, Mick Webber, Tom Lehman, Paula Watson

Absent: Terry Chase

Staff Present: Tim Miller, Sarah Sharp, Matt Ballard, Phil Stowell, Joe Kays, Daryl Golbek, Mickey Perry, Joe Perez, Chris Cochran, Sharon McDonald, Sean Douglas

Others Present: Barry Farbro, Rickey Hayes, Andy Armstrong, Cindy Bissett, Tanya Andrews

ACCEPTANCE OF THE AGENDA

Motion by Mullenger, second by Lehman that the agenda for the regular CPWA meeting of July 6, 2010, be approved as written. Roll call vote: Mullenger, yes; Lehman, yes; Shallenburger, yes; Webber, yes; Watson, yes; Myers, yes; Robertson, yes; Guthrie, yes. Motion carried.

ITEMS UNFORESEEN AT THE TIME AGENDA WAS POSTED

None

CURRENT BUSINESS

(1) Approve/Reject the following consent items:

(a) Minutes of the Regular Claremore Public Works Authority Meeting on June 21, 2010 as printed.

(b) All Claims as printed.

Motion by Mullenger, second by Lehman to approve the consent items as listed. Roll call vote: Mullenger, yes; Lehman, yes; Webber, yes; Watson, yes; Myers, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes. Motion carried.

EXECUTIVE SESSION

Approve/Reject going into executive session to discuss the following item(s).

(a) For the purpose of conferring on matters pertaining to economic development, including the transfer of property, financing, or the creation of a proposal to entice a business to locate within their jurisdiction in public disclosure of the matter discussed would interfere with the development of products or services or if public disclosure would violate the confidentiality of the business – Rickey Hayes Retail Attractions, LLC. 25 O.S. Section 307 C.10.

Motion by Mullenger, second by Lehman to approve going into Executive Session to discuss item (a). Roll call vote: Mullenger, yes; Lehman, yes; Watson, yes; Myers, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes; Webber, yes. Motion carried. Council entered executive session at 6:06 P.M.

Council came out of executive session at 6:57 P.M.

Motion by Mullenger, second by Lehman to approve returning to regular session. Roll call vote: Mullenger, yes; Lehman, yes; Myers, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes; Webber, yes; Watson, yes. Motion carried.

Statement of executive session minutes was read by Mayor Brant Shallenburger: While in executive session, only the items listed on the agenda were discussed. No votes were cast and no decisions were made.

ADJOURNMENT

Motion by Mullenger, second by Lehman to adjourn. Roll call vote: Mullenger, yes; Lehman, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes; Webber, yes; Watson, yes; Myers, yes. Motion carried.

Meeting adjourned at 6:59 P.M.

**Minutes of Claremore City Council Regular Meeting
Council Chambers, City Hall, 104 S. Muskogee Ave.
Claremore, Oklahoma July 6, 2010**

CALL TO ORDER

Meeting called to order by Mayor Brant Shallenburger at 6:57 P.M.

Mayor Brant Shallenburger asked Sarah Sharp to note that members are present/absent as indicated below:

Present: Brant Shallenburger, Don Myers, Buddy Robertson, Tony Mullenger, Flo Guthrie, Mick Webber, Tom Lehman, Paula Watson

Absent: Terry Chase

Staff Present: Tim Miller, Sarah Sharp, Matt Ballard, Phil Stowell, Joe Kays, Daryl Golbek, Mickey Perry, Joe Perez, Chris Cochran, Sharon McDonald, Sean Douglas

Others Present: Barry Farbro, Rickey Hayes, Andy Armstrong, Cindy Bissett, Tanya Andrews

ACCEPTANCE OF THE AGENDA

Motion by Mullenger, second by Lehman that the agenda for the regular City Council meeting of July 6, 2010, be approved as written. Roll call vote: Mullenger, yes; Lehman, yes; Guthrie, yes; Shallenburger, yes; Webber, yes; Watson, yes; Myers, yes; Robertson, yes. Motion carried.

ITEMS UNFORESEEN AT THE TIME AGENDA WAS POSTED

None

AWARDS, PRESENTATIONS, AND COMMUNICATIONS

Mickey Perry presented plaque to Ms. Pearce as a Certificate of Appreciation for Continued Support of the Animal Population in Conjunction with Claremore Animal Control Personnel. Animal Control Supervisor, Jennifer Cummings Showed a video of Dock Dogs Performance that will be taking place at the Claremore Expo Center in August.

MAYOR'S REPORT & APPOINTMENTS

Terry Chase's resignation letter was read. Resignation could not be accepted because it was not on the Agenda. They will place item on the Agenda to accept resignation at the next Council meeting on July 19, 2010.

STAFF REPORTS

Interim City Manager-Tim Miller

Tim Miller introduced New Fire Chief Sean Douglas. He also thanked Joe Kays and the Parks Department for a great fireworks display and fishing derby.

CURRENT BUSINESS

- (2) Approve/Reject the following consent items:
- (a) Minutes of the Regular Council Meeting on June 21, 2010 as printed.
 - (b) All Claims as printed.
 - (c) Actual salary claims for pay period ending **June 12, 2010** in the amount of **\$373,688.37** and estimated salary claims for next pay period in the amount of **\$500,000**.
 - (d) Approve Renewal of Lease Agreement between the City of Claremore and Frank C. Robson and Ludmila Robson for use of park land behind Reazor's – July 1, 2010 to June 30, 2011 - \$1.00 per year.
 - (e) Approve Renewal of Lease Agreement between the City of Claremore and the Church at Claremore for use of park land – from July 1, 2010 to June 30, 2011.
 - (f) Approve Renewal of Lease Agreement between the City of Claremore and Claremore Elks Lodge #1230 for use of park land – from July 1, 2010 to June 30, 2011.
 - (g) Approve Renewal of Lease Agreement between the City of Claremore and Rogers County Health Department for use of park land – from July 1, 2010 to June 30, 2011.
 - (h) Approve Renewal of Agreement for Administration of the Sales Tax Ordinance of the City of Claremore – Oklahoma Tax Commission.
 - (i) Approve Renewal of Agreement for Administration of the Use Tax Ordinance – Oklahoma Tax commission.
 - (k) Approve Renewal of Agreement between City of Claremore and Claremore Convention and Visitors Bureau, Inc., for promotion of tourism from July 1, 2010 to June 30, 2011. (**\$ amount paid is 3% of City collected Hotel/Motel Tax**)
 - (l) Approve Renewal of Facility Use Agreement between the City of Claremore and Volunteers for Youth to outsource all youth services except for youth sports administration – from July 1, 2010 to June 30, 2011 - **\$15,000**.
 - (m) Approve Renewal of Agreement between the City of Claremore and The Grand Gateway Economic Development Association regarding the City's financial assistance to the Association for the operation of its Public Transportation System (Pelivan) from July 1, 2010 to June 30, 2011 in the total amount of **\$76,067 – (\$6,338.92 monthly)**
 - (n) Approve OMRF Contribution refund-Gina Casto. (**Ruby Maline**)
 - (o) Accept a Right of Way Utility Easement for the City of Claremore granted from William L. Brassfield and Donna Brassfield. (**Chris Cochran**)
 - (p) Approve chance order #1 added to the 13431 CDBG 2008 Rehabilitation Sanitary Sewer System. (**Daryl Golbek/Art Andrews**)
 - (q) Approve request for bids for 2 replacement trucks. (**Tim Miller**)

*Discussion on item (j) – Myers would like to amend amount to \$35,000

Motion by Myers, second by Webber to approve the consent items as listed with the amendment of item (j). Roll call vote: Myers, yes; Webber, yes; Guthrie, yes; Shallenburger, yes; Lehman, yes; Watson, yes; Robertson, yes; Mullenger, yes. Motion carried.

(2) Approve/Reject recommendation of CIEDA to approve the nomination of Rob Melton to serve on the CIEDA Board of Trustees for a seven (7) year term effective July, 1, 2010 through June 30, 2017.

Motion by Mullenger, second by Lehman to Approve recommendation of CIEDA to approve the nomination of Rob Melton to serve on the CIEDA Board of Trustees for a seven (7) year term effective July, 1, 2010 through June 30, 2017. Roll Call Vote: Mullenger, yes; Lehman, yes; Shallenburger, yes; Webber, yes; Watson, yes; Myers, yes; Robertson, yes; Guthrie, yes. Motion carried.

(3) Adopt/Reject Resolution #2010-12 supporting continued participation in the Oklahoma Main Street Program.

Motion by Webber, second by Lehman to adopt Resolution #2010-12 supporting continued participation in the Oklahoma Main Street Program. Roll Call Vote: Webber, yes; Lehman, yes; Watson, yes; Myers, yes; Robertson, yes; Mullenger, yes; Guthrie, yes; Shallenburger, yes. Motion carried.

(4) Adopt/Reject Ordinance #2010-20 Changing the zoning of a parcel of land in Sec 9, T21N, R16E from RM-1 (Residential Multi-Family Low Density District) to CH (High Intensity Commercial District)

Motion by Mullenger, second by Guthrie to adopt Ordinance #2010-20 Changing the zoning of a parcel of land in Sec 9, T21N, R16E from RM-1 (Residential Multi-Family Low Density District) to CH (High Intensity Commercial District). Roll Call Vote: Mullenger, yes; Guthrie, yes; Myers, yes; Robertson, yes; Shallenburger, yes; Webber, yes; Lehman, yes; Watson, yes. Motion carried.

(5) Adopt/Reject Resolution #2010-13 requesting assistance for “Small Cities Community Development Block Grant” program.

Motion by Mullenger, second by Guthrie to adopt Resolution #2010-13 requesting assistance for “Small Cities Community Development Block Grant” program. Roll Call Vote: Mullenger, yes; Guthrie, yes; Robertson, yes; Shallenburger, yes; Webber, yes; Lehman, yes; Watson, yes; Myers, yes. Motion carried.

(6) Adopt/Reject Resolution #2010-14 relating to a Community Development Block Grant for replacement of Sanitary Sewer Lines committing up to \$65,088.00 as leverage from the City of Claremore.

Motion by Mullenger, second by Guthrie to adopt Resolution #2010-14 relating to a Community Development Block Grant for replacement of Sanitary Sewer Lines committing up to \$65,088.00 as leverage from the City of Claremore. Roll Call Vote: Mullenger, yes; Guthrie, yes; Shallenburger, yes; Webber, yes; Lehman, yes; Watson, yes; Myers, yes; Robertson, yes. Motion carried.

(7)Approve/Reject conducting a Public Hearing on CDBG/EDIF Grant for street and related improvements for the City of Claremore.

Motion by Mullenger, second by Guthrie to approve conducting a Public Hearing on CDBG/EDIF Grant for street and related improvements for the City of Claremore. Roll Call Vote: Mullenger, yes; Guthrie, yes; Webber, yes; Lehman, yes; Watson, yes; Myers, yes; Robertson, yes; Shallenburger, yes. Motion carried.

Open public hearing at 7:15 P.M.

No Comments

Closed public hearing at 7:16 P.M.

(8)Approve/Reject setting a Public Hearing date of August 16, 2010 at 6:00 PM Meeting in City Council Chambers to discuss and approve/reject a proposed Ordinance closing to public use a portion of the public way described as “That portion of Missouri Street located between Block 129 and Block 130 in the City of Claremore, Rogers County, Oklahoma, according to the U.S. Government Plat thereof, with the Southerly boundary thereof abutting 1st Street and the Northerly boundary thereof abutting Patti Page Boulevard (2nd Street)”.

Motion by Mullenger, second by Guthrie to approve setting a Public Hearing date of August 16, 2010 at 6:00 PM Meeting in City Council Chambers to discuss and approve/reject a proposed Ordinance closing to public use a portion of the public way described as “That portion of Missouri Street located between Block 129 and Block 130 in the City of Claremore, Rogers County, Oklahoma, according to the U.S. Government Plat thereof, with the Southerly boundary thereof abutting 1st Street and the Northerly boundary thereof abutting Patti Page Boulevard (2nd Street)”. Roll Call Vote: Mullenger, yes; Guthrie, yes; Lehman, yes; Watson, yes; Myers, yes; Robertson, yes; Shallenburger, yes; Webber, yes. Motion carried.

(9)Approve/Reject form of Notice of Public Hearing for proposed Ordinance closing to public use a portion of the public way described as “That portion of Missouri Street located between Block 129 and Block 130 in the City of Claremore, Rogers County, Oklahoma, according to the U.S. Government Plat thereof, with the Southerly boundary thereof abutting 1st Street and the Northerly boundary thereof abutting Patti Page Boulevard (2nd Street)”, to be given by registered mail to any holder of a franchise or others determined to have a special right or privilege granted by ordinance or legislative enactment to use said public way and to property owners abutting said public way and within 100 feet thereof, at least 30 days prior to the passage of such Ordinance.

Motion by Mullenger, second by Guthrie to approve form of Notice of Public Hearing for proposed Ordinance closing to public use a portion of the public way described as “That portion of Missouri Street located between Block 129 and Block 130 in the City of Claremore, Rogers County, Oklahoma, according to the U.S. Government Plat thereof, with the Southerly boundary thereof abutting 1st Street and the Northerly boundary thereof abutting Patti Page Boulevard (2nd Street)”, to be given by registered mail to any holder of a franchise or others determined to have a special right or privilege granted by ordinance or legislative enactment to use said public way and to property owners abutting said public way and within 100 feet thereof, at least 30 days prior to the passage of such

Ordinance. Roll Call Vote: Mullenger, yes; Guthrie, yes; Watson, yes; Myers, yes; Robertson, yes; Shallenburger, yes; Webber, yes; Lehman, yes. Motion Carried.

(10) Adopt/Reject Ordinance #2010-21 amending Title 7, Chapter 71, Section 71.156 regarding the solicitation of donations from vehicle occupants and providing an exception for properly permitted charitable organizations.

Motion by Mullenger, second by Guthrie to Adopt Ordinance #2010-21 amending Title 7, Chapter 71, Section 71.156 regarding the solicitation of donations from vehicle occupants and providing an exception for properly permitted charitable organizations. Roll Call Vote: Mullenger, yes; Guthrie, yes; Myers, yes; Robertson, yes; Shallenburger, yes; Webber, yes; Lehman, yes; Watson, yes. Motion Carried.

EXECUTIVE SESSION

ADJOURNMENT

Motion by Mullenger, second by Lehman to adjourn. Roll call vote: Mullenger, yes; Lehman, yes; Robertson, yes; Shallenburger, yes; Webber, yes; Watson, yes; Myers, yes; Guthrie, yes. Motion Carried.

Meeting adjourned at 7:30 P.M.