

**Regular Minutes of the Claremore Cultural Development Authority Meeting
Council Chambers, City Hall, 104 S. Muskogee Ave.
Claremore, Oklahoma September 7, 2010**

CALL TO ORDER

Meeting called to order by Mayor Flo Guthrie at 6:00 P.M.

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

Present: Flo Guthrie, Don Myers, Buddy Robertson, Tony Mullenger, Mick Webber, Karen Hinkle, Tom Lehman, Paula Watson, Kimber Cobb

Absent: None

Staff Present: Tim Rundel, Matt Ballard, Sarah Sharp, Mickey Perry, Sean Douglas, Chris Cochran, Phil Stowell, Cassie Woods, Ron Kolker, Ruby Maline, Joe Perez, Joe Kays

Pledge of Allegiance by all.

Invocation by Dave Mewbourne Pastor of Claremore Assembly of God

CALL TO THE PUBLIC

1. William Larkin-19055 S. Lake Road Claremore, OK 74017 addressed the Council regarding the sludge removal at Claremore Lake. Mr. Larkin is concerned that the sludge might be dumped near his property. He also wanted to know who gives the County permission to dump concrete and asphalt waste near the lake.
2. Judy Eagleton and Wayne McCombs with the Rogers County Historical Society addressed the Council regarding the vacant Fire Administration Building and their desire to see the space used to house a Claremore Museum.
3. Tom Pool – 400 N. Wortman Claremore, OK 74017 addressed the Council expressing his support for a Claremore Museum and his desire to see it housed in the former Fire Administration Building.

ACCEPTANCE OF THE AGENDA

Motion by Mullenger, second by Lehman that the agenda for the regular CCDA meeting of September 7, 2010, be approved as written. Roll call vote: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, 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 August 16, 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: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes. Motion carried.

ADJOURNMENT

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

Meeting adjourned at 6:15 P.M.

**Regular Minutes of Claremore Public Works Authority Meeting
Council Chambers, City Hall, 104 S. Muskogee Ave.
Claremore, Oklahoma September 7, 2010**

CALL TO ORDER

Meeting called to order by Mayor Flo Guthrie at 6:15 P.M.

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

Present: Flo Guthrie, Don Myers, Buddy Robertson, Tony Mullenger, Mick Webber, Karen Hinkle, Tom Lehman, Paula Watson, Kimber Cobb

Absent: None

Staff Present: Tim Rundel, Matt Ballard, Sarah Sharp, Mickey Perry, Sean Douglas, Chris Cochran, Phil Stowell, Cassie Woods, Ron Kolker, Ruby Maline, Joe Perez, Joe Kays

ACCEPTANCE OF THE AGENDA

Motion by Mullenger, second by Lehman that the agenda for the regular CPWA meeting of September 7, 2010, be approved as written. Roll call vote: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, 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 Public Works Authority Meeting of August 16, 2010 as printed.
- (b) All Claims as printed.

Motion by Mullenger, second by Lehman to approve the consent items as listed. Roll call vote: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, 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 – Swan Property & Oklahoma Plaza site. 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: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes. Motion carried.

Council entered executive session at 6:16 P.M.

Council came out of executive session at 6:37 P.M.

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

Statement of executive session minutes was read by Mayor Flo Guthrie:
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: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes. Motion carried.

Meeting adjourned at 6:39 P.M.

**Minutes of Claremore City Council Regular Meeting
Council Chambers, City Hall, 104 S. Muskogee Ave.
Claremore, Oklahoma September 7, 2010**

CALL TO ORDER

Meeting called to order by Mayor Flo Guthrie at 6:39 P.M.

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

Present: Flo Guthrie, Don Myers, Buddy Robertson, Tony Mullenger, Mick Webber, Karen Hinkle, Tom Lehman, Paula Watson, Kimber Cobb

Absent: None

Staff Present: Tim Rundel, Matt Ballard, Sarah Sharp, Mickey Perry, Sean Douglas, Chris Cochran, Phil Stowell, Cassie Woods, Ron Kolker, Ruby Maline, Joe Perez, Joe Kays

ACCEPTANCE OF THE AGENDA

Motion by Mullenger, second by Lehman that the agenda for the regular City Council meeting of September 7, 2010, be approved as written. Roll call vote: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes. Motion carried.

ITEMS UNFORESEEN AT THE TIME AGENDA WAS POSTED

None

AWARDS, PRESENTATIONS, AND COMMUNICATIONS

None

MAYOR'S REPORT & APPOINTMENTS

None

STAFF REPORTS

Ron Kolker of Kolker and Kolker gave a brief budget update and reviewed the documents he presented to Council. He stated that he and Council Member Karen Hinkle have spoken and they will meet next week and go over the reports in-depth and then will report back to the Council.

CURRENT BUSINESS

(1) Approve/Reject the following consent items:

- (a)** Minutes of Regular Council meeting on August 16, 2010, as printed.
- (b)** Minutes of the Special Council meeting on August 06, 2010, as printed.

- (c) All claims as printed.
- (d) Actual salary claims for pay period ending **August 6, 2010** in the amount of **\$386,180.39** and estimated salary claims for next pay period in the amount of **\$500,000**.
- (e) Approve OMRF Contribution refund- Lump Sum Distribution – Tracey James. **(Ruby Maline)**
- (f) Approve OMRF Contribution refund- Lump Sum Distribution – Michael McClelland. **(Ruby Maline)**
- (g) Approve request to accept annual bids for concrete and rock. **(Daryl Golbek)**

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

- (2) Approve/Reject budget item transfer: Transfer from Fund 22 5004061 Capitol Improvements to Fund 01 5200111 Police regular wages. **(Mickey Perry)**

Motion by Webber, second by Mullenger to approve budget item transfer: Transfer from Fund 22 5004061 Capitol Improvements to Fund 01 5200111 Police regular wages. Roll call vote: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes. Motion carried.

- (3) Approve/Reject agreement for professional engineering services for Phase III of Master Drainage Planning Services. **(Daryl Golbek)**

Motion by Mullenger, second by Lehman to approve the agreement for professional engineering services for Phase III of Master Drainage Planning Services. Roll call vote: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes. Motion carried.

- (4) Approve/ Reject a budget amendment/revision transferring Fund 40 to Fund 19 to compensate for a budget shortfall in Sales Tax Fire. **(Ruby Maline)**

Item # 4 was pulled from the agenda.

- (5) Approve/Reject bid from Sludge Technologies for sludge removal at the Water Treatment Plant in the amount of \$228,600.00 (Base bid) Add alternate \$20,000.00 **(Chris Cochran)**

Motion by Webber, second by Lehman to approve the bid from Sludge Technologies for sludge removal at the Water Treatment Plant in the amount of \$228,000.00 (Base bid) and the Add alternate \$20,000.00. Roll call vote: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes. Motion carried.

- (6) Discussion/ Possible vote to approve interlocal agreement between the City of Claremore and DPS regarding a driver's license testing facility. **(Mickey Perry)**

Item # 6 was discussed and tabled

- (7) Discussion only: regarding Rogers County 911 dispatch center, including issues related to construction of the dispatch center, employment of a call center administrator, and participation of the City in the dispatch center.

Chief of Police Mickey Perry informed the Council that a formal request has been made to the County Commissioners to form a Trust Authority to oversee the 911 dispatch center. The County Commissioners will vote on it at their 9/13/10 meeting.

***A complete audio recording of the discussion was made and will be maintained by the City Clerk.**

- (8) **Approve/ Reject Ordinance #2010-____** Amending the employee retirement system, defined benefit plan for the City of Claremore, Oklahoma; providing retirement benefits for eligible employees of the City of Claremore, Oklahoma; pertaining to plan level and employee contributions for the City Manager and Assistant City Manager; providing for employer pickup of mandatory contributions; providing for repealer and severability; and declaring an emergency. **(Ruby Maline)**

Motion by Mullenger, second by Webber to approve **Ordinance #2010-25** Amending the employee retirement system, defined benefit plan for the City of Claremore, Oklahoma; providing retirement benefits for eligible employees of the City of Claremore, Oklahoma; pertaining to plan level and employee contributions for the City Manager and Assistant City Manager; providing for employer pickup of mandatory contributions; providing for repealer and severability; and declaring an emergency. Roll call vote: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes. Motion carried.

- (9) **Approve/ Reject emergency clause for Ordinance #2010-____** Amending the employee retirement system, defined benefit plan for the City of Claremore, Oklahoma; providing retirement benefits for eligible employees of the City of Claremore, Oklahoma; pertaining to plan level and employee contributions for the City Manager and Assistant City Manager; providing for employer pickup of mandatory contributions; providing for repealer and severability. **(Ruby Maline)**

Motion by Mullenger, second by Lehman to approve the emergency clause for **Ordinance #2010-25** Amending the employee retirement system, defined benefit plan for the City of Claremore, Oklahoma; providing retirement benefits for eligible employees of the City of Claremore, Oklahoma; pertaining to plan level and employee contributions for the City Manager and Assistant City Manager; providing for employer pickup of mandatory contributions; providing for repealer

and severability. Roll call vote: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes. Motion carried.

- (10) Approve/Reject Ordinance #2010-___** amending the employee retirement system, defined contribution plan for the position of City Manager for the City of Claremore, Oklahoma; providing retirement benefits for eligible employees of City of Claremore, Oklahoma; pertaining to employee contributions; providing for repealer and severability; and declaring an emergency. **(Ruby Maline)**

Motion by Mullenger, second by Webber to approve **Ordinance # 2010-26** amending the employee retirement system, defined contribution plan for the position of City Manager for the City of Claremore, Oklahoma; providing retirement benefits for eligible employees of City of Claremore , Oklahoma; pertaining to employee contributions; providing for repealer and severability; and declaring an emergency. Roll call vote: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes. Motion carried.

- (11) Approve/ Reject emergency clause for Ordinance #2010-26** amending the employee retirement system, defined contribution plan for the position of City Manager for the City of Claremore, Oklahoma; providing retirement benefits for eligible employees of City of Claremore , Oklahoma; pertaining to employee contributions; providing for repealer and severability.

Motion by Mullenger, second by Webber to approve **Ordinance # 2010-26** amending the employee retirement system, defined contribution plan for the position of City Manager for the City of Claremore, Oklahoma; providing retirement benefits for eligible employees of City of Claremore , Oklahoma; pertaining to employee contributions; providing for repealer and severability. Roll call vote: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes. Motion carried.

- (12) Approve/ Reject Ordinance # 2010-___** amending the employee retirement system, defined contribution plan for the position of Assistant City Manager for City of Claremore, Oklahoma; providing retirement benefits for eligible employees of City of Claremore, Oklahoma; pertaining to employee contributions; providing for repealer and severability; and declaring an emergency. **(Ruby Maline)**

Motion by Mullenger, second by Webber to approve **Ordinance #2010-27** amending the employee retirement system, defined contribution plan for the position of Assistant City Manager for City of Claremore, Oklahoma; providing retirement benefits for eligible employees of City of Claremore, Oklahoma; pertaining to employee contributions; providing for repealer and severability; and declaring an emergency. Roll call vote: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes. Motion carried.

- (13) Approve/ Reject emergency clause for Ordinance #2010-27** amending the employee retirement system, defined contribution plan for the position of Assistant City Manager for City of Claremore, Oklahoma; providing retirement benefits for eligible employees of City of Claremore, Oklahoma; pertaining to employee contributions; providing for repealer and severability. **(Ruby Maline)**

Motion by Mullenger, second by Lehman to approve emergency clause for **Ordinance #2010-27** amending the employee retirement system, defined contribution plan for the position of Assistant City Manager for City of Claremore, Oklahoma; providing retirement benefits for eligible employees of City of Claremore, Oklahoma; pertaining to employee contributions; providing for repealer and severability. Roll call vote: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes. Motion carried.

EXECUTIVE SESSION

Approve/ Reject going into executive session to discuss the following item (s): **(Mickey Perry/Matt Ballard)**

- (a)** For the purpose of discussing the purchase or appraisal of Real Property by Safenet Services, located at S. Chambers Ave. and W. Dupont Street. 25 O.S. Section 307 (B) (3)
- (b)** Executive session to discuss above item (a)
- (c)** Regular session
- (d)** Statement of executive session minutes
- (e)** Discussion/ Possible action concerning above item (a), including approving agreement regarding the sale of property located at S. Chambers Ave. and W. Dupont Street to Safenet Services.

Attorney for Safenet Services, Jim Tanner addressed the Council briefly before they entered executive session.

Motion by Mullenger, second by Lehman to approve going into Executive Session to discuss item (a). Roll call vote: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes. Motion carried.

Council entered executive session at 7:10 P.M.

Council came out of executive session at 7:30 P.M.

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

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

(e) Discussion/ Possible action concerning above item (a), including approving agreement regarding the sale of property located at S. Chambers Ave. and W. Dupont Street to Safenet Services. **(Mickey Perry/ Matt Ballard)**

Motion by Mullenger, second by Lehman to offer the property located at S. Chambers Ave. and W. Dupont Street to Safenet Services in the amount of \$140,440.00.

Councilman Webber noted that the method used to determine that amount was by the appraised values provided to the City by a certified appraiser and adjusted for the walking trail. Roll call vote: Myers, yes; Robertson, yes; Mullenger, yes; Cobb, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes. Motion carried.

ADJOURNMENT

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

Meeting adjourned at 7:32 P.M.