

**Minutes of the Claremore Cultural Development Authority Regular Meeting
Council Chambers, City Hall, 104 S. Muskogee Ave.
Claremore, Oklahoma October 15, 2012**

CALL TO ORDER

Meeting called to order by Mayor Mickey Perry at 6:00 P.M.

Mayor Mickey Perry asked City Clerk Sarah Sharp to note that members are present/absent as indicated below:

Present: Buddy Robertson, Mark Lepak, Bill Flanagan, Mickey Perry, Thomas Cypert, Don Purkey, Brandon Smith, Paula Watson
Absent: Terry Willis
Staff Present: Daryl Golbek, Matt Ballard, Sarah Sharp, Carolyn Chapman, Tim White, Chris Cochran, Cassie Woods, Stan Brown, Sean Douglas, Ruby Maline, Joe Kays, Daniell Irwin

Pledge of Allegiance by all.

Invocation by Mark Heely, Pastor of the Church of the Nazarene

CALL TO THE PUBLIC

None

ACCEPTANCE OF THE AGENDA

Motion by Smith, second by Watson to approve the agenda for the regular CCDA meeting of October 15, 2012, as written. Roll call vote: Robertson, yes; Lepak, yes; Flanagan, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and 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 October 01, 2012, as printed.
- (b)** All claims as printed.

Motion by Smith, second by Watson to approve CCDA consent items as printed. Roll call vote: Robertson, yes; Lepak, yes; Flanagan, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

ADJOURNMENT

Motion by Smith, second by Watson to adjourn. Roll call vote: Robertson, yes; Lepak, yes; Flanagan, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

Meeting adjourned at 6:04 P.M.

**Minutes of the Claremore Public Works Authority Regular Meeting
Council Chambers, City Hall, 104 S. Muskogee Ave.
Claremore, Oklahoma October 15, 2012**

CALL TO ORDER

Meeting called to order by Mayor Mickey Perry at 6:04 P.M.

Mayor Mickey Perry asked City Clerk Sarah Sharp to note that members are present/absent as indicated below:

Present: Buddy Robertson, Mark Lepak, Bill Flanagan, Mickey Perry, Thomas Cypert, Don Purkey, Brandon Smith, Paula Watson
Absent: Terry Willis
Staff Present: Daryl Golbek, Matt Ballard, Sarah Sharp, Carolyn Chapman, Tim White, Chris Cochran, Cassie Woods, Stan Brown, Sean Douglas, Ruby Maline, Joe Kays, Daniell Irwin

ACCEPTANCE OF THE AGENDA

Motion by Smith, second by Watson to approve the agenda for the regular CPWA meeting of October 15, 2012, as written. Roll call vote: Robertson, yes; Lepak, yes; Flanagan, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and 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 Claremore Public Works Authority Regular Meeting on October 01, 2012, as printed.
- (b)** All claims as printed.
- (c)** Approval to solicit bids for a Mid-size 4WD SUV for the Utility Department Field Technician. **(Joyce Medlock)**

Consent item (c) was pulled from the agenda.

Motion by Smith, second by Flanagan to approve CPWA consent items (a) and (b) as printed. Roll call vote: Robertson, yes; Lepak, yes; Flanagan, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

(2) Approve/Reject Change Order #1 for a \$2,888.40 decrease and Final Acceptance with Ira Green Construction for John Carle Blvd. Construction Part I & II.
(Chris Cochran)

Motion by Purkey, second by Flanagan to approve Change Order #1 for a \$2,888.40 decrease and Final Acceptance with Ira Green Construction for John Carle Blvd. Construction Part I & II. Roll call vote: Robertson, yes; Lepak, yes; Flanagan, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

ADJOURNMENT

Motion by Smith, second by Watson to adjourn. Roll call vote: Robertson, yes; Lepak, yes; Flanagan, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

Meeting adjourned at 6:09 P.M.

**Minutes of the Claremore City Council Regular Meeting
Council Chambers, City Hall, 104 S. Muskogee Ave.
Claremore, Oklahoma October 15, 2012**

CALL TO ORDER

Meeting called to order by Mayor Mickey Perry at 6:09 P.M.

Mayor Mickey Perry asked City Clerk Sarah Sharp to note that members are present/absent as indicated below:

Present: Buddy Robertson, Mark Lepak, Bill Flanagan, Mickey Perry, Thomas Cypert, Don Purkey, Brandon Smith, Paula Watson

Absent: Terry Willis

Staff Present: Daryl Golbek, Matt Ballard, Sarah Sharp, Carolyn Chapman, Tim White, Chris Cochran, Cassie Woods, Stan Brown, Sean Douglas, Ruby Maline, Joe Kays, Daniell Irwin

ACCEPTANCE OF THE AGENDA

Motion by Smith, second by Watson to approve the agenda for the regular City Council meeting of October 15, 2012, as written. Roll call vote: Robertson, yes; Lepak, yes; Flanagan, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and 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

City manager Daryl Golbek stated that the lake level was raised almost 10 inches with the rain received over the weekend. The lake is still down 25.92 inches as of this morning.

CURRENT BUSINESS

(1) Approve/Reject the following consent items:

(a) Minutes of the Regular Council Meeting on October 01, 2012, as printed.

(b) All claims as printed.

(c) Actual salary claims for pay periods ending **September 28, 2012**, in the amount of **\$397, 212.70** and estimated salary claims to include contractual agreements for Fire Union Dues, Flexible Spending Accounts, Life Insurance, Fire Pension, Police Pension, Oklahoma Municipal Retirement Fund, Supplemental Vision, and Short/Long Term disability plans, Employee Recreation Center Fees, and United Way Contributions for next pay period in the amount of \$500,000.00. Payroll at \$500,000.00 amount to include payables.

Motion by Smith, second by Watson to approve the consent items as listed. Roll call vote: Robertson, yes; Lepak, yes; Flanagan, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

(2) Approve/Reject Resolution #2012-_____, supporting efforts by Crystal Campbell to raise private funds and donations to develop a large playground area at Will Rogers Park. **(Joe Kays)**

Crystal Campbell presented to Council her ideas and plans for park improvements. Improvements include a Veteran's Walk; a separate fenced play area for children with disabilities, including autism; a Cherokee themed area; improvements to the structures and equipment. Campbell anticipates the project to cost between \$150,000 and \$200,000. Campbell is President of the Rogers County Coalition (RCC), and all funds will be funneled through RCC.

Motion by Flanagan, second by Perry to approve **Resolution #2102- 14**, supporting efforts by Crystal Campbell to raise private funds and donations to develop a large playground area at Will Rogers Park, contingent upon changes made to the Resolution that includes Rogers County Coalition in conjunction with Crystal's name, inserting that RCC is a 501(c)(3) organization, adding financial accountability measures, and requiring that final approval be made by the City. Roll call vote: Robertson, yes; Lepak, yes; Flanagan, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

(3) Approve/Reject Dispatch Agreement with Pafford EMS and Rogers County Educational facilities Trust for Pafford EMS to provide ambulance dispatch services. (Matt Ballard)

Motion by Perry, second by Flanagan to approve the Dispatch Agreement with Pafford EMS and Rogers County Educational facilities Trust for Pafford EMS to provide ambulance dispatch services. Roll call vote: Robertson, yes; Lepak, yes; Flanagan, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, abstain; and Watson, yes. Motion carried.

(4) Approve/Reject renewal of the Economic Development Services Agreement between the City of Claremore and the Claremore Industrial and Economic Development Authority (CIEDA). (Matt Ballard)

Motion by Smith, second by Flanagan to approve the renewal of the Economic Development Services Agreement between the City of Claremore and the Claremore Industrial and Economic Development Authority (CIEDA). Roll call vote: Robertson, yes; Lepak, yes; Flanagan, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

(5) Approve/Reject natural gas service agreement with Constellation Energy.
(Matt Ballard)

Motion by Perry, second by Smith to approve the natural gas service agreement with Constellation Energy. Roll call vote: Robertson, yes; Lepak, yes; Flanagan, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

(6) Discussion only: Discussion regarding the transparency of government operations. **(Councilor Brandon Smith)**

Councilor Smith stated that he did not want anyone to presume that he thinks anything illegal or improper has been done. Smith stated that he has some concerns over issues and the way things have been handled, including: changes in the structure of City Government in the week before the new City Council was sworn in and pay raises that were given as a result of those changes; when questions were asked about Sanitation workers and their overtime, Council was told one thing and then several months later were told another; and more recently the Council stated very clearly during the approval of the budget their thoughts on raises. There were 13 employees on the list to get sizable raises, there was discussion as to whether or not those raises would be given all at once or over a period of several years. It was decided to give those employees a portion of the proposed raises. One employee received their raise in July, and then again in August they received another raise, which in total amounted to 10% pay raise. Nothing illegal was done, but it is still troubling.

Councilor Purkey expressed his thoughts: The City Manager had to make a last minute decision on an employee's salary. That should have been done at budget time. We have to give the City Manager some latitude in running the City. But at the same time, the Council must approve all salaries through the budget process. Purkey suggested that all salaries be frozen during the budget process, until the budget is approved.

Councilor Smith questioned where the funds came from.

Budget and Finance Director Ruby Maline stated that one project was decreased to accommodate the salary changes. There was no money transferred from one fund to another fund or from one department to another department.

Councilor Flanagan stated that salaries were such a concern at budget time, and he understands special circumstances, but he would have appreciated a heads up due to the fact that salaries were such an issue.

Councilor Lepak stated that the criticism is fair. The City Manager needs the flexibility to make those decisions, and the Council needs for the CM to be able to make those decisions. Lepak stated that they (Council) would do themselves a real service to give the CM some direction, and make sure that at least the understanding is there.

EXECUTIVE SESSION

1. Approve/reject going into executive session pursuant to Oklahoma Statute title 25, Section 307(B)(2) and (4), for the following purpose:

- a.** Discussing the demand for arbitration from the Fire Union, IAFF Local 1077, regarding the collective bargaining agreement between the City and Fire Union, the City having been advised by its attorney that discussion of the claim in open session would seriously impair the ability of the Council to process the claim in the public interest; and
- b.** Discussing the demand for arbitration from the Police Union, FOP Lodge # 112, regarding the collective bargaining agreement between the City and Police Union, the City having been advised by its attorney that discussion of the claim in open session would seriously impair the ability of the Council to process the claim in the public interest.

2. Executive Session to discuss items (a) and (b).

Motion by Flanagan, second by Smith to approve going into Executive Session to discuss items (a) and (b) as listed. Roll call vote: Robertson, yes; Lepak, yes; Flanagan, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

Council entered Executive Session at 7:08 A.M.

Council came out of Executive Session at 7:58 P.M.

3. Regular Session

Motion by Flanagan, second by Smith to approve returning to regular session. Roll call vote: Robertson, yes; Lepak, yes; Flanagan, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

4. Statement of executive session minutes.

Statement of Executive Session minutes was read by Mayor Perry:
While in Executive Session only the items listed were discussed. No votes were cast and no decisions were made.

5. Discussion and vote to take any action deemed necessary to defend the demand for Arbitration from the Fire Union.

6. Discussion and vote to take any action deemed necessary to defend the demand for Arbitration from the Police Union.

No action was taken on item (a) and (b).

ADJOURNMENT

Motion by Watson, second by Smith to adjourn. Roll call vote: Robertson, yes; Lepak, yes; Flanagan, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

Meeting adjourned at 8:00 P.M.