

**Minutes of the Claremore Cultural Development Authority Regular Meeting
Council Chambers, City Hall, 104 S. Muskogee Ave.
Claremore, Oklahoma November 05, 2012**

CALL TO ORDER

Meeting called to order by Mayor Mickey Perry at 6:03 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, Mickey Perry, Thomas Cypert,
Don Purkey, Brandon Smith, Paula Watson

Absent: Terry Willis, Bill Flanagan

Staff Present: Daryl Golbek, Matt Ballard, Sarah Sharp, Cassie Woods, Tim
White, Chris Cochran, Stan Brown, Sean Douglas, Ruby Maline,
Carolyn Chapman, Ron Kolker, David Atzbach, Joyce Medlock,
Larry Hughes, Ron Burrows

Pledge of Allegiance by all.

Invocation by Councilman Don Purkey

CALL TO THE PUBLIC

Jack Spinks 1408 Quail Valley Drive Claremore, OK – Mr. Spinks spoke during the discussion of City Council agenda item # 2.

Dell Davis, Claremore Chamber of Commerce 419 W. Will Rogers Blvd. Claremore- Mrs. Davis spoke during the discussion of City Council agenda item # 5.

Mike Ward, owner Adventure Awning & Signs 502 S. Lang Claremore- Mr. Ward spoke during the discussion of City Council agenda item # 5.

Lila Burns, consultant for Verizon 555 Enterprise Drive Edmond, OK 73013- Ms. Burns spoke during the discussion of City Council agenda item #6.

Ken Kerr, Attorney for Verizon P.O. Box 720123 Oklahoma City, OK 73172- Mr. Kerr spoke during the discussion of City Council agenda item #6.

Cindy Bissett, Director Claremore Main Street 419 W. Will Rogers Blvd. Claremore- Mrs. Bissett wanted to publically thank the City for the cooperation regarding the new holiday lights. Bissett explained that about a month ago Claremore Main Street received an anonymous donation for holiday lights. It was quickly learned that the very generous

donation was not quite enough, due to the high cost of outdoor decorations. Mr. Phil Albert with Pelco generously pitched in, and we now will have all new lighting in the downtown area. Claremore Main Street is following through with the wreath motif that is on Hwy. 66. Gwen Liebl and Cindy Smith are restoring some lanterns that the City hung in the 60's. Pelco is working with them to make brackets so they will fit the poles. Special thanks to Daryl Golbek, Larry Hughes in the Electric Department, Kevin Bledsoe in the Warehouse, and Joe Kays in the Parks Department.

Bissett also spoke during the discussion of City Council agenda item # 6.

ACCEPTANCE OF THE AGENDA

Motion by Smith, second by Cypert to approve the agenda for the regular CCDA meeting of November 05, 2012, as written. Roll call vote: Robertson, yes; Lepak, 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 15, 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; 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; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

Meeting adjourned at 6:05 P.M.

**Minutes of the Claremore Public Works Authority Regular Meeting
Council Chambers, City Hall, 104 S. Muskogee Ave.
Claremore, Oklahoma November 05, 2012**

CALL TO ORDER

Meeting called to order by Mayor Mickey Perry at 6:05 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, Mickey Perry, Thomas Cypert, Don Purkey, Brandon Smith, Paula Watson
- Absent:** Terry Willis, Bill Flanagan
- Staff Present:** Daryl Golbek, Matt Ballard, Sarah Sharp, Cassie Woods, Tim White, Chris Cochran, Stan Brown, Sean Douglas, Ruby Maline, Carolyn Chapman, Ron Kolker, David Atzbach, Joyce Medlock, Larry Hughes, Ron Burrows

ACCEPTANCE OF THE AGENDA

Mayor Perry noted that items #2, #3, and #4 have been removed from the agenda. Motion by Smith, second by Cypert to approve the agenda for the regular CPWA meeting of November 05, 2012, as written. Roll call vote: Robertson, yes; Lepak, 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 15, 2012, as printed.
- (b)** All claims as printed.
- (c)** Approval to purchase a 2013 2WD Ford Escape from Bill Knight Ford at State Contract pricing in the estimated amount of \$19,084.00. **(Joyce Medlock)**

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

Mayor Perry stated that CPWA Items #2, #3, and #4 were removed from the agenda and will be placed on the November 19, 2012 agenda for the full Council to vote on.

(2) Consideration, discussion, and possible action regarding the approval for the Hospital Trust to loan money to the CPWA and/or a TIF (Tax Increment Financing) district for a CPWA project that will generate additional electric revenues.

(Ron Kolker)

(3) Approve/Reject Resolution #2012- _____ Authorizing the Issuance of the Claremore Public Works Authority's Utility Revenue Note, Series 2012B (Baker Hughes Increment District Project) In An Amount Not to Exceed \$3,480,000 (the "Series 2012B Note"); Waiving Competitive Bidding on the Sale Thereof; Approving and Authorizing Execution and Delivery of the Series 2012B Note; Approving and Authorizing Execution and Delivery of That Certain "Public Financing Assistance Agreement" By and Between the Claremore Public Works Authority and the Claremore Industrial And Economic Development Authority, and All Other Documents and Instruments Relating Thereto; Authorizing the Filing of A Preliminary and Final Private Placement Memorandum; Designating and Appointing Authority Officers to Act in connection with the Sale and Delivery of the Series 2012B Note; And Containing Other Provisions Relating Thereto. **(Dan McMahan)**

(4) Approve/Reject Resolution #2012- _____ Authorizing the Purchase of the Claremore Industrial and Economic Development Authority's Tax Apportionment/Utility Revenue Note, Series 2012B (Taxable) (Baker Hughes Increment District Project) on Behalf of the Claremore Hospital Trust Fund; And Containing Other Provisions Relating Thereto. **(Dan McMahan)**

ADJOURNMENT

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

Meeting adjourned at 6:07 P.M.

**Minutes of the Claremore City Council Regular Meeting
Council Chambers, City Hall, 104 S. Muskogee Ave.
Claremore, Oklahoma November 05, 2012**

CALL TO ORDER

Meeting called to order by Mayor Mickey Perry at 6:07 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, Mickey Perry, Thomas Cypert,
Don Purkey, Brandon Smith, Paula Watson

Absent: Terry Willis, Bill Flanagan

Staff Present: Daryl Golbek, Matt Ballard, Sarah Sharp, Cassie Woods, Tim White,
Chris Cochran, Stan Brown, Sean Douglas, Ruby Maline, Carolyn
Chapman, Ron Kolker, David Atzbach, Joyce Medlock, Larry
Hughes, Ron Burrows

ACCEPTANCE OF THE AGENDA

Motion by Smith, second by Watson to approve the agenda for the regular City Council meeting of November 05, 2012, as written. Roll call vote: Robertson, yes; Lepak, 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

None

CURRENT BUSINESS

(1) Approve/Reject the following consent items:

- (a)** Minutes of the Regular Council Meeting on October 15, 2012, as printed.
- (b)** All claims as printed.
- (c)** Actual salary claims for pay periods ending **October 12, 2012**, in the amount

of **\$380, 513.01** 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.

- (d) Approval of the 911 Quarterly Report and Monthly Police Activity Report.
(Stan Brown)

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

- (2) Approve/Reject** Holding a Public Hearing To Provide Interested Persons an Opportunity to be Heard Pursuant to Title 62, Section 859 of the Oklahoma Statutes Regarding the Establishment of “Increment District Number One, City of Claremore, Oklahoma” In Connection with the Financing of the Acquisition and Construction of an Electric Substation and Related Equipment by the Claremore Public Works Authority to be Located Adjacent to the Baker Hughes’ Centrilift Facility located at U.S. Highway 66 and East Stuart Roosa Drive in Claremore, Oklahoma.
(Dan McMahan)

Motion by Lepak, second by Smith to approve Holding a Public Hearing To Provide Interested Persons an Opportunity to be Heard Pursuant to Title 62, Section 859 of the Oklahoma Statutes Regarding the Establishment of “Increment District Number One, City of Claremore, Oklahoma” In Connection with the Financing of the Acquisition and Construction of an Electric Substation and Related Equipment by the Claremore Public Works Authority to be Located Adjacent to the Baker Hughes’ Centrilift Facility located at U.S. Highway 66 and East Stuart Roosa Drive in Claremore, Oklahoma.

Public Hearing Opened at 6:10 P.M.

Attorney Dan McMahan explained the project and the process that has lead us to this point. McMahan then opened the floor for public comments.

Resident Jack Spinks spoke in favor of the proposed TIF District. He stated that the project was conceived and properly presented and will be good for the City of Claremore and good for Rogers County. Spinks stated that Centerlift is our largest employer. He stated that while it is always good to bring in new industry, it is also good to be mindful of our existing industry.

There were no other public comments.

Motion by Smith, second by Lepak to close the Public Hearing. Roll call vote: Robertson, yes; Lepak, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes.
Motion carried.

Public Hearing Closed at 6:19 P.M.

(3) Approve/Reject Ordinance #2012- _____ Approving and Adopting That Certain “Master Project Plan Relating to the Claremore Industrial Park”; Approving and Adopting That Certain “First Supplemental Project Plan Relating to the Increment District Number One, City of Claremore, Oklahoma (Baker Hughes Increment District)”; Ratifying and Confirming Actions, Recommendations and Findings of the Claremore Local Development Act Review Committee; Establishing “Increment District Number One, City of Claremore, Oklahoma”; Designating and Adopting Project Area and Increment District Boundaries”; Adopting Certain Findings; Apportioning Incremental Ad Valorem Revenues; Creating the Baker Hughes Increment District Apportionment Fund; Designating the Claremore Industrial and Economic Development Authority (the “Authority”) As the Public Entity to Carry Out and Administer the Project Plan and Authorizing the Authority to Make Minor Plan Amendments; Authorizing the Authority to Issue Tax Apportionment Bonds or Notes; Designating the Executive Director of the Authority as the Person in Charge of the Administration of the Project Plan; Providing for Severability; And Containing Other Provisions Relating Thereto. **(Dan McMahan)**

Attorney Dan McMahan reviewed the Ordinance with Council, and noted that there were two small changes. In section 4, 1st day of January 1, 2013 is to be changed to the 1st day of January 2013. In section 11, the person in charge of the administration of the plan has been changed from the Chairman of the Claremore Industrial and Economic Development Authority (CIEDA) to the Executive Director of CIEDA.

Motion by Smith, second by Lepak to approve **Ordinance #2012- 16**, Approving and Adopting That Certain “Master Project Plan Relating to the Claremore Industrial Park”; Approving and Adopting That Certain “First Supplemental Project Plan Relating to the Increment District Number One, City of Claremore, Oklahoma (Baker Hughes Increment District)”; Ratifying and Confirming Actions, Recommendations and Findings of the Claremore Local Development Act Review Committee; Establishing “Increment District Number One, City of Claremore, Oklahoma”; Designating and Adopting Project Area and Increment District Boundaries”; Adopting Certain Findings; Apportioning Incremental Ad Valorem Revenues; Creating the Baker Hughes Increment District Apportionment Fund; Designating the Claremore Industrial and Economic Development Authority (the “Authority”) As the Public Entity to Carry Out and Administer the Project Plan and Authorizing the Authority to Make Minor Plan Amendments; Authorizing the Authority to Issue Tax Apportionment Bonds or Notes; Designating the Executive Director of the Authority as the Person in Charge of the Administration of the Project Plan; Providing for Severability; And Containing Other Provisions Relating Thereto, with the changes mentioned. Roll call vote: Robertson, yes; Lepak, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

(4) Approve/Reject Resolution #2012- _____ Approving the Issuance by the Claremore Industrial and Economic Development Authority of Its “Tax Apportionment/Utility Revenue Note, Series 2012A (Taxable) (Baker Hughes Increment District Project)” and of Its “Tax Apportionment/Utility Revenue Note, Series 2012B (Taxable) (Baker Hughes Increment District Project); Approving the Issuance by the Claremore Public Works Authority of Its “Utility Revenue Note, Series 2012A (Taxable) (Baker Hughes Increment District Project)”; Waiving Competitive Bidding on the Sale of Such Notes; Approving a Security Agreement by and between the City of Claremore and the Claremore Industrial and Economic Development Authority; And Containing Other Matters Relating Thereto.
(Dan McMahan)

Item #4 will be passed to the November 19, 2012 Council Meeting.

(5) Approve/Reject conducting a Public Hearing regarding Chapter 11 (Signs) of the City of Claremore-Rogers County Metropolitan Zoning Ordinance to discuss possible changes to said Ordinance. **(Councilors Smith, Robertson, and Cypert)**

Motion by Smith, second by Robertson to approve conducting a Public Hearing regarding Chapter 11 (Signs) of the City of Claremore-Rogers County Metropolitan Zoning Ordinance to discuss possible changes to said Ordinance.

Public Hearing Opened at 6:37 P.M.

Councilman Smith gave a quick review on what has transpired regarding this issue up to this point.

Dell Davis with the Claremore Chamber of Commerce spoke regarding the Sign Ordinance, stating that Section 1107 does address better the concerns that Chamber Members have had in the past regarding temporary signs. Davis stated that she was under the impression that there would be meetings before tonight’s hearing to discuss the proposed changes and gather input. Davis stated that Section 1104 is very confusing and that she has some questions about that portion. Davis stated that above all, it is important to be business friendly and try to provide one stop information service for businesses.

Mike Ward, owner of Adventure Awning & Signs spoke regarding the proposed changes to the Sign Ordinance, stating that Section 1104 has issues. Ward stated that it’s a good idea, and we need it, but there needs to be more guidelines built into it and needs to be tightened up. Ward stated that as a sign business, he could really take advantage of Section 1104 as it is written in the proposed changes.

Regarding Section 1107-Ward stated that he does not see the need for permitting over and over again. A business should be allowed to have a banner. It makes a difference in the sales at his business when he has a banner up, and he sees a drastic decline in sales when he doesn’t have one up. Ward does agree that it needs to be policed, because there are people out there that would take advantage of it. Ward does agree with the portion of

the temporary banner section that applies to new businesses, he feels that the timeframe is warranted.

City Clerk and Code Enforcement supervisor Sarah Sharp added her thoughts on the subject, stating that she would only speak to Section 1107, because that is the only section of the Ordinance that Code Enforcement enforces; Section 1104 Sharp will defer to Public Works/Inspections Department, as they are the ones that enforce that portion of the ordinance.

Sharp suggested that businesses would be allowed to have one temporary banner on their property, put a limitation on the size, do not restrict the amount of time it can be up, but include specific language in the ordinance to address what condition the temporary sign has to be maintained to (ie: fading, deterioration, securing requirements). Sharp does not see a need to permit something where there is no fee involved, it creates extra work for staff, and inconveniences the business owners. Code Enforcement is out in the field everyday patrolling, if a banner is not secure, needs to be replaced, etc. the Officers will know just from their regular patrols.

Councilor Smith stated that the intent behind Section 1104 was to allow a business that was a block off a main thoroughfare to be able to advertise on the main thoroughfare on another business's permanent sign, with their permission, and there would be restrictions on the amount of off-site advertising allowed. Smith stated that the intent of the Public Hearing is to get feedback from the public to see if we are even heading in the right direction.

Motion by Smith, second by Robertson to close the Public Hearing. Roll call vote: Robertson, yes; Lepak, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

Public Hearing was closed at 6:55 P.M.

The committee will bring the final draft to the Council at a later date.

(6) Approve/Reject special use permit for Verizon, to allow the construction of a 130 ft. communications tower near Claremore Street and Missouri Street. **(Chris Cochran)**

Cindy Bissett of Claremore Main Street spoke against the communications tower, urging the Council to not discount the aesthetic aspect of a 130 ft. tower on our tourism corridor right off of historic 66.

Ken Kerr, Attorney for Verizon stated that the construction of the 130 ft. tower alleviates their capacity issues and will allow for better coverage. Kerr presented a map showing three existing towers and explained that those towers are at full capacity. Kerr stated that the new tower will also help with the in-building coverage in the downtown area. The tower will accommodate Verizon and 3 additional carriers. Without the additional tower, users will have reception and speed issues within the next 3-4 years. Their data shows

that the optimal location of the tower is in the downtown area, and with the historical nature of the downtown area, they elected to go just south of the downtown area. They also looked at an area more to the north and there was not enough ground space to accommodate the tower, so the proposed site is their only option.

Lila Burns, consultant for Verizon stated that they have certain requirements to follow under the National Environmental Protection Act and that limits them in what they can do in a historical area. Burns stated that you can put a tower in the historical districts, but they are trying to spend the least amount of money with the best results, and within the best time frame as well.

Motion by Perry, second by Watson to deny the special use permit for Verizon, to allow the construction of a 130 ft. communications tower near Claremore Street and Missouri Street. Roll call vote: Robertson, no; Lepak, recuse; Perry, yes; Cypert, no; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

(7) Approve/Reject Ordinance 2012-_____, changing the zoning of parcels of land in Block 3 of the Moore Addition (709 E. 5th St.), a subdivision in the City of Claremore, Oklahoma and being part of Section 9, Township 21 North, Range 16 East of the I.B.& M., Rogers County, State of Oklahoma, from RS-3 (Residential Single-Family High Density District) to RD (Residential Duplex District) and directing the appropriate amendment to the zoning map of the City of Claremore.
(Chris Cochran)

Motion by Smith, second by Cypert to reject **Ordinance 2012-_____**, changing the zoning of parcels of land in Block 3 of the Moore Addition (709 E. 5th St.), a subdivision in the City of Claremore, Oklahoma and being part of Section 9, Township 21 North, Range 16 East of the I.B.& M., Rogers County, State of Oklahoma, from RS-3 (Residential Single-Family High Density District) to RD (Residential Duplex District) and directing the appropriate amendment to the zoning map of the City of Claremore. Roll call vote: Robertson, no; Lepak, no; Perry, no; Cypert, yes; Purkey, no; Smith, yes; and Watson, yes. Motion failed.

Motion by Perry, second by Purkey to approve **Ordinance 2012- 17**, changing the zoning of parcels of land in Block 3 of the Moore Addition (709 E. 5th St.), a subdivision in the City of Claremore, Oklahoma and being part of Section 9, Township 21 North, Range 16 East of the I.B.& M., Rogers County, State of Oklahoma, from RS-3 (Residential Single-Family High Density District) to RD (Residential Duplex District) and directing the appropriate amendment to the zoning map of the City of Claremore. Roll call vote: Robertson, yes; Lepak, yes; Perry, yes; Cypert, no; Purkey, yes; Smith, no; and Watson, no. Motion carried.

(8) Discussion only: Discussion of Ordinance #2012-_____, amending Title XV Section 150.092 of the Claremore Municipal Code by adopting the International Mechanical Code 2009 Edition and providing for repealer and severability to further the intents and purposes of this amendment. **(David Atzbach)**

Mayor Perry corrected the agenda, noting that item # 10 should read Building Code instead of Plumbing Code.

Building Inspector David Atzbach informed the Council that the passage of agenda items #8 thru # 12 will bring the City of Claremore's codes in line with the State minimum requirements. The City code is not currently any stricter than the proposed changes. Nothing major has changes.

All 4 Ordinances will be brought back before the Council to approve/reject at the November 19, 2012 Council Meeting.

(9) Discussion only: Discussion of Ordinance #2012-_____, amending Title XV Section 150.085 of the Claremore Municipal Code by adopting the International Plumbing Code 2009 Edition and providing for repealer and severability to further intents and purposes of this amendment. **(David Atzbach)**

(10) Discussion only: Discussion of Ordinance #2012-_____, amending Title XV Section 150.015 of the Claremore Municipal Code by adopting the International Plumbing Code 2009 Edition, International Existing Building Code 2009 Edition, and International Fire Code 2009 Edition and providing for repealer and severability to further the intents and purposes of this amendment. **(David Atzbach)**

(11) Discussion only: Discussion of Ordinance #2012-_____, amending Title XV Section 150.001 of the Claremore Municipal Code by adopting the International Fuel Gas Code 2009 Edition and providing for repealer and severability to further the intents and purposes of this amendment. **(David Atzbach)**

(12) Approve/Reject written request of Claremore Public Schools to waive building permit fees for construction of a new greenhouse. **(Daryl Golbek)**

City Manager Daryl Golbek stated recommended that the item be denied, but stated if the Council approved, please consider the fees that actually cost the City. We still have to inspect, pay State fees, and review plans. Golbek recommended that if Council waived fees, to reduce to \$463.50 to cover City costs.

Plan Review Fee \$50.00
Building Fee \$1,004.50
Foundaiton and Framing Fee \$100.00
Electric Fee \$104.50
Plumbing Fee \$104.50
Mechanical Fee \$104.50

Golbek noted that the State requires a \$4.00 fee on each of the Building, Electric, Plumbing, and Mechanical Fees, the City must pay that.

Motion by Smith, second by Perry to waive approve the written request of Claremore Public Schools to waive building permit fees for construction of a new greenhouse. Roll call vote: Robertson, yes; Lepak, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

EXECUTIVE SESSSION

- 1.** Approve/Reject going into executive session to discuss the following items:
 - a.** The employment and hiring of Jim Thomas as City Manager, the disclosure of which discussion would violate the rights of Mr. Thomas under state or federal law, so that the Council can return to Open Session and vote on a contract with Mr. Thomas to serve as City Manager. Legal Authority: 25 OKLA. STAT. Section 307(B)(1) and (7) and;
 - b.** Discussing the most recent 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; pursuant to Oklahoma Statute title 25, Section 307(B)(2) and (4).

Motion by Lepak, second by Smith to enter into Executive Session. Roll call vote: Robertson, yes; Lepak, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried.

Council entered Executive Session at 7:47 P.M.

Council came out of Executive Session at 8:48 P.M.

- 2.** Executive Session to discuss items **a.** and **b.**
- 3.** Regular Session

Motion by Smith, second by Lepak to approve returning to regular session. Roll call vote: Robertson, yes; Lepak, 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.** Consideration and vote to approve/reject employment contract with Jim Thomas to serve as City Manager.

Motion by Smith, second by Watson to approve the employment contract with Jim Thomas to serve as City Manager, as agreed between the two parties. Roll call vote: Robertson, yes; Lepak, yes; Perry, yes; Cypert, yes; Purkey, yes; Smith, yes; and Watson, yes. Motion carried. Mr. Thomas will start on November 26th.

Mayor Perry introduced Jim Thomas, and invited Mr. Thomas to say a few words if he desired.

Mr. Thomas stated that he is excited to come to Claremore. Thomas stated that during his last visit both he and his wife left feeling very comfortable with Claremore. He stated that he has been in communities facing the same issues as Claremore is. Thomas stated that he has a great passion for local government and is looking forward to hit the ground running on the 26th.

Mayor Perry wanted to thank HR Director Carolyn Chapman, City Manager Search Committee members Mark Lepak, Paula Watson, and Terry Willis for their efforts and time to serve.

Councilor Lepak wanted to publically recognize the service that Daryl Golbek has given the City. Lepak stated that Golbek stepped into the void at a tough time and stabilized things to give the new Council time to get their act together.

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

No action was taken on item (b).

ADJOURNMENT

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

Meeting adjourned at 8:52 P.M.