

June 21, 2021

The **REGULAR** meeting of the **CHICKASHA CITY COUNCIL** was held in the council chambers in city hall on the 21st day of June 2021 as specified by advance public notice with a properly prepared agenda stating the subject matter or matters to be discussed at said meeting. Mayor Mosley called the meeting to order at 6:30 p.m.

ITEM 1. **Call to Order / Roll Call / Opening Prayer / Pledge of Allegiance**

MAYOR AND COUNCIL

PRESENT: Chris Mosley, Mayor
 Zachary Grayson, Vice-Mayor
 Brian Gerdes
 Georgianne Hebblethwaite
 Clark VanDyck
 R. P. Ashanti-Alexander
 Oscar Nelson
 David Sikes

ABSENT: Kelly Boyd

STAFF

PRESENT: Amanda Mullins, City Attorney
 Susan McDaniel, City Clerk
 Chief Rowell, Police Chief
 Tony Samaniego, Fire Chief
 Robert Brooks, Finance Dept.
 Rachel Bernish, Community Development Director
 Kyle Marks, Parks & Rec Director
 Shae Mortimer, Marketing & Civic Engagement Manager

ITEM 1. **Call to Order/Roll Call/Opening Prayer/Pledge of Allegiance:**

Council Member Sikes gave the invocation and Council Member Grayson lead the Pledge of Allegiance.

ITEM 2. **Citizen Comments:**

(City Council Rules and Regulations limit visitor comments to a maximum of three minutes.)

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James Phillips, Chickasha, OK – spoke against the cell tower proposed for in his area.
Nathalie Cornett, Tulsa, OK – spoke in regard to the proposed cell tower in the vicinity of 520 S. 8th Street.

Mary Frances Hathaway, Chickasha, OK – spoke against the cell tower proposed in her area.

Deborah Burdex, Chickasha, OK – spoke against the cell tower proposed in her area.

Kole Talbott & Troy Williams, Edmond, OK – spoke regarding the requested wireless communications tower proposed.

ITEM 3. **Council Communications.**

Council Member Ashanti-Alexander commented on the condition of property in the 700-800 blk of Shepard and property along railroad being used by an individual for personal use.

Council Member Hebblethwaite commented on the Airshow held on June 19, 2021 and city employees doing a great job.

Council Member Ashanti-Alexander noted that guest speakers do not have to give their address publicly since it's on the form the fill out to speak at Council.

ITEM 4. **Consent Docket: ITEM 4a through ITEM 4d.**

ITEM 4a. Acceptance of the minutes of the June 7, 2021 regular meeting.

ITEM 4b. Acceptance of Claims List.

ITEM 4c. Acceptance of the Financials for May 2021.

ITEM 4d. Acceptance of Resolution 2021-12R amending the FY 20-21 Budget.

***Motion by Council Member Grayson, second by Council Member Sikes to approve the Consent Docket: ITEM 4a thru Item 4d.**

Roll call vote:

Ayes:" Sikes, Nelson, Ashanti-Alexander, Grayson, Gerdes, VanDyck, Hebblethwaite and Mosley.

"Nays:" None

"Abstain:" None.

Motion carried. 8-0

ITEM 5. **Discussion/Approval of Items Removed from Consent Docket:**

No Action Taken.

ITEM 6. **Discussion and Consideration Items:**

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ITEM6a. Discussion, consideration, and possible action to approve the MOU renewal between ICAN and Chickasha Police Department.

*Motion by Council Member Ashanti-Alexander and second by Council Member Nelson to approve the MOU renewal and authorize the Chief of Police to execute the MOU.

Roll call vote:

“Ayes:” Sikes, Nelson, Ashanti-Alexander, Hebblethwaite, Grayson, VanDyck, Gerdes and Mosley.

“Nays:” None.

“Abstain:” None.

Motion passed. 8-0

ITEM 6b. Public Hearing FY 2021-2022 Budget.

Public Hearing opened at 6:51 p.m.

Tori Wise, Chickasha, OK – commented on budget line items dealing with carryovers on the roads and sports complex.

Public Hearing closed at 6:54 p.m.

ITEM 6c. Consideration of adoption or rejection of Resolution 2021-11R for the proposed budget for the City of Chickasha, Chickasha Municipal Authority, and the Chickasha Municipal Airport Authority for Fiscal Year 2021-2022 as proposed at the Public Hearing on the budget held on June 7, 2021 and possibly approval or rejection of any amendments proposed and considered by the City Council at the meeting called pertaining to the adoption of the budget.

*Motion by Council Member Grayson and second by Council Member VanDyck to adopt Resolution 2021-11R to accept the FY 2021-2022 Budget.

Roll call vote:

“Ayes:” Sikes, Nelson, Ashanti-Alexander, Hebblethwaite, Grayson, VanDyck, Gerdes and Mosley.

“Nays:” None.

“Abstain:” None.

Motion passed. 8-0

ITEM 6d. Public Hearing – Re-zoning for Blk 8 Lots 21-26 in Southgate Addition from R-1 Residential to R-2 Residential for Applicant Bryce Binyon.

Public Hearing opened at 6:59 p.m.

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Bryce Binyon, applicant, spoke regarding plans for the property.

Public Hearing closed at 7:01 p.m.

ITEM 6e. Discussion, consideration, and possible action to approve Ordinance 2021-13 – re-zoning for Blk 8 Lots 21-26 in Southgate Addition from R-1 Residential to R-2 Residential for Applicant Bryce Binyon.

*Motion by Council Member Sikes and second by Council Member Grayson to approve Ordinance 2021-13 as presented.

Roll call vote:

“Ayes:”	Sikes, Nelson, Ashanti-Alexander, Hebblethwaite, Grayson, VanDyck, Gerdes and Mosley.
“Nays:”	None.
“Abstain:”	None.
Motion passed.	8-0

ITEM 6f. Public Hearing – Re-zoning for Blk 7 Lots 7-11 and 16-20 in Southgate Addition from R-1 Residential to C-2 Commercial for Applicant Bryce Binyon.

Public Hearing opened at 7:02 p.m.

Bryce Binyon, applicant, spoke regarding the project.

Public Hearing closed at 7:04 p.m.

ITEM 6g. Discussion, consideration and possible action to approve Ordinance 2021-12 Re-zoning for Blk 7 Lots 7-11 and 16-20 in Southgate Addition from R-1 Residential to C-2 General Commercial for Applicate Bryce Binyon.

*Motion by Council Member Grayson and second by Council Member Sikes to approve Ordinance 2021-12 as presented.

Roll call vote:

“Ayes:”	Sikes, Nelson, Ashanti-Alexander, Hebblethwaite, Grayson, VanDyck, Gerdes and Mosley.
“Nays:”	None.
“Abstain:”	None.

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Motion passed. 8-0

ITEM 6h. Discussion, consideration, and possible action to approve the Special Use Permit for 520 S. 8th for the Use of a Cell Phone Tower for applicant Branch Communication.

Item pulled from Agenda.

ITEM 6i. Discussion, consideration, and possible action to approve the annual Fireworks Display in Shannon Springs Park on Sunday, July 4, 2021.

*Motion by Council Member Ashanti-Alexander and second by Council Member Hebblethwaite to approve the annual fireworks display in Shannon Springs Park on Sunday, July 4, 2021 and authorize food trucks in designated areas.

Roll call vote:

“Ayes:” Sikes, Nelson, Ashanti-Alexander, Hebblethwaite, Grayson, VanDyck, Gerdes and Mosley.

“Nays:” None.

“Abstain:” None.

Motion passed. 8-0

ITEM 6j. Discussion, consideration, and possible action to renew our Workers’ Compensation Insurance with OMAG; authorize the application of the escrow balance to the premium and authorize the Acting City Manager to execute the necessary documents.

*Motion by Council Member Nelson and second by Council Member VanDyck to renew the Workers’ Compensation Insurance with OMAG; authorize the application of the escrow balance to the premium and authorize Acting City Manager to execute the documents.

Roll call vote:

“Ayes:” Sikes, Ashanti-Alexander, Nelson, Hebblethwaite, Grayson, VanDyck, Gerdes and Mosley.

“Nays:” None.

“Abstain:” None.

Motion passed. 8-0

ITEM 6k. Discussion, consideration, and possible action on a tort claim filed by Ivan Couch.

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*Motion by Council Member Sikes and second by Council Member VanDyck to deny claim based on OMAG findings.

Roll call vote:

“Ayes:” Sikes, Nelson, Ashanti-Alexander, Hebblethwaite, Grayson,
VanDyck, Gerdes and Mosley.

“Nays:” None.

“Abstain:” None.

Motion passed. 8-0

ITEM 6l. Discussion, consideration, and possible action to approve Resolution 2021-09R approving and accepting the Second Amendment to the Trust Indenture creating the Chickasha Industrial Authority and authorizing amending Article III (1) of the Trust Indenture by revising the wording with regard to the purpose of the trust to include promoting tourism and economic development within the City of Chickasha; authorizing and approving the execution of the Second Amendment to the Trust Indenture.

*Motion by Council Member Sikes and second by Council Member Hebblethwaite to Resolution 2021-09R as presented.

Roll call vote:

“Ayes:” Sikes, Nelson, Ashanti-Alexander, Hebblethwaite, Grayson,
VanDyck, Gerdes and Mosley.

“Nays:” None.

“Abstain:” None.

Motion passed. 8-0

ITEM 6m. Discussion, consideration, and possible action to pass the Emergency Clause of Resolution 2021-09R.

*Motion by Council Member Sikes and second by Council Member Nelson to accept Emergency Clause of Resolution 2021-09R as presented.

Roll call vote:

“Ayes:” Sikes, Nelson, Ashanti-Alexander, Hebblethwaite, Grayson,
VanDyck, Gerdes and Mosley.

“Nays:” None.

“Abstain:” None.

Motion passed. 8-0

ITEM 7. Executive Session:

- ITEM 7 a.** Discussion, consideration, and possible action to enter into Executive Session to discuss confidential communications between the City and City's Attorneys concerning a pending investigation, claim or action which the City with the advice of the City's Attorneys, has determined that disclosure will seriously impair the ability of the City to process the claim or conduct the pending investigation, litigation, or proceeding in the public interest in compliance with its duty of confidentiality under the provisions of 25 O.S. Section 307 (B) (4). (*James Blue, et al vs the City of Chickasha*, Western District: CIV-20-1210-G).
- ITEM 7 b.** Discussion, consideration, and possible action to enter into Executive Session to discuss negotiations concerning employees and representatives of employee groups pursuant to 25 O.S. Section 307(B)(2):
- (i) To discuss the status of negotiations between the City and FOP Lodge No. 129 for a Collective Bargaining Agreement between the City and FOP Local No. 129 for the fiscal year 2021-2022; and
 - (ii) To discuss the status of negotiations between the City and IAFF Local Lodge No. 2041 for a Collective Bargaining Agreement between the City and IAFF Local Lodge No. 2041 for the fiscal year 2021-2022.
- ITEM 7 c.** Discussion, consideration, and possible action to enter into Executive Session pursuant to Title 25, Oklahoma Statutes Section 307(B)(4) to discuss confidential communications between a public body and its attorney concerning a pending investigation, claim, or action if the public body, with the advice of its attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest.
- ITEM 7 d.** Consideration to reconvene the open meeting and take appropriate action on any action Discussion, consideration, and possible action to enter into Executive Session pursuant to Title 25, Oklahoma Statutes Section

*Motion by Council Member Sikes and second by Council Member Grayson to enter in to Executive Session.

Roll call vote:

"Ayes:" Sikes, Nelson, Ashanti-Alexander, Hebblethwaite, Grayson, VanDyck, Gerdes and Mosley.

"Nays:" None.

"Abstain:" None.

Motion passed. 8-0

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Entered into Executive Session @ 7:13 p.m.

Reconvene open session at 7:59p.m.

Roll call:

Nelson -	Present
Sikes -	Present
Hebblethwaite -	Present
Grayson -	Present
Ashanti-Alexander -	Present
VanDyck -	Present
Gerdes -	Present
Mosley -	Present

Item No. 7 a. Motion by Council Member VanDyck and second by Council Member Gerdes to authorize City Attorneys to continue negotiations on the James Blue, et al v. City of Chickasha.

Roll call vote:

“Ayes:”	Sikes, Nelson, Ashanti-Alexander, Hebblethwaite, Grayson, VanDyck, Gerdes and Mosley.
“Nays:”	None.
“Abstain:”	None.
Motion passed.	8-0

Item No. 7 b. No Actions Taken.

Item No. 7 c. Item pulled.

ITEM 8 Adjournment:

Motion by Council Member Sikes and second by Council Member Ashanti-Alexander to adjourn the meeting.

Meeting adjourned.

TIME: 8:00 P.M.

_____/s/_____
Chris Mosley, Mayor

ATTEST:

_____/s/_____

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Susan M. McDaniel, City Clerk

Approved this 6th day of July 2021.