

**CITY OF PURCELL
REGULAR MEETING
MARCH 2, 2015
7:00 P.M.**

MINUTES

Call to order and declaration of a quorum present.

Mayor Chilvers called the meeting to order and declared a quorum to be present at 7:01 p.m.

Roll Call.

Roll call was conducted by City Clerk Dorothy Kennedy with the following results:

Councilmen present: Ted Cox, Mike Pollok, Graham Fishburn, Tom McCurdy, John Chilvers

Staff present: Dale Bunn, Shauna Long, Dorothy Kennedy, Kevin Williams, Kevin Rhoads, Chris Griffith, Jeremy Pittman, Teddy Boles, Tommy Mize

Legal counsel: Ted Haxel

Pledge of Allegiance.

Mayor Chilvers led in the Pledge of Allegiance.

Welcome.

Mayor Chilvers welcomed guests.

Beatrice Boardingham offered the invocation.

Approval of the Consent Agenda:

- a. **Approval of minutes of February 2, 2015 and February 24, 2015 meetings.**
- b. **Approve payment of claims in the amount of \$157,137.94.**
- c. **Approval of direct payables in the amount of 10,918.63.**
- d. **Approve estimated payroll in the amount of \$130,000.00.**
- e. **Approve Treasurer's Financial Report for January 2015.**
- f. **Approve Budget Adjustments for the following Departments: Cemetery, Communications, Fire Department, Parks & Recs, Municipal Court, Police Department, Street Department.**
- g. **Approval of a Tort Claim from SPM Realty Inc in the amount of 160.00.**

Councilman Cox made a motion second by Councilman Pollok to approve the Consent Agenda as presented.

Yes: Cox, Pollok, Fishburn, McCurdy, Chilvers No: None Absent: None

Consideration and possible action on items removed from the Consent Agenda.

There were no items removed from the Consent Agenda.

Appearance or petitions from the audience concerning items not on the agenda.

a. Dennis Tolson concerning water tap fees.

Mr. Tolson thanked the Council for their time. He reported a few months ago he had checked on the cost of a water tap for a 5/58 inch tap and was told the cost is \$675.00. He recently reported checking again and found it to be \$2,800.00. He provided prices from cities in the general area. He advised he was provided with a breakdown of the cost associated and advised he failed to see the fairness. He gave examples of the entire community cost sharing to Wadley's Ambulance Service and other departments that share costs. He asked the Council to revisit the cost and cut it back to something reasonable and fair.

Presentation and discussion of the City Manager's Report.

Parks and Recs, and the dream team came up with their priority with the ball park, trails and the parks. Beginning with the ball parks, the Purcell Baseball/Softball team has been spectacular. They have completely fenced one of the fields. The City has supplied electricity, it does not have full three phase but it is available for contractors. The association announced receiving a \$150,000.00 from the Nation.

Guernsey has helped to develop a bike route for us, and will do the right type signage and promotional pieces. He thanked Councilman Pollok for his help in development of a route.

Red Hill is being prepared for the splash pad sight. The bathroom will need some work and we will be getting pricing on that. We will need to replace the fence and sidewalk. Councilman Pollok expressed concern about going over bid for the project, he stated we should have know about the bathroom. Mr. Bunn advised the bid was only for the splash pad at \$150,000.00. Councilman Cox stated that he was under the impression that the bid included demolition, and has since realized that the City is doing the demolition. He stated that he was under the impression that it was a turn-key project. Councilman Pollok agreed that was his impression as well. Chris Griffith advised that the City had been awarded a grant from Oklahoma Tobacco Settlement Endowment Trust (TSET), our intentions are to use it on this project. There are other grants still pending Mr. Bunn advised.

Lift station bypass has been completed. The needed parts to repair the pumps have been ordered.

The Dam repair front and back side is ongoing. Kenny Sullivan advised he has spoken to Dr. Miller, who recommended that we take some bores because there are some soft spots that have been discovered. The estimated time line is approximately 45 days. We have a test pump for Walnut Creek and we have permission to cross I-35. and we are working with a Woods Pump to find a adequate pump. Mr. Bunn advised that the Water Resource will allow us to utilize Walnut Creek to use for irrigation purposes.

We are really close on the Wildlife Conservation Water Contract. Mr. Bunn advised he expects it to be ready for the April 2015 meeting.

The radio station will be used for sharing what is good about Purcell. It will not be manned and will be 93.9 FM.

Consideration and possible action concerning a proposed agreement between the City of Purcell/Purcell Public Works Authority and Wadley's Ambulance Service.

Jackie Wadley advised after the meeting last week, three items were addressed. Mr. Bunn advised he inserted additional wording. Upon speaking to them that they agreed to they will have a third staff ambulance on staff twelve hours a day Monday through Friday excluding holidays. To assure that this occurs, there is a penalty in place for non compliance. The same is true for the minimum of 6 paramedics, if they fall below they are required to notify the City Manager, if that doesn't happen, there he is a penalty as well. There is also a three percent administrative fee that the City will retain considering the City is out the cost of postage, accounting, billing etc. We added if additional permanent revenue becomes available to Wadley's they will adjust the City.

Mr. Bunn there is also an addendum which is identical to the previous addendum. It covers dispatching services handled by the City of Purcell on behalf of Wadley's. Councilman Fishburn made the comment that this is a better contract than the previous one. Mr. Haxel agreed.

Councilman Cox made a motion second by Councilman Fishburn to approve the proposed agreement between the City of Purcell/Purcell Public Works Authority and Wadley's Ambulance Service as presented including the addendum as presented.

Yes: Cox, Fishburn, Pollok, McCurdy, Chilvers No: None Absent: None

Councilman Cox made a suggestion that we put out an information flyer to advise the agreement was entered into in an effort to keep the cost down, and include an explanation of services.

Consideration and possible action concerning a recommendation from the Library Advisory Board to appoint Mr. Gary Barger to fill the remainder of the term expiring December 31, 2016, due to the resignation of Betsy McCurdy.

Peggy Cook advised that Ms. McCurdy served admirably. Mr. Barger is happy to serve.

Councilman Pollok made a motion second by Council Cox to accept the recommendation of the Library Advisory Board to appoint Mr. Gary Barger to fill the remainder of the term expiring December 31, 2016.

Yes: Pollok, Cox, Fishburn, McCurdy, Chilvers No: None Absent: None

Consideration and possible action concerning the approval of a water park conceptual to be used in the feasibility study from Kimley Horn and Associates.

Chris Griffith advised this is the potential final conceptual. It represents what the public and the Pool Committee would like to see in Purcell. He advised what we are asking tonight is The cost is The conceptual includes a Flow Rider as an alternant is a artificial surfing machine. The alternate adds an additional \$1M to the cost. The total construction cost without the add alternate is \$5.3M with the add alternate the construction cost is \$6.3M. There is also 10% indirect cost that is normally accrued by most cities outside normal funding source. This brings the total cost to \$5.8M or \$6.8 with the flow rider.

Mr. Griffith asked for approval of the conceptual to be forwarded to Kemley Horn for a feasibility study. The feasibility study will provide information as to the expected attendance, revenue and total operational cost to provide a full picture of what goes with this facility. Mr. Griffith advised the reason he brought this before the Council was to let us know if this conceptual is acceptable to do a feasibility study. He advised once they do a study they will have reached the end of their contract. They may or may not allow us to make changes.

Councilman Fishburn advised this is a higher than he expected. He advised he was expected a small, medium and large conceptual. Mr. Griffith advised these were prepared and reviewed by the Committee and the public. The public selected this one.

Councilman Pollok asked where a pool was on the list of priorities a few months ago? He advised we currently have numerous projects; Green Avenue, North Green Avenue, Main Street, The Lake, Walnut Creek, the splashpad. We turned down the Library. Mayor Chilvers advised that the only way of getting a pool is by passing a sales tax.

Councilman McCurdy made a motion second by Councilman Fishburn to approve the conceptual to be used in the feasible study.

Yes: McCurdy, Fishburn, Cox, Chilvers No: Pollok Absent: None

DISCUSS AND/OR TAKE ACTION ON ORDINANCE # 15-03 DESIGNATING THAT THE STREET LOCATED ON RED HILL FROM 900 TO 1000 BE NAMED RED HILL PARK CIRCLE AND THAT IT BE DECLARED A ONE WAY STREET.

Mr. Haxel briefly introduced the ordinance. He advised the street name is already on 9-1-1 records, however the City has no records to tie that name in as official. It also makes it a one way street.

Councilman McCurdy made a motion second by Councilman Pollok to approve Ordinance No. 15-03 designating that the street located on Red Hill from the 900 block to the 1000 block be named Red Hill Park Circle and that it be declared a one way street.

Yes: McCurdy, Pollok, Fishburn, McCurdy Chilvers No: None Absent: None

Consideration and possible action to declare Ordinance 15-03 an emergency.

Councilman Pollok made a motion second by Councilman Cox to declare Ordinance No. 15-03 an emergency.

Yes: Pollok, Cox, Fishburn, McCurdy, Chilvers No: None Absent: None

Consideration and possible action to approve Budget Amendment GF-2015-8 Increasing Appropriations in Capital Outlay - Splashpad in the amount of \$150,000.00.

Mr. Bunn advised this is to allow the Splashpad and will be used from reserves.

Councilman Cox made a motion second by Councilman Pollok to approve Budget Amendment GF-2015-8 Increasing Appropriations in Capital Outlay for a Splashpad in the amount of \$150K.

Yes: Cox, Pollok, Fishburn, McCurdy, Chilvers No: None Absent: None

Consideration and possible action concerning a report of progress on 410 N. Canadian which was declared a dilapidated structure on October 6, 2014.

Teddy Boles advised he had turned over the dilapidated structures who was unable to attend tonight. He advised there have been no changes that he is aware of and requested items 15, 16 and 17 to be tabled.

Councilman Pollok made a motion second by Councilman McCurdy to table agenda items 15, 16 and 17.

Yes: Pollok, McCurdy, Cox, Fishburn, Chilvers No: None Absent: None

Consideration and possible action on a report of progress on 629 S. 3rd which was declared a dilapidated structure on October 6, 2014.

Item tabled see agenda item 15 for the motion.

Consideration and possible action the dilapidated Structure Report.

Item tabled see agenda item 15 for the motion.

Consideration and possible action concerning a report from Kevin Rhoads, Emergency Manager regarding Storm Shelters in Purcell.

Kevin Rhoads was present to explain the status of Storm Shelters in Purcell. In the past the City has utilized facilities owned by the First Baptist Church, the Methodist Church, and the Human Resources Building. So we were offering facilities that we didn't own, and the liability was on the owners of the facilities. In addition as we learned from the example in Moore, the facilities we used to use are not really shelters nor are they safe.

He referred to an article in the Purcell Register bring it to the public's attention that Purcell has no public shelters. The City filed for and were approved for a grant to assist Purcell residents to build their own shelters. There was a \$7.5M shortfall in the funding and funding is not available. We are waiting for funding. Mr. Rhoads advised people need to make their own safety plans.

Consideration and possible action concerning a recommendation to accept/reject from the Cemetery Advisory Board concerning the following bids for a Cemetery Maintenance Building:

- a. J.E. Byrd Construction, LLC Base Bid \$72,919.72 - Alt. #1 \$4,000.00 - Alt #2 \$10,000.00 - Alt #3 \$3,000.00 - Alt #4
- b. Terry Heller Construction, LLC Base Bid \$75,240.00 - Alt #1 \$8,370.00 - Alt #2 \$10,260.00 - Alt #3 \$2,600 - Alt #4 \$0.00.
- c. Derry Owen Construction Invalid Bid.

Mr. Bun advised that it was the recommendation from the Cemetery Board to reject all bids. They are still coming in high. He advised it was the wish of the Cemetery Board to break the bid into separated sections; there would be bids for the material for the metal building, one for cement, electric etc. Dede Page the Chairman of the Cemetery board reiterated Mr. Bunn's Statements. Ms. Page advised we know persons in the community in the last year who have build similar buildings for \$55K to \$60K.

Councilman McCurdy made a motion second by Councilman Pollok to reject all bids on the Cemetery Maintenance Building.

Yes: McCurdy, Pollok, Cox, Fishburn, Chilvers No: None Absent: None

Consideration and possible action concerning approval/denial of a letter of intent from Bob Dillon & Associates for the purpose of auditing financial statements and business records for the fiscal year end June 30, 2015 in an amount not to exceed \$25,000.00.

Councilman McCurdy made motion second by Councilman Pollok to approve the letter of intent from Bob Dillon & Associates for the purpose for auditing Financial statements and business records for the fiscal year end June 30, 2015 in an amount not to exceed \$25,000.00.

Yes: McCurdy, Pollok, Cox, Fishburn, Chilvers No: None Absent: None

Consideration and possible action concerning a recommendation from OMAG to deny a tort claim from Irene Prejean in the amount of \$3,500.00.

Mr. Haxel made the recommendation to deny the claim.

Councilman Pollok made a motion second by Councilman McCurdy to deny the tort claim from Irene Prejean in the amount of \$3,500.00.

Yes: Pollok, McCurdy, Cox, Fishburn, Chilvers None: None Absent: None

City Council comments.

Councilman Fishburn asked for additional information concerning how we derived with the water tap fees. Mr. Bun referenced materials provided, which has the information. Mr. Sullivan advised that typically the calculations are based on identifying the number of customers we service, identify potential growth, identify wells that we would need and storage facilities needed to accommodate growth, divided by customer. Mr. Boles advised the referenced tap fee of \$675.00 had been in place since the 1990s.

City Manager and staff comments.

There were no comments from the City Manager or staff.

City Attorney comments.

There were no comments from Mr. Haxel.

Adjourn.

With no further business to discuss Mayor Chilvers declared the meeting to be adjourned at 9:36 p.m.

Approved on the 6th day of April 2015

John Chilvers, Mayor

ATTEST:

Dorothy Kennedy, City Clerk