

The City of Muskogee encourages participation from all its citizens in public meetings. If participation is not possible due to a disability, notify the City Clerk, in writing, at least forty-eight hours prior to the scheduled meeting and necessary accommodations will be made (ADA 28 CFR/36).

Council Rules of Decorum limit citizen comments on agenda items and public hearings to five (5) minutes and general comments for non-agenda items to three (3) minutes. Any person desiring to address the Council during such period is required to sign in with the City Clerk prior to the Council meeting between 5:00 p.m. and 5:15 p.m. on the third floor of City Hall or anytime between 8:00 a.m. and 5:00 p.m. in the Office of the City Clerk. They shall provide their name, address and specify the agenda item they wish to address. Remarks shall be directed to the matter being considered and the speaker is allowed to speak only one time. If written materials are to be submitted twelve (12) copies should be made available, and may not be returned.

**AGENDA**  
**MUSKOGEE CITY COUNCIL**  
**May 29, 2018**

REGULAR SESSION - 5:30 P.M., 3RD FLOOR, COUNCIL CHAMBERS MUNICIPAL BUILDING,  
229 W. OKMULGEE, MUSKOGEE, OKLAHOMA

INVOCATION - COUNCILMEMBER WAYNE JOHNSON

FLAG SALUTE - MAYOR BOB COBURN

ROLL CALL - MAYOR BOB COBURN

APPROVAL OF MINUTES: CITY COUNCIL REGULAR SESSION May 14, 2018.

**CONSENT AGENDA**

**The following items are considered to be routine by the City Council and will not be read aloud. The Consent Agenda will be enacted with one motion and should discussion be desired on an item, that item will be removed from the Consent Agenda prior to action and considered separately prior to the Regular Agenda.**

1. Approval of claims for all City departments May 3, 2018 through May 15, 2018.
2. Approval of Resolution No. 2723 adopting and amending Appendix A of the City of Muskogee Code pertaining to all fees, charges, and rates for the Muskogee Civic Center. (Councilor Wayne Johnson)
3. Approval of a Resolution No. 2725 declaring one (1) parcel of property, more particularly described in the resolution, as surplus to the needs of the City and authorize the conveyance of said property, or take other necessary action. (Tish Callahan)

4. Approval of a Preliminary and Final Plat of Wallingford Addition, consisting of two (2) lots on 2.28 acres, located at 11 Beckman Drive, or take other necessary action. (Tish Callahan)

A part of the NW1/4 of the NE1/4 of Section 19, T15N, R18E, Muskogee County, Oklahoma, more particularly described as follows: Commencing at the NE corner of the NW1/4 NE1/4 of Section 19, T15N, R18E, Muskogee County, Oklahoma; thence due South along the East boundary of said NW1/4 NE1/4 a distance of 1321.75 feet to a point; thence N89°48'00"W a distance of 300.94 feet to the Point of Beginning; thence N89°48'00"W a distance of 362.84 feet to a point; thence due North a distance of 195.99 feet to a point; thence N63°34'00"E a distance of 66.10 feet to a point of curvature; thence along a curve to the Right having a radius of 219.47 feet a distance of 101.43 feet to a point of tangency; thence S89°48'00"E a distance of 0.00; thence due South a distance of 40.0 feet to a point; thence S89°48'00"E a distance of 195.74 feet to a point; thence S00°12'00"E a distance of 0.00 feet to a point of curvature; thence along a curve to the left having a radius of 50 feet a distance of 32.35 feet to a point; thence S36°52'10"E a distance of 0.00 feet to the point of tangency; thence due South a distance of 178.75 feet to the Point of Beginning.

AND

A part of the NW1/4 of the NE1/4 in Section 19, T15N, R18E of the I.B.&M., Muskogee County, Oklahoma, more particularly described as follows, to wit: Commencing at the Northeast corner of said NW1/4 NE1/4 of Section 19, thence N89°48'W a distance of 726.00 feet to a point; thence South a distance of 660.87 feet to a point; thence S89°48'E a distance of 219.26 feet to a point; thence South a distance of 353.02 feet to the Point of Beginning; thence South a distance of 100.00 feet to a point; thence S89°48'E a distance of 215.74 feet to a point; thence North a distance of 100.00 feet to a point; thence N89°48'W a distance of 215.74 feet to the Point of Beginning.

5. Approval of Resolution No. 2724 authorizing the continuation of the account fund for the City of Muskogee entitled "Solid Waste Improvements" and designating the manner in which said account shall be operated for the upcoming budget year 2018-2019, or take other necessary action. (Greg Riley)
6. Approval of lowest bids for the following road material: Number sixty-seven (67) Wash Rock, 3" Pit Run, 12" Pit Run, and number two (2) Cover Material to Kemp Quarries and Limestone Screenings to Kemp Quarries; Asphalt Sand Alternate number one (1) and Fill Sand Alternate number two (2) to Muskogee Sand; Asphaltic Concrete-Type B & C Alternate number one (1) to Tulsa Asphalt; and alternate number two (2) to Robert's Quarries; and alternate number three (3) to Tulsa Asphalt; Hot-Cold Patching Material to Tulsa Asphalt; 1 1/2" Aggregate Base to Kemp Quarries, or take other necessary action. (Greg Riley)
7. Approval of the lowest bids as follows: (a) 3500 psi at \$85.00 per cubic yards; (b) 3500 psi High Early concrete at \$90.00 per cubic yards; (c) 3000 psi at \$84.00 per cubic yards; (d) Portland Dry Mason at \$70.00 per sack; (e) Flow Fill at \$60.00 per cubic yards; (f) City Pay Dray at \$60.00 all to Muskogee Ready Mix, all for FY 2018/2019, or take other necessary action. (Greg Riley)
8. Approval of the highest bids for a five (5) year lease term of Muskogee-Davis Regional Airport's grazing land beginning June 1, 2018 and ending May 31, 2023, or take other necessary action. (Mike Stewart)

9. Approval of the appointment of Monte Wapaha to serve a four (4) year term on the Airport Board, beginning June 1, 2018, and ending May 31, 2022, replacing Weldon Stout, or take other necessary action. (Councilor Derrick Reed)

### **REGULAR AGENDA**

10. Consider approval of Ordinance No. 4047-A, amending the City of Muskogee Code of Ordinances by amending Chapter 74, Section 74-237, Economic Development Fund, Establishing a one-year appropriation to the general account to be used for unrestricted Economic Development projects; Providing for Repealer, Severability, and Declaring an Emergency. (Roy D. Tucker)
11. Consider approval of an Agreement For Household Waste Collection Services between the City of Muskogee and Heritage Environmental Services, providing contractual services associated with the collection, transportation, insuring reuse opportunities and disposal of residentially generated household hazardous waste materials for events held in June 2, 2018 and October 20, 2018, or take other necessary action. (Greg Riley)

### **RECOGNIZE CITIZENS WISHING TO SPEAK TO THE MAYOR AND COUNCIL.**

**Council Rules of Decorum limit citizen comments to three (3) minutes. Any person desiring to speak is required to sign-in with the City Clerk, provide their name, address, and the particular issue they wish to address. Under Oklahoma law, the Council Members are prohibited from discussing or taking any action on items not on today's agenda. If written materials are to be submitted to the Council twelve (12) copies should be made available, and may not be returned.**

12. Consider an Executive Session to discuss and take possible action on the following:
  - a. Pursuant to Section 307B.2, Title 25, Oklahoma Statutes, consider convening in executive session to discuss negotiations with the Fraternal Order of Police, Lodge #95, and if necessary, take appropriate action in open session.

**ADJOURN**

**Regular City Council**

**Meeting Date:** 05/29/2018

**Initiator:** Ashley Wallace, Office Adm 1

**Department:** City Clerk

**Staff Information Source:**

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**Information**

**AGENDA ITEM TITLE:**

APPROVAL OF MINUTES: CITY COUNCIL REGULAR SESSION May 14, 2018.

**BACKGROUND:**

**RECOMMENDED ACTION:**

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**Fiscal Impact**

**Attachments**

05-14-2018 ccmin

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## MINUTES

### **OF THE COUNCIL OF THE CITY OF MUSKOGEE, OKLAHOMA, MET IN REGULAR SESSION, IN THE COUNCIL CHAMBERS OF CITY HALL MONDAY, MAY 14, 2018**

The Council of the City of Muskogee, Oklahoma, met in Regular Session in Council Chambers of City Hall, Monday, May 14, 2018, at 5:30 p.m., with Mayor Coburn presiding.

Invocation was given by Mayor Bob Coburn

Flag Salute was led by Mayor Bob Coburn

Meeting was called to order by Mayor John R. Coburn and the City Clerk called the roll as follows:

Present: Mayor John R. Coburn; Deputy Mayor Janey Boydston; Councilmember Jaime Stout; Councilmember Patrick Cale; Councilmember Dan Hall; Councilmember Wayne Johnson; Councilmember Derrick Reed; Councilmember Ivory Vann

Absent: Councilmember Marlon Coleman

Staff Present: Mike Miller, City Manager; Mike Stewart, Assistant City Manager; Roy Tucker, City Attorney; Tammy L. Tracy, City Clerk; Gary Garvin, City Planner; Greg Riley, Public Works Director; Matthew Beese, Assistant City Attorney; Michael O'Dell, Fire Chief; Kelly Plunkett, Human Resources Director; Rex Eskridge, Police Chief; Marcie Gilliam, Strategic Financial Analyst; Jean Kingston, Treasurer; Chad Farmer, Deputy Police Chief; Brian Fuller, President IAFF Local #57

Excuse Members not present.

Motion was made by Councilmember Ivory Vann, seconded by Deputy Mayor Janey Boydston approve to excuse members not present.

AYE: Mayor John R. Coburn, Deputy Mayor Janey Boydston, Councilmember Jaime Stout, Councilmember Patrick Cale, Councilmember Dan Hall, Councilmember Wayne Johnson, Councilmember Derrick Reed, Councilmember Ivory Vann

Carried - Unanimously

APPROVAL OF MINUTES: SPECIAL CALL CITY COUNCIL APRIL 16, 2018 AND APRIL 20, 2018 AND CITY COUNCIL REGULAR SESSION APRIL 23, 2018.

Motion was made by Councilmember Dan Hall, seconded by Deputy Mayor Janey Boydston to approve minutes: Special Call City Council April 16, 2018 and April 20, 2018 and City Council Regular Session April 23, 2018.

AYE: Mayor John R. Coburn, Deputy Mayor Janey Boydston, Councilmember Jaime Stout, Councilmember Patrick Cale, Councilmember Dan Hall, Councilmember Wayne Johnson, Councilmember Derrick Reed, Councilmember Ivory Vann  
Carried - Unanimously

### **CONSENT AGENDA**

Motion was made by Councilmember Dan Hall, seconded by Councilmember Jaime Stout to approve Consent Agenda.

AYE: Mayor John R. Coburn, Deputy Mayor Janey Boydston, Councilmember Jaime Stout, Councilmember Patrick Cale, Councilmember Dan Hall, Councilmember Wayne Johnson, Councilmember Derrick Reed, Councilmember Ivory Vann  
Carried - Unanimously

**The following items are considered to be routine by the City Council and will not be read aloud. The Consent Agenda will be enacted with one motion and should discussion be desired on an item, that item will be removed from the Consent Agenda prior to action and considered separately prior to the Regular Agenda.**

- 1 Approval of claims for all City departments April 12, 2018 through May 2, 2018.
- 2 Approval of the Groupon Merchant Agreement for marketing and promotional services at River Country Family Water Park, or take other necessary action. (Mark Wilkerson)
- 3 Approval of final payment for Muskogee Project No. 2017023, Pollution Control Basket Screen, to KBC Construction in the amount of \$16,067.35, or take other necessary action. (Greg Riley)
- 4 Approval of the contract Change Order and Final Payment to Dirt Work Done Right, LLC, for the Demolition Contract 16756 CDBG 16 Bid Group 38, in the amount of \$1,375.00, or take other necessary action. (Tish Callahan)
- 5 Approval of awarding the mowing contracts as follows: Base Bid No. One (1) , No. Two (2) and No. Five (5) to SB Services; Base Bid No. Three (3) and No. Four (4) to Grass Monkey; and the Turnpike Mowing Contract to D & D Ag Services, or take other necessary action. (Greg Riley)
- 6 Approval authorizing the Mayor to cast a ballot on behalf of the City of Muskogee for the OMAG Board of Trustees, or take other necessary action. (Mike Miller)
- 7 Approval to update the Muskogee 2020 Strategic Plan as discussed at the April 20, 2018 Special Call Council meeting, or take other necessary action. (Mike Miller)

- 8 Approval of receiving donated funds for the month of March 2018, in the amount of \$409.00 for the City's Animal Shelter Sponsorship Program as per the attached list, or take other necessary action. (Rex Eskridge)
- 9 Approval of the appointment of Mary Beth Hicks, to serve on the Muskogee County Transit Authority, replacing Lisa Benjamin, subject to a term to be established in the bylaws, or take other necessary action. (Councilor Wayne Johnson)
- 10 Approval of Resolution No. 2722 supporting the enactment of Senate Bill 86 and opposing a State Highway 69 Bypass, or take other necessary action. (Mayor Bob Coburn and Councilor Marlon Coleman)

### **REGULAR AGENDA**

- 11 Hold a Public Hearing and take action on the approval of Ordinance No. 4045-A rezoning the property located on the northwest corner of 3rd and Kalamazoo, more particularly described in the Ordinance, from "C-2" General Commercial District to "R-1" Single-Family Residential District, and if approved, authorize Staff to revise the Official Zoning Map of the City to reflect said change, or take other necessary action. (Gary D. Garvin)

Mayor Bob Coburn opened the Public Hearing.

Planning Director Gary Garvin stated the applicant, Deshuana "Willis" Dewberry, is requesting the property located on the northwest corner of South 3rd Street and Kalamazoo Avenue be rezoned from "C-2" General Commercial District to "R-1" Single-Family Residential District to allow the property to be developed residentially in the future (see attached site plan/notice). According to the Land Use Map, the area west of Main Street and south of West Southside Boulevard is classified as residential. Therefore, the request to rezone to "R-1" Single-Family Residential complies with the Comprehensive Plan and Land Use Map adopted by the City of Muskogee. Notices have been sent to the property owners within 300 foot radius, as required, and published in the paper twenty (20) days prior to the Public Hearing. A Public Hearing will be held on the following days:

May 7, 2018 at 9:00 a.m.: City of Muskogee Planning & Zoning Commission

May 7, 2018 at 4:00 p.m.: Public Works Committee

May 14, 2018 at 7:00 p.m. Muskogee City Council Meeting

Mayor Bob Coburn closed the Public Hearing.

Motion was made by Deputy Mayor Janey Boydston, seconded by Councilmember Dan Hall to approve Ordinance No. 4045-A rezoning the property located on the northwest corner of 3rd and Kalamazoo, more particularly described in the Ordinance, from "C-2" General Commercial District to "R-1" Single-Family Residential District, and if approved, authorize Staff to revise the Official Zoning Map of the City to reflect said change.

AYE: Mayor John R. Coburn, Deputy Mayor Janey Boydston, Councilmember Jaime Stout, Councilmember Patrick Cale, Councilmember Dan Hall, Councilmember Wayne Johnson, Councilmember Derrick Reed, Councilmember Ivory Vann

Carried - Unanimously

- 12 Hold a Public Hearing and take action on the approval of Resolution No. 2721 amending the Land Use Map regarding property located within part of Sections 2 and 3, T14N, R18E, more particularly described in the resolution from Industrial to Transitional Residential, and if approved, authorize Staff to revise the Land Use Map of the City to reflect said change. (Gary D. Garvin)

Mayor Bob Coburn opened the Public Hearing.

Planning Director Gary Garvin stated previously the City Council denied a request by Phillip and Penny Coppin to rezone the property located on South Cherokee Street, south of Cherokee Drive, from "C-1" Local Commercial to "I-1" Light Industrial to allow a rental business to be located on the property. The request complied with the Land Use Map adopted by the City of Muskogee on June 4, 2012. When the rezoning was denied (2/12/2018), City Council requested that Staff review the Land Use Map and consider changing the classification. Property that complies with the Land Use Map should be approved or the Land Use Map amended. Since the request to rezone by Mr. and Mrs. Coppin was denied, Staff has reviewed the Land Use Map and based on the following information has determined that amending the Land Use Map is not recommended for this large industrial area. The center of the industrial area is located at the intersection of two (2) highways (Highway 64 and Highway 165). The large industrial area also contains two (2) railroad tracks running parallel with each other through the middle of the area. The area classified as industrial by the Land Use Map contains 1,718 acres (2.7 square miles) and consists of several existing industrial uses, large parcels, vacant land, floodplain and is isolated from established residential areas. There is approximately 60 residential structures within the 1,718 acres. The large majority of the area is currently zoned industrial. Additionally, the area where the rezoning was denied and being considered under the proposed resolution (Cherokee Street, Cherokee Drive, Missouri- Pacific Railroad, and Peak Blvd./ Hwy 165) containing 58 +/- acres is all currently zoned commercial or industrial, there is no residential zoning within this area. Amending the Land Use Map to Transitional Residential would allow new residential structures to be located within this area. Many industrial uses have outdoor storage, repair bays, and fuel whose appearance, light, noise, and odors make them incompatible with residential uses. This area is an ideal location for industrial uses, due to the existing zoning, large parcels, access to rail and the highway system, and isolation from established residential. The notice was published in the paper on March 6, 2018. A Public Hearing will be held on the following days:

May 7, 2018 at 9:00 a.m. City of Muskogee Planning & Zoning Commission

May 7, 2018 at 4:00 p.m. City of Muskogee Public Works Committee

May 14, 2018 at 7:00 p.m. Muskogee City Council Meeting

Mayor Bob Coburn closed the Public Hearing.



Motion was made by Councilmember Wayne Johnson, seconded by Councilmember Patrick Cale to DENY the approval of Resolution No. 2721 amending the Land Use Map regarding property located within part of Sections 2 and 3, T14N, R18E, more particularly described in the resolution from Industrial to Transitional Residential, and if approved, authorize Staff to revise the Land Use Map of the City to reflect said change.

AYE: Mayor John R. Coburn, Deputy Mayor Janey Boydston, Councilmember Jaime Stout, Councilmember Patrick Cale, Councilmember Dan Hall, Councilmember Wayne Johnson, Councilmember Derrick Reed, Councilmember Ivory Vann

Carried - Unanimously

- 13 (No Action Taken): Hold a Public Hearing to discuss the City of Muskogee Budget for Fiscal Year 2018-2019, and take any necessary action. (Mike Miller)

Mayor Bob Coburn opened the Public Hearing.

City Manager Mike Miller discussed the City of Muskogee Budget for Fiscal Year 2018-2019.

Brian Fuller 3200 S. 55th St. East, Muskogee, Oklahoma stated he is the President of I.A.F.F. Local #57, Muskogee Firefighters, stated the budget pertaining to the Firefighter's personal expenditure category shows a comparison of FY 2017, 2018, and the proposed 2019 budgets. When comparing the 2017 budget and the 2019 proposed budget there is a difference of an estimated \$83,000.00 to \$84,000.00. In 2016 the rank of Firefighters was 26, and in 2017, 2018, and the 2019 proposed budget the rank is 26. The Fire Department is short two (2) members and have been short two (2) members the past two (2) budgets and will continue to be short two (2) firefighters in 2019. Mr. Fuller stated only the Council has the right to downsize the Fire Department. He feels the City Manager has downsized the Fire Department from 94 to 92 members and would like to know if this is something that Council has approved. If this has been approved he cannot find the information in the Council minutes or meetings from the past (3) years. He stated he would like to have the two (2) positions filled and this is a decision that should be made by City Council, as stated in the City Charter, and not a decision made by the City Manager.

City Manager Mike Miller stated funding was down across the board and not just the Fire Department is being affected, but Staff has been cut back as well.

Mayor Bob Coburn closed the Public Hearing.

Councilmember Wayne Johnson stated this has been an outstanding budget process.

City Manager Mike Miller stated it is possible to bring the budget back to the following Council meeting for a formal approval.

- 14 Consider approval of Ordinance No. 4044-A amending the City of Muskogee Code of Ordinances, Chapter 58, Parks and Recreation, Section 58-21, Fees Generally; Authorizing the City Manager to Establish or Modify certain fees; providing for Repealer, Severability, and Setting an Effective Date, or take other necessary action. (Mike Stewart)

Assistant City Manager Mike Stewart stated the City Council approves fees for City services, but occasionally some of our park enterprise funds need the flexibility to respond to market demand. This ordinance allows for the City Manager or his designee to set fees for participation in special events, activities and programs. Examples might be the fee for a new kind of exercise class or a promotional pricing for membership or season passes. The Council would be notified of these fees within ten (10) days of adoption.

Motion was made by Councilmember Wayne Johnson, seconded by Councilmember Patrick Cale to approve Ordinance No. 4044-A amending the City of Muskogee Code of Ordinances, Chapter 58, Parks and Recreation, Section 58-21, Fees Generally; Authorizing the City Manager to Establish or Modify certain fees; providing for Repealer, Severability, and Setting an Effective Date.

AYE: Mayor John R. Coburn, Deputy Mayor Janey Boydston, Councilmember Jaime Stout, Councilmember Patrick Cale, Councilmember Dan Hall, Councilmember Wayne Johnson, Councilmember Derrick Reed, Councilmember Ivory Vann

Carried - Unanimously

- 15 Consider approval to direct Staff to perform additional research relating to home day cares, as discussed in the Public Works Committee of May 6, 2018, or take other necessary action. (Councilor Vann)

Councilmember Ivory Vann stated motion was made to direct Staff to invite a representative from DHS to speak on State regulations regarding home day cares, and to research and bring back for further consideration the following information: 1) a map displaying location of all licensed home day cares; 2) any information provided by Committee speakers, Ms. Thomas and Ms. Logan; 3) any traffic information available for the cities studied; and, 4) any zoning requirements of home days cares from Ft. Gibson, Wagoner, and Tahlequah.

Motion was made by Councilmember Ivory Vann, seconded by Councilmember Patrick Cale to approve to direct Staff to perform additional research relating to home day cares, as discussed in the Public Works Committee of May 6, 2018.

AYE: Mayor John R. Coburn, Deputy Mayor Janey Boydston, Councilmember Jaime Stout, Councilmember Patrick Cale, Councilmember Dan Hall, Councilmember Wayne Johnson, Councilmember Derrick Reed, Councilmember Ivory Vann

Carried - Unanimously

- 16 Discuss a potential future signage project acknowledging nationally-known Muskogee citizens at entry points to Muskogee, and provide direction to Staff. (Councilor Dan Hall)

Mayor Bob Coburn asked Councilmember Dan Hall after giving direction to Staff, would Councilor Hall be willing to direct a Committee that would look into this and make recommendations back to Council.

Councilmember Dan Hall stated he would love to.

Motion was made by Mayor John R. Coburn, seconded by Councilmember Jaime Stout to approve to establish an Ad Hoc Committee to look at the feasibility and populate the Committee with Dan Hall as Chairman with other members as he selects.

AYE: Mayor John R. Coburn, Deputy Mayor Janey Boydston, Councilmember Jaime Stout, Councilmember Patrick Cale, Councilmember Dan Hall, Councilmember Wayne Johnson, Councilmember Derrick Reed, Councilmember Ivory Vann  
Carried - Unanimously

## **RECOGNIZE CITIZENS WISHING TO SPEAK TO THE MAYOR AND COUNCIL.**

**Council Rules of Decorum limit citizen comments to three (3) minutes. Any person desiring to speak is required to sign-in with the City Clerk, provide their name, address, and the particular issue they wish to address. Under Oklahoma law, the Council Members are prohibited from discussing or taking any action on items not on today's agenda. If written materials are to be submitted to the Council twelve (12) copies should be made available, and may not be returned.**

Stephen Ezell, 6121 S. 6th St. East, Muskogee, Oklahoma stated there are plenty of volunteer services within the community. Many of the organizations are not successful without the aid of volunteers. He would love to encourage people of all ages to find themselves a volunteer service, it is the best thing they can do with their free time.

- 17 Consider an Executive Session to discuss and take possible action on the following:

Motion was made by Deputy Mayor Janey Boydston, seconded by Councilmember Wayne Johnson to approve an Executive session.

AYE: Mayor John R. Coburn, Deputy Mayor Janey Boydston, Councilmember Jaime Stout, Councilmember Patrick Cale, Councilmember Dan Hall, Councilmember Wayne Johnson, Councilmember Derrick Reed, Councilmember Ivory Vann  
Carried - Unanimously

- a Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in Executive Session to discuss the worker's compensation claim of Philip Blair, and if necessary, take appropriate action in open session. (Roy D. Tucker)

City Manager Mike Miller left the meeting during Executive Session.

Council reconvened from Executive Session at 6:17 p.m.

Motion was made by Councilmember Patrick Cale, seconded by Councilmember Dan Hall to approve the worker's compensation claim of Philip Blair in the amount of \$3653.00.

AYE: Mayor John R. Coburn, Deputy Mayor Janey Boydston, Councilmember Jaime Stout, Councilmember Patrick Cale, Councilmember Dan Hall, Councilmember Wayne Johnson, Councilmember Derrick Reed, Councilmember Ivory Vann

Carried - Unanimously

ADJOURN

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JOHN R. COBURN, MAYOR

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TAMMY L. TRACY, CITY CLERK

**Regular City Council**

**1.**

Meeting Date: 05/29/2018

Initiator: Donnie Wimbley, Purchasing Director

Department: Purchasing

Staff Information Source:

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Information

AGENDA ITEM TITLE:

Approval of claims for all City departments May 3, 2018 through May 15, 2018.

BACKGROUND:

Claims List for all City Departments.

RECOMMENDED ACTION:

Approve of the claims for all City Departments May 3, 2018 through May 15, 2018.

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Fiscal Impact

Attachments

Claims List

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CITY OF MUSKOGEE CLAIMS  
5.3.18 TO 5.15.18

CHECK NO	VENDOR NO	VENDOR NAME	CHECK DATE	CHECK AMOUNT
198765	121	COPPIN, PENNY R	5/3/2018	33.54
198766	121	HUNTER, VADA M	5/3/2018	13.90
198767	121	JOHNSON, GRACE	5/3/2018	53.49
198768	121	MCGUIRE, BETTY	5/3/2018	18.50
198769	121	STEVENS, RICK E	5/3/2018	19.12
198770	121	ZARING, JASMINE N	5/3/2018	7.56
198771	4642	ABC SUPPLY CO INC	5/4/2018	82.68
198772	2	ACCURATE LABS & TRAINING	5/4/2018	2,452.50
198773	2713	ACTION GROUP STAFFING	5/4/2018	10,602.96
198774	3	AIRGAS USA LLC	5/4/2018	187.00
198775	3984	AMERICAN RED CROSS-HEALT	5/4/2018	144.00
198776	158	ANCHOR AUTO GLASS	5/4/2018	185.64
198777	5400	TYLER ANDERSON	5/4/2018	145.00
198778	125	ASHTON & JERIKA WOODEN	5/4/2018	275.00
198779	162	B & M OIL COMPANY INC	5/4/2018	16,972.25
198780	3746	B & R ELECTRIC SERVICE INC	5/4/2018	300.00
198781	342	THE BECKMAN COMPANY	5/4/2018	30.00
198782	1703	BEN E. KEITH	5/4/2018	7,716.75
198783	4543	VIDA BERRY	5/4/2018	458.33
198784	5298	BEST & SHARP, INC.	5/4/2018	5,751.35
198785	117	BOB LYNCH	5/4/2018	44.99
198786	862	BOB'S AUTOMOTIVE ELECTRI	5/4/2018	250.00
198787	5290	JANEY C BOYDSTON	5/4/2018	75.00
198788	4033	BROKEN ARROW LAWN & GA	5/4/2018	9,800.00
198789	2552	BROWN'S SHOE FIT CO #87	5/4/2018	415.00
198790	586	CAGLE'S FLOWERS & GIFTS	5/4/2018	284.75
198791	488	CAMPBELL WHOLESALE CO IN	5/4/2018	805.24
198792	294	CDW GOVERNMENT INC	5/4/2018	586.76
198793	5385	CHUPP IMPLEMENT COMPAN	5/4/2018	345.50
198794	4738	CITYWIDE PROPERTY MAINT	5/4/2018	1,710.00
198795	3626	CLARK EQUIPMENT	5/4/2018	235.00
198796	4804	CLIFFORD K. CATE, JR., INC	5/4/2018	2,820.00
198797	4390	BOB COBURN	5/4/2018	75.00
198798	4838	MARLON COLEMAN	5/4/2018	75.00
198799	2292	CORE & MAIN LP	5/4/2018	327.64
198800	3154	CREATIVE APPAREL AND MOF	5/4/2018	677.72
198801	3024	DARREN MURRELL	5/4/2018	12.00
198802	4311	DAVID'S DISCOUNT TIRES INC	5/4/2018	350.48
198803	5393	MARK DREADFULWATER	5/4/2018	70.00
198804	5225	EDNA SUE LAWRENCE	5/4/2018	25.00
198805	5403	EMPIRE FENCE	5/4/2018	733.00

CITY OF MUSKOGEE CLAIMS  
5.3.18 TO 5.15.18

CHECK NO	VENDOR NO	VENDOR NAME	CHECK DATE	CHECK AMOUNT
198806	5378	JAMES E. EVANS II	5/4/2018	325.00
198807	103	EWING IRRIGATION	5/4/2018	28.05
198808	953	EXPRESS EMPLOYMENT PROF	5/4/2018	5,467.00
198809	4127	FARRWEST ENVIRONMENTAL	5/4/2018	61.82
198810	29	FASTENAL COMPANY	5/4/2018	1,360.43
198811	172	FBINAA INC	5/4/2018	525.00
198812	133	FIVE STAR OFFICE SUPPLY	5/4/2018	127.13
198813	5322	KYLAR FOSHEE	5/4/2018	171.00
198814	5389	GK HOLDINGS, INC.	5/4/2018	2,630.75
198815	5396	TAYLOR GOODMAN	5/4/2018	81.00
198816	340	GOODYEAR AUTO SERVICE CE	5/4/2018	2,418.10
198817	413	GREEN COUNTRY MARKETINC	5/4/2018	200.00
198818	5260	GUARD TRONIC INC	5/4/2018	490.00
198819	337	HACH COMPANY	5/4/2018	234.90
198820	4819	HALL, DAN	5/4/2018	75.00
198821	40	HARRISON TIRE & SUPPLY	5/4/2018	30.00
198822	5377	TONY HENSON	5/4/2018	355.00
198823	181	HIX AIR CONDITIONING SERVI	5/4/2018	5,746.00
198824	42	HOGLE COMPANY	5/4/2018	10.95
198825	3105	HONOR HEIGHTS VET CLINIC ;	5/4/2018	261.45
198826	923	HORT & LANDSCAPE ARCHITE	5/4/2018	30.00
198827	4902	IMPERIAL LLC	5/4/2018	112.35
198828	184	INLAND TRUCK PARTS COMP,	5/4/2018	1,021.81
198829	112	J&E SUPPLY & FASTENER CO	5/4/2018	30.24
198830	5103	JACK HOOPES	5/4/2018	12.26
198831	186	JAMES HODGE FORD-LINCOLI	5/4/2018	198.00
198832	4984	WAYNE A JOHNSON	5/4/2018	75.00
198833	188	KING TIRES OF MUSKOGEE IN	5/4/2018	39.00
198834	4537	KINSER MARINE REPAIR	5/4/2018	41.00
198835	191	MEREDITH LACEY	5/4/2018	75.00
198836	4855	KELSEY LAMB	5/4/2018	180.00
198837	5391	JOSHUA KEITH LINN	5/4/2018	70.00
198838	5394	GARY LIVELY	5/4/2018	70.00
198839	399	LOCKE SUPPLY CO	5/4/2018	60.74
198840	5132	LACEY LOMAX	5/4/2018	84.00
198841	1154	LOVE BOTTLING CO - #107510	5/4/2018	61.98
198842	661	LOVE BOTTLING CO - #170700	5/4/2018	1,765.79
198843	1230	LOVE BOTTLING CO - #208400	5/4/2018	181.25
198844	56	LOWES	5/4/2018	502.82
198845	4246	MARVIN'S MOWERS AND OU	5/4/2018	965.12
198846	5379	RODNEY L. MATHEWS	5/4/2018	70.00

CITY OF MUSKOGEE CLAIMS  
5.3.18 TO 5.15.18

CHECK NO	VENDOR NO	VENDOR NAME	CHECK DATE	CHECK AMOUNT
198847	2654	MATLOCK SECURITY SERVICE	5/4/2018	60.00
198848	4519	MID AMERICA METER, INC	5/4/2018	93.59
198849	5344	MOORE SYSTEMS, LLC (DRIVE	5/4/2018	149.00
198850	194	MORGAN SERVICES COMPAN	5/4/2018	150.00
198851	3246	MUSKOGEE CITY COUNTY 91	5/4/2018	1,500.00
198852	139	MUSKOGEE CITY-COUNTY PO	5/4/2018	702.00
198853	370	MUSKOGEE FARMERS ASSOC	5/4/2018	390.00
198854	4508	NAFA FLEET MANAGEMENT A	5/4/2018	499.00
198855	4754	NEWTON, BRYCE DBA	5/4/2018	700.00
198856	114	OFFICE DEPOT	5/4/2018	415.74
198857	937	OKLA. ASSOC OF MUNICIPAL	5/4/2018	75.00
198858	2285	OKLAHOMA DEPT OF LABOR	5/4/2018	240.00
198859	274	OKLAHOMA EMPLOYMENT SI	5/4/2018	11,066.00
198860	272	OKLAHOMA MUNICIPAL LEA	5/4/2018	500.00
198861	67	OKLAHOMA NATURAL GAS	5/4/2018	451.43
198862	2763	ONE SOURCE WATER LLC	5/4/2018	13.00
198863	70	OREILLY AUTO PARTS	5/4/2018	2,928.12
198864	73	PATE INDUSTRIAL SUPPLY INC	5/4/2018	273.48
198865	4024	PICTOMETRY INTERNATIONAL	5/4/2018	11,646.33
198866	3578	PIED PIPER SERVICES	5/4/2018	846.00
198867	204	PIONEER ABSTRACT & TITLE C	5/4/2018	24,975.00
198868	4465	THE PLAYWELL GROUP INC	5/4/2018	275.51
198869	5399	NIKOLAUS PLEAS	5/4/2018	81.00
198870	5008	PREMIER USA INC.	5/4/2018	1,076.16
198871	4801	DERRICK REED	5/4/2018	75.00
198872	117	REGGIE COTTON	5/4/2018	42.05
198873	4621	RON DRAKE CONSULTING LLC	5/4/2018	5,000.00
198874	149	ROSSON WHEEL SERVICE	5/4/2018	185.00
198875	84	SADLER PAPER COMPANY	5/4/2018	1,746.10
198876	435	SAFETY-KLEEN SYSTEMS INC	5/4/2018	80.00
198877	1103	SANDERS NURSERY & DISTRIE	5/4/2018	247.00
198878	209	SIGNS FOR THE TIMES	5/4/2018	75.00
198879	212	SUNSET CHEMICAL COMPAN	5/4/2018	200.00
198880	93	SUPERIOR LINEN SERVICE INC	5/4/2018	144.08
198881	3083	TELVUE CORPORATION	5/4/2018	3,120.00
198882	5406	CLYDE THOMPSON	5/4/2018	5,500.00
198883	1953	MICHAEL TRIMBLE	5/4/2018	70.00
198884	4446	TULSA ASPHALT LLC	5/4/2018	5,459.86
198885	3636	TYLER TECHNOLOGIES INC	5/4/2018	5,320.00
198886	97	UNIFIRST HOLDINGS LP	5/4/2018	0.00
198887	97	UNIFIRST HOLDINGS LP	5/4/2018	2,132.28



CITY OF MUSKOGEE CLAIMS  
5.3.18 TO 5.15.18

CHECK NO	VENDOR NO	VENDOR NAME	CHECK DATE	CHECK AMOUNT
198888	2325	UNITED FORD FLEET & COMM	5/4/2018	496.52
198889	1306	UNITED RENTALS (NORTH AM	5/4/2018	645.18
198890	3386	UTILITY TECHNOLOGY SERVIC	5/4/2018	990.00
198891	5398	TRISTEN VANDALEY	5/4/2018	199.00
198892	4789	IVORY L VANN	5/4/2018	75.00
198893	335	WARREN CAT	5/4/2018	316.94
198894	215	WASTE MANAGEMENT OF OH	5/4/2018	15,855.52
198895	2923	BRANDON CURRENT	5/4/2018	27.00
198896	2923	CLARENCE MCBRIDE	5/4/2018	27.00
198897	2923	CODALE FORD	5/4/2018	27.00
198898	2923	DANNY DUPONT	5/4/2018	27.00
198899	2923	DANNY GABLE	5/4/2018	27.00
198900	2923	DONNIE BENNETT	5/4/2018	27.00
198901	2923	ERIK JOHNSON	5/4/2018	27.00
198902	2923	HELEN HULL	5/4/2018	27.00
198903	2923	JACOB IRELAND	5/4/2018	27.00
198904	2923	JEFF GULLETT	5/4/2018	27.00
198905	2923	JOHN HOOPER	5/4/2018	27.00
198906	2923	KAMERON COLLINS	5/4/2018	27.00
198907	2923	KENNETH AVERS	5/4/2018	27.00
198908	2923	LESLIE ARNOLD	5/4/2018	27.00
198909	2923	MARK WILKERSON	5/4/2018	27.00
198910	2923	NICHOLAS FRAZEE	5/4/2018	27.00
198911	2923	ROBERT DOBBS	5/4/2018	27.00
198912	2923	STORMIE RICE	5/4/2018	27.00
198913	2923	SUSAN ROSS	5/4/2018	27.00
198914	2923	TARAH MOUTRAY	5/4/2018	27.00
198915	121	CRAWFORD, RICKY L	5/4/2018	200.00
198916	121	HENSON, NOLON R	5/4/2018	46.57
198917	121	INGLE, LARRY	5/4/2018	14.40
198918	121	LACKEY, BILLYE	5/4/2018	27.28
198919	121	LANTROOP, ROY D	5/4/2018	15.24
198920	121	MAYER, MELANIE	5/4/2018	14.85
198921	121	OSBORN, NICOLE A	5/4/2018	36.97
198922	121	PALMER, KENNY	5/4/2018	61.85
198923	121	RIDGEL, FLORA	5/4/2018	21.56
198924	121	WILLIAMS, BETTY	5/4/2018	46.57
198925	4263	DIRECTV LLC	5/4/2018	82.24
198926	4468	BLUECROSS/BLUE SHIELD OF	5/7/2018	130,441.76
198927	5019	RUSSELL BRANAN PLUMBING	5/7/2018	6,434.63
198928	121	ABUNDANT LIFE PROPERTIES,	5/8/2018	59.80

CITY OF MUSKOGEE CLAIMS  
5.3.18 TO 5.15.18

CHECK NO	VENDOR NO	VENDOR NAME	CHECK DATE	CHECK AMOUNT
198929	121	B & H CONSTRUCTION	5/8/2018	857.77
198930	121	BERRY, JOSHUA M	5/8/2018	9.58
198931	121	BOWLER, WHITNEY L	5/8/2018	0.46
198932	121	COMER, PATRICIA C	5/8/2018	14.97
198933	121	CRABTREE, BILLY	5/8/2018	90.00
198934	121	HARRIS, AMANDA KAYE	5/8/2018	11.48
198935	121	JACKSON PROPERTIES	5/8/2018	90.00
198936	121	JONES, SHERI	5/8/2018	55.36
198937	121	KIRK, BRIAN	5/8/2018	50.73
198938	121	MARKOU, KELLY ANN	5/8/2018	26.82
198939	121	CHEATHAM, BETTY M	5/10/2018	62.65
198940	121	COPPIN, PENNY R	5/10/2018	22.76
198941	121	CRAFT, RAYTOSHA DENAY	5/10/2018	10.00
198942	121	CRAFTON, GARY L	5/10/2018	45.16
198943	121	HADDOCK, WILLIAM DAVID JI	5/10/2018	221.24
198944	121	MUSKOGEE PROPERTY SHOPI	5/10/2018	85.08
198945	121	MUSKOGEE PROPERTY SHOPI	5/10/2018	295.15
198946	121	ROBISON, SHANNON	5/10/2018	22.94
198947	121	SHARING MINISTRIES	5/10/2018	42.61
198948	121	SHARING MINISTRIES	5/10/2018	48.08
198949	121	WALKER, BRANDON J	5/10/2018	43.93
198950	121	WILLIAMS, GEORGIA M	5/10/2018	51.17
198951	563	A & J RENTAL AND SALES	5/11/2018	2,695.00
198952	155	ACECO RENTAL AND SALES	5/11/2018	59.00
198953	2713	ACTION GROUP STAFFING	5/11/2018	3,650.81
198954	2461	ADVANCE AUTO PARTS 6477:	5/11/2018	575.82
198955	6	AMERICAN INDUSTRIAL SUPP	5/11/2018	56.00
198956	5400	TYLER ANDERSON	5/11/2018	140.00
198957	4585	FOREMOST PROMOTIONS	5/11/2018	93.04
198958	4406	AT&T #918 682-2825 211 0	5/11/2018	1,025.11
198959	11	B & J OIL CO INC	5/11/2018	18,619.44
198960	4361	BANCFIRST	5/11/2018	13,125.00
198961	1703	BEN E. KEITH	5/11/2018	450.48
198962	780	BG PRODUCTS INC	5/11/2018	1,036.50
198963	2853	BLESSED GROUND MAINTEN/	5/11/2018	350.00
198964	2507	BLOSSOMS	5/11/2018	41.94
198965	3238	BROKEN ARROW ELECTRIC	5/11/2018	423.11
198966	4033	BROKEN ARROW LAWN & GA	5/11/2018	43.29
198967	5138	C & C SUPPLY AND SERVICE C	5/11/2018	68.80
198968	586	CAGLE'S FLOWERS & GIFTS	5/11/2018	56.95
198969	5386	JIMMY CARNELL DBA CARNEL	5/11/2018	450.00

CITY OF MUSKOGEE CLAIMS  
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CHECK NO	VENDOR NO	VENDOR NAME	CHECK DATE	CHECK AMOUNT
198970	5264	BAILEE CHAPMAN	5/11/2018	98.00
198971	3640	CHARBONNEAU, BILLY JO	5/11/2018	72.00
198972	820	CHIEF FIRE & SAFETY	5/11/2018	278.00
198973	4933	CINTAS CORPORATION #2	5/11/2018	131.27
198974	4738	CITYWIDE PROPERTY MAINTENANCE	5/11/2018	2,110.13
198975	5390	CLAREMORE DAILY PROGRESS	5/11/2018	550.00
198976	472	CLEET	5/11/2018	7,460.57
198977	3154	CREATIVE APPAREL AND MORE	5/11/2018	12.00
198978	650	DIRECT TRAFFIC CONTROL INC	5/11/2018	198.00
198979	3991	DIRT WORK DONE RIGHT	5/11/2018	1,375.00
198980	5034	DUBOIS CHEMICALS INC	5/11/2018	350.00
198981	4862	SARAH EATON	5/11/2018	108.00
198982	742	EODD	5/11/2018	15,000.00
198983	5359	ESO SOLUTIONS, INC.	5/11/2018	3,395.00
198984	5378	JAMES E. EVANS II	5/11/2018	90.00
198985	297	EXCHANGE CLUB OF MUSKOGEE	5/11/2018	15,368.00
198986	29	FASTENAL COMPANY	5/11/2018	776.99
198987	5308	MEGAN FILANDA	5/11/2018	248.00
198988	3509	FLEETPRIDE INC	5/11/2018	271.49
198989	5322	KYLAR FOSHEE	5/11/2018	180.00
198990	4644	ANDRAE FREEMAN	5/11/2018	400.00
198991	339	GARVER ENGINEERS LLC	5/11/2018	26,431.25
198992	117	GARY GARVIN	5/11/2018	77.00
198993	5247	NIKYA GIVENS	5/11/2018	252.00
198994	5376	HAROLD JAY GOODMAN	5/11/2018	280.00
198995	5396	TAYLOR GOODMAN	5/11/2018	81.00
198996	686	GRAPHIC RESOURCES & REPR	5/11/2018	81.71
198997	40	HARRISON TIRE & SUPPLY	5/11/2018	155.00
198998	5410	HUNTER HARRISON	5/11/2018	140.00
198999	5392	CAIRL G. HAYES	5/11/2018	70.00
199000	461	HELENA CHEMICAL COMPANY	5/11/2018	2,909.10
199001	5377	TONY HENSON	5/11/2018	90.00
199002	42	HOGLE COMPANY	5/11/2018	2,681.00
199003	1414	HOMELAND STORES INC	5/11/2018	92.58
199004	111	HUGHES LUMBER CO	5/11/2018	50.00
199005	4857	140 RACE SERVICE LLC	5/11/2018	60.00
199006	4902	IMPERIAL LLC	5/11/2018	190.85
199007	427	INCOR	5/11/2018	2,025.00
199008	1108	INDIAN CAPITAL TECHNOLOG	5/11/2018	245.00
199009	5402	ITCO SALES, INC.	5/11/2018	300.00
199010	5103	JACK HOOPES	5/11/2018	7.45

CITY OF MUSKOGEE CLAIMS  
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CHECK NO	VENDOR NO	VENDOR NAME	CHECK DATE	CHECK AMOUNT
199011	117	JEFF STRICKLAND	5/11/2018	22.80
199012	3024	KEN AVERS	5/11/2018	226.50
199013	188	KING TIRES OF MUSKOGEE IN	5/11/2018	1,422.00
199014	4855	KELSEY LAMB	5/11/2018	180.00
199015	4742	KAREN LAUDERDALE	5/11/2018	72.00
199016	1071	LAW ENFORCEMENT TARGET	5/11/2018	367.02
199017	5407	ZACHARY LEWIS	5/11/2018	320.00
199018	5391	JOSHUA KEITH LINN	5/11/2018	70.00
199019	5394	GARY LIVELY	5/11/2018	70.00
199020	399	LOCKE SUPPLY CO	5/11/2018	60.32
199021	964	LOVE BOTTLING CO - #11190	5/11/2018	34.00
199022	56	LOWES	5/11/2018	2,156.84
199023	5409	DALTON BRICE MARTIN	5/11/2018	70.00
199024	5379	RODNEY L. MATHEWS	5/11/2018	350.00
199025	831	MAXWELL SUPPLY	5/11/2018	381.26
199026	1446	CLARENCE MCBRIDE	5/11/2018	70.00
199027	4956	MEDNOW URGENT CARE LLC	5/11/2018	279.00
199028	194	MORGAN SERVICES COMPAN	5/11/2018	50.00
199029	2920	SHARON MORGAN	5/11/2018	36.00
199030	195	MUSKOGEE COUNTY CLERK	5/11/2018	275.00
199031	63	MUSKOGEE DAILY PHOENIX	5/11/2018	826.28
199032	341	MUSKOGEE LOCK & KEY	5/11/2018	121.00
199033	1357	MUSKOGEE SAND CO INC	5/11/2018	386.61
199034	4476	MUTUAL OF OMAHA INSURA	5/11/2018	9,231.18
199035	1944	OFFICE CONNECTIONS LLC	5/11/2018	125.46
199036	114	OFFICE DEPOT	5/11/2018	103.12
199037	2108	OKLAHOMA CHILLER CORPOF	5/11/2018	5,020.47
199038	510	OKLAHOMA CONSTRUCTION	5/11/2018	35.00
199039	67	OKLAHOMA NATURAL GAS	5/11/2018	1,885.80
199040	3471	OKLAHOMA UNIFORM BUILD	5/11/2018	416.00
199041	2763	ONE SOURCE WATER LLC	5/11/2018	224.85
199042	70	OREILLY AUTO PARTS	5/11/2018	1,338.86
199043	4280	OSBI	5/11/2018	7,258.63
199044	477	OSBI	5/11/2018	6,961.54
199045	73	PATE INDUSTRIAL SUPPLY INC	5/11/2018	494.86
199046	1597	PIONEER'S JANITORIAL SVC	5/11/2018	345.00
199047	2154	PITNEY BOWES GLOBAL FINA	5/11/2018	2,000.00
199048	5399	NIKOLAUS PLEAS	5/11/2018	140.00
199049	4795	PREMIER TRUCK GROUP	5/11/2018	571.58
199050	5008	PREMIER USA INC.	5/11/2018	1,089.61
199051	5263	MARYAH REAVIS	5/11/2018	56.00

CITY OF MUSKOGEE CLAIMS  
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CHECK NO	VENDOR NO	VENDOR NAME	CHECK DATE	CHECK AMOUNT
199052	5408	TRAVIS LEE REECE	5/11/2018	285.00
199053	3901	JAMES C ROLLAND	5/11/2018	2,250.00
199054	149	ROSSON WHEEL SERVICE	5/11/2018	50.00
199055	4866	ROXY OPERATING ACCOUNT	5/11/2018	0.00
199056	84	SADLER PAPER COMPANY	5/11/2018	946.15
199057	1103	SANDERS NURSERY & DISTRIE	5/11/2018	247.00
199058	209	SIGNS FOR THE TIMES	5/11/2018	170.00
199059	3739	SLAPE, INETTE	5/11/2018	108.00
199060	1248	SPRINT PCS	5/11/2018	3,020.39
199061	5267	STAUB INVESTMENTS INC. DE	5/11/2018	112.00
199062	5411	CAM'RON SUMMERS	5/11/2018	70.00
199063	93	SUPERIOR LINEN SERVICE INC	5/11/2018	207.07
199064	2673	TASER INTERNATIONAL	5/11/2018	759.00
199065	94	TECHNICAL PROGRAMMING :	5/11/2018	5,016.60
199066	108	THREE RIVERS MUSEUM	5/11/2018	4,166.66
199067	4572	TRANSUNION RISK & ALTERN.	5/11/2018	111.00
199068	1953	MICHAEL TRIMBLE	5/11/2018	70.00
199069	117	TY PICKERING	5/11/2018	198.43
199070	97	UNIFIRST HOLDINGS LP	5/11/2018	908.17
199071	2398	UNIQUE DRY CLEANERS	5/11/2018	130.20
199072	2325	UNITED FORD FLEET & COMM	5/11/2018	266.40
199073	796	UTILITY SUPPLY CO	5/11/2018	606.00
199074	3386	UTILITY TECHNOLOGY SERVIC	5/11/2018	9,180.00
199075	5398	TRISTEN VANDALEY	5/11/2018	140.00
199076	4492	VISION SERVICES PLAN, OKLA	5/11/2018	11,998.11
199077	215	WASTE MANAGEMENT OF OK	5/11/2018	66.40
199078	717	WAYMAN, CINDY	5/11/2018	550.00
199079	1128	WHITTINGHILL DISPOSAL SER	5/11/2018	470.00
199080	4901	LAURA WICKIZER	5/11/2018	36.00
199081	420	YOUTH VOLUNTEER CORPS O	5/11/2018	146.40
199082	121	ARROWHEAD MALL 2005, LLC	5/15/2018	419.64
199083	121	BRITTEN, FLOYD G JR	5/15/2018	21.54
199084	121	CELLULAR SOLUTIONS	5/15/2018	52.51
199085	121	CROSBY, CINDY	5/15/2018	74.45
199086	121	EBERT, ANGIE	5/15/2018	40.00
199087	121	GOEKLER, PAULA K	5/15/2018	3.64
199088	121	GONZALEZ, FRANCISCO T	5/15/2018	48.15
199089	121	HAWKINS, JASON	5/15/2018	6.27
199090	121	HESTER- LEAK, JENNIFER ANN	5/15/2018	190.00
199091	121	HILTON, MERCY J	5/15/2018	73.11
199092	121	JACOBO, ALFONSA	5/15/2018	3.10

CITY OF MUSKOGEE CLAIMS  
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CHECK NO	VENDOR NO	VENDOR NAME	CHECK DATE	CHECK AMOUNT
199093	121	JENNINGS, CODY L	5/15/2018	100.00
199094	121	JONES, SHARON E	5/15/2018	38.15
199095	121	LASTER, SANDRA K	5/15/2018	100.00
199096	121	LEE, ROBERT MARK	5/15/2018	46.48
199097	121	MUSK HOUSING ASST. CORP.	5/15/2018	57.10
199098	121	POINTS, JUNE	5/15/2018	2.42
199099	121	ROBINSON, MELISA A	5/15/2018	100.00
199100	121	SANDERS, NATALIE D	5/15/2018	13.16
199101	121	SANDERSFIELD, JOHN E	5/15/2018	61.66
199102	121	STATON, STEPHEN D	5/15/2018	35.93
199103	121	WILLIAMS, ANNETTE	5/15/2018	62.90
199104	121	WOOTEN, SHIRLEY	5/15/2018	38.15
199105	121	ZRA CONSTRUCTION, INC.	5/15/2018	852.67
199106	4468	BLUECROSS/BLUE SHIELD OF	5/15/2018	60,633.41
199107	4760	OG&E - ACCT #35947999-5	5/15/2018	109,734.42
199108	4866	ROXY OPERATING ACCOUNT	5/15/2018	2,920.00

**Regular City Council****2.****Meeting Date:** 05/29/2018**Initiator:** Gary Garvin, Planning Director**Department:** Planning**Staff Information Source:** Gary D. Garvin, Director of Planning & Economic Development / Facilities Board

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**Information****AGENDA ITEM TITLE:**

Approval of Resolution No. 2723 adopting and amending Appendix A of the City of Muskogee Code pertaining to all fees, charges, and rates for the Muskogee Civic Center. (Councilor Wayne Johnson)

**BACKGROUND:**

As you are aware, the Management Contract between Spectra and the City of Muskogee was terminated on March 1, 2018. Upon the City of Muskogee resuming the management duties of the Civic Center, staff determined the rates currently set by Spectra needed to be reviewed and modified. As part of the review process, staff requested the Facilities Board review the current rates (Spectra Rates) and suggest any changes to the fees, charges and rates.

On February 8, 2018 the Facilities Board established a sub-committee to review the rates. The sub-committee consisted of Perline Boyattia, Wayne Johnson, David Ragsdale and Pete Roberts. The sub-committee met twice over the past few weeks comparing the current rates with the rates of other centers including, Martin Luther King Jr. Community Center, Hamlin's El Toro Event Center, Kilharen's Lodge, Oklahoma Music Hall of Fame, and the rates of the Civic Center when previously under the City of Muskogee management (FY2014-15). Upon review, the sub-committee recommended the suggested rates to the Facilities Board (see attached comparison).

On May 10, 2018 the Facilities Board approved the suggested rates and is recommending City Council approve and adopt the amended rates. A copy of the Resolution and amended rates are attached for review. The amended rates decreased approximately 40% from what Spectra was charging. Below is an example of what Spectra charged and the proposed new rate.

Rooms "C" & "D"	Spectra	City
Rental Fee	\$1,000.00	\$1,000.00
20% Service Charge	\$200.00	No Charge
Sound	\$100.00	Included
20% Service Charge	\$20.00	No Charge
Projector	\$100.00	Included
20% Service Charge	\$20.00	No Charge
Utilities	\$35.00	Included
20% Service Charge	\$7.00	No Charge

Internet	\$25.00	Included
Set-up/Take Down	\$100.00	Included
Total	\$1,607.00	\$1,000.00

**RECOMMENDED ACTION:**

Approve the Resolution.

---

**Fiscal Impact**

**Attachments**

Resolution - Civic Center Rates  
Comparison Room Rates  
Appendix A - Revised

---



RESOLUTION NO. 2723

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MUSKOGEE ADOPTING AMENDMENT TO APPENDIX A PERTAINING TO ALL FEES, CHARGES AND RATES AS SET OUT IN THE ATTACHED LIST (CIVIC CENTER ROOM RENTAL), AND SETTING AN EFFECTIVE DATE.

WHEREAS, the City of Muskogee has prepared an Amendment to Appendix A to the City Code, pertaining to fees, charges and rates as per attached; and

WHEREAS, The Facility Board of the City of Muskogee, has reviewed and are recommending the adoption of said fees, charges, and rental rates to the City Council; and

WHEREAS, The Facilities Board believes that the increases are in the best interest of the citizen; and

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MUSKOGEE, OKLAHOMA, THAT:

THAT, Appendix A, Civic Center Room Rental, of the Muskogee Code of Ordinances as attached hereto as Exhibit A is hereby approved and adopted; and

THAT, the public is hereby notified of adoption of amended fee schedule and that copies of the amended fee schedule is available for review in the office of the City Clerk; and

THAT, the City Clerk shall cause one copy of this resolution to be filed with the office of the County Clerk of Muskogee County; and

THAT, the City Clerk shall cause one copy of this resolution to be filed with the Law Library of Muskogee County; and

THAT the City Clerk shall keep a lease one copy of the amended fee schedule to the Code of Ordinances in the office of the City Clerk for public use, inspection, and examination; and

THAT, any fee, charge or rate that is increased as a result of the adoption of this resolution shall be in effect from and after the July 1, 2018.

APPROVED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2018 by the City Council of the City of Muskogee, Oklahoma.

---

JOHN ROBERT COBURN, MAYOR

ATTEST:

---

TAMMY L. TRACY, CITY CLERK  
(seal)

Approved as to form and legality this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

---

ROY D. TUCKER, CITY ATTORNEY

# Civic Center Rates Comparable

	2014 Civic Center	2018 Spectra	2018 MLK	Miscellaneous	Suggested
Room A	\$85	\$250	\$75(4) \$150(8)	\$125+ Food (H)	\$250
Room B	\$85	\$250	\$75(4) \$150(8)	\$125+ Food (H)	\$250
Room A & B	\$155	\$400		\$250+ Food (H)	\$400
Room C	\$175	\$500	\$150(4) \$300(8)	\$800 (OMHoF)	\$500
Room D	\$225	\$600	\$250(4) \$500 (8)		\$600
Room C & D	\$395	\$1,000			\$1,000
Room E	\$195	\$600			\$600
Room F	\$175	\$500	\$150(4) \$300(8)	\$800 (OMHoF)	\$500
Room E & F	\$295	\$1,000			\$1,000
Main Floor	\$650	\$1,500		\$1,600+ (K)	\$1,500
Whole Arena	\$1,500	TBD			\$2,500
Sound	\$50	\$100			\$0
Projector	\$50	\$100			\$0
Table linens		\$5			\$0
Dance floor	\$100	\$150			\$100
Basketball Court					
Install/Tear Down	\$100	\$850			\$800
Scoreboard, Table and Sport Lights		\$150			\$0
Electric and Utilities		\$35 / \$150			\$0
Internet Connectivity		\$25			\$0
Room set up housekeeping / hour		\$25 hr	\$25 hr		\$30 hr (after 1st hr)
Event Security / hour	\$25	\$25			\$30
Kitchen		\$100	\$500 / \$125 hr		\$100
Sign					\$25
Parking Lot					\$300

Note - Spectra charges a 20% service charge on room rentals, audio/visual, internet and utilities

CIVIC CENTER					
2-503	ROOM RENTAL				
	Room	8 a.m. to 12 a.m. midnight			
	A	\$250.00			
	B	\$250.00			
	A&B Combined	\$400.00			
	C	\$500.00			
	D	\$600.00			
	C&D Combined	\$1,000.00			
	E	\$600.00			
	F	\$500.00			
	E&F Combined	\$1,000.00			
	Whole Arena	\$2,500.00			
	Arena (main floor only)	\$1,500.00			
	Conference Room	\$25.00			
	Kitchen	\$100.00			
	Parking Lot	\$300.00	Includes access to bathrooms		
	Sign	\$25.00	Only charged if room is not rented		
	Basketball Court Install/Tear Down	\$800			
	Dance Floor	\$100.00			
	Room Set-Up / Housekeeping	\$30.00 Hour	1 hour set-up and 1 hour take-down (housekeeping) included in rental fee		
	Event Security	\$30.00 Hour			
	A deposit of 150.00 is required for room rental				
	Use of sound system, projector, internet, score board, utilities and sign are included in cost of room or arena rental fee.				

**Regular City Council**

**3.**

**Meeting Date:** 05/29/2018  
**Initiator:** Susan Ross, Office Adm 1  
**Department:** Planning  
**Staff Information Source:**

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**Information**

**AGENDA ITEM TITLE:**

Approval of a Resolution No. 2725 declaring one (1) parcel of property, more particularly described in the resolution, as surplus to the needs of the City and authorize the conveyance of said property, or take other necessary action. (Tish Callahan)

**BACKGROUND:**

The parcel located on Columbus Street is being requested by Charles Struehmer at no cost through the Incentive Property Program. Mr. Struehmer will be required to obtain a building permit, within one year, for a new single-family dwelling.

**RECOMMENDED ACTION:**

Approve Resolution No. 2725 declaring one (1) parcel of property as surplus to the needs of the City and authorize the conveyance of said property.

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**Fiscal Impact**

**Attachments**

Map  
2725 RES 05-29-2016 Higgins Addition

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COLUMBUS AVENUE

21ST

SOUTH

SOUTH 20TH STREET

GARLAND AVENUE



RESOLUTION NO. 2725

A RESOLUTION DECLARING CERTAIN REAL PROPERTY PRESENTLY IN THE POSSESSION OF THE CITY OF MUSKOGEE TO BE SURPLUS TO THE NEEDS OF THE CITY AND AUTHORIZING THE CITY MANAGER TO DISPOSE OF SAID REAL PROPERTY, SAID TRACT OF LAND DESCRIBED AS:

**Lot 2, Block 1, Higgins Addition,**

CITY OF MUSKOGEE, MUSKOGEE COUNTY, STATE OF OKLAHOMA.

WHEREAS, the City of Muskogee, Oklahoma has in its possession certain real property which are no longer needed; and

WHEREAS, the City of Muskogee desires to dispose of said real property, which are no longer needed, as surplus property according to the provisions of the Charter and the Ordinances of said City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MUSKOGEE, OKLAHOMA;

SECTION 1: That property described as:

**Lot 2, Block 1, Higgins Addition**

City of Muskogee, Muskogee County, State of Oklahoma, is hereby declared to be surplus to the needs of the City of Muskogee, Oklahoma, and the City Manager is authorized to dispose of said real property.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MUSKOGEE, OKLAHOMA, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2018.

\_\_\_\_\_  
JOHN R. COBURN, MAYOR

ATTEST:

\_\_\_\_\_  
TAMMY L. TRACY, CITY CLERK  
Seal

Approved as to form and legality this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
ROY TUCKER, CITY ATTORNEY

**Information**

**AGENDA ITEM TITLE:**

Approval of a Preliminary and Final Plat of Wallingford Addition, consisting of two (2) lots on 2.28 acres, located at 11 Beckman Drive, or take other necessary action. (Tish Callahan)

**LEGAL DESCRIPTION:**

A part of the NW1/4 of the NE1/4 of Section 19, T15N, R18E, Muskogee County, Oklahoma, more particularly described as follows: Commencing at the NE corner of the NW1/4 NE1/4 of Section 19, T15N, R18E, Muskogee County, Oklahoma; thence due South along the East boundary of said NW1/4 NE1/4 a distance of 1321.75 feet to a point; thence N89°48'00"W a distance of 300.94 feet to the Point of Beginning; thence N89°48'00"W a distance of 362.84 feet to a point; thence due North a distance of 195.99 feet to a point; thence N63°34'00"E a distance of 66.10 feet to a point of curvature; thence along a curve to the Right having a radius of 219.47 feet a distance of 101.43 feet to a point of tangency; thence S89°48'00"E a distance of 0.00; thence due South a distance of 40.0 feet to a point; thence S89°48'00"E a distance of 195.74 feet to a point; thence S00°12'00"E a distance of 0.00 feet to a point of curvature; thence along a curve to the left having a radius of 50 feet a distance of 32.35 feet to a point; thence S36°52'10"E a distance of 0.00 feet to the point of tangency; thence due South a distance of 178.75 feet to the Point of Beginning.

AND

A part of the NW1/4 of the NE1/4 in Section 19, T15N, R18E of the I.B.&M., Muskogee County, Oklahoma, more particularly described as follows, to wit: Commencing at the Northeast corner of said NW1/4 NE1/4 of Section 19, thence N89°48'W a distance of 726.00 feet to a point; thence South a distance of 660.87 feet to a point; thence S89°48"E a distance of 219.26 feet to a point; thence South a distance of 353.02 feet to the Point of Beginning; thence South a distance of 100.00 feet to a point; thence S89°48'E a distance of 215.74 feet to a point; thence North a distance of 100.00 feet to a point; thence N89°48'W a distance of 215.74 feet to the Point of Beginning.

**BACKGROUND:**

The applicants, James and Chelsi Wallingford, have indicated the property is being platted into two (2) lots on 2.28 acres to allow the property to be developed residentially. The applicant is proposing to build a new single-family dwelling on Lot 1. Lot 2 has an existing single-family dwelling. Additionally, there is an existing 60' Road Easement that will be vacated upon approval of the final plat. There are two existing single-family dwellings located within the easement. Subdivision Review Committee reviewed the Preliminary and Final Plats, and recommended approval with conditions (all conditions have been complied with).

**RECOMMENDED STAFF ACTION:**

Approve the Preliminary and Final Plat of Wallingford Addition.

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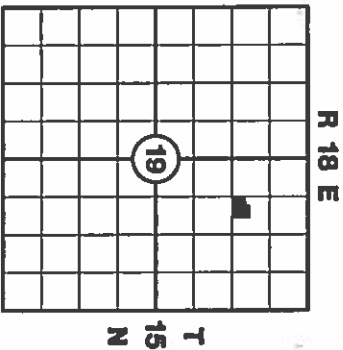
**Fiscal Impact**



**Attachments**

Wallingford Addition

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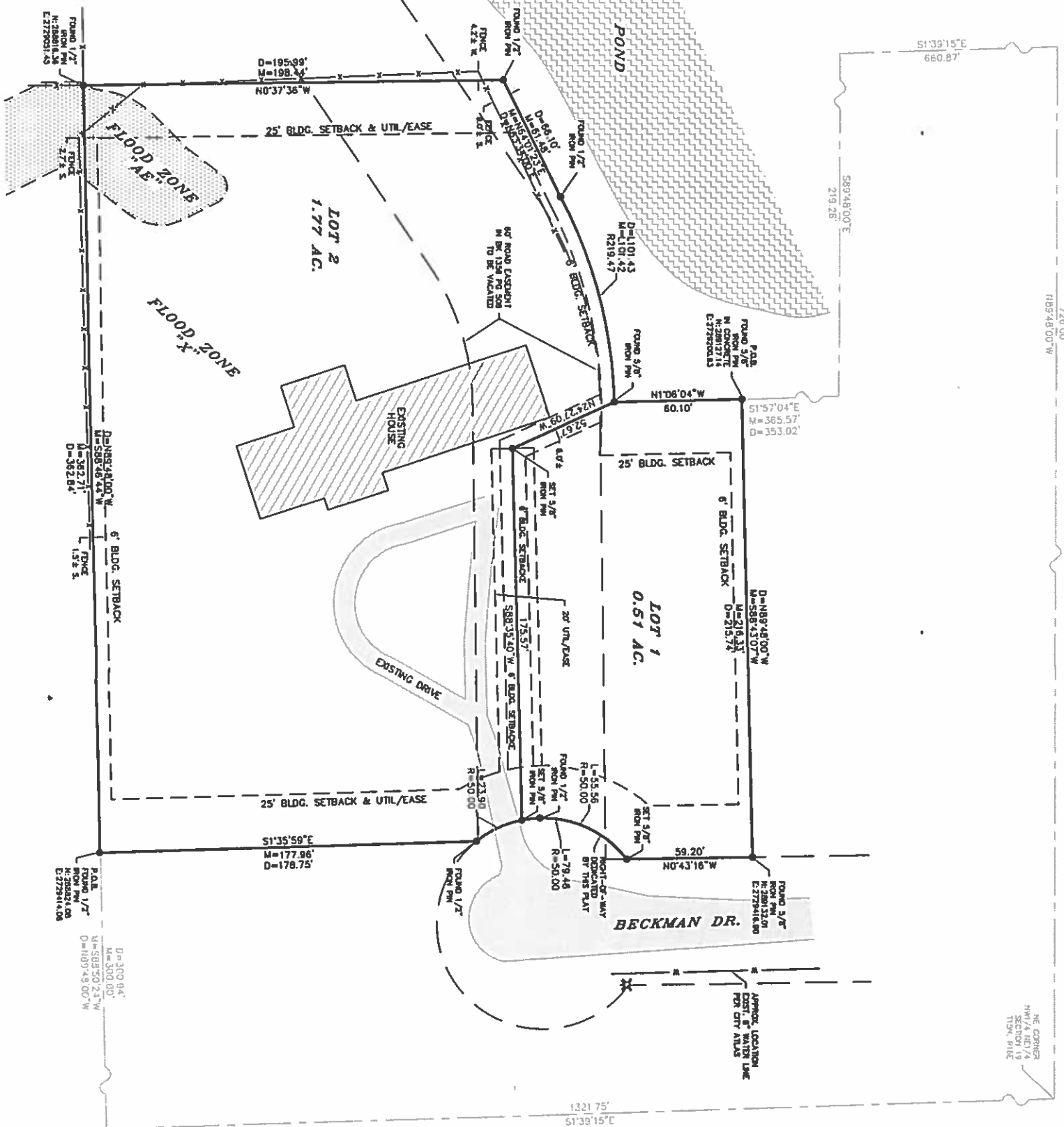


LOCATION MAP  
NOT TO SCALE

M=MEASURED O=DEED



PRELIMINARY  
PLAT  
OF  
WALLINGFORD ADDITION  
IN SECTION 19, T15N, R18E, 1.B.&M., CITY OF MUSKOGEE,  
MUSKOGEE COUNTY, STATE OF OKLAHOMA



OFFSITE CONTROL:  
H-REV-35  
N28017.777  
E2731002.872  
H-REV-37  
N286628.173  
E2731003.690

SANITARY SEWER MUST BE AEROBIC SYSTEM.

HORIZONTAL DATUM IS NAD 83(93)  
OKLAHOMA STATE PLANE COORDINATE SYSTEM, NORTH ZONE.

VERTICAL DATUM IS NAVD 88.



STATE OF OKLAHOMA)  
COUNTY OF MUSKOGEE)

KNOW ALL MEN BY THESE PRESENTS, that we, JAMES AND CHELSI WALLINGFORD, husband and wife hereby certify that we are the Owners of the land and the person or persons having any right, title or interest in the following described tract of land, to-wit:

A part of the NW 1/4 of the NE 1/4 of Section 19, T15N, R18E, Muskogee County, Oklahoma, more particularly described as follows: Commencing at the NE corner of the NW 1/4 NE 1/4 of Section 19, T15N, R18E, Muskogee County, Oklahoma; thence due South along the East boundary of said NW 1/4 NE 1/4 a distance of 1321.75 feet to a point; thence N89°45'00"W a distance of 300.94 feet to the Point of Beginning; thence N89°45'00"W a distance of 362.84 feet to a point; thence due North a distance of 195.99 feet to a point; thence N63°34'00"E a distance of 66.10 feet to a point of tangency; thence along a curve to the right having a radius of 219.47 feet a distance of 101.43 feet to a point of tangency; thence S89°45'00"E a distance of 0.00 feet to a point; thence due South a distance of 40.0 feet to a point; thence S89°45'00"E a distance of 193.74 feet to a point; thence S20°17'00"E a distance of 0.00 feet to a point of curve; thence along a curve to the left having a radius of 32.25 feet to a point; thence S35°32'10"E a distance of 0.00 feet to the Point of Beginning; thence due South a distance of 176.75 feet to the Point of Beginning. AND A part of the NW 1/4 of the NE 1/4 in Section 19, T15N, R18E of the 1.B.&M., Muskogee County, Oklahoma, more particularly described as follows, to-wit: Commencing at the Northeast corner of said NW 1/4 NE 1/4 of Section 19, thence N89°45'00"W a distance of 726.00 feet to a point; thence South a distance of 680.87 feet to a point; thence S89°45'00"E a distance of 219.26 feet to a point; thence South a distance of 131.02 feet to the Point of Beginning; thence South a distance of 100.00 feet to a point; thence S89°45'00"E a distance of 213.74 feet to a point; thence North a distance of 100.00 feet to a point; thence N89°45'00"W a distance of 213.74 feet to the Point of Beginning.

We further certify that we have caused said tract of land to be platted into lot and block and have caused this plat to be made of said tract showing accurate dimension of lot and streets. We hereby designate said tract of land as JAMES'S ADDITION and dedicate to public use all utility easements and streets as shown hereon.

JAMES WALLINGFORD  
STATE OF OKLAHOMA  
COUNTY OF MUSKOGEE

CHELSI WALLINGFORD

Before me, the undersigned, a notary public in and for the State of Oklahoma, personally appeared JAMES AND CHELSI WALLINGFORD, husband and wife, who acknowledged to me that they executed the same as their free and voluntary act and deed for the purpose set forth.

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_ 2018.

By Commission expires: \_\_\_\_\_

Notary Public \_\_\_\_\_

CERTIFICATE OF SURVEY

KNOW ALL MEN BY THESE PRESENTS, that I, Tony Robison, a resident of the State of Oklahoma, do hereby certify that I have carefully and accurately surveyed and plotted into lot and block the above described property and that this plat is a true and correct representation thereof. I further certify that this plat meets the minimum standards for the practice of land surveying.

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_ 2018.

PRELIMINARY

Tony Robison, Land Surveyor 1686

STATE OF OKLAHOMA  
COUNTY OF MUSKOGEE

Before me, the undersigned, a notary public in and for the State of Oklahoma, personally appeared Tony Robison to me known to be the identical person who executed the foregoing instrument and acknowledged to me that he executed the same as his free and voluntary act and deed for the purpose therein set forth.

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_ 2018.

By Commission expires: \_\_\_\_\_

Notary Public \_\_\_\_\_

MEASURER'S CERTIFICATE

I hereby certify that as to all real estate involved in this plat, all taxes have been paid for 2017 as reflected by the current tax roll and that there are no taxes due for prior years, and security has been provided for 2018 taxes not as yet certified to me.

CERTIFICATE OF COUNTY CLERK

This plat has been filed in the office of the County Clerk, Muskogee County, Oklahoma, this \_\_\_\_ day of \_\_\_\_ 2018, Book \_\_\_\_ Page \_\_\_\_

APPROVED: City of Muskogee

Date \_\_\_\_\_

Mayor \_\_\_\_\_

City Clerk \_\_\_\_\_

JAMES WALLINGFORD

FLOOD CERTIFICATION  
According to the U.S. Department of Housing & Urban Development Insurance Rate Map, Panel Number 40101C0093F, Effective Date February 4, 2011. The subject property is located in Zone "X". Special flood hazard areas subject to inundation by the 1% annual chance flood, have flood elevations determined: and in Zone "X", Areas determined to be outside the 0.2% annual chance floodplain.

**Regular City Council**

**5.**

Meeting Date: 05/29/2018

Submitted For: Greg Riley, Public Works Initiator: Christy Byrd, Office Administrator I

Department: Public Works

Staff Information Source: Greg Riley, Director of Public Works

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Information

**AGENDA ITEM TITLE:**

Approval of Resolution No. 2724 authorizing the continuation of the account fund for the City of Muskogee entitled "Solid Waste Improvements" and designating the manner in which said account shall be operated for the upcoming budget year 2018-2019, or take other necessary action. (Greg Riley)

**BACKGROUND:**

Resolution No. 2724 addresses the funding for the new equipment and improvements in the Solid Waste Division of Public Works. This fund in the past has brought in approximately \$368,000.00 in revenue per year.

**RECOMMENDED ACTION:**

Approve Resolution No. 2724 authorizing the continuation of the account fund for the City of Muskogee entitled "Solid Waste Improvements" and designating the manner in which said account shall be operated.

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Fiscal Impact

**FUNDING SOURCE:**

Resolution Solid Waste

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Attachments

2724 RES 05-29-2018 Solid Waste

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**RESOLUTION NO. 2724**

**A RESOLUTION AUTHORIZING THE CONTINUATION OF THE  
ACCOUNT FUND FOR THE CITY OF MUSKOGEE ENTITLED  
"SOLID WASTE IMPROVEMENTS" AND DESIGNATING THE  
MANNER INWHICH SAID ACCOUNT SHALL BE OPERATED.**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MUSKOGEE,  
THAT:

The account fund entitled "Solid Waste Improvements" which is financed by means of the deposit of two dollars and fifty cents (\$2.50) from each monthly service fee collected pursuant to Section 82-132 of the Muskogee City Code is hereby authorized from July 1, 2018 through June 30, 2019.

The monies deposited in the account shall be used for the purpose of maintenance, repair, and improvement of the solid waste system within the City of Muskogee, including, but not limited to all capital improvements items.

This fund shall expire June 30, 2019, unless renewed by the City Council of the City of Muskogee.

PASSED, APPROVED, AND EFFECTIVE THIS \_\_\_\_\_ DAY OF MAY 2018.

\_\_\_\_\_  
JOHN R. COBURN, Mayor

ATTEST:

\_\_\_\_\_  
Tammy L. Tracy, City Clerk

Approved as to form and legality this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Roy D. Tucker, City Attorney

**Regular City Council****6.**

Meeting Date: 05/29/2018

Submitted For: Greg Riley, Public Works Initiator: Christy Byrd, Office Administrator I

Department: Public Works

Staff Information Source: Greg Riley; Director of Public Works, Jim Wixom; Assistant Director of Public Works-Operations; Donnie Wimbley, Purchasing Director

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**Information****AGENDA ITEM TITLE:**

Approval of lowest bids for the following road material: Number sixty-seven (67) Wash Rock, 3" Pit Run, 12" Pit Run, and number two (2) Cover Material to Kemp Quarries and Limestone Screenings to Kemp Quarries; Asphalt Sand Alternate number one (1) and Fill Sand Alternate number two (2) to Muskogee Sand; Asphaltic Concrete-Type B & C Alternate number one (1) to Tulsa Asphalt; and alternate number two (2) to Robert's Quarries; and alternate number three (3) to Tulsa Asphalt; Hot-Cold Patching Material to Tulsa Asphalt; 1 1/2" Aggregate Base to Kemp Quarries, or take other necessary action. (Greg Riley)

**BACKGROUND:**

The Public Works-Street Division solicited bids for Road Materials for repair and Maintenance projects. Bid Documents and Bid Tab Sheets are attached for reference. These prices will remain firm for a period of one (1) year beginning with fiscal year 2018-2019.

**RECOMMENDED ACTION:**

Approve lowest bids for the following road material: Number sixty seven (67) Wash Rock, 3" Pit Run, 12" Pit Run, and number two (2) Cover Material to Kemp Quarries and Limestone Screenings to Kemp Quarries, Asphalt Sand Alternate number one (1) and Fill Sand Alternate number two (2) to Muskogee Sand; Asphaltic Concrete-Type B & C Alternate number one (1) to Tulsa Asphalt and alternate number two (2) to Robert's Quarries and alternate number three (3) to Tulsa Asphalt; Hot-Cold Patching Material to Tulsa Asphalt; 1 1/2" Aggregate Base to Kemp Quarries

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**Fiscal Impact****FUNDING SOURCE:**

Street/Alley Miscellaneous Operation Supply. Account Number 211-6030-431-52-90.

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**Attachments**

2017-2018

2018-2019

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## Used Item. ROAD MATERIALS

Date: 5/31/2017

Department: PUBLIC WORKS STREET DEPT.

**12.000**

Date: \_\_\_\_\_

Approved by Purchasing:

Approved by City Council:

[illegible]

Witnessed by: Russa Chelms

Approved by \_\_\_\_\_

**COPY**



Tabulation Sheet  
City of Muskogee

Bid Item: ROAD MATERIALS

Date: 5/31/2017

Department: PUBLIC WORKS STREET DEPT.

Approved by Purchasing:

Date:

Approved by City Council:

Date:

Vendors		Tulsa Asphalt	Kemp Quarries	APAC	Prior Stone	Muskogee Sand	Hutchens Const.	Glover & Associates
1000T(M/L) #2 COVER MATERIAL		No Bid		No Bid		No Bid	No Bid	No Bid
ALT#1: LOCATION OF PLANT			\$10.50 / TON		\$11.00 / TON			
ALT#2: STOCKPILE			\$16.00 / TON		\$17.80 / TON			
10,000T(M/L) AGGREGATE		No Bid				No Bid	No Bid	No Bid
ALT#1: LOCATION OF PLANT			\$6.50 / TON	\$6.50 / TON	\$7.00 / TON			
ALT#2: STOCKPILE			\$12.00 / TON	\$11.45 / TON	\$13.75 / TON			
5000T(M/L) 3" PIT RUN		No Bid				No Bid	No Bid	No Bid
ALT#1: LOCATION OF PLANT			\$7.10 / TON	\$8.50 / TON	\$8.25 / TON			
ALT#2: STOCKPILE			\$12.60 / TON	\$13.45 / TON	\$15.00 / TON			
1,000T(M/L) 67 Washed Rock (DDUT SPECS		No Bid				No Bid	No Bid	No Bid
ALT#1: LOCATION OF PLANT			\$9.25 / TON	\$10.90 / TON	\$9.50 / TON			
ALT#2: STOCKPILE			\$14.75 / TON	\$15.85 / TON	\$16.25 / TON			

Witnessed by:

Approved by:

COPY

copy



Tabulation Sheet  
City of Muskogee

Bid Item: ROAD MATERIALS

Date: 5/31/2017

Department: PUBLIC WORKS STREET DEPT.

Approved by Purchasing:

Approved by City Council:

Date:

Date:

817 2489  
918-683-1766 417-  
J

Vendors	Tulsa Asphalt	Kemp Quarries	APAC	Pryor Stone	Muskogee Sand	Hutchens Const.	Glover & Associates
5000T(M/L) ASPHALT SAND	No Bid	No Bid	\$7.25 / TON	No Bid	\$5.95 / TON	No Bid	No Bid
ALT#1: LOCATION OF PLANT			\$12.20 / TON		\$9.85 / TON		
ALT#2: STOCKPILE							
5000T(M/L) FILL SAND	No Bid	No Bid	\$4.25 / TON	No Bid	\$4.25 / TON	No Bid	No Bid
ALT#1: LOCATION OF PLANT			\$9.20 / TON		\$8.10 / TON		
ALT#2: STOCKPILE							
30,000T(M/L) CONCRETE-TYPE B & C		No Bid		No Bid	No Bid	No Bid	
ALT#1: LOCATION OF PLANT	\$39.00 / TON		\$54.00 / TON				\$55.00 / TON
ALT#2: STOCKPILE	\$52.00 / TON		\$56.00 / TON				No Bid
ALT#3: JOB SITE	\$52.00 / TON		\$58.00 / TON				\$65.00 / TON
1500T(M/L) HOT-COLD PATCHING MATERIAL		No Bid	No Bid	No Bid	No Bid		No Bid
ALT#1: LOCATION OF PLANT	\$85.00 / TON					\$105.00 / TON	
ALT#2: MATERIAL YARD	\$98.00 / TON					No Bid	

use flow

Witnessed by:

Approved by:

COPY



Fy-2018-2019



Tabulation Sheet  
City of Muskogee

Bid Item: ROAD MATERIALS  
Date: 4/5/2018  
Department: PUBLIC WORKS STREET DEPT.

Approved by Purchasing: \_\_\_\_\_ Date: \_\_\_\_\_

Approved by City Council: \_\_\_\_\_ Date: \_\_\_\_\_

Vendors		Tulsa Asphalt	Kemp Quarries	APAC	Pryor Stone	Muskogee Sand	Hutchens Const.	Glover & Associates
1000T(M/L) #2 COVER MATERIAL		NO BID	Hulbert	NO BID	Pryor	NO BID	NO BID	NO BID
ALT#1: LOCATION OF PLANT			11.00 per ton		11.00 per ton			
ALT#2: STOCKPILE			17.00 per ton		17.80 per ton			
10,000T(M/L) AGGREGATE		NO BID	Hulbert	OKAY	Pryor	NO BID	NO BID	NO BID
ALT#1: LOCATION OF PLANT			6.50 per ton	6.50 per ton	7.00 per ton			
ALT#2: STOCKPILE			12.00 per ton	NO BID	13.80 per ton			
5000T(M/L) 3" PIT RUN		NO BID	Hulbert	NO BID	Pryor	NO BID	NO BID	NO BID
ALT#1: LOCATION OF PLANT			7.00 per ton		8.25 per ton			
ALT#2: STOCKPILE			13.00 per ton		15.05 per ton			
1,000T(M/L) 67 Washed Rock ODOT SPECS		NO BID	Hulbert	OKAY	Pryor	NO BID	NO BID	NO BID
ALT#1: LOCATION OF PLANT			9.50 per ton	10.90 per ton	9.50 per ton			
ALT#2: STOCKPILE			15.00 per ton	NO BID	16.30 per ton			

Witnessed by: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Approved by: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

COPY



Tabulation Sheet  
City of Muskogee

Bid Item: ROAD MATERIALS

Date: 4/5/2018

Department: PUBLIC WORKS STREET DEPT.

Approved by Purchasing:

Date:

Approved by City Council:

Date:

Vendors	Tulsa Asphalt	Kemp Quarries	APAC	Pryor Stone	Muskogee Sand	Hutchens Const.	Glover & Associates
5000T(M/L) ASPHALT SAND							
ALT#1: LOCATION OF PLANT							
ALT#2: STOCKPILE							
5000T(M/L) FILL SAND							
ALT#1: LOCATION OF PLANT							
ALT#2: STOCKPILE							
30,000T(M/L) CONCRETE-TYPE B & C							
ALT#1: LOCATION OF PLANT							
ALT#2: STOCKPILE							
ALT#3: JOB SITE							
1500T(M/L) HOT-COLD PATCHING MATERIAL							
ALT#1: LOCATION OF PLANT							
ALT#2: MATERIAL YARD							

Witnessed by:

Approved by:

COPY



**Bid Item: ROAD MATERIALS**

**Date: 4/5/2018**

**Department: PUBLIC WORKS STREET DEPT.**

**Approved by Purchasing:**

Date:

**Approved by City Council:**

Date:

[illegible]

Witnessed by:

Reviewed by: *Andrew*

Lucy

Approved by:

COPY

**Regular City Council****7.**

Meeting Date: 05/29/2018

Submitted For: Greg Riley, Public Works Initiator: Christy Byrd, Office Administrator I

Department: Public Works

Staff Information Source: Greg Riley, Director of Public Works; Jim Wixom, Assistant Director of Public Works-Operations; Donnie Wimbley, Purchasing Director

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**Information****AGENDA ITEM TITLE:**

Approval of the lowest bids as follows: (a) 3500 psi at \$85.00 per cubic yards; (b) 3500 psi High Early concrete at \$90.00 per cubic yards; (c) 3000 psi at \$84.00 per cubic yards; (d) Portland Dry Mason at \$70.00 per sack; (e) Flow Fill at \$60.00 per cubic yards; (f) City Pay Dray at \$60.00 all to Muskogee Ready Mix, all for FY 2018/2019, or take other necessary action. (Greg Riley)

**BACKGROUND:**

The Public Works - Street Division solicited annual bids for Concrete for repair for Maintenance projects. Bid tab sheets are attached for your reference. These prices will remain for a period of one (1) year beginning with Fiscal year 2018-2019.

**RECOMMENDED ACTION:**

Approve the lowest bids as follows: (a) 3500 psi concrete at \$85.00 per cubic yards, (b) 3500 psi High Early concrete at \$90.00 per cubic yards, (c) 3000 psi concrete at \$84.00 per cubic yards, (d) Portland Dry Mason at \$70.00 per sack, (e) Flow Fill at \$60.00 per cubic yards, (f) City Pay Dray at \$60.00 to Muskogee Ready Mix for fiscal year 2018/2019.

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**Fiscal Impact****FUNDING SOURCE:**

Street/Alley Miscellaneous Operation Supply. Account #211-6030-431-52-90.

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**Attachments**

2017-2018

2018-2019

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fy 2017-2018



Tabulation Sheet  
City of Muskogee

Bid Item: READY-MIX CONCRETE  
Date: 6/1/2017  
Department: PUBLIC WORKS STREET DEPT.

Approved by Purchasing: \_\_\_\_\_ Date: \_\_\_\_\_

Approved by City Council: \_\_\_\_\_ Date: \_\_\_\_\_

Vendors	Std Contract 60 C of Amer. A	Exact Price Ready Mix	Muskege Ready Mix						
6000 Cubic Yards M/L	85.00	85.00	85.00						
35000 P.C.									
10000 cubic Yards M/L	94.00	93.00	90.00						
35000 P.C. High Early St									
1000 Cubic Yards M/L	83.00	82.00	84.00						
30000 P.C.									
500 Sacks M/L	10.00	10.00	10.00						
Portland Dry Mason									
100 Cubic Yards M/L	77.00	63.00	65.00						
Flow Fill									
City pay day/2yds or less	80.00	60.00	60.00						

Witnessed by: \_\_\_\_\_  
Miss Charles \_\_\_\_\_  
\_\_\_\_\_

Approved by: \_\_\_\_\_  
\_\_\_\_\_

copy

fy 2018-2019



Tabulation Sheet  
City of Muskogee

Bid Item: READY-MIX CONCRETE

Date: 4/5/2018

Department: PUBLIC WORKS STREET DEPT.

Approved by Purchasing:

Date:

Approved by City Council:

Date:

Vendors	Mid-Continent GCC of America	Twin Cities Ready Mix	Muskogee Ready-Mix					
6000 Cubic Yards M/L	88.00	88.00	85.00					
3500#P.C.								
1000 Cubic Yards M/L	97.00	94.00	90.00					
3500#P.C. High Early ST								
100 Cubic Yards M/L	85.00	85.00	84.00					
3000#P.C.								
500 Sacks M/L	ND BID	ND BID	70.00					
Portland Dry Mason								
100 Cubic Yards M/L	72.00	65.00	60.00					
Flow Fill								
City pay dray/2yds or less	80.00	60.00	60.00					

Witnessed by:

*[Signature]*

Approved by:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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**Regular City Council****8.**

Meeting Date: 05/29/2018  
Submitted For: Mike Stewart, Assistant City Manager  
Initiator: Drew Saffell, Airport Manager  
Department: Assistant City Manager  
Staff Information Source: Drew Saffell

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**Information****AGENDA ITEM TITLE:**

Approval of the highest bids for a five (5) year lease term of Muskogee-Davis Regional Airport's grazing land beginning June 1, 2018 and ending May 31, 2023, or take other necessary action. (Mike Stewart)

**BACKGROUND:**

The Airport's current grazing leases end on May 31, 2018. In April 2018, airport staff put the grazing land out for bid. The City received several bids and the highest bids for each lot are listed below. The bid tabulation sheet is attached for reference. These bids total \$24,204.99 in yearly grazing revenue for the airport during the five (5) year term beginning June 1, 2018. The bids are complete and meet the requirements of both the Airport and the City of Muskogee.

Lot 1, Tract 1 – Jim Chappell \$4,843.13  
Lot 2, Tract 2 – Curt Daubs \$6,621.00  
Lot 3, Tracts 3, 4, 5 – Triple J Ranch \$34,930.00  
Lot 4, Tracts 6, 7 – Kay Anderson \$16,415.00  
Lot 5, Tract 8 – Triple J Ranch \$3,040.00  
Lot 6, Tract 9 – Tommy Thomas \$6,100.00  
Lot 7, Tract 10 – Tommy Thomas \$1,500.00  
Lot 8, Tract 11, 12, 13 – Triple J Ranch \$36,558.00  
Lot 9, Tract 14 - Jim Chappell \$11,017.84

**RECOMMENDED ACTION:**

Approve the highest bids for a five (5) year lease term of Muskogee-Davis Regional Airport's grazing land beginning June 1, 2018 and ending May 31, 2023 or take other necessary action.

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**Fiscal Impact****Attachments**

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# Tabulation Sheet

City of Muskogee

Bid Item: Grazing Leases Airp  
Date: 5/3/2018  
Department: Muskogee-Davis Reg

Approved by Purchasing: \_\_\_\_\_

Approved by City Council: \_\_\_\_\_

<b>Vendors &gt;</b>	<b>Dan Leatherman</b>					
<b>Airport</b>						
Lot 1 Tract #1	No Bid					
Lot 2 Tract #2	No Bid					
Lot 3 Tract #3,4,5	No Bid					
Lot 4 Tract #6,7	No Bid					
Lot 5 Tract #8	No Bid					
Lot 6 Tract #9	No Bid					
Lot 7 Tract #10	No Bid					
Lot 8 Tract #11,12,13	No Bid					
Lot 9 Tract #14	No Bid					
<b>Old Landfill</b>						
Lot 1 Tract # NA	\$20,800.00					

Witnessed by:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Approved by:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



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**Tabulation Sheet**  
City of Muskogee

Bid Item: Grazing Leases Airp  
Date: 5/3/2018  
Department: Muskogee-Davis Re

Approved by Purchasing: \_\_\_\_\_

Date: \_\_\_\_\_

Approved by City Council: \_\_\_\_\_

Date: \_\_\_\_\_

Vendors >	Travis O'Neal	Curt Daubs	Triple J Ranch	Jacky Reese	Tommy Thomas	
<b>Airport</b>						
Lot 1 Tract #1	\$3,000.00	No Bid	\$1,800.80	No Bid	No Bid	
Lot 2 Tract #2	\$3,000.00	\$6,621.00	\$3,524.80	No Bid	No Bid	
Lot 3 Tract #3,4,5	\$30,001.50	No Bid	\$34,930.00	No Bid	No Bid	
Lot 4 Tract #6,7	\$12,080.00	No Bid	\$14,523.00	No Bid	No Bid	
Lot 5 Tract #8	\$1,500.00	No Bid	\$3,040.00	No Bid	No Bid	
Lot 6 Tract #9	\$4,808.15	\$5,713.00	No Bid	\$5,200.00	\$6,100.00	
Lot 7 Tract #10	\$300.00	No Bid	No Bid	\$800.00	\$1,500.00	
Lot 8 Tract #11,12,13	\$29,200.00	No Bid	\$36,558.00	No Bid	No Bid	
Lot 9 Tract #14	\$9,703.00	No Bid	\$6,913.80	No Bid	No Bid	
<b>Old Landfill</b>						
Lot 1 Tract # NA	\$13,725.00	No Bid	No Bid	No Bid	No Bid	

Witnessed by:

\_\_\_\_\_

\_\_\_\_\_

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Approved by:

\_\_\_\_\_

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\_\_\_\_\_

**Regular City Council**

**9.**

Meeting Date: 05/29/2018  
Initiator: Tammy Tracy, City Clerk  
Department: City Clerk  
Staff Information Source:

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Information

AGENDA ITEM TITLE:

Approval of the appointment of Monte Wapaha to serve a four (4) year term on the Airport Board, beginning June 1, 2018, and ending May 31, 2022, replacing Weldon Stout, or take other necessary action. (Councilor Derrick Reed)

BACKGROUND:

Mr. Weldon Stout was appointed to the Airport Board June 1, 2014. His term will expire May 31, 2018.

RECOMMENDED ACTION:

Recommend approval.

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Fiscal Impact

Attachments

Monte Wapaha

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APPLICATION FOR APPOINTMENT TO A BOARD OR COMMISSION



**CITY OF MUSKOGEE  
CITY COUNCIL**

**APPLICATION FOR CITY COUNCIL APPOINTMENT TO A BOARD  
OR COMMISSION**

**Application Instructions:**

- Complete the entire application form (copies of the form are acceptable).
- Applicants are strongly encouraged to attach a current resume or biography.
- Specifically list the names of the boards or commissions to which you are applying (multiple selections are allowed). Paperwork cannot be appropriately processed unless specific boards or commissions are listed.
- Return application along with your resume to:  
**Office of the City Clerk, 229 W. Okmulgee, Muskogee, OK 74403 or by fax 918-684-6395.**
- This form can be obtained electronically at <http://www.cityofmuskogee.com>, or by calling the City Clerk's Office at: (918) 684-6270.

Board(s) or Commission(s) for which you would like to be considered:

Airport Board

Your Full

Legal Name: Monte P.T. Wapaha

Your

Preferred Name: \_\_\_\_\_

**Business Name:** Love Bottling Company

**Home Address:** \_\_\_\_\_

**Job Title/Employment Date:** Key Account Manager

**City Zip:** Muskogee 74403

**Business Address:** 3200 South 24th Street West

**Ward:**      1          2          3          4

Muskogee, OK 74401

**Home Phone:** \_\_\_\_\_

**Business Phone:** 918.682.3434

**Cell Phone:** \_\_\_\_\_

**Fax:** 918.683.4242

**Home Email:** \_\_\_\_\_

**Business Email:** mwapaha@lbeverages.com

Are you registered to vote in City of Muskogee Elections?

☒ Yes

No

Are you a citizen of the United States?

☒ Yes

No

**Personal Information:**

*The Mayor and Council desire a broad representation of backgrounds on boards and commissions.*

**Education (high school, name and location of college or university, year graduated, and degree):**

Fort Gibson High School

Various Colleges and Universities - no degree

APPLICATION FOR APPOINTMENT TO A BOARD OR COMMISSION

**Current employment (job description, employment date, supervisor):**

Key Account Manager for two national chains within eastern Oklahoma. Liason for distribution company representing three major beverage brands along with being the pricing coordinator for these national chains.

March 7, 2001 to Present

Ray Walters - Key Accounts Director

**Previous employment or experience:**

Corporate Recruiter - Various Companies

Retail Store Manager - Shoe and Clothing Chain

Assistant Store Manager - Fast Food Chain

Factory Worker - Water Heater Company

Infantry Team Leader - US Army

**Professional Licenses Held (if applicable):**

Pilot - Fixed Wing (SEL) / Rotorcraft

**Professional References (name, title, contact phone number):**

James Gulley, Vice President of Operations, 918.351.0038

Ray Walters, Key Accounts Director, 918.351.0092

Jim Harig, Vice Commander/Oklahoma Wing/Civil Air Patrol, 918.616.0015

**Memberships in professional or civic organizations (please include offices held and dates of terms):**

Civil Air Patrol, US Air Force Auxiliary / Muskogee Nighthawk Composite Squadron - April 15, 2015 to Present

Squadron Commander, Muskogee Nighthawk Composite Squadron CAP - February 11, 2016 to Present

**Military Service Record (including awards, decorations, etc.):**

US Army Reserve and US Army - January 1987 to October 1996

4X US Army Achievement Medals, Good Conduct Medal, Honorable Discharge

**Have you ever been elected or appointed to any public office, board or commission in the City of Muskogee?** ☒ No ☐ Yes (If yes, please list with dates served)

No

**Do you currently hold a public office? Public offices include elected or appointed officials of a municipality (it does not have to be Muskogee it could be any town or city), elected or appointed official of any county or the state or federal government, are a trustee of a public trust, are employed by any entity as a police officer, fire fighter, deputy sheriff, assistant district attorney or similar position or the member of a school board or appointed official of a school system or any other public or similar position.**

No

**Do you have any financial or other interests that might present a conflict of interest, or the appearance of such a conflict, if you were to be appointed to the position for which you have applied?** No ☒ Yes (If yes, please explain)

**APPLICATION FOR APPOINTMENT TO A BOARD OR COMMISSION**

Yes, Persueing grant funding for building improvements for squadron building which is owned by the city and located on the airport property.

**Please list any special interests or characteristics which might be important to serve on a Board or Commission:**

Pilot

Civil Air Patrol

**RELEASE OF INFORMATION**

I authorize the use of any information contained in the **APPOINTMENTS APPLICATION** to verify my statements made in the Application. I authorize my past employers, all references, and any other persons to answer all questions asked concerning my ability, character, reputation and previous education or employment record. I release all such persons from any liability or damages on a ccount of having furnished such information. I consent to such investigations as Tammy Tracy, City Clerk or her authorized representatives may make regarding law enforcement records and my general background.

I certify under penalty of perjury under the laws of the State of Oklahoma, that the above information is true, complete and correct to the best of my knowledge.

  
**Signature of Nominee**

May 14, 2018

**Date**

Submitted by the Mayor for approval by the City Council this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
**Signature of Sponsor**

Derrick Reed

**Regular City Council****10.****Meeting Date:** 05/29/2018**Submitted For:** Roy Tucker, City Attorney**Initiator:** Roy Tucker, City Attorney**Department:** City Attorney**Staff Information Source:**

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**Information****AGENDA ITEM TITLE:**

Consider approval of Ordinance No. 4047-A, amending the City of Muskogee Code of Ordinances by amending Chapter 74, Section 74-237, Economic Development Fund, Establishing a one-year appropriation to the general account to be used for unrestricted Economic Development projects; Providing for Repealer, Severability, and Declaring an Emergency. (Roy D. Tucker)

**BACKGROUND:**

As was discussed at the Special Call Council meeting on May 21, the Council gave direction to include an allocation of \$100,000.00 for fiscal year 2019, to be used for unrestricted economic development projects. The proposed ordinance creates a new subsection within Economic Development general account for this specific one-year allocation. This amendment does not disturb the 75%/25% allocation to the general account and opportunity account, respectively. Rather, it creates authority for the Council, under this one-year allocation, to determine whether funding should be allocated to a specific Economic Development project of the Council's choosing. Should any portion of the \$100,000.00 remain unexpended at the close of FY 2019, any remaining funds will remain in the general account, but may then only be used in accordance with the existing criteria established by sections (a), (b) and (f).

**RECOMMENDED ACTION:**

Approve the ordinance.

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**Fiscal Impact****Attachments**

4047-A 5-29-2018 Economic Dev. Funds

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**ORDINANCE NO. 4047-A**

**AN ORDINANCE AMENDING THE CITY OF MUSKOGEE CODE OF ORDINANCES BY AMENDING CHAPTER 74, TAXATION, ARTICLE VIII, USE TAX, BY AMENDING SECTION 74-237, ECONOMIC DEVELOPMENT FUND, ESTABLISHING A ONE-YEAR APPROPRIATION TO THE GENERAL ACCOUNT TO BE USED FOR UNRESTRICTED ECONOMIC DEVELOPMENT PROJECTS; PROVIDING FOR REPEALER, SEVERABILITY AND DECLARING AN EMERGENCY.**

**AN EMERGENCY ORDINANCE**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MUSKOGEE, OKLAHOMA, AS FOLLOWS:**

Section 1. Section 74-237, Economic Development Fund, in the City of Muskogee Code of Ordinances is hereby amended as follows:

Sec. 74-237. - Economic development fund.

- (a) There is hereby created an "economic development fund" for the city as fund is defined in section 2-551 of the Code. The fund shall consist of all monies, including interest thereon, deposited therein pursuant to section 74-236 and as may from time to time be appropriated by the city council. The monies accruing to the credit of the fund may be budgeted and expended only for the following purposes:
  - (1) To provide revenue to provide incentives to be used to create new jobs and retain existing jobs for high-impact business projects as defined below;
  - (2) To pay for debt service on obligations issued to assist in the establishment of manufacturing or distribution facilities;
  - (3) To fund job creation incentives and capital improvements, including the acquisition of land and facilities;
  - (4) To fund infrastructure improvements serving the proposed development area;
  - (5) To fund marketing of the city to prospective companies or to implement such program through contractual services with other agencies; and
  - (6) To provide for necessary city staff or consultants and supplies to implement this activity.
- (b) Within the economic development fund there shall be a general account. The account shall consist of all such monies, including interest thereon, deposited therein pursuant to this section. Monies accruing to the credit of the general account may be budgeted and expended for any purpose of the economic development fund.
  - (1) For Fiscal Year 2019 only, \$100,000 shall be set aside within the general account to fund such unrestricted economic development projects, which the City Council, in its sole discretion, deem appropriate and for the public purpose.



- (c) Within the economic development fund there shall be an economic opportunity account. The account shall consist of all such monies, including interest thereon, deposited therein pursuant to this section. Monies accruing to the credit of the economic opportunity account may be budgeted and expended for only those purposes set out in subsection (1) below.
- (1) a. For the purpose of assisting in the development of a high-impact business project or facility or retaining such project or facility, a high-impact business project is defined as a retail or nonretail development activity that creates new, high-skill, high-wage jobs which foster the sound growth of the local economy. "New jobs" includes both the expansion of existing local firms, as well as relocation of firms from outside the area;
  - b. For the purpose of assisting in the development or redevelopment activities located in areas targeted for development and redevelopment in the city's comprehensive plan, such as, but not limited to, blighted areas or urban renewal project areas; or
  - c. For the purpose of assisting in projects that will make a unique or unequaled contribution to development or redevelopment efforts in the city, due to the project's magnitude, significance to the community or aesthetic quality.
- (2) A two-thirds majority vote (six votes) of all the members of the city council is required to authorize any expenditure of monies from the economic opportunity account.
- (3) The city council shall not consider approval of any payments from the economic opportunity account unless the city has received the following information, as appropriate, and presented the same to the city council:
- a. The number of jobs created by a new business establishment;
  - b. The number of jobs retained by the existing business establishment;
  - c. The average salary of jobs to be created by a new establishment;
  - d. The average salary of jobs to be retained by an existing business;
  - e. The total capital investment to be made by the business establishment;
  - f. The likelihood of other business establishments locating within the same vicinity or within the Muskogee metropolitan area as a result of the business activity; and
  - g. Such other factors as the city council may determine to be relevant including, but not limited to:
    1. Cost of the development assistance (including labor costs of city staff);
    2. Cost of city services such as police and fire;
    3. Wear and tear on city streets and roads serving the proposed development;
    4. Increased burden on water, sewer and storm systems;
    5. Estimated "transfer losses" from existing merchants.

- (d) For the fiscal year beginning July 1, 2014, and each fiscal year thereafter, all revenue deposited within the economic development fund shall be distributed and apportioned monthly as follows:
  - (1) Sixty percent shall be deposited into the general account; and
  - (2) Forty percent shall be deposited into the economic opportunity account until such time as the amount of said account equals \$5,000,000.00. All monies directed to the economic opportunity account by this subsection not necessary to maintain this balance shall be deposited into the general fund of the city.
  - (3) For a one-year period only, beginning July 1, 2018, the distribution referenced in subsections (1) and (2) shall be modified as follows:
    - (i) Seventy-Five percent shall be deposited into the general account; and
    - (ii) Twenty-Five percent shall be deposited into the economic opportunity account.
- (e) All monies accruing to the credit of the economic development fund that are not expended by the end of the then current fiscal year shall be redeposit within said fund for use in the next fiscal year.
- (f) Amounts set aside in the city budget as "economic development fund" may be expended for purposes other than those established in subsections (a), (b) and (c) of this section only when certain specific circumstances exist. The circumstances requiring the expenditure of economic development funds are not expected to recur on a routine basis. The circumstances when it is necessary to appropriate or spend economic development fund amounts are subject to the objective criteria outlining the parameters of acceptable uses of these funds are as follows and must be declared by a two-thirds majority vote of all of the members of the governing body establishing that one or more of the criteria listed below exists:
  - (1) Expenditures for emergency situations as defined above for life, health, or public safety issues for which no existing appropriation exists;
  - (2) Situations where an expense or unexpected revenue decline or arises that could not have reasonably been foreseen, and for which new revenue is not available to offset and transfers of existing appropriations are not considered feasible or appropriate in maintaining existing service levels;
  - (3) Situations where the proposed use is of a nonoperational nature involving capital or equipment purchases having a useful life of greater than five years;
  - (4) Situations where the proposed use is of a nonrecurring nature, such as a study, or for start-up costs of a program whose ongoing costs are otherwise funded;
  - (5) To temporarily satisfy a judgment from a court of competent jurisdiction that will be reimbursed from property tax levies;
  - (6) To pay debt service on economic development projects;
  - (7) To pay levies of ad valorem taxes on behalf of the City of Muskogee Urban Renewal Authority.

Section 2. REPEALER. All other ordinances or parts of ordinances in direct conflict herewith are repealed to the extent of the conflict only.

Section 3. SEVERABILITY. Should any part section, subsection, sentence, provision, clause or phrase hereof be held invalid, void, or unconstitutional for any reason, such holding shall not render invalid, void, or unconstitutional any other section, subsection, sentence, provision, clause, or phrase of this ordinance, and the same are deemed severable for this purpose.

Section 4. EMERGENCY. This ordinance being designated to protect the public health, safety and welfare of the inhabitants of the City of Muskogee, Oklahoma, and its passage being immediately necessary, an emergency is hereby declared to exist and by reason whereof this ordinance shall take effect immediately upon its passage, approval and publication as provided by law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MUSKOGEE,  
OKLAHOMA, THIS 29th DAY OF MAY, 2018.

CITY OF MUSKOGEE

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JOHN R. COBURN, MAYOR

ATTEST:

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TAMMY TRACY, CITY CLERK

(seal)

Approved as to form and legality this 29th day of May, 2018.

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ROY TUCKER, CITY ATTORNEY

**Regular City Council****11.****Meeting Date:** 05/29/2018**Submitted For:** Greg Riley, Public Works**Initiator:** Roy Tucker, City Attorney**Department:** Public Works**Staff Information Source:** Abigail Wright

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**Information****AGENDA ITEM TITLE:**

Consider approval of an Agreement For Household Waste Collection Services between the City of Muskogee and Heritage Environmental Services, providing contractual services associated with the collection, transportation, insuring reuse opportunities and disposal of residentially generated household hazardous waste materials for events held in June 2, 2018 and October 20, 2018, or take other necessary action. (Greg Riley)

**BACKGROUND:**

This agreement is based on a previous cost proposal and agreement with Rineco Environmental Services presented and approved by City Council on January 27, 2014. The agreement allowed for annual renewal of the contact upon mutual agreement of both parties, which has continued until 2017. In 2017, Heritage Environmental Services purchased Rineco Environmental Services and as such, a new agreement is needed. The cost of the services provided is the same as the original agreement and can be seen in Exhibit A and B.

**RECOMMENDED ACTION:**

Approve the Agreement.

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**Fiscal Impact****Attachments**

Proposed Agreement

Exhibits to contract

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## AGREEMENT FOR HOUSEHOLD CHEMICAL WASTE COLLECTION SERVICES

Between the **City of Muskogee** and **Heritage Environmental Services**.

This Agreement made this \_\_\_ day of May 2018, between the City of Muskogee, Oklahoma, Hereinafter referred to as the "City" and Heritage Environmental Services of \_\_\_ (City) \_\_\_, (state) \_\_\_, hereinafter referred to as "Heritage" hereby authorizes Heritage Environmental Services to perform services as follows:

**The Parties, in consideration for mutual covenants contained herein, agree as follows:**

1. Heritage agrees to provide the City with services associated with the collection, transportation, ensuring reuse opportunities and disposal of residentially generated household chemical waste (hereinafter referred to as "HHW") materials.
  - A. The collection event will be on June 2, 2018 and October 20, 2018 at a site to be specified by the City. The one-day event will be open to the public at 9:00 a.m. and end at 3:00 p.m. All residents of Muskogee will be eligible to deliver HHW materials to the site during the collection period.
  - B. All HHW materials with the exception of automotive batteries collected during the events will be transported by Heritage to the Heritage processing facility located in \_\_\_ (City) \_\_\_, (State) \_\_\_ for proper handling and processing.
  - C. Heritage agrees to provide an on-site reuse center during the collection events. Heritage considers a material reusable if it meets the following conditions: (a) contained within the original container with legible product labeling and usage information, (b) not banned, illegal, or otherwise restricted from use, and (c) on fourth or more by volume.
  - D. Heritage agrees to provide the City with an event SUMMARY REPORT detailing the; (a) types of HHW material collected, (b) total weight of each material collected, and (c) total weight of materials directed to reuse or beneficial reuse.
2. Heritage will be responsible for ensuring a reasonably safe and secure operating environment for the collection event and shall have responsibility for cleaning any waste that is spilled on-site and or on equipment used during the event.
3. Heritage agrees to operate in accordance with the requirements of all federal, state, and local laws, regulations and ordinances having appropriate jurisdiction. Heritage will maintain the insurance coverage's indicated in the Certificate of Insurance and provided to the City.
4. INDEMNIFICATION
  - A. Heritage hereby agrees to indemnify and hold the City and its officers, directors, employees, agents, owners, affiliates and contractors harmless from and against any and all loss and damage, suits, liability and expenses (including, but not limited to, reasonable investigation, legal expenses and attorney's fees) arising out of any claim for loss of or damage to property, including Heritage property, and injuries to or death of persons, including Heritage employees, caused by, resulting from, or growing out of the services described herein, only to the extent that such loss or damage is directly due to Heritage's actions.

- B. To the extent provided by law, the city hereby agrees to indemnify and hold Heritage and its officers, directors, employees, agents, owners, affiliates and contractors harmless from and against any and all loss and damage, suits, liability and expenses (including, but not limited to, reasonable investigation, legal expenses and attorneys' fees) arising out of any claim for loss of or damage to property, including the City's property, and injuries to or death of persons, including City employees, caused by, resulting from, or growing out of the services described herein, only to the extent that such loss or damage is directly due to the City's actions.
5. The City agrees to compensate Heritage payable within 15 days of the date of invoice. Total invoice cost will be based upon a fixed set-up/mobilization fee plus the waste disposal cost as stated in attached Exhibit A entitled, "Cost Proposal – Part #1" and Exhibit B, entitled "Cost Proposal – Part #2: Material Disposal Costs," with both exhibits incorporated herein. Waste categories and units of measurement used for invoice purposes shall be the same as those shown on said exhibits.
6. This Agreement shall become effective upon the date of execution and shall expire at the end of a one (1) year period. Said contract may be renewed annually at the mutual agreement of both parties. Written notice of termination must be received by either party (30 ) days prior to contract termination.
7. Any notice required to be given by the terms of this agreement shall be delivered to the parties as follows: City of Muskogee Attn: Greg Riley, Director of Public Works, 301 S. Cherokee, Muskogee, Ok 74403 and for Heritage Attn: (Name,) (Title) (Address)

BY SIGNATURE BELOW, on the date first above written, the Parties hereby agree to the terms and conditions described herein.

Heritage

\_\_\_\_\_  
Name

\_\_\_\_\_  
Date

City of Muskogee

\_\_\_\_\_  
John R. Coburn, Mayor

\_\_\_\_\_  
Date

**ATTEST:**  
City Clerk

\_\_\_\_\_  
Tammy Tracy

Approved as to form and legality on behalf of City this \_\_\_\_ day of May, 2018.

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Roy D. Tucker, City Attorney

## COST PROPOSAL – PART #1

1. List all applicable costs (e.g., set up charges, transport charges, training, etc.) **Other disposal costs** (see Part #2) pertaining to the proposed collection event.

<u>DESCRIPTION</u>	<u>\$ COST</u>
A. <u>Set-up Charges</u>	<u>\$ 750</u>
B. _____	_____
C. _____	_____
D. _____	_____
E. _____	_____

2. Disposal cost per material unit. Complete attached form indicating disposal method and disposal cost per unit identified.

**Important Note: CITY strongly prefers unit costs to be expressed as cost per pound. If proposer requires alternate unit of measure, strike through "lb." and clearly indicate alternate unit of measure.**



## COST PROPOSAL PART #2: MATERIALS DISPOSAL COSTS

Description	Disposal Method(s)	Unit of Measure	Cost per Unit
Auto, Anti-Freeze	R	Lb.	0.29
Auto, Motor / Gear Oils	R	Lb.	0.28
Auto, Grease	FB	Lb.	0.38
Auto, Oil Filters	R	Lb.	0.38
Batteries, Lead-acid	R	Lb.	0.25
Batteries, Alkaline	LF	Lb.	0.65
Batteries, Other	R	Lb.	0.36
Cleaners, Water based	NT	Lb.	0.38
Cleaners, Ammonia-based	NT	Lb.	0.39
Corrosives, Liquid	NT	Lb.	0.38
Corrosives Solid	NT	Lb.	0.35
Flammables, Liquid	FB	Lb.	0.36
Flammables, Solids	FB	Lb.	1.15
Lights, Florescent	R	Lb.	0.66
Lights, Florescent ballasts	R	Lb.	1.05
Mercury, Mercury-containing items	R	Lb.	5.66
Oxidizers, Liquid	I	Lb.	0.44
Oxidizers, Solids	I	Lb.	0.45
Paint, Aerosols	FB	Lb.	0.59
Paint, Latex	R	Lb.	0.53
Paint, Oil based	FB	Lb.	0.50
Paint, lead based	I	Lb.	0.55
Pesticides, Liquid	I	Lb.	0.82
Pesticides, solids	I	Lb.	0.70
Pesticides, Banned	I	Lb.	0.85
Electronics(Computer & monitor, T.V)	R	Unit	0.52

Disposal Codes: RE=Reuse, R=Recycle, NT=Neutralization Treatment, FB=Fuel Blending, I=Incineration, LF=Landfill

**Regular City Council**

**12. a.**

**Meeting Date:** 05/29/2018

**Submitted For:** Roy Tucker, City Attorney

**Initiator:** Ashley Wallace,  
Office Adm 1

**Department:** City Clerk

**Staff Information Source:**

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**Information**

**AGENDA ITEM TITLE:**

Pursuant to Section 307B.2, Title 25, Oklahoma Statutes, consider convening in executive session to discuss negotiations with the Fraternal Order of Police, Lodge #95, and if necessary, take appropriate action in open session.

**BACKGROUND:**

The City's negotiating team desires to discuss with the Mayor and Council the ongoing negotiations with FOP, Lodge #95.

The City Council should determine that disclosure of ongoing negotiations between the City and FOP will seriously impair the ability of the City to continue negotiations. Therefore, the Council should convene in Executive Session to discuss this matter.

**RECOMMENDED ACTION:**

Pursuant to Section 307B.2, Title 25, Oklahoma Statutes, consider convening in executive session to discuss negotiations with the Fraternal Order of Police, Lodge #95, and if necessary, take appropriate action in open session.

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**Fiscal Impact**

**Attachments**

*No file(s) attached.*

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