

Notice for the Midwest City Council meetings was filed for the calendar year with the City Clerk of Midwest City. Public notice of this agenda was accessible at least 24 hours before this meeting at City Hall and on the Midwest City website (www.midwestcityokorg).

MIDWEST CITY COUNCIL MINUTES

December 08, 2020

This meeting was held in the Midwest City Chambers at City Hall, 100 N Midwest Blvd, Midwest City, County of Oklahoma, State of Oklahoma.

Mayor Matt Dukes called the meeting to order at 6:00 PM with following members present: Councilmembers Susan Eads, Pat Byrne, Españiola Bowen, Sean Reed, Christine Allen, Rick Favors and with City Clerk, Sara Hancock, City Attorney Heather Poole, and City Manager Tim Lyon.

OPENING BUSINESS.

Assistant City Manager Vaughn Sullivan opened with the invocation, followed by the Pledge of Allegiance led by Carl Albert JROTC Cadets Butler and Crouch. Council and Staff made community-related announcements and an Ice Storm Recovery update was provided.

CONSENT AGENDA. Byrne made a motion to approve the consent agenda, as submitted with exception of pulling item #8, seconded by Allen. Voting Aye: Byrne, Eads, Bowen, Reed, Allen Favors, and Mayor Dukes. Nay: None. Motion carried.

1. Discussion and consideration to approve the minutes of the November 10, 2020 meeting, as submitted.
2. Discussion and consideration of accepting the City Manager's Report for the month of October 2020.
3. Discussion and consideration of supplemental budget adjustments to the following funds for FY 2020-2021, increase: Disaster Relief Fund, expenditures/Disaster Relief (88) \$4,000,000. 2018 Election GO Bonds Fund, revenues/Bond Proceeds (09) \$8,022,486; expenditures/Street Department (09) \$8,022,486. General Fund, expenditures/Municipal Court (12) \$1,875. 2018 Election GO Bonds, revenue/Transfer In (06) \$398,000; expenditures/Parks & Recreation (06) \$398,000.
4. Discussion and consideration of accepting the monthly report on the City of Midwest City Employees' Health Benefits Plan by the City Manager and action as deemed necessary by the Council to maintain the plan.
5. Discussion and consideration of 1) approval of a proposed Substantial Amendment to the 2019 Action Plan for the use of a second special allocation of HUD Community Development Block Grant COVID-19 (CDBG-CV3) funds, 2) authorization of the Mayor to submit amendment and any certifications to the U.S. Department of Housing and Urban Development, and 3) authorization of the Mayor and City Manager to enter into the necessary contracts to implement said program.
6. Discussion and consideration of accepting maintenance bonds from H&H Plumbing & Utilities, Inc. in the amount of \$2,429.00, \$1,749.50, and \$5,235.50, respectively.

7. Discussion and consideration of accepting maintenance bonds from H&H Plumbing & Utilities, Inc. in the amount of \$873.00, respectively.
8. **Public Hearing with discussion and consideration to approve an ordinance, to close for public use, a 21 foot Fire Lane Easement located at 8000 East Reno, which is part of Block 1 of the Atkinson Park Addition, a subdivision of part the Northwest Quarter (NW/4) of Section 2, Township 11 North, Range 2 West, of the Indian Meridian, Oklahoma County, Oklahoma.** Staff addressed the council. After discussion, Reed made motion to approve Ordinance 3433, seconded by Allen. Voting Aye: Byrne, Bowen, Reed, Allen, Favors, and Mayor Dukes. Nay: Eads. Motion carried.
9. Discussion and consideration of approving and entering into a project agreement for Federal-aid Project Number SRS-255E(340)ST, State Job Number 31480(26), with the Oklahoma Department of Transportation to receive federal funds up to the amount of \$180,000.00 for the Safe Routes to School Trail.
10. Discussion and consideration of approving and entering into a project agreement for Federal-aid Project Number TAP-255D(330)AG, State Job Number 31437(04), with the Oklahoma Department of Transportation to receive \$500,000.00 in federal funds for the West Palmer Loop Trail and agree to pay the City match of \$749,128.00.
11. Discussion and consideration of 1) approving and entering into the Oklahoma Highway Safety Office grant (Project Number PT-21-03-18-18) to establish the terms and conditions under which the City will receive a law enforcement traffic safety grant in the amount of \$32,820; and 2) authorizing the mayor and/or city manager to execute such documents and enter into such agreements as are necessary or appropriate to carry out the objectives of the grant.
12. Discussion and consideration of declaring (1) 2005 Chevy Impala and (1) 2009 Dodge Ram as surplus and authorizing disposal by public auction, sealed bid or other means necessary.
13. Discussion and consideration of declaring 200 firearms of various calibers as surplus and authorizing their disposal by trade-in toward future purchases with GT Distributors, Austin, Texas for a trade-in amount of \$19,706.00.
14. Discussion and consideration of declaring miscellaneous fire tools surplus and authorizing their disposal by public auction, sealed bid or destruction, if necessary.

DISCUSSION ITEMS.

1. **Discussion and consideration of a quarterly update on the progress of the execution of the General Obligation Bond (the Bond) projects.** No action needed.
2. **Discussion and Consideration approving Amendment No 6 to the construction management contract with CMSWillowbrook Inc. for the Delta Midwest City Public Areas Renovation in an amount not to exceed \$1,098,769.39.** After Staff and Council discussion, Eads made motion to approve amendment, as submitted, seconded by Reed. Voting Aye: Byrne, Eads, Bowen, Reed, Allen Favors, and Mayor Dukes. Nay: None. Motion carried.

3. **Discussion and consideration of awarding the bid and entering into a contract with Sprinturf LLC, for the installation of the Multi-Purpose Sports Complex Phase I synthetic fields, located in the 9200 – 9400 blocks of S.E. 29th Street in Oklahoma City in the total amount of \$749,600.00.** After Staff and Council discussion, Allen made motion to award bid and enter into contract, as submitted, seconded by Byrne. Voting Aye: Byrne, Eads, Bowen, Reed, Allen, Favors, and Mayor Dukes. Nay: None. Motion carried.
4. **Discussion and consideration of awarding the bid and entering into a contract with Lippert Brothers Construction, Inc. for the construction of the Multi-Purpose Sports Complex Phase I, located in the 9200 – 9400 blocks of S.E. 29th Street in Oklahoma City in the total net amount of \$5,082,000.00, which includes the base bid in the amount of \$4,900,000.00 and Alternate number 1 (shade sails spectators) in the amount of \$100,000.00, Alternate number 2 (playground) \$146,000.00, Alternative number 3 (playground triangle shade sail) \$24,000.00, Alternative number 4 (shade sails restroom) \$53,000.00 and Alternative number 5 (clearing and grubbing haul off) deduct \$141,000.00.** After Staff and Council discussion, Byrne made a motion to award bid and enter into contract, as submitted, seconded by Allen. Voting Aye: Byrne, Eads, Bowen, Reed, Allen, Favors, and Mayor Dukes. Nay: None. Motion carried.
5. **Consider and approve a Resolution joining in and approving a Joint Resolution to be considered by the Midwest City Memorial Hospital Authority on December 8, 2020 authorizing and approving a Joint Resolution with the Midwest City Chamber of Commerce, Trustor of the Authority, amending Paragraph 2 (b) of Article III of the Amended Trust to allow items related to technology that do not have an expected useful life of greater than twenty (20) years to be recommended for and awarded grants from the Trust.** After Staff and Council discussion, Bowen motion to approve Resolution 2020-08, as submitted, seconded by Eads. Voting Aye: Byrne, Eads, Bowen, Reed, Allen, Favors, and Mayor Dukes. Nay: None. Motion carried.
6. **(PC – 2053) Public hearing with discussion and consideration of approval of an ordinance to rezone from R-6, Single Family Detached Residential to R-2F, Two Family Attached Residential and a resolution to amend the Comprehensive Plan from LDR, Low Density Residential to MDR, Medium Density Residential for the property addressed as 2200 Saint Luke. This item was continued from the November meeting.** Applicant, Roshan Kalra, 2200 St. Luke addressed the council. After Staff and Council discussion, Reed made motion to deny request, as submitted, seconded by Eads. Voting Aye: Byrne, Eads, Bowen, Reed, Favors, and Mayor Dukes. Nay: None. Abstain: Allen. Motion carried.
7. **(PC-2058) Public hearing with discussion and consideration of an ordinance to redistrict from SPUD, Simplified Planned Unit Development governed by the I-1, Light Industrial district to Amended SPUD, for the property described as a part of the SE/4 of Section 29, T-12-N, R-2-W, located at 1101 N. Sooner Road.** After Staff and Council discussion, Item was tabled.
8. **(PC-2059) Public hearing with discussion and consideration of an ordinance to redistrict from C-3, Community Commercial to SPUD, Simplified Planned Unit Development, governed by the C-3, Community Commercial subject to staff comments, for the properties described as Lots 1 and 2 of Block A of the Marydale Acres Addition, addressed as 1101 and 1107 N. Post Rd.** No action taken.

9. **(PC-2060) Public hearing with discussion and consideration of an ordinance to redistrict from PUD, Planned Unit Development, governed by the I-2, Moderate Industrial district, to Amended PUD, Planned Unit Development, governed by the I-2, Moderate Industrial district subject to staff comments, for the properties described as Lots 1, 4, 8, 9, 10 and 11 of the Global Business Centre Addition. The lots are addressed as 2700, 2710, 2800, 2830, 2800 and 2841 Global Parkway.** Applicant, Donald B. Nevard, 2825 NW Grand Blvd., OKC, addressed the council. After Staff and Council discussion, Reed made a motion to deny the ordinance, seconded by Eads. Voting Aye: Eads, Bowen, Reed, Allen, and Mayor Dukes. Nay: Byrne. Abstain: Favors. Motion carried.

At 7:23 PM Council recessed and returned at 7:32 PM.

10. **(PC-2061) Discussion and consideration of approval of the StatusOne Preliminary Plat for the property described as a part the SW/4 of Section 12, T11N, R2W, addressed as 2500 S. Douglas Blvd.** After Staff and Council discussion, Byrne made motion to approve the plat, as submitted, seconded by Reed. Voting Aye: Byrne, Eads, Bowen, Reed, Allen, Favors, and Mayor Dukes. Nay: None. Motion carried.
11. **(PC-2057) Public hearing with discussion and consideration of an ordinance to redistrict from R-6, Single Family Detached Residential to PUD, Planned Unit Development, governed by the R-HD, High Density Residential and a resolution to amend the Comprehensive Plan from LDR, Low Density Residential and PSP, Public/Semi-Public, to HDR, High Density Residential, for the property described as Lots 9-13, 17 and 18, Block 5 of the Pine Addition.** David Box, 522 Colcord Dr., and Larry Roberts, 210 Jacobs Dr., addressed the council. After Staff and Council discussion, Reed made motion to approve Ordinance 3429 and Resolution 2020-29, as submitted, seconded by Byrne. Voting Aye: Byrne, Bowen, Reed, Favors, and Mayor Dukes. Nay: Eads. Abstain: Allen. Motion carried.

Eads left horseshoe at 8:11 PM and returned at 8:12 PM.

12. **Discussion and consideration of passing and approving an ordinance amending the Midwest City Municipal Code, Chapter 2, Administration; Article II, City Council; Section 2-11, Time of Regular Meetings of Council; and providing for repealer, severability and declaring an emergency.**

After Council discussion, Reed made a motion to approve ORD 3432, with the exception of the January 12 meeting being at 6:30 PM, seconded by Byrne. Voting Aye: Byrne, Bowen, Reed, Allen, Favors, and Mayor Dukes. Nay: Eads. Motion carried.

Byrne made motion to approve the emergency clause, seconded by Reed. Voting Aye: Byrne, Bowen, Reed, Allen, Favors, and Mayor Dukes. Nay: Eads. Motion carried.

NEW BUSINESS/PUBLIC DISCUSSION. There was no new business or public discussion.

EXECUTIVE SESSION.

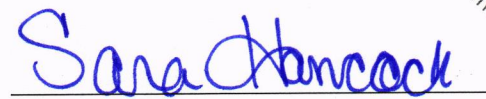
- 1. Discussion and consideration of 1) entering into executive session as allowed under 25 O.S. § 307 (B)(1), to discuss the employment, hiring, appointment, promotion, demotion, disciplining or resignation of the City Manager; and 2) in open session, taking action as appropriate based on the discussion in executive session. Item was not needed.**

ADJOURNMENT. There being no further business, Mayor Dukes adjourned the meeting at 8:25 PM.

ATTEST:




MATTHEW D. DUKES II, Mayor


SARA HANCOCK, City Clerk

Notice for the Midwest City Municipal Authority meetings was filed for the calendar year with the City Clerk of Midwest City. Public notice of this agenda was accessible at least 24 hours before this meeting at City Hall and on the Midwest City website (www.midwestcityokorg).

Midwest City Municipal Authority Minutes

December 08, 2020

This meeting was held in Midwest City Council Chambers at City Hall, 100 N. Midwest Boulevard, Midwest City, County of Oklahoma, State of Oklahoma.

Chairman Matt Dukes called the meeting to order at 8:26 PM with the following members present: Trustees Susan Eads, Pat Byrne, Española Bowen, Sean Reed, Christine Allen, Rick Favors and Secretary Sara Hancock, City Attorney Heather Poole, and City Manager Tim Lyon.

CONSENT AGENDA. Allen made motion to approve the consent agenda, as submitted, and seconded by Byrne. Voting Aye: Byrne, Eads, Bowen, Reed, Allen, Favors and Chairman Dukes. Nay: None. Motion carried.

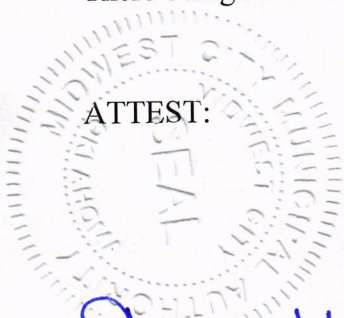
1. Discussion and consideration to approve the minutes of the November 10, 2020 meeting, as submitted.
2. Discussion and consideration of supplemental budget adjustments to the following funds for FY 2020-2021, increase: Utilities Capital Outlay Fund, expenses/Utility Services (50) \$25,000.
3. Discussion and consideration of accepting the report on the current financial condition of the Sheraton Midwest City Hotel at the Reed Center for the period ending October 30, 2020.

NEW BUSINESS/PUBLIC DISCUSSION. There was no new business or public discussion.

ADJOURNMENT.

There being no further business, Chairman Dukes adjourned the meeting at 8:26 pm.

ATTEST:



Sara Hancock

SARA HANCOCK, Secretary

Matthew D. Dukes II

MATTHEW D DUKES II, Chairman

Notice for the Midwest Memorial Hospital Authority meetings was filed for the calendar year with the City Clerk of Midwest City. Public notice of this agenda was accessible at least 24 hours before this meeting at City Hall and on the Midwest City website (www.midwestcityokorg).

Midwest City Memorial Hospital Authority Minutes

December 08, 2020

This meeting was held in the Midwest City Chambers at City Hall, 100 N Midwest Blvd, Midwest City, County of Oklahoma, State of Oklahoma.

Chairman Matt Dukes called the meeting to order at 8:26 PM with following members present: Trustees Susan Eads, Pat Byrne, Española Bowen, Sean Reed, Christine Allen, Rick Favors with Secretary Sara Hancock, City Attorney Heather Poole, and City Manager Tim Lyon.

DISCUSSION ITEMS.

- 1. Discussion and consideration to approve the minutes of the November 10, 2020 meeting, as submitted.** Reed made a motion to approve the minutes, as submitted, seconded by Byrne. Voting aye: Eads, Byrne, Bowen, Reed, Allen, Favors and Chairman Dukes. Nay: none. Motion Carried.
- 2. Discussion and consideration of approving a Resolution authorizing and approving a Joint Resolution with the Midwest City Chamber of Commerce, Trustor of the Authority, amending the Trust Indenture of the Authority to allow for grants to be awarded for the use of technology which may have an expected useful life of less than twenty (20) years. This item was on the August 25, 2020 City Council Agenda.** Byrne made a motion to approve Resolution HA2020-03, as submitted, seconded by Bowen. Voting aye: Eads, Byrne, Bowen, Reed, Allen, Favors and Chairman Dukes. Nay: none. Motion Carried.
- 3. Discussion and consideration of declaring Lots 8 – 10, Block 1, Re-Plat of Atkinson Heights Addition (a/k/a 2500 S Air Depot BL) surplus; and to enter into a real estate agreement with Savory Swig Stores, LLC, Lehi, UT to sell the property for \$125,000 less Closing costs.** Coleman address the Council; Byrne made a motion to enter into the amended agreement, including pg. 21 signature block to read as “Savory Swig Store”, seconded by Allen. Voting aye: Eads, Byrne, Bowen, Reed, Allen, Favors and Chairman Dukes. Nay: none. Motion Carried.
- 4. Discussion and consideration of action to reallocate assets, change fund managers or make changes in the Statement of Investment Policy, Guidelines and Objectives.** No Action Needed.

NEW BUSINESS/PUBLIC DISCUSSION. There was no public discussion.

EXECUTIVE SESSION.

- 1. Discussion and consideration of 1) entering into executive session, as allowed under 25 O.S. § 307(C)(11), to confer on matters pertaining to economic development, including the transfer of property, financing or the creation of a proposal to entice a business to remain or to locate**

within the City, and 2) in open session, authorizing the general manager/administrator to take action as appropriate based on the discussion in executive session.

At 8:32 PM Allen made a motion to enter into Executive Session, seconded by Reed. Voting aye: Eads, Byrne, Bowen, Reed, Allen, Favors and Chairman Dukes. Nay: none.

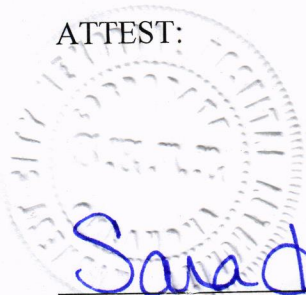
At 9:11 PM Reed made a motion to return to Open Session, seconded by Allen. Voting aye: Eads, Byrne, Bowen, Reed, Allen, Favors and Chairman Dukes. Nay: none.

No Action was needed.

ADJOURNMENT

There being no further business, Chairman Dukes adjourned the meeting at 9:11 PM.

ATTEST:



Sara Hancock
SARA HANCOCK, Secretary

Matthew D. Dukes II
MATTHEW D. DUKES II, Chairman