

**CITY OF ADA  
REGULAR MEETING  
MAY 3, 2021**

The Ada City Council met in a regular meeting, Monday, May 3, 2021 at 5:45 p.m., at Ada City Hall, in the Dr. Ray L. Stout City Council Chamber, 231 S. Townsend. Advanced public notice was given by posting the agenda on the City Hall bulletin board on Friday, April 30, 2021 at 11:00 a.m., and posting on the City of Ada web site Friday, April 30, 2021.

**Councilmen Present:** John Hargrave, Tre' Landrum, Randy McFarlin, Bryan Morris, Guy Sewell

**Councilmen Absent:** None

The meeting of the Ada City Council was called to order by Mayor Tre' Landrum.

Mayor Landrum led the audience in the Pledge of Allegiance.

Mayor Landrum called for a moment of silence.

**Discussion of and action on Consent Agenda**

- 1. Consideration of the Minutes (April 19, 2021 meeting and April 22, 2021 special called meeting).**
- 2. Consideration of supplemental appropriations or transfer of appropriations within the General Fund budget.**
- 3. Consideration of supplemental appropriations or transfer of appropriations within the Sub-Funds to the General Fund budget.**
- 4. Consideration of supplemental appropriations or transfer of appropriations within the Special Revenue Funds budget.**
- 5. Consideration of supplemental appropriations or transfer of appropriations within the Other Funds budget.**
- 6. Consideration of receipt of committee/board recommendations and reports:**  
**Ada Metropolitan Area Planning & Zoning Commission Minutes April 15, 2021**
- 7. Written reports from departments.**

Motion was made by **Councilman Sewell**, seconded by **Councilman McFarlin** to approve the Consent Agenda as presented. Mayor Landrum called for a vote taken with the following result:

AYE: Hargrave, Landrum, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

#### **Discussion of and action on items removed from the Consent Agenda**

There were no items removed from the Consent Agenda.

#### **Discussion of and action on appointments to the Ada Water Resources Board**

Motion was made by **Councilman Sewell**, seconded by **Councilman Hargrave** to reappoint Dr. Randall Ross, term expiring May 2023, and Krystina Phillips, term expiring May 2024, and to appoint Kris Patton as Ex-Officio to the Ada Water Resources Board. Mayor Landrum called for a vote taken with the following result:

AYE: Hargrave, Landrum, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

**Public hearing and discussion of and action on an ordinance providing for the re-zoning of certain property within the City of Ada, Oklahoma, from C-1, Neighborhood Commercial District, to C-2, General Commercial District, and declaring an emergency for the following described property:**

**All of Lot 16 in Block 4 of Arlington Addition to the City of Ada, Pontotoc County, Oklahoma.**

**This property is also known as 816 Arlington.**

**(If passed, must consider Emergency Clause.)**

City Manager Holcomb advised the applicant of this rezoning request had contacted him and requested it tabled until the May 17<sup>th</sup> City Council meeting.

Motion was made by **Councilman Morris**, seconded by **Councilman Hargrave** to table Agenda Item Seven until the May 17<sup>th</sup> regularly scheduled City Council Meeting. Mayor Landrum called for a vote taken with the following result:

AYE: Hargrave, Landrum, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

**Public hearing and discussion of and action on an ordinance providing for the re-zoning of certain property within the City of Ada, Oklahoma, from R-1, One-Family District, to C-1-R, Restricted Neighborhood Commercial District, Planned Unit Development, and declaring an emergency for the following described property:**

**The south half of the north half of the southwest quarter of the northwest quarter (S/2 N/2 SW/4 NW/4) and the south half of the southwest quarter of the northwest quarter (S/2 SW/4 NW/4) of Section 36, T4N, R6E, and containing 30 acres, more or less.**

**This property is located at the northeast corner of the intersection of Monte Vista and Kirby Lane.**

**(If passed, must consider Emergency Clause.)**

City Manager Holcomb advised the applicant of this rezoning request had requested at the April 15<sup>th</sup> Planning & Zoning Commission meeting to table their request. Mr. Holcomb advised the Planning & Zoning Commission will hear the rezoning request at their May 20<sup>th</sup> meeting.

Motion was made by **Councilman Sewell**, seconded by **Councilman Morris** to table Agenda Item Eight until the June 7<sup>th</sup> regularly scheduled Ada City Council Meeting. Mayor Landrum called for a vote taken with the following result:

AYE: Hargrave, Landrum, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

**Public hearing and discussion of and action on a resolution authorizing the use of certain property in a C-2, General Commercial District, within the City of Ada for a Use Permitted on Review in a C-2, General Commercial District, for a bar serving mixed drinks, for the following described property:**

**Lots 14, 15, and 16 in Block 90 of the Original Townsite of Ada, Pontotoc County, Oklahoma.**

**This property is located at 214 West Main Street.**

City Manager Holcomb presented the request from Eldon Sawyer for a Use Permitted on Review for a bar serving mixed drinks in an existing structure in a C-2, General Commercial District. The City Manager stated the existing building was being used for the business known as "Slush'd", which sold frozen alcoholic drinks packaged for sale, but not for consumption on the premises. The business has been informed by a recent ruling by the ABLE Commission that they were to no longer sell the packaged drinks, but were only allowed to sell for consumption on premises.

Mr. Chris McMahan discussed with the Council the Use Permitted on Review for 214 West Main.

Motion was made by **Councilman Morris**, seconded by **Councilman Hargrave** to adopt **Resolution No. 21-06A, resolution authorizing the use of certain property in a C-2, General Commercial District, within the City of Ada for a Use Permitted on Review in a C-2, General Commercial District, for a bar serving mixed drinks.** Mayor Landrum called for a vote taken with the following result:

AYE: Hargrave, Landrum, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

**Discussion of and action on Change Order No. 3 to contract with Crossland Heavy Contractors, Inc. for Main Street Improvements Project**

The City Manager reported this Change Order No. 3 to the contract with Crossland Heavy Contractors, Inc., was for adding back Alternate #1, the bike trail portion of the project located on Main Street between Constant and Hope, an increase to the contract in the amount of \$380,228.23.

Motion was made by **Councilman McFarlin**, seconded by **Councilman Sewell**, to approve Change Order No. 3 to contract with Crossland Heavy Contractors, Inc., in the amount of \$350,228.23, for Main Street Improvements Project. Mayor Landrum called for a vote taken with the following result:

AYE: Hargrave, Landrum, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

**Discussion of and action on Change Order No. 1 to contract with Sunrise Construction, LLC, for the East Side Lift Station Project**

Mr. Holcomb discussed the Change Order No. 1 to the Sunrise Construction contract, stating the Change Order would allow the contractor to perform the work necessary to raise the electrical meter, as required by the power company. The City Manager stated Change Order No. 1 would add \$945.00 to the Contract.

Motion was made by **Councilman Sewell**, seconded by **Councilman Morris** to approve Change Order No. 1 to contract with Sunrise Construction, LLC, an increase of \$945.00 for the East Side Lift Station Project. Mayor Landrum called for a vote taken with the following result:

AYE: Hargrave, Landrum, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

**Discussion of and action on the purchase of approximately 350 acres of water rights from C.D. Jones and Coleen Jones for the sum of \$105,000.00 (\$300.00 per acre); approval of Contract for Sale of Water Rights, authorization for Mayor to execute said contract and all documents relating to purchase of said rights, authorization for City Attorney to complete purchase of said water rights; said water rights being specifically described as follows:**

**Murray County, Oklahoma, to-wit:**

**The NW ¼ and N ½ of SW ¼ of Section 21, Township 1 North, Range 4 East**

**The S 1/2, SW ¼ of Section 21, Township 1 North, Range 4 East**

**The South ½ of the SW ¼ of the SW ¼ and SW ¼ of SE ¼ of SW ¼ of Section 16, Township 1 North, 4 East**

**(Funding from Water Development Fund)**

Motion was made by **Councilman Sewell**, seconded by **Councilman Morris** to approve the purchase of approximately 350 acres of water rights from C.D. Jones and Coleen Jones for the sum of \$105,000.00 (\$300.00 per acre); approval of Contract for Sale of Water Rights, authorization for Mayor to execute said contract and all documents relating to purchase of said rights, authorization for City Attorney to complete purchase of said water rights. Mayor Landrum called for a vote taken with the following result:

AYE: Hargrave, Landrum, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

**Discussion of and action on the purchase of approximately 320 acres of water rights from Robbye Jones and Janice Jones for the sum of \$96,000.00 (\$300.00 per acre); approval of Contract for Sale of Water Rights, authorization for Mayor to execute said contract and all documents relating to purchase of said rights, authorization for City Attorney to complete purchase of said water rights; said water rights being specifically described as follows:**

**Murray County, Oklahoma, to-wit:**

**The East Half of Section 20, Township 1 North, Range 4 East.**

**(Funding from Water Development Fund)**

Motion was made by **Councilman Sewell**, seconded by **Councilman Morris** to approve the purchase of approximately 320 acres of water rights from Robbye Jones and Janice Jones for the sum of \$96,000.00 (\$300.00 per acre); approval of Contract for Sale of Water Rights, authorization for Mayor to execute said contract and all documents relating to purchase of said

rights, authorization for City Attorney to complete purchase of said water rights. Mayor Landrum called for a vote taken with the following result:

AYE: Hargrave, Landrum, McFarlin, Morris, Sewell

NAY: NONE

Motion Carried 5-0.

**Discussion of and action on amendment to Ordinance No.20 - 28, which amended Section 62-137, "Coronavirus (COVID19)" of Article IV, "Emergency Management" of Chapter 62, "Public Safety"; and declaring an emergency**

**(If passed, must consider Emergency Clause.)**

Motion was made by **Councilman Morris**, seconded by **Councilman Hargrave** to enact **ORDINANCE NO. 21-07, AN ORDINANCE AMENDING ORDINANCE 20-06 AND SUBSEQUENT AMENDMENTS, WHICH ADDED/AMENDED SECTION 62-137, "CORONAVIRUS (COVID19)" TO ARTICLE IV, "EMERGENCY MANAGEMENT" OF CHAPTER 62, "PUBLIC SAFETY", BY AMENDING AND REPLACING THE EXISTING SECTION 62-137 IN ITS ENTIRETY WITH CERTAIN RESTRICTIONS UPON BUSINESSES AND CITIZENS OF THE CITY OF ADA FOR THE PROTECTION OF THE PUBLIC HEALTH; SETTING FINE FOR THE VIOLATION OF SAID REQUIREMENTS, DUTIES AND RESTRICTIONS; ESTABLISHING ORDINANCE END DATE; AUTHORIZING CITY MANAGER TO MODIFY CITY SERVICES AS NEEDED IN RESPONSE TO THE STATE OF EMERGENCY, INCLUDING BUT NOT LIMITED TO, HOURS OF OPERATION, PUBLIC ACCESS, AND EMPLOYEE WORKING CONDITIONS; ALLOWING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**

Mayor Landrum called for a vote taken with the following result:

AYE: Hargrave, Landrum, McFarlin, Morris

NAY: Sewell

Motion Carried 4-1.

Motion was made by **Councilman Morris**, seconded by **Councilman McFarlin** to invoke the emergency clause. Mayor Landrum called for a vote taken with the following result:

AYE: Hargrave, Landrum, McFarlin, Morris

NAY: Sewell

Motion Carried 4-1.

### **Reports by City Manager and/or City Staff**

Public Information Director Lisa Bratcher, informed Council of the "Yard of the Month" Program that would run from May through July for both residents and businesses. Ms. Bratcher also presented information on the "Armed Forces Day Parade" to be held on Saturday, May 15, 2021.

Ms. Bratcher presented further information of summer activities, such as the opening of the Pools on May 29<sup>th</sup>, along with the new Splash Pad at Wintersmith Park, and the first Movie Night to be held on Friday, May 28<sup>th</sup>.

**Persons to be heard on any matter not on the agenda**

Mr. Chris McMahan addressed the Council concerning the installation of street lighting in the 200 Block of West Main, stating how dark the block was after daylight.

**Adjournment**

There being no further business to come before the Ada City Council, Mayor Landrum adjourned the meeting and requested members reconvene as the governing board of the Ada Public Works Authority.

Attest: Sally Pool, City Clerk

Tre' Landrum, Mayor