

**CITY OF ADA
REGULAR MEETING
OCTOBER 20, 2014**

The Ada City Council met in regular session, Monday, October 20, 2014 at 5:45 p.m. at City Hall in the Dr. Ray L. Stout City Council Chamber. Advanced public notice was given by posting the agenda on the City Hall bulletin boards on Friday, October 17, 2014 at 9:00 a.m.

Council Members Present: Greg McCortney, Ben McFarlane, Bryan Morris,
Darrell Nemecek, Guy Sewell
(Councilman McCortney arrived late – Item Seven)

Council Members Absent: None

Councilman Darrell Nemecek gave the invocation.

Discussion of and action on Consent Agenda

- 1. Consideration of the Minutes (October 6, 2014 meeting).**
- 2. Consideration of receipt of committee/board recommendations and reports: None.**
- 3. Written reports from departments.**

Motion was made by **Councilman Nemecek** and seconded by **Councilman McFarlane** to approve the Consent Agenda as presented. Mayor Morris called for the vote recorded as follows:

AYE Morris, McFarlane, Nemecek, Sewell

NAY: None

Motion carried 4-0.

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 request from Ada Main Street for temporary street closures and assistance with traffic and crowd control during the “Pat Taylor Memorial Parade of Lights” on Thursday, December 4, 2014

City Manager Holcomb reported Ada Main Street was requesting to close streets, beginning at 4:00 p.m. on Thursday, December 4th, to prepare for the annual Pat Taylor Memorial Parade of Lights. City Manager Holcomb also reported City’s assistance had been requested for the placing of barricades along the parade route, and for assistance with traffic and crowd control beginning at 4:00 until the parade traffic clears.

Motion was made by **Councilman Sewell** and seconded by **Councilman McFarlane** to approve request from Ada Main Street for temporary street closures and assistance with traffic and crowd control during the “Pat Taylor Memorial Parade of Lights” on Thursday, December 4, 2014. Mayor Morris called for the vote recorded as follows:

AYE Morris, McFarlane, Nemecek, Sewell

NAY: None

Motion carried 4-0.

Discussion of and action on approval of Agreement with CEC Infrastructure Solutions to provide a drainage study for East Main Street from North Mississippi to North Constant

City Manager Holcomb presented the proposed Agreement, explaining the Agreement would provide a drainage study and analysis of the area of East Main Street experiencing flooding at low points east of North Constant. The City Manager stated the cost is a lump sum amount of \$9,510.00 and would be funded from Proposition One.

Motion was made by **Councilman Nemecek** and seconded by **Councilman Sewell** to approve Agreement with CEC Infrastructure Solutions to provide a drainage study for East Main Street from North Mississippi to North Constant. Mayor Morris called for the vote recorded as follows:

AYE Morris, McFarlane, Nemecek, Sewell

NAY: None

Motion carried 4-0.

(Councilman McCortney arrived at this point of the Council Meeting)

Discussion of and action on approval of Amendments to Professional Services Agreement with Delta Airport Consultants, Inc. as follows:

Amendment 5R in the amount of \$54,600.00,

Amendment 6 in the amount of \$130,300.00,

Amendment 7 in the amount of \$34,900.00 and

Amendment 8 in the amount of \$84,400.00

for improvements to the Ada Municipal Airport and authorization for the Mayor to execute all necessary documents to issue the Notice to Proceed.

City Manager Holcomb reviewed with the Council, the Amendments to the contract with Delta Airport Consultants, stating the actual construction of these improvements will be planned for the fiscal year 2015-2016 budget. Mr. Holcomb advised the amendments, if approved, would replace the failing runway lights, design the expanded new terminal apron, provide a seal coat for the existing runway, and improve the grading in the immediate vicinity of the runway edge.

Motion was made by **Councilman Sewell** and seconded by **Councilman McFarlane** to approve Amendments to Professional Services Agreement with Delta Airport Consultants, Inc., Amendment 5R in the amount of \$54,600.00, Amendment 6 in the amount of \$130,300.00, Amendment 7 in the amount of \$34,900.00 and Amendment 8 in the amount of \$84,400.00, for improvements to the Ada Municipal Airport and authorize the Mayor to execute all necessary documents to issue the Notice to Proceed. Mayor Morris called for the vote recorded as follows:

AYE: McCortney, McFarlane, Morris, Nemecek, Sewell

NAY: None

Motion carried 5-0.

Discussion of and action on approval to surplus various items for E-Waste recycling

City Manager Holcomb referred the Council to the list of surplus items in their agenda packet.

Motion was made by **Councilman Nemecek** and seconded by **Councilman McCortney** approving to surplus various items for E-Waste recycling. Mayor Morris called for the vote recorded as follows:

AYE: McCortney, McFarlane, Morris, Nemecek, Sewell

NAY: None

Motion carried 5-0.

Discussion of and action on authorization for filing suit against EST, Inc., C3 Construction, Inc., and any other person, firm, or corporation who is or may be liable for damages to the City of Ada, Oklahoma, arising out of or pertaining to the Wintersmith Park, Ada City Lake Dam Spillway Apron Rehabilitation; and for such other relief as may be authorized by law

City Manager Holcomb advised the City Attorney was available to answer questions concerning the pending law suit against EST, Inc., and C3 Construction, Inc.

Mayor Morris stated he would abstain from voting on this matter, as his law firm has C3 Construction, Inc., as a client.

Motion was made by **Councilman Sewell** and seconded by **Councilman McFarlane** to authorize filing suit against EST, Inc., C3 Construction, Inc., and any other person, firm, or corporation who is or may be liable for damages to the City of Ada, Oklahoma, arising out of or pertaining to the Wintersmith Park, Ada City Lake Dam Spillway Apron Rehabilitation, and for such other relief as may be authorized by law. Mayor Morris called for the vote recorded as follows:

AYE: McCortney, McFarlane, Nemecek, Sewell

NAY: None

ABSTAIN: Morris

Motion carried 4-1.

Mayor Morris requested the Council Members to consider Agenda Item Eleven next.

Reports by City Manager

There were no reports by City Manager Holcomb.

Persons to be heard on any matter not on the agenda

There were no persons to be heard on any matter not on the agenda.

Motion was made by **Councilman Sewell** and seconded by **Councilman Nemecek** to recess the meeting of the Ada City Council, and reconvene as the governing body of the Ada Public Works Authority. Mayor Morris called for the vote recorded as follows:

AYE: McCortney, McFarlane, Morris, Nemecek, Sewell

NAY: None

Motion carried 5-0.

Following the Ada Public Works Authority meeting, motion was made by **Councilman McFarlane** and seconded by **Councilman Sewell** to reconvene the meeting of the Ada City Council. Mayor Morris called for the vote recorded as follow:

AYE: McCortney, McFarlane, Morris, Nemecek, Sewell

NAY: None

Motion carried 5-0.

Executive Session for the purpose of discussing the purchase or appraisal of real property [as provided in Title 25, Oklahoma Statutes, Section 307(B)(3)]; and, Executive Session to discuss threatened or pending litigation, including Franco American Charolaise, Ltd., et.al. vs. City of Ada [as provided in Title 25, Oklahoma Statutes, Section 307(B)(4)]

Councilman McCortney stated all the information was not available and there was no need to go into Executive Session.

Mayor Morris called for a motion.

The agenda item died for lack of a motion.

Adjournment

There being no further business to come before the Ada City Council, Mayor Morris adjourned the meeting at 6:16 p.m.

Attest: Sally Pool, City Clerk

Bryan Morris, Mayor