

**CITY OF ADA
REGULAR MEETING
SEPTEMBER 19, 2016**

The Ada City Council met in regular session, Monday, September 19, 2016 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, September 16, 2016 at 4:15 p. m.

Council Members Present: Preston Draper, Greg McCortney,
Ben McFarlane, Bryan Morris, Guy Sewell

Council Members Absent: None

Mayor Sewell called the meeting to order at 5:45 p.m.

Mayor Sewell led the audience in the Pledge of Allegiance.

Councilman Greg McCortney gave the invocation.

City Manager Holcomb acknowledged Councilman McCortney for his service to the Ada City Council since 2011. Councilman McCortney is resigning his seat on the Council, as he is running for State Senator in the upcoming November election. The City Manager presented Councilman McCortney with a plaque.

Mayor Sewell spoke about Councilman McCortney being a driving force to move Ada forward these last few years, and he will be greatly missed.

Discussion of and action on Consent Agenda

- 1. Consideration of the Minutes (September 6, 2016 meeting and September 12, 2016 special called meeting).**
- 2. Consideration of transfer of appropriations within the Special Revenue Fund: Sales Tax – Infrastructure budget.**
- 3. Consideration of receipt of committee/board recommendations and reports:None.**
- 4. Written reports from departments.**

Councilman Morris made the motion to remove the minutes of September 12, 2016 of the Special Called Meeting from the Consent Agenda and considered separately in Agenda Item Five. The motion was seconded by **Councilman Draper**. Mayor Sewell called for the vote recorded as follows:

AYE Draper, McCortney, McFarlane, Morris, Sewell
NAY: None
Motion carried 5-0.

Motion was made by **Councilman Morris**, seconded by **Councilman Draper** to approve the Consent Agenda, minus the minutes of September 12, 2016, as amended. Mayor Sewell called for the vote recorded as follows:

AYE Draper, McCortney, McFarlane, Morris, Sewell
NAY: None
Motion carried 5-0.

Discussion of and action on items removed from the Consent Agenda

Councilman Morris pointed out a minor clerical error in the minutes regarding the Change Order No. 6 with Branco Enterprises, Inc., stating the minutes recorded he made the motion and the second. Councilman Morris stated the minutes needed to be corrected to reflect he had made the motion, and the second had been made by Councilman McFarlane.

Motion was made by **Councilman Morris**, seconded by **Councilman McFarlane** to amend the minutes of September 12, 2016 with the noted corrections. Mayor Sewell called for the vote recorded as follows:

AYE Draper, McCortney, McFarlane, Morris, Sewell
NAY: None
Motion carried 5-0.

Discussion of and action on an ordinance closing to public use a certain public easement and/or right-of-way, as more particularly hereinafter described, located in the City of Ada, Pontotoc County, Oklahoma; and declaring an emergency for the following described property:

- a. **A tract of land piece of parcel of land in Section 10, Township 3 North, Range 6 East, Pontotoc County, State of Oklahoma, being 30 feet in width for a permanent easement, the centerline described as follows: Beginning at a point 59.50 feet South and 574.43 feet East of the N.W. corner of the NE/4 of said Section; thence South 0°30'05" East a distance of 511.86 feet to a point 15.00 feet North of the North right-of-way line of Ada South bypass; thence South 64°30'05" East parallel with the right-of-way line of Ada South Bypass a distance of 518.64 feet to a point 1040.58 feet East and 798.72 feet South of the Northwest corner of the NE/4 of said Section.**
- b. **A roadway across that part of the NE/4 of Section 10, Township 3 North, Range 6 East, Pontotoc County, Oklahoma, lying within 16 feet right and 16 feet left of the following described survey center line of said access road:**

Beginning at a point on the North line of the NE/4 of said Section 10, said point of beginning being approximately 3237 feet East of the Northwest corner of said Section 10; thence South 4°30' West along said access road survey center line, a distance of 442.3 feet; thence to the left and on a curve (20°) and along the said center line, a distance of 256.6 feet; thence South 46°30' East and along said center line, a distance of 113.42 feet; thence to the left along said center line and on a curve (40°), a distance of 97.5 feet; thence South 85°50' east along said center line, a distance of 191.68 feet; thence to the left along center line and on a curve (radius 20 feet), a distance of 16.8 feet; all of the above described land being in the NE/4 of Section 10, Township 3 North, Range 6 East, Pontotoc County, Oklahoma, and containing in all 0.82 of an acre, more or less;

This property is located at 1215 East 32nd Street, Ada, Oklahoma.

(If passed, must consider Emergency Clause.)

City Manager Holcomb advised Mr. Denver Davidson had requested two roadway easements on property owned by his family be vacated. The City Manager explained the roadway easements to be vacated are roadways once serving an abandoned sewer lift station.

Motion was made by **Councilman Draper**, seconded by **Councilman McCortney** to enact **Ordinance No. 16-21, an ordinance closing to public use a certain public easement and/or right-of-way, as more particularly hereinafter described, located in the City of Ada, Pontotoc County, Oklahoma; and declaring an emergency.** Mayor Sewell called for the vote recorded as follows:

AYE Draper, McCortney, McFarlane, Morris, Sewell
NAY: None
Motion carried 5-0.

Motion was made by **Councilman Draper**, seconded by **Councilman McCortney** to invoke the emergency clause. Mayor Sewell called for the vote recorded as follows:

AYE Draper, McCortney, McFarlane, Morris, Sewell
NAY: None
Motion carried 5-0.

Discussion of and action on Change Order No. 5 to contract with Branco Enterprises, Inc. for construction of the new Glenwood Pool Facility

City Manager Holcomb presented Change Order No. 5 to the Council, stating this would modify the construction contract with Branco Enterprises, Inc., to remove the existing 1930's pool that was discovered during removal of the existing Glenwood Pool. Mr. Holcomb stated Change Order No. 5 was for the work associated with locating and identifying the limits of the existing

pool, credits for structural fill not required due to the removal of the existing pool structure and partial installation of granular fill.

Motion was made by **Councilman Morris**, seconded by **Councilman McFarlane** to approve Change Order No. 5 to contract with Branco Enterprises, Inc. for construction of the new Glenwood Pool Facility, in the amount of \$29,724.00. Mayor Sewell called for the vote recorded as follows:

AYE Draper, McCortney, McFarlane, Morris, Sewell

NAY: None

Motion carried 5-0.

Discussion of and action on Change Order No. 6 to contract with Branco Enterprises, Inc. for construction of the new Glenwood Pool Facility

Mr. Holcomb presented Change Order No. 6, stating the work covered by this change order includes work associated with the actual removal and haul off of the existing 1930's concrete pool and associated earthwork, miscellaneous earthwork credit, the remaining structural fill, and an additional 45 days to reach completion of the project.

Motion was made by **Councilman McCortney**, seconded by **Councilman Morris** to approve Change Order No. 6, to contract with Branco Enterprises, Inc., for construction of the new Glenwood Pool Facility, in the amount of \$110,621.00. Mayor Sewell called for the vote recorded as follows:

AYE Draper, McCortney, McFarlane, Morris, Sewell

NAY: None

Motion carried 5-0.

Discussion of and action on acceptance of FAA Grant Offer for Airport Improvement Program Project No. 3-40-0001-015-2016 at the Ada Municipal Airport and authorization for the Mayor or his designee to execute all documents relating to said grant

City Manager Holcomb reported the FAA grant awarded to the City of Ada would provide materials to construct the terminal apron at the Airport, which connects the existing terminal ramp and the taxiways to the new terminal building. Mr. Holcomb stated the FAA funding is \$345,000.00, and the City's portion would be \$38,333.00, and would be fulfilled with labor and equipment expenses.

Motion was made by **Councilman McCortney**, seconded by **Councilman Morris** to accept FAA Grant Offer for Airport Improvement Program Project No. 3-40-0001-015-2016 at the Ada Municipal Airport and authorization for the Mayor or his designee to execute all documents relating to said grant. Mayor Sewell called for the vote recorded as follows:

AYE Draper, McCortney, McFarlane, Morris, Sewell
NAY: None
Motion carried 5-0.

(Mayor Sewell moved to Agenda Item 11)

Reports by City Manager

City Manager Holcomb had no reports.

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 McCortney**, seconded by **Councilman Draper** to recess the meeting of the Ada City Council, and reconvene as the governing board of the Ada Public Works Authority. Mayor Sewell called for the vote recorded as follows:

AYE Draper, McCortney, McFarlane, Morris, Sewell
NAY: None
Motion carried 5-0.

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

AYE Draper, McCortney, McFarlane, Morris, Sewell
NAY: None
Motion carried 5-0.

Executive Session to discuss threatened or pending litigation [as provided in Title 25, Oklahoma Statutes, Section 307(B)(4)]; and, Executive Session to discuss matters pertaining to economic development because an Executive Session is necessary to protect the confidentiality of the business [as provided in Title 25, O.S. Section 307(C)(10)]

Motion was made by **Councilman Morris**, seconded by **Councilman McFarlane** to go into Executive Session to discuss threatened or pending litigation and to discuss matters pertaining to economic development, because an Executive Session is necessary to protect the confidentiality of the business. Mayor Sewell called for the vote recorded as follows:

AYE Draper, McCortney, McFarlane, Morris, Sewell
NAY: None
Motion carried 5-0.

Council Members left the Council Chambers at 6:11 p.m.

The Council returned to the Council Chambers at 7:13 p.m. Motion was made by **Councilman Morris**, seconded by **Councilman McFarlane** to come out of Executive Session. Mayor Sewell called for the vote recorded as follows:

AYE Draper, McCortney, McFarlane, Morris, Sewell
NAY: None
Motion carried 5-0.

Adjournment

There being no further business to come before the Ada City Council, Mayor Sewell adjourned the meeting at 7:14 p.m.

Attest: Sally Pool, City Clerk

Guy Sewell, Mayor