

**Regular Minutes of the Claremore Cultural Development Authority Meeting
Council Chambers, City Hall, 104 S. Muskogee Ave.
Claremore, Oklahoma August 02, 2010**

CALL TO ORDER

Meeting called to order by Mayor Brant Shallenburger at 6:01 P.M.

Mayor Brant Shallenburger asked Sarah Sharp to note that members are present/absent as indicated below:

Present: Brant Shallenburger, Don Myers, Buddy Robertson, Tony Mullenger, Flo Guthrie, Mick Webber, Karen Hinkle, Tom Lehman, Paula Watson

Absent: None

Staff Present: Tim Miller, Sarah Sharp, Matt Ballard, Phil Stowell, Daryl Golbek, Joe Perez, Cassie Woods, Ruby Maline, Sean Douglas, Mitch Louderback, Mickey Perry, Joe Kays, Tim James, Jason Crandall

Others Present: Cindy Bissett, Dell Davis, Trent Evans (Pictometry International Corp.)

Pledge of Allegiance by all.

CALL TO THE PUBLIC

Larry A. Cloos-Pizza Time Inc 1650 N Lynn Riggs Blvd Claremore, OK 74017-
Addressed Council Concerning:
Pizza Time low point beverage license

ACCEPTANCE OF THE AGENDA

Motion by Mullenger, second by Lehman that the agenda for the regular CCDA meeting of August 02, 2010, be approved as written. Roll call vote: Mullenger, yes; Lehman, yes; Myers, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes; Webber, yes; Hinkle, yes; Watson, yes. Motion carried.

ITEMS UNFORESEEN AT THE TIME AGENDA WAS POSTED

None

CURRENT BUSINESS

- (1) Approve/Reject the following consent items:
 - (a) Minutes of the Regular Claremore Cultural Development Authority Meeting on July 19, 2010 as printed.
 - (b) All Claims as printed.

Motion by Mullenger, second by Lehman that the CCDA approve the consent items as printed. Roll call vote: Mullenger, yes; Lehman, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes; Webber, yes; Hinkle, yes; Watson, yes; Myers, yes. Motion carried.

ADJOURNMENT

Motion by Mullenger, second by Lehman to adjourn. Roll call vote: Mullenger, yes; Lehman, yes; Guthrie, yes; Shallenburger, yes; Webber, yes; Hinkle, yes; Watson, yes; Myers, yes; Robertson, yes. Motion carried.

Meeting adjourned at 6:05 P.M.

**Regular Minutes of Claremore Public Works Authority Meeting
Council Chambers, City Hall, 104 S. Muskogee Ave.
Claremore, Oklahoma August 02, 2010**

CALL TO ORDER

Meeting called to order by Mayor Brant Shallenburger at 6:05 P.M.

Mayor Brant Shallenburger asked Sarah Sharp to note that members are present/absent as indicated below:

Present: Brant Shallenburger, Don Myers, Buddy Robertson, Tony Mullenger, Flo Guthrie, Mick Webber, Karen Hinkle, Tom Lehman, Paula Watson

Absent: None

Staff Present: Tim Miller, Sarah Sharp, Matt Ballard, Phil Stowell, Daryl Golbek, Joe Perez, Cassie Woods, Ruby Maline, Sean Douglas, Mitch Louderback, Mickey Perry, Joe Kays, Tim James, Jason Crandall

Others Present: Cindy Bissett, Dell Davis, Trent Evans (Pictometry International Corp.)

ACCEPTANCE OF THE AGENDA

Motion by Mullenger, second by Lehman that the agenda for the regular CPWA meeting of August 02, 2010, be approved as written. Roll call vote: Mullenger, yes; Lehman, yes; Shallenburger, yes; Webber, yes; Hinkle, yes; Watson, yes; Myers, yes; Robertson, yes; Guthrie, yes. Motion carried.

ITEMS UNFORESEEN AT THE TIME AGENDA WAS POSTED

None

CURRENT BUSINESS

(1) Approve/Reject the following consent items:

- (a) Minutes of the Regular Claremore Public Works Authority Meeting on July 19, 2010 as printed.
- (b) All Claims as printed.

Motion by Mullenger, second by Lehman to approve the consent items as listed. Roll call vote: Mullenger, yes; Lehman, yes; Webber, yes; Hinkle, yes; Watson, yes; Myers, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes. Motion carried.

EXECUTIVE SESSION

Approve/Reject going into executive session to discuss the following item(s).

(a) For the purpose of conferring on matters pertaining to economic development, including the transfer of property, financing, or the creation of a proposal to entice a business to locate within their jurisdiction in public disclosure of the matter discussed would interfere with the development of products or services or if public disclosure would violate the confidentiality of the business – Swan Property. 25 O.S. Section 307 C.10.

Motion by Mullenger, second by Lehman to approve going into Executive Session to discuss item (a). Roll call vote: Mullenger, yes; Lehman, yes; Webber, yes; Hinkle, yes; Watson, yes; Myers, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes. Motion carried. Council entered executive session at 6:07 P.M.

Council came out of executive session at 6:30 P.M.

Motion by Mullenger, second by Lehman to approve returning to regular session. Roll call vote: Mullenger, yes; Lehman, yes; Hinkle, yes; Watson, yes; Myers, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes; Webber, yes. Motion carried.

Statement of executive session minutes was read by Mayor Brant Shallenburger: While in executive session, only the items listed on the agenda were discussed. No votes were cast and no decisions were made.

ADJOURNMENT

Motion by Mullenger, second by Lehman to adjourn. Roll call vote: Mullenger, yes; Lehman, yes; Watson, yes, Myers, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes; Webber, yes; Hinkle, yes. Motion carried.

Meeting adjourned at 6:32 P.M.

**Minutes of Claremore City Council Regular Meeting
Council Chambers, City Hall, 104 S. Muskogee Ave.
Claremore, Oklahoma August 02, 2010**

CALL TO ORDER

Meeting called to order by Mayor Brant Shallenburger at 6:32 P.M.

Mayor Brant Shallenburger asked Sarah Sharp to note that members are present/absent as indicated below:

Present: Brant Shallenburger, Don Myers, Buddy Robertson, Tony Mullenger, Flo Guthrie, Mick Webber, Karen Hinkle, Tom Lehman, Paula Watson

Absent: None

Staff Present: Tim Miller, Sarah Sharp, Matt Ballard, Phil Stowell, Daryl Golbek, Joe Perez, Cassie Woods, Ruby Maline, Sean Douglas, Mitch Louderback, Mickey Perry, Joe Kays, Tim James, Jason Crandall

Others Present: Cindy Bissett, Dell Davis, Trent Evans (Pictometry International Corp.)

ACCEPTANCE OF THE AGENDA

Motion by Mullenger, second by Lehman that the agenda for the regular City Council meeting of August 02, 2010, be approved as written. Roll call vote: Mullenger, yes; Lehman, yes; Myers, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes; Webber, yes; Hinkle, yes; Watson, yes. Motion carried.

ITEMS UNFORESEEN AT THE TIME AGENDA WAS POSTED

None

AWARDS, PRESENTATIONS, AND COMMUNICATIONS

None

MAYOR'S REPORT & APPOINTMENTS

None

STAFF REPORTS

None

CURRENT BUSINESS

(2) Approve/Reject the following consent items:

(a) Minutes of Regular Council meeting on July 19, 2010, as printed.

- (b) All claims as printed.
- (c) Actual salary claims for pay period ending **July 10, 2010** in the amount of **\$433,050.20** and estimated salary claims for next pay period in the amount of **\$500,000**.
- (d) Approve Police Quarterly 911 Report. **(Mickey Perry)**
- (e) Approve Renewal of contract with Claims Management Resources (CMR) to perform damage claim billing and recovery for the City of Claremore for 2010-2011 budget year. **(Sarah Sharp)**
- (f) Approve ESRI Enterprise Licenses Agreement (ELA) for small Municipal Governments for population 25,000 or less. **(Daryl Golbek)**
- (g) Approve request for RFP for the purchase of training ammunition. **(Mickey Perry)**
- (h) Approve request to solicit bids for the police roof replacement (car port). **(Gary Allphin)**
- (i) Approve request to redistribute Capital Project Funds. **(Tim Miller)**
- (j) Approve OMRF Contribution refund-Lump Sum Distribution-Donald Nickles. **(Ruby Maline)**
- (k) Approve OMRF Contribution refund-Lump Sum Distribution-Donald Manning. **(Ruby Maline)**
- (l) Approve OMRF Contribution refund-Lump Sum Distribution-William Byrd. **(Ruby Maline)**
- (m) Approve OMRF Contribution refund-Lump Sum Distribution-Thomas Harris. **(Ruby Maline)**
- (n) Approve OMRF Contribution refund-Lump Sum Distribution- Jon Cooksey. **(Ruby Maline)**
- (o) Approve OMRF Contribution refund-Timothy Miller. **(Ruby Maline)**
- (p) Approve request to release RFP for Rec. Center Splash Pad. **(Tim Miller)**
- (q) Approve to reject all Bids for Annual Transformer Pricing and Rebid Project. **(Tim Miller)**

Motion by Mullenger, second by Lehman to approve the consent items as listed. Roll call vote: Mullenger, yes; Lehman, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes; Webber, yes; Hinkle, yes; Watson, yes; Myers, yes. Motion carried.

(2) Approve/Reject rate increases at the Expo Center: chair rental from \$.25 to \$1.00: Pipe & Drape from by arrangement to \$1.00 per linear foot: R.V. site rental for 20 amp at \$20.00 per night to \$25.00 per night, 50 amp at \$25.00 per night to \$30.00 per night, Electric Only at \$12.00 per night to \$15.00 per night; additional labor charge for Holiday Events.

Motion by Webber, second by Mullenger to approve rate increases at the Expo Center: chair rental from \$.25 to \$1.00: Pipe & Drape from by arrangement to \$1.00 per linear foot: R.V. site rental for 20 amp at \$20.00 per night to \$25.00 per night, 50 amp at \$25.00 per night to \$30.00 per night, Electric Only at \$12.00 per night to \$15.00 per night; additional labor charge for Holiday Events. Roll Call Vote: Webber, yes; Mullenger, yes; Guthrie, yes; Shallenburger, yes; Hinkle, yes; Lehman, yes; Watson, yes; Myers, yes; Robertson, yes. Motion carried.

(3) Approve/Reject the purchase of new software that will allow for Pictometry Aerial Images for our Mapping and Data Management.

Motion by Mullenger, second by Guthrie to approve the purchase of new software that will allow for Pictometry Aerial Images for our Mapping and Data Management. Roll Call Vote: Mullenger, yes; Guthrie, yes; Shallenburger, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes; Myers, yes; Robertson, yes. Motion carried.

(4) Approve/Reject Ordinance #2010-23 amending City Code Title 11, Chapter 114, Section 114.03 to allow an exception for city residents to pay a reduced itinerant merchant license fee.

Motion by Mullenger, second by Guthrie to approve Ordinance #2010-23 amending City Code Title 11, Chapter 114, Section 114.03 to allow an exception for city residents to pay a reduced itinerant merchant license fee. Roll Call Vote: Mullenger, yes; Guthrie, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes; Myers, yes; Robertson, yes; Shallenburger, yes. Motion carried.

(5) Discussion only on City Code Title 11, Chapter 110, Section 110.44 relating to the sale of non-intoxicating beverages.

Discussion only; No votes were taken.

(6) Discussion and vote to approve resignation of Mayor Brant Shallenburger.

Item moved to the end of the Agenda.

(7) Approve/Reject agreement between Metropolitan Environmental Trust and the City of Claremore.

Motion by Webber, second by Mullenger to approve agreement between Metropolitan Environmental Trust and the City of Claremore. Roll Call Vote: Webber, yes; Mullenger, yes; Hinkle, yes; Lehman, yes; Watson, yes; Myer, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes. Motion carried.

EXECUTIVE SESSION

Approve/Reject going into executive session to discuss the following item(s).

- (a) Employment, hiring, appointment, or resignation of any salaried public officer or employee, specifically, the City Manager, Interim City Manager, and Mayor positions, including discussion related to the City Manager search and candidates for City Manager, the resignation of the current Interim City Manager and employment of a new Interim City Manager and an employment contract for services of the Interim City Manager, and resignation of Mayor Brant Shallenburger and appointment of a Mayor and Deputy Mayor to represent City of Claremore, pursuant to 25 O.S. Section 307 (B)(1).

- (b) Confidential communications between the City and its attorney regarding legal claims and a lawsuit filed against the City, Wirroll v. City of Claremore, CV-09-699-JHP-FHM, filed in the United States District Court for the Northern District of Oklahoma, as authorized in Okla. Stat. tit. 25, § 307(B) (4), the City having been advised by its attorney that disclosure of the issues would seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest.

Motion by Mullenger, second by Guthrie to approve going into Executive Session to discuss items (a) and (b). Roll call vote: Mullenger, yes; Guthrie, yes; Lehman, yes; Watson, yes; Myers, yes; Robertson, yes; Shallenburger, yes; Webber, yes; Hinkle, yes. Motion carried. Council entered executive session at 7:25 P.M.

Council came out of executive session at 9:43 P.M.

Motion by Mullenger, second by Lehman to approve returning to regular session. Roll call vote: Mullenger, yes; Lehman, yes; Myers, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes; Webber, yes; Hinkle, yes; Watson, yes. Motion carried.

Statement of executive session minutes was read by Mayor Brant Shallenburger: While in executive session, only the items listed on the agenda were discussed. No votes were cast and no decisions were made.

Vote to approve Interim City Manager Contract as follows: Mickey Perry will take over as Interim City Manager upon Tim Miller's leaving starting August 07, 2010; approved with terms as discussed.

Motion by Mullenger, second by Lehman to approve Interim City Manager Contract as follows: Mickey Perry will take over as Interim City Manager upon Tim Miller's leaving starting August 07, 2010; approved with terms as discussed. Roll call vote: Mullenger, yes; Lehman, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes; Webber, yes; Hinkle, yes; Watson, yes; Myers, yes. Motion carried.

Vote to approve resignation of Mayor Brant Shallenburger.

Motion by Mullenger, second by Webber to approve resignation of Mayor Brant Shallenburger. Roll Call vote: Mullenger, yes; Webber, yes; Guthrie, yes; Shallenburger yes; Hinkle, yes; Lehman, yes; Watson, yes; Myers, yes; Robertson, yes. Motion carried.

Vote to approve appointing Flo Guthrie to the position of Mayor at close of Council Meeting.

Motion by Mullenger, second by Webber to approve appointing Flo Guthrie to the position of Mayor at close of the August 02, 2010 Council Meeting. Roll call vote: Mullenger, yes; Webber, yes; Shallenburger, yes; Hinkle, yes; Lehman, yes; Watson, yes; Myers, yes; Robertson, yes; Guthrie, yes. Motion carried.

Vote to approve appointing Tom Lehman to be Deputy Mayor at close of Council Meeting.

Motion by Mullenger, second by Webber to approve appointing Tom Lehman to the position of Deputy Mayor at close of the August 02, 2010 Council Meeting. Roll call vote: Mullenger, yes; Webber, yes; Hinkle, yes; Lehman, yes; Watson, yes; Myers, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes. Motion carried.

ADJOURNMENT

Motion by Mullenger, second by Lehman to adjourn. Roll call vote: Mullenger, yes; Lehman, yes; Watson, yes; Myers, yes; Robertson, yes; Guthrie, yes; Shallenburger, yes; Webber, yes; Hinkle, yes. Motion Carried.

Meeting adjourned at 9:47 P.M.