

NEW CORDELL CITY COUNCIL

Meeting Minutes of Regular Session December 16, 2019

The New Cordell City Council met at the Community Center at 101 East Main on December 16, 2019 with six Council Members present including, James Newman, Steve McLaughlin, Zetta Penner, Earlene Smith, Vona Hicks and Vicky Dunlap. Also present were Mayor Jerry Beech, City Administrator JC Moser, City Attorney Johnny Beech and City Clerk Christie Cherry. Council Members Cheryl Wedel and Kelly Tilley were absent.

CALL TO ORDER, ROLL CALL AND DECLARATION OF A QUORUM:

Mayor Jerry Beech called the meeting to order at 6:00 pm. City Clerk Christie Cherry called roll and a quorum was declared to be present.

MOTION AND VOTE TO ADOPT AGENDA:

Council Member McLaughlin made a motion to approve the agenda. Council Member Dunlap seconded.

Vote called: Aye: Dunlap, Smith, Penner, Newman, McLaughlin and Hicks.
 Nay: 0

Motion carried: Aye: 6
 Nay: 0

INFORMATION ITEMS:

Receive reports.

Mayor Beech spoke to council members in reference to a Cordell Police Officer that was involved in an accident.

PUBLIC REMARKS:

None

DISCUSSION ITEMS:

None

POTENTIAL VOTING BUSINESS:

Consider, discuss and/or possible take action to approve the minutes of December 2, 2019 Regular Meeting and December 12, 2019 Special Meeting.

Council Member Dunlap made a motion to approve the minutes of December 2, 2019, Regular Meeting and December 12, 2019 Special Meeting. Motion was seconded by Council Member McLaughlin.

Vote called: Aye: Dunlap, Smith, Penner, Newman, McLaughlin and Hicks.
Nay: 0

Motion carried: Aye: 6
Nay: 0

Consider, discuss and/or possible take action to approve financial reports for Period 5, November, 2019.

Tabled

Consider, discuss and/or possible take action to approve expenditures for Period 5, November, 2019 totaling \$ 135,999.19.

Council Member McLaughlin made a motion to approve expenditures for Period 5, November 2019 totaling \$123,999.19 and was seconded by Council Member Dunlap.

Vote called: Aye: Dunlap, Smith, Penner, Newman, McLaughlin and Hicks.
Nay: 0

Motion carried: Aye: 6
Nay: 0

Consider, discuss and/or possible take action on possibly selling property located on the Northwest Corner of Normal and Orient.

Council Member McLaughlin stated that he would like the idea of keeping the property available for a community garden. Council Member Hicks made a motion not to sell the property located on the Northwest Corner of Normal and Orient. Motion was seconded by Council Member Dunlap.

Vote called: Aye: Dunlap, Smith, Penner, Newman, McLaughlin and Hicks.
Nay: 0

Motion carried: Aye: 6
Nay: 0

Consider, discuss and/or possible take action to approve Resolution # 2019-22 adopting the fee schedule for the issuance and renewal of commercial medical marijuana cultivation and processor permits.

Council Member McLaughlin made a motion to approve Resolution # 2019-22 adopting the fee schedule for the issuance and renewal of commercial medical marijuana cultivation and processor permits. Motion was seconded by Council Member Hicks.

Vote called: Aye: Dunlap, Smith, Penner, Newman, McLaughlin and Hicks.
Nay: 0

Motion carried: Aye: 6
Nay: 0

Consider, discuss and/or possible take action to approve Ordinance #2019-15 regarding the regularly scheduled meetings of the City of New Cordell City Council.

Council Member Dunlap made a motion to approve Ordinance #2019-15 regarding the regularly scheduled meetings of the City of New Cordell City Council and was seconded by Council Member Hicks.

Vote called: Aye: Dunlap, Smith, Penner, Newman, McLaughlin and Hicks.
Nay: 0

Motion carried: Aye: 6
Nay: 0

Consider, discuss and/or possible take action to approve the emergency clause.

Council Member Newman made a motion to approve emergency clause. Motion was seconded by Council Member Dunlap.

Vote called: Aye: Dunlap, Smith, Penner, Newman, McLaughlin and Hicks.
Nay: 0

Motion carried: Aye: 6
Nay: 0

Consider, discuss and/or possible take action to approve Ordinance #2019-16 regarding the utility rate yearly increases.

Motion was made by Council Member Hicks to approve Ordinance #2019-16 regarding the utility rate yearly increases and was seconded by Council Member McLaughlin.

Vote called: Aye: Dunlap, Newman, McLaughlin and Hicks.
Nay: Penner and Smith

Motion carried: Aye: 4
Nay: 2

Consider, discuss and/or possible take action to approve the emergency clause.

Motion was made by Council Member Hicks to approve the emergency clause and was seconded by Council Member McLaughlin.

Vote called: Aye: Dunlap, Newman, McLaughlin and Hicks.
Nay: Penner and Smith

Motion not carried: Aye: 4
Nay: 2

Consider, discuss and/or possible take action to appoint someone to fill expired term of Board of Adjustment position #5 which will expire November 2022. (Position was held by Michelle Jones expired November 2019).

Council Member Dunlap made a motion to appoint Vona Hicks to fill expired term of Board of Adjustment position #5 which will expire November 2022. (Position was held by Michelle Jones expired November 2019). Motion was seconded by Council Member McLaughlin.

Vote called: Aye: Dunlap, Newman, McLaughlin and Penner.
Nay: Smith
Recuse: Hicks

Motion carried: Aye: 4
Nay: 1
Recuse: 1

Consider, discuss and/or possible take action to appoint someone to fill expired term of Planning and Zoning/Historic Preservation boards position #2 which will expire November 2022. (Position #2 was held by Christine Pena expired November 2019,).

Council Member McLaughlin made a motion to appoint Phil Keil to fill expired term of Planning and Zoning/Historic Preservation board position #2 which will expire November 2022. (Position #2 was held by Christine Pena expired November 2019,). Motion was seconded by Council Member Dunlap.

Vote called: Aye: Dunlap, Smith, Penner, Newman, McLaughlin and Hicks.
Nay: 0

Motion carried: Aye: 6
Nay: 0

EXECUTIVE SESSION: *(Board shall vote to enter into Executive Session and state the approximate time to be allowed for the Executive Session.)*

ii: Confidential communications between a public body and its attorney concerning a pending investigation, claim, or action if the public body, with the advice of its attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest. *pursuant to Title 25 O.S., Section 307(B)4.*

Mayor Jerry Beech asked City Administrator JC Moser and Accountant Dacia Phillips to join Council Members in Executive Session to discuss confidential communications between a public body and its attorney concerning a pending investigation, claim, or action if the public body, with the advice of its attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest. *pursuant to Title 25 O.S., Section 307(B)4.* Council Member McLaughlin made a motion to enter into Executive Session and to allow for one (1) hour at 6:16 pm. Motion was seconded by Council Member Dunlap.

Vote called: Aye: Dunlap, Smith, Penner, Newman, McLaughlin and Hicks.
Nay: 0

Motion carried: Aye: 6
Nay: 0

At 7:10 pm, Council Member McLaughlin made a motion to reconvene and was seconded by Council Member Dunlap.

Vote called: Aye: Dunlap, Smith, Penner, Newman, McLaughlin and Hicks.
Nay: 0

Motion carried: Aye: 6
Nay: 0

Consider and/or possible take action on items discussed in Executive Session.

City Attorney Johnny Beech reported that council members met with accountant and discussed discrepancies in annual audit. City Attorney Beech advised there will be an ongoing investigation and contact will be made with the bonding company and District Attorney.

NEW BUSINESS:

None

COUNCIL REMARKS:

Council Member Smith advised she has had complaints regarding propane tanks on the Dollar Store city sidewalk and that herself along with the Code Enforcer, Christie Cherry could not find an ordinance where it was allowed. City Attorney Beech replied that he would locate the ordinance and e-mail a copy to her.

ADJOURNMENT:

Motion was made by Council Member McLaughlin to adjourn. Motion was seconded by Council Member Dunlap.

Vote called: Aye: Dunlap, Smith, Penner, Newman, McLaughlin and Hicks.
 Nay: 0

Motion carried: Aye: 6
 Nay: 0

Meeting adjourned at 7:13 p.m.

Jerry Beech, Mayor

Christie Cherry, City Clerk