

**AMENDED
A G E N D A**

Okmulgee City Council, regular session, Tuesday, August 20, 2019 at 5:00 p.m. in the Council Chambers of City Hall, 111 East Fourth Street, Okmulgee, Oklahoma.

1. CALL TO ORDER

- A) Roll Call of Members
- B) Pledge of Allegiance to the Flag of the United States
- C) Invocation

2. MINUTES - Consider and vote to approve with any necessary corrections

- A) July 16, 2019, regular session

3. CLAIMS - Consider and vote to approve and authorize payment of such.

4. ORDER OF BUSINESS

- A) Consider and vote to approve a Resolution amending the FY 2019-2020 annual budget by increasing the revenues and expenses in the General Fund to acknowledge receipt of a private donation for the Okmulgee Public Library.
- B) Consider and vote to approve a Resolution declaring certain personal property to be surplus property and authorizing the sale, transfer and disposition of surplus property.
- C) Consider and vote to approve Amendment No. 10 to Owner-Engineer Agreement with CEC Corporation to provide FAA FY 19 Grant Administration, Construction Administration, Construction Inspection and Construction Materials Testing for an amount not to exceed \$50,900.00 to Rehabilitate Runway 18/36 and Taxiway C for OAC OKM-19-FS and AIP 3-40-0074-024-2019 and authorize the Mayor/Chairman or General Manager to execute all necessary documents.
- D) Consider and vote to accept the following Permanent and Temporary Easement Grants for the Water System Improvements – New Elevated Storage Tank authorizing the Mayor and City Clerk to execute the Acceptance and authorize payment of such from the following:
 - 1. United States Department of the Interior Bureau of Indian Affairs Eastern Oklahoma Region, Inc. - Permanent Easement – described as a

parcel of land lying in part of the SE/4 NE/4 of Sec. 31, T14N, R13E, Okmulgee County, Oklahoma being more particularly described as follows: Commencing at a 3/8" iron pin at the SE/C of said SE/4 NE/4; thence N00°16'02"W along the East line of said SE/4 NE/4 a distance of 169.34'; thence S89°43'58"W a distance of 97.65' to the westerly ROW line of US HWY No. 75, begin the POB; thence S89°40'42"W a distance of 10.00'; thence N00°19'18"W parallel with said westerly ROW line a distance of 308.00'; thence N89°40'42"E a distance of 10.00' to said westerly ROW line; thence S00°19'18"E along said westerly ROW line a distance of 308.00' to the POB. Said ROW being 308' in length and 10' wide. Containing 3,080 square feet or 0.07 acres.

2. United States Department of the Interior Bureau of Indian Affairs Eastern Oklahoma Region, Inc. - Permanent Easement – described as a parcel of land lying in part of the SE/4 NE/4 of Sec. 30, T14N, R13E, Okmulgee County, Oklahoma being more particularly described as follows: Commencing at a magnetic nail at the SE/C of said SE/4 SE/4; thence N89°41'50"W along the South line of said SE/4 SE/4 a distance of 100.00' to the westerly ROW line of US HWY No. 75, being the POB; thence N89°41'50"W along said South line a distance of 25.00'; thence N00°03'46"E a distance of 1,309.48'; thence S89°31'20"E a distance of 25.00' to a point on said westerly ROW line, said point being 10.90' South of the North line of said SE/4 SE/4; thence S00°03'46"W along said westerly ROW line a distance of 1,309.40' to the POB. Being 1909.48' in length and 25' in width. Containing 32,736.00 square feet or 0.75 acres.

3. United States Department of the Interior Bureau of Indian Affairs Eastern Oklahoma Region, Inc. - Permanent Easement – described as a parcel of land lying in part of the SE/4 NE/4 of Sec. 31, T14N, R13E, Okmulgee County, Oklahoma being more particularly described as follows: Commencing at a 3/8" iron pin at the SE/C of said SE/4 NE/4; thence N00°16'02"W along the East line of said SE/4 NE/4 a distance of 586.00'; thence S89°43'58"W a distance of 100.00' to the westerly ROW line of US HWY No. 75, being the POB; thence N89°45'02"W a distance of 20.00'; thence N00°16'02"W parallel with said westerly ROW line a distance of 200.00'; thence S89°45'02"E a distance of 20.00' to said westerly ROW line; thence S00°16'02"E along said westerly ROW line a distance of 200.00' to the POB. Said ROW being 200' in length and 20' wide. Containing 4,000 square feet or 0.09 acres.

4. Muscogee (Creek) Nation – Permanent Easement – described as a strip of land being 25.00 feet wide lying West of and parallel and adjacent to the West right-of-way line of U.S. Highway 75 in the South 150.00 feet of the North 1,044.80 feet of the NE1/4 SE1/4 of Section 30, T14N, R13E, I.B.&M., Okmulgee County, Oklahoma. Containing 0.09 acres.

Temporary Easement – described as a 10.00 feet wide temporary construction easement lying West of and parallel and adjacent to the above described permanent easement.

5. Muscogee (Creek) Nation – Permanent Easement – described as a strip of land lying 20.00 feet wide lying West of and parallel and adjacent to the West right-of-way line of U.S. Highway 75 in the SE1/4 NE1/4 of Section 30, T14N, R13E, I.B. & M., Okmulgee County, Oklahoma. Containing 0.61 acres.

Temporary Easement – described as a 10.00 feet wide temporary construction easement lying West of and parallel and adjacent to the above described permanent easement.

- E) Consider and vote to approve the reappointments of Joey Newton, Jon Giddings, Terry Bemis and Bruce Force to the Okmulgee Airport Advisory Board; the reappointments of Craig Brydges, Tony Volturo and Mary Lewellen to the Historic Preservation Commission; the reappointments of Randy Weatherford and Betty Frederick to the Board of Adjustments and Lael LeBlanc and Clint Wilson to the Planning and Zoning Commission.
- F) Consider and vote to approve authorizing the Mayor or City Manager to enter into a memorandum of agreement with Muscogee (Creek) Nation for the installation of bus stop shelters on City right of way.
- G) Consider and vote to go into executive session for the following:
 - (1) Consider confidential communications between the City Council and the City Attorney concerning a pending investigation, claim or action. The City Attorney advises that disclosure will seriously impair the ability of the city to process the claim or the conduct of the litigation in the public interest. The case is (a) the real property owned by the City of Okmulgee located at Okmulgee Lake, Okmulgee, Oklahoma; and a claim of the Love Family Trust for adverse possession of a 0.1125 acre tract in the East Half of the Northwest Quarter of Government Lot Four, Section 7, Township 13 North, Range 12 East, Okmulgee County; and (b) an offer of compromise of said litigation or claim. Authority is 25 O.S. § 307B4. In open session consider and vote to take appropriate action on how to proceed.

5. INFORMATION ITEMS

- A) Community Development monthly report
- B) Okmulgee Police Department monthly report
- C) Fire Department monthly report
- D) Finance Department monthly report
- E) Technology Services monthly report
- F) Financials
- G) City Manager's Report

6. COMMUNICATIONS – Not included on the agenda

7. COMMENTS AND INQUIRIES FROM COUNCIL

8. ADJOURNMENT