

**CITY OF ADA
REGULAR MEETING
JULY 20, 2020**

The Ada City Council met in a regular meeting, Monday, July 20, 2020 at 5:45 p.m. at the Irving Community Center, 530 West 5th Street. Notice was filed in the City Clerk's Office on June 1, 2020, recording the change of meeting location for the City Council meeting. Advanced public notice was given by posting the agenda on the south entrance of City Hall at 10:25 a.m., and also at the Irving Community Center at 10:30 a.m. on Friday, July 17, 2020.

Councilmen Present: Tre' Landrum, Ben McFarlane, Randy McFarlin,
Bryan Morris, Guy Sewell

Councilmen Absent: None

The meeting of the Ada City Council was called to order by Mayor Landrum.

Mayor Landrum led the audience in the Pledge of Allegiance.

Mayor Landrum called for a moment of silence.

Discussion of and action on Consent Agenda

- 1. Consideration of the Minutes (June 30, 2020 special called meeting).**
- 2. Consideration of supplemental appropriations or transfer of appropriations within the General Fund budget.**
- 3. Consideration of supplemental appropriations or transfer of appropriations within the Sub-Funds to the General Fund budget.**
- 4. Consideration of supplemental appropriations or transfer of appropriations within the Special Revenue Funds budget.**
- 5. Consideration of supplemental appropriations or transfer of appropriations within the Other Funds budget.**
- 6. Consideration of receipt of committee/board recommendations and reports:**
 - Ada Airport Commission Minutes for March 12, 2020**
 - Ada Metropolitan Area Planning & Zoning Commission Minutes for June 18, 2020**
- 7. Written reports from departments.**

Motion was made by **Councilman Bryan Morris**, seconded by **Councilman Guy Sewell**, to approve the Consent Agenda as presented. Mayor Landrum called for a vote taken with the following result:

AYE: Landrum, McFarlane, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

Discussion of and action on items removed from the Consent Agenda

There were no items removed from the Consent Agenda.

Presentation and discussion with the Alliance of Intersectional Activists

Members of the Alliance of Intersectional Activists, Delanie Seals, Izzy Miller, Jasmine Laine, and Sharon Harrison, discussed with the City Council, recommendation for current Police policies, and the addition of more in-depth, yearly training for Police Officers.

The Activists also visited with the City Council about making a rainbow crosswalk at East Central University, explaining the Black Lives Matter movement is very important to them and for police reform, but they also want to advocate for many things, including the LGBT community. Also the Activists group would like to paint "Black Lives Matter" on Main Street, so the people around Ada will be able to see it on a daily basis, showing Ada stands hand in hand with the black community.

In other discussion with the Council, the Activists requested "Juneteenth", June 19th as a recognized holiday for the City of Ada, stating Juneteenth is their July 4th, a reminder of their history, their struggle, and their freedom.

Discussion of and action on appointments to the Advisory Committee on Multiculturalism

City Manager Holcomb presented the appointment of Climon Mock and Dia Ghosh to fill open seats on the Multiculturalism Committee due to the resignation of two members.

Motion was made by **Councilman Guy Sewell**, seconded by **Vice Mayor Randy McFarlin** to approve the appointment of Climon Mock, term expiring in October 2021, and the appointment of Dia Ghosh, term expiring October 21, 2022 to the Advisory Committee on Multiculturalism. Mayor Landrum called for a vote taken with the following result:

AYE: Landrum, McFarlane, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

Discussion of and action on amendment to Ordinance No. 20-12, which amended Section 62-137, "Coronavirus (COVID19)" of Article IV, "Emergency Management" of Chapter 62, "Public Safety"; and declaring an emergency.

(If passed, must consider Emergency Clause.)

Ms. Mendy Spohn, Regional Administrative Director of Pontotoc County Health Department addressed the Council, providing information regarding COVID-19 for Pontotoc County, reporting the number of active cases for the City of Ada was 26 cases.

Dr. Wes Mooring, representing Mercy Hospital Ada, reported there were no in-house patients at Mercy Hospital-Ada in regard to COVID-19. Dr. Mooring did state that Mercy Hospital-Ada was in a prepared state to care for numerous COVID-19 patients.

Council Members had discussion with the health care professionals present. The citizens in attendance were also allowed to ask questions of the professionals.

The City Council affirmed the need to wear face masks or facial shields when in public, either indoors or outdoors, and social distancing of (6) feet or more cannot be maintained, with the following exception:

- 1) Any person younger than 16 years of age;
- 2) Any person with a medical condition or disability that prevents wearing a face covering as recommended by their physician;
- 3) Any person at a restaurant to eat or drink (at table). Masks should be worn at other times inside restaurants;
- 4) Any person while the person is exercising outdoors or engaging in physical activity outdoors, and maintaining a safe distance (6 feet or more) from other people not in the same household;
- 5) Any persons while the person is driving alone or with passengers who are part of the same household as the driver,
- 6) Any person obtaining a service that requires temporary removal of the face covering for security surveillance, screening, or a need for specific access to the face, such as while visiting a bank or while obtaining a personal care of dental service involving the face, but only to the extent necessary for the temporary removal;
- 7) Any persons while the person is in a swimming pool, lake or similar body of water;
- 8) Any person who is voting, assisting a voter, serving as a poll watcher, or actively administering an election;
- 9) Any person who is actively providing or obtaining access to religious worship;
- 10) Any person while the person is giving a speech for a broadcast or to an audience;
- 11) Any person while performing work in which the face coverings present or exacerbates a hazard;
- 12) Any person who is hearing impaired.

Motion was made by **Councilman Ben McFarlane**, seconded by **Councilman Guy Sewell** to enact **Ordinance No. 20-13, amendment to Ordinance No. 20-12, which amended Section 62-137, "Coronavirus (COVID19)" of Article IV, "Emergency Management" of Chapter 62, "Public Safety"; and declaring an emergency.** Mayor Landrum called for a vote taken with the following result:

AYE: Landrum, McFarlane, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

Motion was made by **Councilman Ben McFarlane**, seconded by **Councilman Guy Sewell** to invoke the Emergency Clause. Mayor Landrum called for a vote taken with the following result:

AYE: Landrum, McFarlane, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

Discussion of and action on request from Chris and Hollie Kosemund for a variance on driveway requirements at 905 West Kings Road

City Manager Holcomb stated this was a request to allow the use of gravel for a residential driveway beyond the first 131 feet of chip and seal with a concrete approach. City Manager Holcomb advised the Council had addressed this item at their June 15, 2020 council meeting, reporting since that meeting, the land owner and the neighbors have met and agreed on the development of the driveway to be 140 feet of concrete or cement, with after the 140 feet, the construction will be gravel with ditches or trenches on both sides to catch any rock or water run-off.

Mr. John Roberts, 901 W. Kings Road, addressed the City Council, asking for clarification on the variance for the driveway requirements.

Motion was made by **Councilman Ben McFarlane**, seconded by **Councilman Guy Sewell** to approve the request from Chris and Hollie Kosemund for a variance on driveway requirements at 905 West Kings Road. Mayor Landrum called for a vote taken with the following result:

AYE: Landrum, McFarlane, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

Discussion of and action on request from Red-Wood Development for site plan approval in an R-3, Multi-family District, Planned Unit Development, for the second phase of development of "Ada Heights", to include a two-story apartment building with sixteen (16) units, located west of 701 Cottage

City Manager Holcomb presented the request from Red-Wood Development for a Site Plan approval for 701 Cottage – Ada Heights, for the proposed site plan for the construction of a 16-unit, 2-story apartment building. The City Manager advised the City Staff and the Planning and Zoning Commission had voted to recommend approval of the request, with a revision to the site plan to indicate 32 parking spaces to meet the required parking for 16 units.

Motion was made by **Councilman Guy Sewell**, seconded by **Councilman Ben McFarlane** to approve the request from Red-Wood Development for site plan approval in an R-3, Multi-family District, Planned Unit Development, for the second phase of development of “Ada Heights”, to include a two-story apartment building with sixteen (16) units, located west of 701 Cottage . Mayor Landrum called for a vote taken with the following result:

AYE: Landrum, McFarlane, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

Discussion of and action on a resolution authorizing the use of certain property in an R-1, One-Family District, within the City of Ada, for a Use Permitted on Review in an R-1, One-Family District, for a Church, on the following described property:

The south 60’ of Lot 2 of Arlington Heights Addition to the City of Ada, Pontotoc County, Oklahoma.

This property is also known as 801 Crestview.

Mr. Holcomb explained this was a request from the Church of Christ of Latter Day Saints for approval for a Use Permitted on Review for the an additional parking area at their existing church at 801 Crestview. The City Manager reported the Planning and Zoning Commission recommended approval of the request for a Use Permitted on Review.

Mr. Preston Draper, representing the Church of Christ of Latter Day Saints, addressed the Council, stating their plans for the additional parking spaces.

Motion was made by **Councilman Ben McFarlane**, seconded by **Vice Mayor Randy McFarlin** to approve **Resolution No. 20-11A, a resolution authorizing the use of certain property in an R-1, One-Family District, within the City of Ada, for a Use Permitted on Review in an R-1, One-Family District, for a Church.** Mayor Landrum called for a vote taken with the following result:

AYE: Landrum, McFarlane, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

Discussion of and action on acceptance of bid from MacHill Construction Company, Inc. for the construction of a new parking lot for the Wintersmith Park Splash Pad in the amount of

\$166,032.95; authorization for the Mayor to sign the Notice of Contract Award and to execute all necessary documents related to the project

City Manager Holcomb reported the City had accepted bids on June 23, 2020 for the construction of a new parking lot for the Wintersmith Park Splash Pad. Mr. Holcomb informed the Council, four bids had been received, with the low bidder MacHill Construction Company, with a bid of \$166,032.95.

Motion was made by **Vice Mayor Randy McFarlin**, seconded by **Councilman Ben McFarlane** to accept the bid from MacHill Construction Company, Inc. for the construction a new parking lot for the Wintersmith Park Splash Pad in the amount of \$166,032.95, as the lowest responsible bid; authorization for the Mayor to sign the Notice of Contract Award and to execute all necessary documents related to the project. Mayor Landrum called for a vote taken with the following result:

AYE: Landrum, McFarlane, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

Discussion of and action on approval of Task Order No. One(1) for Professional Services with Delta Airport Consultants, Inc. to provide design and bidding services for the construction of the Airport Terminal Apron – Phase II Project

City Manager Holcomb reported in June of 2019, the City had executed a five-year contract with Delta Airport Consultants to provide on-call services for projects at the Airport. Mr. Holcomb advised Task Order No. One(1) for Professional Services Agreement with Delta is submitted for the construction of the Terminal Apron, Phase II Project, with the total estimate of fees for the design and bidding services in the amount of \$183,288.75.

Motion was made by **Councilman Bryan Morris**, seconded by **Councilman Ben McFarlane** to approve Task Order No. One(1) for Professional Services with Delta Airport Consultants, Inc. to provide design and bidding services for the construction of the Airport Terminal Apron – Phase II Project. Mayor Landrum called for a vote taken with the following result:

AYE: Landrum, McFarlane, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

Discussion of and action on approval of settlement in City of Ada, Oklahoma vs. Brenntag Southwest, Inc., and authorization for City Attorney to execute all documents relating to said settlement

City Manager Holcomb advised this settlement pertained to a chemical spill at Glenwood Pool in 2017.

Motion was made by **Vice Mayor Randy McFarlin**, seconded by **Councilman Ben McFarlane** to approve settlement in City of Ada, Oklahoma vs. Brenntag Southwest, Inc., and authorization for City Attorney to execute all documents relating to said settlement. Mayor Landrum called for a vote taken with the following result:

AYE: Landrum, McFarlane, McFarlin, Morris, Sewell

NAY: None

Motion Carried 5-0.

Reports by City Manager

There were no reports by City Manager Holcomb, but at the request of the City Manager, Mr. Jim Eldridge of Ada Jobs Foundation provided an update concerning the Ada Strategic Initiative Public Input Sessions to be held this week.

Adjournment

There being no further business to come before the Ada City Council, Mayor Landrum adjourned the meeting and requested members reconvene as the governing body of the Ada Public Works Authority.

Attest: Sally Pool, City Clerk

Tre' Landrum, Mayor