

CITY OF ADA COUNCIL AGENDA

Dr. Ray L. Stout City Council Chamber
City Hall - 231 South Townsend

Monday, April 3, 2023

5:45 p.m.

If special interpretive services are needed, please contact the City Manager's office no later than 9:00 a.m. on March 31, 2023.

1. Call to order.
2. Pledge of Allegiance.
3. Invocation.
4. Discussion of and action on Consent Agenda.
5. Discussion of and action on items removed from the Consent Agenda.
6. Public Hearing and discussion of and action on a resolution authorizing the use of certain property in a C-2, General Commercial District, within the City of Ada for a Use Permitted on Review in a C-2, General Commercial District for storage units, on the following described property:

A tract of land in the SW/4 of NW/4 of Section 28, Township 4 North, Range 6 East, more particularly described as follows: beginning at the southwest corner of the NW/4 of said section 28; thence N 00deg 54'33" W along the west line of said NW/4 a distance of 85.67 feet to the south right of way line of J.A. Richardson Loop; thence N 89deg 42'52" E along said right of way line a distance of 305.85 feet; thence continuing along said right of way line N 83deg 12'38" E a distance of 265.27 feet; thence S 00deg 54'33" E a distance of 114.71 feet to a point on the south line of said NW/4; thence S 89deg 36'48" W a distance of 569.73 feet to the point of beginning, containing 1.204 acres, more or less.

This property is known as 1500 N. Oak.

7. Public Hearing and discussion of and action on an ordinance providing for the re-zoning of certain property within the City of Ada, Oklahoma, from R-1, One-Family District to R-3-L, Low Density Multiple Family District, Planned Unit Development, for a Controlled Access Development for Senior Living, and declaring an emergency for the following property:

A part of the S/2 of NW/4 of Section 25, Township 4 North, Range 6 East of the I.B.M., Pontotoc County, Oklahoma, more particularly described as follows: beginning at the southwest corner of the S/2 of NW/4; thence N 00deg 33'24" W along the west line of the S/2 of NW/4 a distance of 35.00 feet; thence N 89deg 26'31" E a distance of 712.25 feet; thence N 01deg 09'46" E a distance of 287.54 feet; thence N 89deg 27'47" E a distance of 44.01 feet; thence N 01deg 09'52" E a distance of 303.23 feet; thence N 01deg 51'27" E a distance of 51.15 feet; thence N 89deg 32'08" E a distance of 750.00 feet; thence S 00deg 38'13" E a distance of 673.62 feet; thence S 89deg 26'37" W a distance of 1506.25 feet to the point of beginning, containing 11.20 acres, more or less.

This property is located on the south side of the new extension of Lonnie Abbott Industrial Blvd. and east of North Monte Vista.

(If passed, must consider Emergency Clause.)

8. Public hearing and discussion of and action on Lot Split/Deed Approvals on the following described property:

The east 28.74 feet of Lot 11 and all of Lot 12 in Block 88 of the Original Townsite of Ada, Oklahoma.

This property is located at 416, 418, and 420 West Main.

9. Discussion of and possible action to enter into executive session to hold confidential communications between the City Council of the City of Ada and its counsel concerning the settling of certain claims in pending litigation (*City of Ada v. Purdue Pharma, L.P., et al.*, Case No. 19-op-45400-DAP, pending in the U.S. District Court for the Northern District of Ohio in, and *City of Ada, et al. v. Walmart Inc., f/k/a Wal-Mart Stores, Inc., et al.*, Case No.

CJ-22-250 filed in the District Court of Pottawatomie County, Oklahoma), including potential resolution of certain claims against Walmart, Walgreens, CVS, Teva, and Allergan, related to lawsuits against pharmaceutical supply chain participants of opioid prescription drugs, and taking appropriate action in open session, including possible authorization to settle claims, the disclosure of which may seriously impair the litigation if known by public disclosure as allowed by 25 O.S. § 307(B)(4).

10. Discussion of and action on participation in the Allergan Settlement Agreement dated November 22, 2022, and the Allergan State-Subdivision Agreement and the Allergan State Back-Stop Agreement, as recommended by Todd Court and Tony G. Puckett, McAfee Taft, legal counsel for the City of Ada and other litigating Oklahoma subdivisions, including approval of Resolution No. 23-07A, and authorize the Mayor of the City of Ada to execute the Subdivision Participation Form for the City of Ada's participation in the Allergan Settlement Agreement.
11. Discussion of and action on participation in the CVS Settlement Agreement dated December 9, 2022, and the Retailer State-Subdivision Agreement as it pertains to the CVS Settlement Agreement, and the State Back-Stop Agreement applicable to the CVS Settlement Agreement, as recommended by Todd Court and Tony G. Puckett, McAfee Taft, legal counsel for the City of Ada and other litigating Oklahoma subdivisions, including approval of Resolution No. 2308A, and authorize the Mayor of the City of Ada to execute the Subdivision Participation Form for the City of Ada's participation in the CVS Settlement Agreement.
12. Discussion of and action on participation in the Teva Settlement Agreement dated November 22, 2022, and the Teva State-Subdivision Agreement and the Teva State Back-Stop Agreement, as recommended by Todd Court and Tony G. Puckett, McAfee Taft, legal counsel for the City of Ada and other litigating Oklahoma subdivisions, including approval of Resolution No. 23-09A, and authorize the Mayor of the City of Ada to execute the Subdivision Participation Form for the City of Ada's participation in the Teva Settlement Agreement.

13. Discussion of and action on participation in the Walgreens Settlement Agreement dated December 9, 2022, the Retailer State-Subdivision Agreement as it pertains to the Walgreens Settlement Agreement, and the State Back-Stop Agreement applicable to the Walgreens Settlement Agreement, as recommended by Todd Court and Tony G. Puckett, McAfee Taft, legal counsel for the City of Ada and other litigating Oklahoma subdivisions, including approval of Resolution No. 23-10A, and authorize the Mayor of the City of Ada to execute the Subdivision Participation Form for the City of Ada's participation in the Walgreens Settlement Agreement.
14. Discussion of and participation in the Walmart Settlement Agreement November 22, 2022, the Retailer State-Subdivision Agreement as it pertains to the Walmart Settlement Agreement, and the State Back-Stop Agreement applicable to the Walmart Settlement Agreement, as recommended by Todd Court and Tony G. Puckett, McAfee Taft, legal counsel for the City of Ada and other litigating Oklahoma subdivisions, including approval of Resolution No. 23-11A, and authorize the Mayor of the City of Ada to execute the Subdivision Participation Form for the City of Ada's participation in the Walmart Settlement Agreement.
15. Presentation and discussion with Ada Jobs Foundation President and CEO, Jim Eldridge, on program updates.
16. Reports by City Manager and/or City Staff.
17. Persons to be heard on any matter not on the agenda.
18. Adjournment.

ADA PUBLIC WORKS AUTHORITY AGENDA

Date: Monday, April 3, 2023

Time: Immediately following adjournment of Ada City Council meeting.

1. Call to order.
2. Discussion of and action on Consent Agenda.
3. Discussion of and action on items removed from the Consent Agenda.

4. Discussion of and action on Contract for Services with Whit Industries LLC for installation and/or repairs of the SCADA system for Wells 1-5 and City of Ada Water Treatment Plant.
5. Reports by Authority Manager and/or APWA Staff.
6. Persons to be heard on any matter not on the agenda.
7. Adjournment.