

**MINUTES  
CITY COUNCIL MEETING  
FOLLOWED BY PRYOR PUBLIC WORKS AUTHORITY MEETING  
CITY OF PRYOR CREEK, OKLAHOMA  
TUESDAY, MAY 2<sup>ND</sup>, 2017 AT 6:00 P.M.**

The City Council of the City of Pryor Creek, Oklahoma met in regular session on the above date and time in the Council Chamber upstairs at City Hall, 12 North Rowe Street in Pryor Creek, Oklahoma. This meeting was followed immediately by a meeting of the Pryor Public Works Authority. Notice of these meetings was posted on the East bulletin board located outside to the South of the entrance doors and the City website at [www.pryorcreek.org](http://www.pryorcreek.org). Notice was also e-mailed to *The Paper* and *The Times* newspapers and e-mailed to the Council members.

**1. CALL TO ORDER, PRAYER, PLEDGE OF ALLEGIANCE, ROLL CALL.**

Mayor Tramel called the meeting to order at 6:00 p.m. The Prayer and the Pledge of Allegiance were led by Mayor Tramel. Roll Call was conducted by City Clerk Eva Smith. Council members present included: Roger Willcutt, Yolanda Thompson, Steve Smith, Evett Barham, Travis Noland, Jill White and Zac Doyle. Members absent: none.

Department Heads and other City Officials present: City Attorney Kim Ritchie, Police Chief Dennis Nichols, Assistant Police Chief James Willyard, Fire Chief BK Young, Golf Superintendent Dennis Bowman and Library Director Cari Rerat.

Others: Police Captain Kevin Tramel, Police Officer Dustin Van Horn, Assistant Recreation Center Director Rachel Sordahl, City Treasurer Lois Thompson and Tim Thompson, Pryor Area Chamber of Commerce Barbara Hawkins, Recreation Center Board Chairman Steve Wyneken and Board Member Houston Brittain, Kenny Young, Trena Nichols, Drew Stott, Zac Doyle's family, Nena Roberts, Spanky Gibson, Bill Dinsmore.

**2. PETITIONS FROM THE AUDIENCE.  
(LIMITED TO 5 MINUTES)**

No petitions were presented.

**3. CITY ATTORNEY'S REPORT:**

**a. City Attorney Kim Ritchie to administer the Oath of Office to:**

- **Council Members:**
  - **Roger Willcutt – Ward 1**
  - **Yolanda Thompson – Ward 2**
  - **Steve Smith – Ward 2**
  - **Zac Doyle – Ward 4**
- **Eva Smith – City Clerk**
- **Lois Thompson – Treasurer**
- **Dennis Nichols – Police Chief**

City Attorney Kim Ritchie administered Oaths of Office to Council members Roger Willcutt, Yolanda Thompson, Steve Smith and Zac Doyle.

City Attorney Kim Ritchie administered Oaths of Office to Eva Smith, City Clerk; Lois Thompson, Treasurer; Dennis Nichols, Police Chief.

**b. First reading and discussion regarding an Ordinance amending Pryor Creek City Code Title 9 Building Regulations, Chapter 9 Private Sewage Disposal Code.**

Motion was made by Willcutt, second by Noland to waive the reading of an Ordinance amending Pryor Creek City Code Title 9 Building Regulations, Chapter 9 Private Sewage Disposal Code. Voting yes: Willcutt, Thompson, Smith, Barham, Noland, White, Doyle. Voting no: none.

**c. First reading and discussion regarding an Ordinance amending Pryor Creek City Code "Title 6 Motor Vehicles and Traffic" Chapter 1 "Traffic Code" Section 6 "Adoption of State Traffic Code", and including Repealer and Severability Provisions.**

Motion was made by Noland, second by Barham to waive the reading of an Ordinance amending Pryor Creek City Code “Title 6 Motor Vehicles and Traffic” Chapter 1 “Traffic Code” Section 6 “Adoption of State Traffic Code”, and including Repealer and Severability Provisions. Voting yes: Thompson, Smith, Barham, Noland, White, Doyle, Willcutt. Voting no: none.

**d. Discussion and possible action regarding a Resolution of City Council for City of Pryor Creek, Oklahoma Approving City Policy Regarding Presentation of Firearms to Officers Upon Completion of State Retirement with a Minimum of 20 Years of Service.**

Motion was made by Willcutt, second by Smith to approve Resolution #2017-6 of City Council for City of Pryor Creek, Oklahoma Approving City Policy Regarding Presentation of Firearms to Officers Upon Completion of State Retirement with a Minimum of 20 Years of Service, and waive reading (modifying language as determined). Motion was then made by Barham, second by Thompson to table for language clarification. Voting yes: Smith, Barham, Noland, White, Doyle, Willcutt, Thompson. Voting no: none.

**4. MAYOR’S REPORT:**

**a. Discussion and possible action regarding appointment of Budget / Personnel Committee members as follows: Travis Noland, Chairman; Roger Willcutt, Zac Doyle, Steve Smith, Alternate.**

Motion was made by Noland, second by White to approve appointment of Budget / Personnel Committee members as follows: Travis Noland, Chairman; Roger Willcutt, Zac Doyle, Steve Smith, Alternate. Voting yes: Barham, Noland, White, Doyle, Willcutt, Thompson, Smith. Voting no: none.

**b. Discussion and possible action regarding appointment of Ordinance / Insurance Committee members as follows: Yolanda Thompson, Chairman; Jill White, New Ward 1 Council Member and Steve Smith, Alternate.**

Motion was made by Noland, second by Willcutt to approve appointment of Ordinance / Insurance Committee members as follows: Yolanda Thompson, Chairman; Jill White, New Ward 1 Council Member and Steve Smith, Alternate. Voting yes: Noland, White, Doyle, Willcutt, Thompson, Smith, Barham. Voting no: none.

**c. Discussion and possible action regarding appointment of Street / Maintenance Committee members as follows: Roger Willcutt, Chairman; Steve Smith, Evett Barham and Yolanda Thompson, Alternate.**

Motion was made by Willcutt, second by Doyle to approve appointment of Street / Maintenance Committee members as follows: Roger Willcutt, Chairman; Steve Smith, Evett Barham and Yolanda Thompson, Alternate. Voting yes: White, Doyle, Willcutt, Thompson, Smith, Barham, Noland. Voting no: none.

**5. DISCUSS, POSSIBLY ACT ON CONSENT AGENDA.**

(Items deemed non-controversial and routine in nature to be approved by one motion without discussion. Any Council member wishing to discuss an item may request it be removed and placed on the regular agenda.)

- a. Approve minutes of April 18<sup>th</sup>, 2017 Council meeting.
- b. Approve payroll purchase orders through May 5<sup>th</sup>, 2017.
- c. Approve claims for purchase orders through May 2<sup>nd</sup>, 2017.

<u>FUNDS</u>	<u>PURCHASE ORDER NUMBER</u>	<u>TOTALS</u>
GENERAL	1620162506 - 1620162415	47,736.65
STREET & DRAINAGE	1620162501 - 1620162299	9,554.50
CEMETERY CARE FUND	1620162532 - 1620162494	1,036.09
GOLF	1620162518 - 1620162520	9,631.38
CAPITAL OUTLAY	1620162426	1,574.95
REAL PROPERTY ACQUISITION	1620162512 - 1620162441	1,526.00
RECREATION CENTER	1620162418 - 1620162498	47,524.34
DONATIONS CASH FUND	1620162422 - 1620162470	33,256.91
<b>TOTAL</b>		<b>151,840.82</b>
<hr/>		
<b><u>NEW BLANKET PURCHASE ORDERS</u></b>		
910859B	PRYOR VETERINARY HOSPITAL	5,000.00
<b>TOTAL</b>		<b>5,000.00</b>

- d. Acknowledge receipt of deficient purchase orders.  
*No deficient purchase orders were presented.*

- e. Discussion and possible action regarding the route and street closure for the First Baptist Church WEE Color Run to be held May 13<sup>th</sup>, 2017 from 9:00 a.m. to approximately 10:00 a.m.
- f. Discussion and possible action regarding Pay Estimate No. 1 to A & A Asphalt, Inc. for the completed PRY-16-04 Recreation Center Parking Lot Overlay Project in the amount of \$30,199.00 from Recreation Center Repair and Maintenance Account #84-845-5091.
- g. Discussion and possible action regarding authorizing the Street Superintendent to seek bids for the 2017 – 2018 mowing of the highway rights of way within the city limits.
- h. Discussion and possible action regarding authorizing the Mayor to sign an Agreement with Branch Communications for A T & T usage of new cell tower.
- i. Discussion and possible action regarding authorizing the Mayor to bid on the property described as BLK 30, S 58' LOT 2, PRYOR ORIG located at 12 South Mayes not to exceed \$1,518.87 at the Sale of Real Estate for Delinquent Tax held by the Mayes County Treasurer's Office from Real Property Acquisition Reserve Account #46-465-5450. Liens filed in the amount of \$1,518.87 by the City on aforementioned property.
- j. Discussion and possible action regarding the closing of the Pryor Creek Recreation Center on Memorial Day, Monday, May 29<sup>th</sup>, 2017 for maintenance on floors.
- k. Discussion and possible action regarding authorizing the Mayor to sign an agreement for services between the City of Pryor Creek and Pryor Creek Music Festivals, Inc. ("PCMF") for the 2017 annual live music festival known as Rocklahoma to be held May 26<sup>th</sup> through May 28<sup>th</sup>, 2017.
- l. Discussion and possible action to approve accepting the resignation of Volunteer Firefighter Brett Adams effective May 2<sup>nd</sup>, 2017.
- m. Discussion and possible action to approve the trade of the following vehicles to Roberts Auto Center for \$12,000:
  - 2000 Ford Crown Victoria, miles 83,558 (VIN-2FAFP71W9YX135658)
  - 2000 Ford Crown Victoria, miles 171,336 (VIN-2FAFP71W7YX167881)
  - 2002 Hyundai Accent, miles 133,240 (VIN-KMHCF35G32U167513)
  - 2005 Ford Mustang, miles 121,541 (VIN-1ZVFT80NX55116633)
  - 2006 Ford Expedition, miles 89,630 (VIN-1FMPU16586LA64141)
 along with an expenditure of \$5,000 from Account # 96-965-5544-Donations for the purchase of a 2016 Chevy Malibu with 5,455 miles and remaining warranty (VIN - 1G1ZB5ST5GF232423) for a detective vehicle for the Pryor Creek Police Department. Other quotes received: Jack Kisse Ford, a 2015 Ford Fusion SE with 23,000 miles and remaining warranty, \$10,500 for traded vehicles and expenditure of \$6,149.00; Jack Kisse Ford, a 2014 Ford Escape with 38,000 miles and remaining warranty, \$10,500 for traded vehicles and expenditure of \$6,149.00; Real Credit Auto, a 2016 Nissan Altima with 34,300 miles and remaining warranty, \$8,000 for traded vehicles and expenditure of \$5,400.00; Real Credit Auto, a 2015 Ford Escape with 55,676 miles and remaining warranty, \$8,000 for traded vehicles and expenditure of \$4,000.00; James Hodge Ford of Muskogee has not responded with quotes after multiple requests.
- n. Discussion and possible action regarding contracting Code Enforcement and Building Inspections with IBTS – Option 3 from proposal.

Motion was made by White, second by Smith to approve a-n, less a, f, g, h, i, and take no action on n. Voting yes: Doyle, Willcutt, Thompson, Smith, Barham, Noland, White. Voting no: none.

**a. Approve minutes of April 18<sup>th</sup>, 2017 Council meeting.**

Motion was made by Noland, second by Willcutt to approve minutes of April 18<sup>th</sup>, 2017 Council meeting. Voting yes: Willcutt, Thompson, Barham, Noland. Abstaining, counting as a no vote: Smith, White, Doyle. Voting no: none.

**f. Discussion and possible action regarding Pay Estimate No. 1 to A & A Asphalt, Inc. for the completed PRY-16-04 Recreation Center Parking Lot Overlay Project in the amount of \$30,199.00 from Recreation Center Repair and Maintenance Account #84-845-5091.**

Motion was made by Willcutt, second by Noland to approve Pay Estimate No. 1 to A & A Asphalt, Inc. for the completed PRY-16-04 Recreation Center Parking Lot Overlay Project in the amount of \$30,199.00 from Recreation Center Repair and Maintenance Account #84-845-5091. Voting yes: Thompson, Barham, Noland, White, Doyle, Willcutt. Abstaining, counting as a no vote: Smith. Voting no: none.

**g. Discussion and possible action regarding authorizing the Street Superintendent to seek bids for the 2017 – 2018 mowing of the highway rights of way within the city limits.**

Motion was made by Willcutt, second by Barham to approve authorizing the Street Superintendent to seek bids for the 2017 – 2018 mowing of the highway rights of way within the city limits. Voting yes: Smith, Barham, Noland, White, Doyle, Willcutt, Thompson. Voting no: none.

**h. Discussion and possible action regarding authorizing the Mayor to sign an Agreement with Branch Communications for A T & T usage of new cell tower.**

Motion was made by Noland, second by Willcutt to approve authorizing the Mayor to sign an Agreement with Branch Communications for A T & T usage of new cell tower. Motion was then made by White, second by Doyle to table authorizing the Mayor to sign an Agreement with Branch Communications for A T & T usage of new cell tower. Voting yes: Barham, Noland, White, Doyle, Willcutt, Thompson, Smith. Voting no: none.

**i. Discussion and possible action regarding authorizing the Mayor to bid on the property described as BLK 30, S 58' LOT 2, PRYOR ORIG located at 12 South Mayes not to exceed \$1,518.87 at the Sale of Real Estate for Delinquent Tax held by the Mayes County Treasurer's Office from Real Property Acquisition Reserve Account #46-465-5450. Liens filed in the amount of \$1,518.87 by the City on aforementioned property.**

Motion was made by Noland, second by Willcutt to approve authorizing the Mayor to bid on the property described as BLK 30, S 58' LOT 2, PRYOR ORIG located at 12 South Mayes not to exceed \$1,518.87 at the Sale of Real Estate for Delinquent Tax held by the Mayes County Treasurer's Office from Real Property Acquisition Reserve Account #46-465-5450. Liens filed in the amount of \$1,518.87 by the City on aforementioned property. Voting yes: Noland, White, Doyle, Willcutt, Thompson, Smith, Barham. Voting no: none.

Mayor moved to the Addendum.

**ADDENDUM  
CITY COUNCIL MEETING  
TUESDAY, MAY 2<sup>ND</sup>, 2017 AT 6:00 P.M.**

**1. CITY ATTORNEY'S REPORT:**

- a. First reading of AN ORDINANCE OF THE CITY OF PRYOR CREEK, OKLAHOMA PROVIDING THAT TITLE 2, CHAPTER 2 OF THE CODE OF ORDINANCES, CITY OF PRYOR CREEK, OKLAHOMA, REGARDING CITY SALES TAX BE AMENDED LEVYING AND ASSESSING A .250% EXCISE TAX (SALES TAX) IN ADDITION TO ANY AND ALL OTHER EXCISE TAXES NOW IN FORCE UPON THE GROSS RECEIPTS OR PROCEEDS DERIVED FROM ALL SALES TAXABLE UNDER OKLAHOMA SALES TAX CODE; PROVIDING FOR THE USE OF THE PROCEEDS OF SAID EXCISE TAX; PROVIDING FOR THE EFFECTIVE DATE; PROVIDING FOR NO REPEAL OF TAX; PROVIDING FOR SUBSISTING STATE PERMITS; PROVIDING FOR PAYMENT OF TAX; PROVIDING THAT THE TAX IS IN ADDITION TO TAXES CURRENTLY LEVIED; PROVIDING THAT THE PROVISIONS OF THIS ORDINANCE ARE CUMULATIVE AND IN ADDITION TO ANY AND ALL TAXING PROVISIONS OF OTHER CITY ORDINANCES; PROVIDING FOR SEVERABILITY OF PROVISIONS; AND CONTAINING OTHER PROVISIONS RELATED THERETO.**

Motion was made by Noland, second by Smith to waive the reading of AN ORDINANCE OF THE CITY OF PRYOR CREEK, OKLAHOMA PROVIDING THAT TITLE 2, CHAPTER 2 OF THE CODE OF ORDINANCES, CITY OF PRYOR CREEK, OKLAHOMA, REGARDING CITY SALES TAX BE AMENDED LEVYING AND ASSESSING A .250% EXCISE TAX (SALES TAX) IN ADDITION TO ANY AND ALL OTHER EXCISE TAXES NOW IN FORCE UPON THE GROSS RECEIPTS OR PROCEEDS DERIVED FROM ALL SALES TAXABLE UNDER OKLAHOMA SALES TAX CODE; PROVIDING FOR THE USE OF THE PROCEEDS OF SAID EXCISE TAX; PROVIDING FOR THE EFFECTIVE DATE; PROVIDING FOR NO REPEAL OF TAX; PROVIDING FOR SUBSISTING STATE PERMITS; PROVIDING FOR PAYMENT OF TAX; PROVIDING THAT THE TAX IS IN ADDITION TO TAXES CURRENTLY LEVIED; PROVIDING THAT THE PROVISIONS OF THIS ORDINANCE ARE CUMULATIVE AND IN ADDITION TO ANY AND ALL TAXING PROVISIONS OF OTHER CITY ORDINANCES; PROVIDING FOR SEVERABILITY OF PROVISIONS; AND CONTAINING OTHER PROVISIONS RELATED THERETO. Voting yes: White, Doyle, Willcutt, Thompson, Smith, Barham, Noland. Voting no: none.

Mayor moved to Committee Reports on the Regular Agenda.

**6. COMMITTEE REPORTS:**

**a. BUDGET / PERSONNEL (NOLAND):**

Noland reported that the Budget / Personnel Committee will meet next week.

**b. ORDINANCE / INSURANCE (THOMPSON):**

Thompson reported that the Ordinance / Insurance Committee will meet Thursday, May 25<sup>th</sup>, 2017, unless they can get a meeting set sooner.

**c. STREET / MAINTENANCE GARAGE (WILLCUTT):**

Willcutt reported that the Street / Maintenance Garage Committee will meet later in the month.

**7. UNFORESEEABLE BUSINESS.**

(ANY MATTER NOT REASONABLY FORESEEN PRIOR TO POSTING OF AGENDA.)

No unforeseeable business was presented.

**8. ADJOURN.**

Motion was made by Noland, second by Thompson to adjourn. Voting yes: Doyle, Willcutt, Thompson, Smith, Barham, Noland, White. Voting no: none.

**PRYOR PUBLIC WORKS AUTHORITY**

**1. CALL TO ORDER.**

Mayor Tramel called the meeting to order at 7:00 p.m.

**2. DISCUSS, POSSIBLY ACT ON APPROVAL OF MINUTES OF APRIL 18<sup>TH</sup>, 2017 MEETING.**

Motion was made by Barham, second by Willcutt to approve the minutes of April 18th, 2017 meeting. Voting yes: Willcutt, Thompson, Barham, Noland, Doyle. Abstaining, counting as a no vote: Smith, White. Voting no: none.

**3. UNFORESEEABLE BUSINESS.**

(ANY MATTER NOT REASONABLY FORESEEN PRIOR TO POSTING OF AGENDA.)

No unforeseeable business was presented.

**4. ADJOURN.**

Motion was made by Willcutt, second by Barham to adjourn the Pryor Public Works Authority meeting. Voting yes: Thompson, Smith, Barham, Noland, White, Doyle, Willcutt. Voting no: none.

MINUTES APPROVED BY MAYOR / P.P.W.A CHAIRMAN JIMMY TRAMEL

MINUTES WRITTEN BY CITY CLERK/P.P.W.A. SECRETARY EVA SMITH \_\_\_\_\_