

**IN ACCORDANCE WITH THE OKLAHOMA OPEN MEETING LAW
THE AGENDA WAS POSTED FEBRUARY 22, 2024, AT 8:30 A.M.
AT THE MUNICIPAL BUILDING, 723 SOUTH LEWIS, STILLWATER, OKLAHOMA**

**MINUTES
STILLWATER CITY COUNCIL
REGULAR MEETING
COUNCIL HEARING ROOM
723 S. LEWIS
FEBRUARY 26, 2024**

**PRESENT: MAYOR WILLIAM H. JOYCE, VICE MAYOR AMY DZIALOWSKI,
COUNCILORS CHRISTIE HAWKINS AND TIM HARDIN
ABSENT: COUNCILOR KEVIN CLARK**

1. CALL MEETING TO ORDER

Mayor Joyce called the meeting to order at 5:30 p.m.

2. PLEDGE OF ALLEGIANCE

The Stillwater City Council led the audience in the Pledge of Allegiance.

3. PROCLAMATIONS/PRESENTATIONS

- a. Presentation of the Stillwater Travel Guide for Kids by Kids
Highland Park Elementary School's 5th Grade Gifted & Talented Students

Students from Highland Park Elementary presented the Stillwater Travel Guide for Kids by Kids that they created in conjunction with Visit Stillwater. The students explained how they experienced how to design and get a project through the printing process.

4. CONSENT DOCKET

- a. Approve February 5, 2024, regular meeting minutes
- b. Approve purchase of property addressed as 4099 N. Land Run Drive needed to allow access to a portion (.6198 acres) of the northern part of Wright Drive, which is adjacent to Stillwater Regional Airport and located on private property with no right-of-way or easement, for a purchase price of \$17,686 and authorize the City Manager to execute the purchase agreement
- c. Approve budget amendments reflecting receipt and expenditure of grants totaling \$1,757 from the Oklahoma Library Association to Stillwater Public Library
- d. Approve budget amendment to increase revenue projections to reflect the award of the 2023 Oklahoma Energy Efficiency Lighting Retrofit Program grant
- e. Approve Air Service Agreement with American Airlines providing for a Minimum Revenue Guarantee, and the related budget amendment appropriating \$867,000 for the remainder of FY24
- f. Accept temporary construction easement for the parcel at 404 W Lone Chimney Road from Jordan and Katie Lesh for the Long Branch Creek raw waterline repair
- g. Approve budget amendment increasing transfers-in of \$375,000 from General Fund to Transportation Sales Tax Fund for the dedicated portion of the increase in sales tax projections
- h. Approve budget amendment reflecting an increase in revenue projections of \$2,500,000 to account for increased sales and use tax collections

- i. Approve budget amendment reflecting transfers-out from General Fund to Stillwater Utility Authority for \$375,000 and Transportation Sales Tax Fund for \$375,000 for the dedicated portion of the increase in sales tax projections
- j. Approve budget amendments reflecting increase in transfers-out from General Fund and transfers-in to City Capital Fund of \$883,000 for use in future capital projects

Mayor Joyce removed item e. from the Consent Docket.

MOTION BY VICE MAYOR DZIALOWSKI, SECOND BY COUNCILOR HAWKINS TO APPROVE THE CONSENT DOCKET MINUS ITEM E.

ROLL CALL VOTE: JOYCE-YEA, DZIALOWSKI-YEA, HAWKINS-YEA, HARDIN-YEA.
NAY-NONE. MOTION CARRIED WITH FOUR YEA VOTES.

5. PUBLIC COMMENT ON AGENDA ITEMS NOT SCHEDULED FOR PUBLIC HEARING

There were no requests to speak on agenda items not scheduled for public hearing.

6. ITEMS REMOVED FROM CONSENT DOCKET

- e. Approve Air Service Agreement with American Airlines providing for a Minimum Revenue Guarantee, and the related budget amendment appropriating \$867,000 for the remainder of FY24

Assistant City Manager Christy Cluck explained the Air Service Agreement providing for a Minimum Revenue Guarantee with American Airlines, the funding available and answered Council's questions.

MOTION BY MAYOR JOYCE, SECOND BY COUNCILOR HARDIN TO APPROVE ITEM E. FROM THE CONSENT DOCKET.

ROLL CALL VOTE: JOYCE-YEA, DZIALOWSKI-YEA, HAWKINS-YEA, HARDIN-YEA.
NAY-NONE. MOTION CARRIED WITH FOUR YEA VOTES.

7. GENERAL ORDERS

- a. Presentation of the Rural Fire Fee Analysis by NewGen Strategies & Solutions

Fire Chief Terry Essary explained the current rural fire fee rates being used and he stated that they have been in place since 2008. He introduced Dave Yanke, President of NewGen Strategies & Solutions.

Mr. Yanke presented the findings from NewGen's Rural Fire Fee Analysis and their recommendations. Chief Essary and Mr. Yanke answered Council's questions.

No action was taken on this item.

8. RESOLUTIONS

- a. Resolution No. CC-2024-5: A resolution authorizing and approving the submission of a Fiscal Year 2024 Rebuilding American Infrastructure with Sustainability and Equity (Raise) Grant Application for Multi-Modal Corridor Improvements to enhance safety, connectivity, and economic growth in Stillwater.

City Attorney Kimberly Carnley stated that this resolution seeks approval from the City Council to apply for a Raise Grant for FY24. The City has identified an eligible project for vital roadway improvements. She reported that Raise Grants are awarded on a competitive basis.

MOTION BY COUNCILOR HAWKINS, SECOND BY VICE MAYOR DZIALOWSKI TO ADOPT RESOLUTION NO. CC-2024-5 AS PRESENTED.

ROLL CALL VOTE: JOYCE-YEA, DZIALOWSKI-YEA, HAWKINS-YEA, HARDIN-YEA.
NAY-NONE. MOTION CARRIED WITH FOUR YEA VOTES.

9. ORDINANCES

a. Second Reading

Ordinance No. 3531: An ordinance rezoning a tract of land located at 6001 & 6099 North Perkins Road from Small Lot Single Family Residential District (RSS) to General Industrial District (IG)

MOTION BY COUNCILOR HAWKINS, SECOND BY COUNCILOR HARDIN TO ADOPT ORDINANCE NO. 3531 AS PRESENTED.

ROLL CALL VOTE: JOYCE-YEA, DZIALOWSKI-YEA, HAWKINS-YEA, HARDIN-YEA.
NAY-NONE. MOTION CARRIED WITH FOUR YEA VOTES.

10. APPOINTMENTS

a. Appointments to the Washington School Advisory Committee

MOTION BY MAYOR JOYCE, SECOND BY VICE MAYOR DZIALOWSKI TO APPOINT KAREN WASHINGTON, JAMES BECKSTROM, DR. LAURA ARATA, NORMAN MCNICKLE AND GARY CLARK TO THE WASHINGTON SCHOOL ADVISORY COMMITTEE.

ROLL CALL VOTE: JOYCE-YEA, DZIALOWSKI-YEA, HAWKINS-YEA, HARDIN-YEA.
NAY-NONE. MOTION CARRIED WITH FOUR YEA VOTES.

11. REPORTS FROM OFFICERS AND BOARDS

a. Miscellaneous items from the City Attorney:

- i. Request for an Executive Session pursuant to 25 O.S. §307(B)(4) involving confidential communication between the City Council and City Attorney concerning pending PFAS litigation and class action settlements with 3M and Dupont, including whether to join the settlements. It is the opinion of the City Attorney that disclosure of this matter will seriously impair the ability of the City Council to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest.

b. Miscellaneous items from the City Manager:

- City Manager Kimberly Meek asked residents to please save the date and join City staff for community meetings to discuss a new Stillwater Animal Welfare facility. There will be two meetings in March, one in-person and one online. The meeting in-person will be Tuesday, March 26, at 5:30 p.m., in the Dining and Event Hall at the Stillwater Community Center. The meeting online will be Thursday, March 28, at 5:30 p.m. She stated that the City wants to hear the citizens' voices and discuss the future of Stillwater's Animal Welfare.

c. Miscellaneous items from the City Council:

- Councilor Hardin announced that Election Day is Tuesday, March 5. Polls will be open 7 a.m. to 7 p.m. Voters need to go to their normal polling location to participate. Please note the new polling location for precinct 4, that was previously World Harvest, is now Fire Station 3. Fire Station 3 is located at 416 E Lakeview Road. This will be the temporary polling location until a permanent site can be acquired.
 - Councilor Hardin also announced that if anyone is looking for an environmentally-friendly way to save money on their water bill, they may want to purchase a rain barrel through the City of Stillwater. These barrels capture water from the roof and store it for future use. Using rain barrels also helps to reduce stormwater pollution by minimizing the amount of stormwater runoff that leaves a site.
 - Councilor Hawkins announced that the Convenience Collection Center now takes credit cards. Keeping the City clean has never been this easy. Residents are encouraged to utilize this service by visiting the center at 807 S. Perkins Road.
 - Vice Mayor Dzialowski reminded residents that the annual "Trash-Off" event to help keep Stillwater beautiful, will be Saturday, March 30, from 9 a.m. to 12 p.m. Volunteers will meet at the Couch Park Pavilion at 1270 E. Alcott Drive. Since work gloves, safety vests, and trash bags will be provided, volunteers are asked to RSVP by March 28, by calling (405) 533-8482.
 - Mayor Joyce stated that this past Saturday was the Washington School Banquet to honor the State Basketball team from 1956, and explore the future of the Washington School project. The City wants to cultivate relationships and understanding while increasing education, advocacy, and community through this project. He stated that he is excited to be part of honoring the legacy of Washington School and its alumni and he is proud of our official committee members as this great work continues.
 - Mayor Joyce also stated that as we enter the last few days of Black History Month, let's ensure momentum and progress continues in all realms of honoring and celebrating the heritage of our African American community.
- i. Discussion about scheduling items for future meetings.

12. QUESTIONS AND INQUIRIES

None.

13. EXECUTIVE SESSION

- a. Confidential communication between City Council and City Attorney concerning a pending investigation, claim or action involving PFAS Litigation.

MOTION BY MAYOR JOYCE, SECOND BY VICE MAYOR DZIALOWSKI TO RECESS THE STILLWATER CITY COUNCIL MEETING AT 6:20 P.M.

ROLL CALL VOTE: JOYCE-YEA, DZIALOWSKI-YEA, HAWKINS-YEA, HARDIN-YEA.
NAY-NONE. MOTION CARRIED WITH FOUR YEA VOTES.

Stillwater City Council meeting recessed at 6:20 p.m. to convene Stillwater Economic Development Authority meeting.

Stillwater City Council reconvened at 6:56 p.m.

MOTION BY COUNCILOR HARDIN, SECOND BY COUNCILOR HAWKINS TO ENTER INTO EXECUTIVE SESSION AT 6:56 P.M.

ROLL CALL VOTE: JOYCE-YEA, DZIALOWSKI-YEA, HAWKINS-YEA, HARDIN-YEA. NAY-NONE. MOTION CARRIED WITH FOUR YEA VOTES.

14. RETURN FROM EXECUTIVE SESSION

MOTION BY VICE MAYOR DZIALOWSKI, SECOND BY COUNCILOR HAWKINS TO RECONVENE THE REGULAR STILLWATER CITY COUNCIL MEETING AT 7:14 P.M.

ROLL CALL VOTE: JOYCE-YEA, DZIALOWSKI-YEA, HAWKINS-YEA, HARDIN-YEA. NAY-NONE. MOTION CARRIED WITH FOUR YEA VOTES.

- a. Possible action regarding PFAS litigation, including possible action to approve joining the settlements.

MOTION BY VICE MAYOR DZIALOWSKI, SECOND BY COUNCILOR HAWKINS TO WITHDRAW THE EXCLUSION TO OPT-OUT OF THE SETTLEMENTS AND THAT THE CITY PARTICIPATES IN THE 3M AND DUPONT SETTLEMENTS.

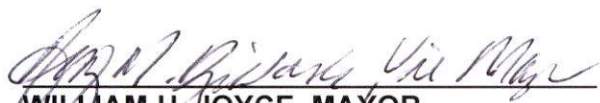
ROLL CALL VOTE: JOYCE-YEA, DZIALOWSKI-YEA, HAWKINS-YEA, HARDIN-YEA. NAY-NONE. MOTION CARRIED WITH FOUR YEA VOTES.

15. ADJOURN

MOTION BY COUNCILOR HAWKINS, SECOND BY COUNCILOR HARDIN TO ADJOURN THE FEBRUARY 26, 2024 REGULAR MEETING OF THE STILLWATER CITY COUNCIL.

ROLL CALL VOTE: JOYCE-YEA, DZIALOWSKI-YEA, HAWKINS-YEA, HARDIN-YEA. NAY-NONE. MOTION CARRIED WITH FOUR YEA VOTES.

The February 26, 2024 regular meeting of the Stillwater City Council adjourned at 7:15 p.m.



**WILLIAM H. JOYCE, MAYOR
STILLWATER CITY COUNCIL**



**TERESA KADAVY
CITY CLERK**