

**IN ACCORDANCE WITH THE OKLAHOMA OPEN MEETING LAW
THE AGENDA WAS POSTED JUNE 27, 2024 AT 5:00 P.M.
AT THE MUNICIPAL BUILDING, 723 SOUTH LEWIS, STILLWATER, OKLAHOMA**

**MINUTES
STILLWATER CITY COUNCIL
REGULAR MEETING
COUNCIL HEARING ROOM
723 S. LEWIS
JULY 1, 2024**

**PRESENT: MAYOR WILLIAM H. JOYCE, VICE MAYOR AMY DZIALOWSKI,
COUNCILORS CHRISTIE HAWKINS, KEVIN CLARK AND TIM HARDIN**
ABSENT: NONE

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. CONSENT DOCKET

- a. Approve June 17, 2024 regular meeting minutes
- b. Approval of FY24-25 Agreement with Account Management Resources, LLC for municipal collection services
- c. Accept the dedication of two electric easements at 1212 W 12th Ave, part of the Replat of Baymere plat.
- d. Accept the dedication of a drainage easement located in Lots 24-27 of Childress Industrial Park addressed as 301 & 303 E Thomas Ave, 3003, 3005, 3007, 3009, 3011, 3013, 3017, & 3019 N Park Dr.
- e. Encroachment Agreement and Release of Liability (EARL) for a new private sewer line to replace and move the existing private sewer for the property addressed as 1104 South Walnut Street to be located in the Right-of-Way of West 11th Avenue.
- f. Approve Extension of Lease Agreement with Tiny Paws Kitten Rescue to extend the lease term until Jan. 1, 2025
- g. Approve FY24-25 one year Sublease Agreement with Stillwater Trailriders, Inc. for property located at 6909 W. 56th St. for the purpose of operating a motorcycle and all-terrain vehicle ("ATV") recreational area
- h. Approve Amendment No. 1 to the Operations Agreement with Stillwater Area Sports Association to allow the use of Hamilton Field for youth football
- i. Approve Air Service Guarantee Participation Agreement with OSU and associated budget amendment
- j. Approve award of Bid #27-2024 to MK Excavation, LLC in the amount of \$198,900 with the total project cost of \$228,735 including a 15% contingency for the Boomer Concrete Sundeck Demolition; approve associated budget amendment; and authorize the City Manager to sign related documents

Councilor Hardin removed item i. from the consent docket.

MOTION BY COUNCILOR CLARK, SECOND BY COUNCILOR HARDIN TO APPROVE THE CONSENT DOCKET MINUS ITEM I.

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

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

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

5. ITEMS REMOVED FROM CONSENT DOCKET

- i. Approve Air Service Guarantee Participation Agreement with OSU and associated budget amendment

Councilor Hardin asked for clarification on the Air Service Agreement with OSU and how much they are contributing this year versus last year.

Assistant City Manager and Finance Director Christy Cluck reported that the current MRG agreement with American Airlines (AA) is a two year agreement with a total maximum liability of \$5.2 million to the City and OSU's proposed share under the proposed MOU is \$1 million. In the prior contract with AA, the City's overall two year total maximum liability was \$4 million and there was a similar agreement with OSU with a maximum liability of \$2 million.

Councilor Hardin asked if there was discussion with OSU on why they backed off of their MRG match amount. Ms. Cluck stated that there were several conversations with OSU. She reported that the MRG did go up this year which is due to increased costs with the larger planes. She stated that she does not know why OSU chose to not participate at the 50% rate like the previous agreement.

Mayor Joyce stated that the goal is to not have to actually spend all that money if there are enough riders to keep the seats full on the planes. Ms. Cluck stated the City will share this expense with OSU up to their maximum \$1 million liability.

Ms. Cluck answered Council's additional questions.

MOTION BY COUNCILOR HARDIN, SECOND BY COUNCILOR HAWKINS TO APPROVE ITEM I. FROM THE CONSENT DOCKET

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

6. RESOLUTIONS

City Attorney Kimberly Carnley stated that this resolution is based on the fact that the total estimated cost of construction for the new airport terminal at Stillwater Regional Airport is approximately \$18,592,300. Staff believes it is in the best interest of the City to pursue all grants and funding opportunities that are available for this project. Approving this resolution will allow the Airport to apply for these grant funds.

- a. Resolution No. CC-2024-19: A resolution of the Stillwater City Council authorizing and approving the submission of an application for Fiscal Year 2024 Oklahoma State Grant for Airport Improvement with funds administered by The Oklahoma Department of Aerospace

and Aeronautics (ODAA) for Airport Terminal Improvements at Stillwater Regional Airport and approving the required sponsor match

MOTION BY COUNCILOR HAWKINS, SECOND BY VICE MAYOR DZIALOWSKI TO ADOPT RESOLUTION NO. CC-2024-19 AS PRESENTED.

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

Mayor Joyce stated that this resolution was handled by Special Counsel Beth Anne Childs, Childs Law Firm. This is an easement closure that has to happen through the court and approval has been given from Special Counsel and Staff that this is in order for approval.

- b. Resolution No. CC-2024-20: A resolution of the City Council of the City of Stillwater, Oklahoma, authorizing foreclosure of portions of easements dedicated pursuant to separate instruments located in the Northeast Quarter of Section 35, Township 20 North, Range 2 East of the Indian Base and Meridian, Payne County, State of Oklahoma, and generally located west of East Rogers Drive and south of Marie Drive, in Stillwater, Oklahoma, as set forth in the case of KMR Development vs. the City of Stillwater, Et Al, Payne County District Court Case Number: CJ-2024-282; and authorizing the Mayor, the City Manager, and Special Counsel to execute and approve all orders and take all other necessary actions with regard to the above-referenced case

MOTION BY VICE MAYOR DZIALOWSKI, SECOND BY COUNCILOR CLARK TO ADOPT RESOLUTION NO. CC-2024-20 AS PRESENTED.

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

7. ORDINANCES

a. First Reading

Ordinance No. 3539: An ordinance amending Stillwater City Code of Ordinances by amending Chapter 31, Municipal Court, Article I, in general, by adding Section 31-40, Assessment of Municipal Court Technology Fee; Repealing All Ordinances To The Contrary; and Providing For Severability

City Attorney Kimberly Carnley reported that this is an ordinance approving a technology fee for the municipal court. The implementation of technology to support digital tickets and other technology used in operation, prosecution and administration of the court including computer software and hardware has increased the costs to the City. Ms. Carnley stated that State law authorizes imposition of fees such as this one and many cities across the state have implemented a technology fee as a best practice and resonable to offset the cost of technology used by the court. Revenues generated by the fee will be used solely to support technologies utilized in the court. Ms. Carnley answered Council's questions.

MOTION BY VICE CHAIR DZIALOWSKI, SECOND BY COUNCILOR HAWKINS TO ADVANCE ORDINANCE NO. 3539 TO SECOND READ AS PRESENTED.

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

8. REPORTS FROM OFFICERS & BOARDS

- a. Miscellaneous items from the City Attorney: None.

b. Miscellaneous items from the City Manager:

- City Manager Kimberly Meek invited the community to attend Boomer Blast, this Thursday, July 4th, at Boomer Lake Park for Stillwater's 30th Boomer Blast Fireworks Show and Celebration. Festivities will kick off at 6:30 p.m. with food trucks, music and more. The fireworks show will be approximately 20 minutes and begin around 9:30 p.m. Eventgoers are encouraged to utilize crosswalks and Kameoka Trail depending on where they park. Since it will be hot, please also remember to hydrate. We will have the splash pad available and Payne County Health Department's comfort station. Reminder that boat and vehicle access to Boomer Lake Park will be prohibited and Harned Avenue will be closed 4-11:30 p.m. Lakeview Bridge will also be closed, 7-11:30 p.m. No vehicles will be allowed in the park after 4 p.m.

c. Miscellaneous items from the City Council:

- Councilor Hardin announced that the Stillwater Police Department will host National Night Out on Tuesday, August 6, from 6 to 8 p.m. at Southern Woods Park. This is an annual community event to build and strengthen relations with Stillwater families, friends, emergency responders and other organizations and businesses. There will be games, food and fun so please plan to attend.
- Councilor Clark reported that there are many big projects and roadway projects under construction throughout our community. To see updates on projects, road closures, anticipated completion dates, and more go online to stillwaterok.gov/projects. Also, both Block 34 and Fire Station No. 2, have live construction cameras at the sites so citizens can see the progress in real time.
- Councilor Hawkins asked residents to please save the dates, July 17-21 for "Krazy Daze." This is Stillwater's annual, largest community-wide retail sales event. From Lakeview Pointe and Pioneer Square Shopping Centers to The Strip and Downtown Stillwater, there are many shops offering summer-time sales for all ages. Some stores feature sidewalk sales, some will have sale racks located inside, and some will have both.
- Vice Mayor Dzialowski reminded residents that if anyone is looking for fresh produce, flowers, farm fresh eggs, homemade breads, canned goods, and more then go to the Stillwater Farmers' Market on Wednesdays and Saturdays, from 8 a.m. to 1 p.m. at the Prairie Arts Center. Saturdays also feature "Porch Pop Up Shops," alongside the market, and the free Community Art Studio project from 10 a.m. to 12 p.m.
- Mayor Joyce reminded residents that City Hall will be closed on Thursday, July 4 for the Independence Day holiday. Trash and recycling normally collected on Thursday will run on Friday and Friday's collection route will be picked up Saturday.
- Mayor Joyce announced that Visit Stillwater's "Ring the Registers" promotion is going on in Stillwater. If anyone spends \$50 anywhere in Stillwater, including during Krazy Daze, just provide a receipt to Visit Stillwater and you will be entered to win \$500 gift cards to American Airlines.

i. Discussion about scheduling items for future meetings.

9. QUESTIONS & INQUIRIES

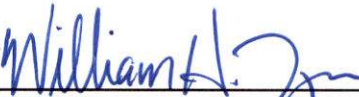
None.

10. ADJOURN

MOTION BY COUNCILOR CLARK, SECOND BY COUNCILOR HAWKINS TO ADJOURN THE JULY 1, 2024 REGULAR MEETING OF THE STILLWATER CITY COUNCIL.

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

The July 1, 2024 regular meeting of the Stillwater City Council adjourned at 5:48 p.m.



WILLIAM H. JOYCE, MAYOR
STILLWATER CITY COUNCIL



TERESA KADAVY
CITY CLERK