

Notice for the Midwest City Council meetings was filed for the calendar year with the City Clerk of Midwest City. Public notice of this agenda was accessible at least 24 hours before this meeting at City Hall and on the Midwest City website (www.midwestcityok.org).

Midwest City Council Minutes

December 13, 2022

This meeting was held in Midwest City Council Chambers at City Hall, 100 N. Midwest Boulevard, Midwest City, County of Oklahoma, State of Oklahoma.

Mayor Matt Dukes called the meeting to order at 6:00 PM with following members present:

Ward 1 Susan Eads	Ward 4 Sean Reed	City Manager Tim Lyon
Ward 2 Pat Byrne	Ward 5 Sara Bana	City Clerk Sara Hancock
Ward 3 Megan Bain	Ward 6 Rick Favors	City Attorney Don Maisch

OPENING BUSINESS. The Invocation was led by Assistant City Manager Vaughn Sullivan. The Pledge of Allegiance by Carl Albert High School ROTC Cadets Moore and Robertson. City Manager Lyon made Community-related announcements.

CONSENT AGENDA. Bana made a motion to approve the consent agenda with the exception of pulling Items #2, 4, 12, 13, 14, 15, 16, and 17, seconded by Eads. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

1. Discussion, consideration, and possible action of the November 8, 2022 meeting minutes.
2. **Discussion, consideration, and possible action of approving a resolution nominating Mayor Matthew D. Dukes II as a Board member for the District 8 seat on the Oklahoma Municipal League Board of Directors.** After Council discussion, Reed made a motion to approve Resolution 2022-49, seconded by Eads. Voting Aye: Eads, Byrne, Bain, Reed, and Favors. Nay: Bana. Recused: Dukes. Motion Carried.
3. Discussion, consideration, and possible action of Change Order #1 to the contract with H.W. Lochner Inc. in an increase of \$10,780 for the purposes of developing construction plans for the SE 29th Street bridges over Crutcho and Kuhlman Creeks.
4. **Discussion, consideration, and possible action of awarding the bid to and entering into a contract with Shawnee Mission Tree Service, Inc. dba Arbor Masters, in the amount of \$51,354 to selectively clear the future expansion of Mid-America Park. City Council delegates the Mayor to sign and execute the contract.** Bundy, Sullivan, Lyon, and Chief Porter addressed Council. After Staff and Council discussion, Reed made a motion to approve, seconded by Eads. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.
5. Discussion, consideration, and possible action of approving change order #03 amending the contract with Downey Contracting, LLC to construct the Midwest City Council Chambers COVID and ADA retrofit at no cost change with 49 additional days for Council Chamber and 16 additional days for the Court Bathroom.
6. Discussion, consideration, and possible action of Change Order #11 amending the contract with Shiloh Enterprises, Inc. to construct the WP Bill Atkinson Park at no additional cost and add 35 days of time.

7. Discussion, consideration, and possible action of accepting the amendment to make a matter of record Permit No. SL000055220759 from the State Department of Environmental Quality for the 10601 S.E. 15th Street Sewer Line Extension, Midwest City, Oklahoma.
8. Discussion, consideration, and possible action of accepting the amendment to make a matter of record Permit No. WL000055220780 from the State Department of Environmental Quality for the Police and Fire Training Facility Water Line Extension, Midwest City, Oklahoma.
9. Discussion, consideration, and possible action of accepting the amendment to make a matter of record Permit No. SL000055220682 from the State Department of Environmental Quality for the Midwest City (MAC) Sports Complex Sewer Line Extension, in Oklahoma City, Oklahoma.
10. Discussion, consideration, and possible action of making a matter of record Permit No. SL000055220760 from the State Department of Environmental Quality for the Main Gate (227 W. MacArthur Dr.) Sewer Line Extension, Midwest City, Oklahoma.
11. Discussion, consideration, and possible action of the acceptance of maintenance bonds from First Water Contracting, LLC in the amount of \$27,612.04 and \$9,549.80 respectively.
12. **Discussion, consideration, and possible action of appointing Ms. Erin Hurst for Ward 2 to replace, Mrs. Suzi Byrne who resigned as the Ward 2 Midwest City Tree Board representative.** Evenson addressed Council. After Staff and Council discussion, Eads made a motion to approve appointment, seconded by Reed. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.
13. **Discussion, consideration, and possible action of reappointing Jess Huskey, Frank Young and Charles McDade to the Board of Adjustment for additional three-year terms.** After Council discussion, Bana made a motion to approve appointment, seconded by Reed. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.
14. **Discussion, consideration, and possible action of reappointing Max Wilson and Rick Lewis both to a three year term for the City of Midwest City ADA Transition Plan Committee.** Bundy addressed Council. After Staff and Council discussion, Bana made a motion to approve appointments, seconded Reed. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.
15. **Discussion, consideration, and possible action of appointing Jesse Stemper to a three year term for the City of Midwest City Builder Advisory Board.** Bundy addressed Council. After Staff and Council discussion, Bana made a motion to approve appointment, seconded by Reed. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.
16. **Discussion, consideration, and possible action of appointing Terry Hoss and Brandon Pitts (2) to initial two year terms; and reappointing Tye Moore and Mike Gregory (2) to three year terms for the City of Midwest City Electrical Board.** Bundy addressed Council. After Staff and Council discussion, Bana made a motion to approve appointment, seconded by Favors. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

17. **Discussion, consideration, and possible action of appointing both David Wallar and Scott Wiggy (2) and reappointing Gary Perkins (1) to three year terms for the City of Midwest City Plumbing, Gas, and Mechanical Board.** Bundy and Maisch addressed Council. After Staff and Council discussion, Reed made a motion to approve appointments, seconded by Favors. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.
18. Discussion, consideration, and possible action of declaring (2) 2014 Chevrolet Caprices, (2) 2012 Chevrolet Impalas, (1) 2010 Chevrolet Impala, (1) 2008 Dodge Pickup, and (1) 2019 BMW Motorcycle and their contents, as surplus and authorizing disposal by public auction, sealed bid or other means necessary.
19. Discussion, consideration, and possible action of declaring (1) Ice Machine and (1) Chair as surplus property and authorizing their disposal through sealed bid, public auction, or by other means as necessary.

DISCUSSION ITEMS.

1. **Discussion, consideration, and possible action of a Professional Services Agreement with Lee Engineering, LLC. in the amount of \$113,800 to provide survey and design services for a future federal aid project to upgrade and improve 6 signals, known as JP 35927(04).** Bundy addressed Council. After Staff and Council discussion, Reed made a motion to approve agreement, seconded by Favors. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

At 7:05 PM Council recessed and returned at 7:17 PM.

2. **Discussion, consideration and possible action of a public hearing of approving the annual Tree Board Landscape Master Plan as required in Article II, Section 42-36 of the Midwest City Code of Ordinances.** Evenson addressed Council. Favors made a motion to approve, seconded by Eads. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.
3. **Review of a quarterly update on the progress of the execution of the General Obligation Bond (G.O. Bond) projects.** Sullivan, Chief Porter, Rushing addressed Council. Staff and Council discussion was had. No Action Needed.
4. **Discussion, consideration, and possible action of adopting a resolution, designating a site for the temporary City Council Chambers at the Court Room at City Hall, with the Midwest City Community Center designated as a backup and to temporarily move the meetings of the City Council, Boards, Commissions, Trusts or Authorities to the temporary City Council Chambers for the month of January of 2023.** No Action Needed.
5. **Discussion, consideration, and possible action of a resolution establishing the City of Midwest City elected officials' meeting practices.** Maisch addressed Council. After Staff and Council discussion, Byrne made a motion to approve Resolution 2022-50 with amendments as follows: Add to 1. non-residents may be permitted to comment on agenda items that may impact them by a majority vote of the City Council; 1a. or provide/present proof of residential/business address to the City Clerk; 2. change extended time by "the Chair" to "a vote of the City Council"; 4. switch c and d; and e, change "must" to "may", seconded by Eads. Voting Aye: Eads, Byrne, Bain, Reed, Favors and Dukes. Nay: none. Abstain: Bana. Motion Carried.

At 8:49 PM Council recessed and returned at 9:07 PM.

NEW BUSINESS/PUBLIC DISCUSSION.

At 9:07 PM Favors made a motion to recess, seconded by Byrne. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none.

At 9:13 PM Favors made a motion to reconvene, seconded by Eads. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none.

EXECUTIVE SESSION.

1. **Discussion, consideration, and possible action of 1) entering into executive session, to discuss case CJ-19-2857 Bailey v. Midwest City, as allowed under Title 25 Section 307(B)(4) to discuss confidential communications between a public body and its attorney concerning a pending investigation, claim, or action if the public body with the advice of its attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest; and 2) authorizing the City Manager to take action as appropriate based on discussion.**

At 9:14 PM Byrne made a motion to enter into executive session, seconded by Favors. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none.

At 9:37 PM Reed made a motion to return to open session, seconded by Eads. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

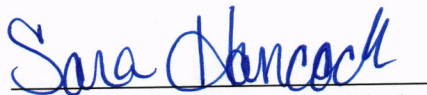
DISCUSSION ITEM.

1. **Discussion, consideration, and possible action of the proposed settlement in case number CJ-19-2857.** Eads made a motion to approve Settlement Authority as discussed, seconded by Byrne. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.


ADJOURNMENT.

There being no further business, Mayor Dukes adjourned the meeting at 9:38 PM.

ATTEST:


SARA HANCOCK, City Clerk




MATTEW D. DUKES II, Mayor

Notice for the Midwest City Municipal Authority meetings was filed for the calendar year with the City Clerk of Midwest City. Public notice of this agenda was accessible at least 24 hours before this meeting at City Hall and on the Midwest City website (www.midwestcityokorg).

Midwest City Municipal Authority Minutes

December 13, 2022

This meeting was held in Midwest City Council Chambers at City Hall, 100 N. Midwest Boulevard, Midwest City, County of Oklahoma, State of Oklahoma.

Chairman Matt Dukes called the meeting to order at 9:07 PM with the following members present:

Trustee Susan Eads	Trustee Sean Reed	General Manager Tim Lyon
Trustee Pat Byrne	Trustee Sara Bana	Secretary Sara Hancock
Trustee Megan Bain	Trustee Rick Favors	Attorney Don Maisch

CONSENT AGENDA Byrne made a motion to approve the consent agenda with the exception of pulling Item #2, seconded by Eads. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

1. Discussion, consideration, and possible action of the November 8, 2022 meeting minutes.
2. **Discussion, consideration, and possible action of approving supplemental budget adjustments to the following funds for FY 2022-2023, increase: Golf Fund, expenditures/John Conrad Golf (47) \$35,000. FF&E Reserve Fund, expenditures /Hotel/Conf. Center (40) \$50,000.** Bana made a motion to approve, seconded by Byrne. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

NEW BUSINESS/PUBLIC DISCUSSION.

At 9:10 PM Reed made a motion to recess, seconded by Byrne. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none.

At 9:38 PM Eads made a motion to reconvene, seconded by Favors. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none.

EXECUTIVE SESSION.

1. **Discussion, consideration, and possible action of 1) entering into executive session, to discuss matters pertaining to the Midwest City Water Resource Recovery Facility, as allowed under Title 25 Section 307 (B)(4) to discuss confidential communications between a public body and its attorney concerning a pending investigation, claim, or action if the public body with the advice of its attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest; and 2) authorizing the General Manager/Administrator to take action as appropriate based on discussion.**

At 9:39 PM Reed made a motion to enter into Executive Session, seconded by Favors. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none.

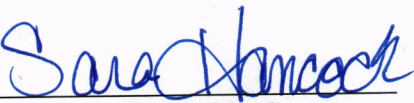
At 9:54 PM Eads made a motion to return to open session, seconded by Favors. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none.

No action needed.

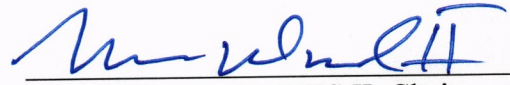
ADJOURNMENT.

There being no further business, Chairman Dukes adjourned the meeting at 9:54 PM.

ATTEST:


SARA HANCOCK, Secretary




MATTHEW D. DUKES II, Chairman

Notice for the Midwest City Memorial Hospital Authority meetings was filed for the calendar year with the City Clerk of Midwest City. Public notice of this agenda was accessible at least 24 hours before this meeting at City Hall and on the Midwest City website (www.midwestcityokorg).

Midwest City Memorial Hospital Authority Minutes

December 13, 2022

This meeting was held in Midwest City Council Chambers at City Hall, 100 N. Midwest Boulevard, Midwest City, County of Oklahoma, State of Oklahoma.

Chairman Matt Dukes called the meeting to order at 9:10 PM with the following members present:

Trustee Susan Eads	Trustee Sean Reed	General Manager Tim Lyon
Trustee Pat Byrne	Trustee Sara Bana	Secretary Sara Hancock
Trustee Megan Bain	Trustee Rick Favors	Attorney Don Maisch

DISCUSSION ITEMS.

- 1. Discussion, consideration, and possible action of the November 8, 2022 meeting minutes.** Reed made a motion to approve the minutes, seconded by Byrne. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.
- 2. Discussion, consideration, and possible action to reallocate assets, change fund managers or make changes in the Statement of Investment Policy, Guidelines and Objectives.** No Action Needed

NEW BUSINESS/PUBLIC DISCUSSION.

At 9:11PM Reed made a motion to recess, seconded by Byrne. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none.

At 9:55 PM Eads made a motion to reconvene, seconded by Favors. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none.

EXECUTIVE SESSION.

- 1. Discussion, consideration, and possible action of 1) entering into executive session, as allowed under 25 O.S. § 307(B)(3), to discuss the purchase or appraisal of the real property located within the City near 8800 – 8832 SE 29th ST (a/k/a +/- 13.28 acres located in the NE/4, NE/4, Sec. 14, T11N, R02W, I.M., Oklahoma County, OK); and 2) to discuss the purchase or appraisal of the real property located within the City near 301 N Midwest BL (a/k/a +/- 1.73 acres located in the NE/4, SE/4, SE/4, Sec. 34, T12N, R02W, I.M, Oklahoma County, OK); And 3) in open session, authorizing the General Manager/Administrator to take action on both as appropriate based on the discussion in executive session.**

At 9:56 PM Eads made a motion to enter into Executive Session for the real property located within the City near 301 N Midwest BL, seconded by Favors. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none.

Reed left at 10:08 PM and returned at 10:10 PM.

Mayor Dukes left at 10:10 PM and returned at 10:12 PM.

Byrne left at 10:20 PM and returned at 10:21 PM.

At 10:23 PM Byrne made a motion to return to open session, seconded by Eads. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors and Dukes. Nay: none.

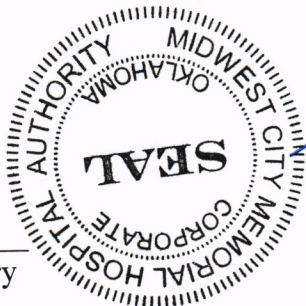
No Action Taken.

ADJOURNMENT.

There being no further business, Chairman Dukes adjourned the meeting at 10:23 PM.

ATTEST:


SARA HANCOCK, Secretary




MATTHEW D. DUKES II, Chairman

Notice for the Midwest City Economic Development Commission meetings was filed for the calendar year with the City Clerk of Midwest City. Public notice of this agenda was accessible at least 24 hours before this meeting at City Hall and on the Midwest City website (www.midwestcityokorg).

**Midwest City Economic Development Commission Minutes
Special Meeting**

December 13, 2022

This meeting was held in Midwest City Council Chambers at City Hall, 100 N. Midwest Boulevard, Midwest City, County of Oklahoma, State of Oklahoma.

Chairman Matt Dukes called the meeting to order at 9:11 PM with the following members present:

Commissioner Susan Eads	Commissioner Sean Reed	City Manager Tim Lyon
Commissioner Pat Byrne	Commissioner Sara Bana	Secretary Sara Hancock
Commissioner Megan Bain	Commissioner Rick Favors	City Attorney Don Maisch

DISCUSSION ITEM.

1. Discussion, consideration, and possible action of approving the July 26, 2022 special meeting minutes.

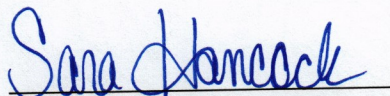
Eads made a motion to approve the minutes, seconded by Byrne. Voting Aye: Eads, Byrne, Bain, Reed, Bana, Favors, and Dukes. Nay: None. Motion carried.

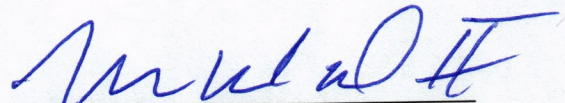
PUBLIC DISCUSSION. There was no public discussion.

ADJOURNMENT.

There being no further business, Chairman Dukes adjourned the meeting at 9:12 PM.

ATTEST:


SARA HANCOCK, Secretary


MATTHEW D. DUKES II, Chairman