



CITY OF MIDWEST CITY SPECIAL MEETINGS FOR MAY 16, 2023

All Council/Authority/Commission meetings of the City of Midwest City (MWC) elected officials will be held in the Council Chamber located at 100 N. Midwest Blvd., Midwest City, OK 73110, Oklahoma County, Oklahoma, unless notified otherwise.

Regularly scheduled meetings of the elected officials will be streamed live and recorded on the MWC YouTube channel: [Bit.ly/CityofMidwestCity](https://bit.ly/CityofMidwestCity) with the recorded videos available there within 48 hours.

Special Assistance for a Meeting: Send request via email to tanderson@midwestcityok.org or call 405-739-1220 no less than 24 hours prior to the start of a meeting. If special assistance is needed during a meeting, call 739-1388.

Please note that the elected officials will informally gather at or after 5:00 PM in the City Manager's Conference room for dinner for evening meetings; however, no business will be discussed or acted upon. Meals will only be provided to the City Council and staff. Doors to the Council Chamber will be open to the public fifteen minutes prior to the start of a meeting.

For the purposes of all meetings of the MWC elected and/or appointed officials, the term "possible action" shall mean possible adoption, rejection, amendments, and/or postponements.

Pursuant to Midwest City Resolution 2022-50, the following rules of conduct and engagement are in effect for all meetings of the MWC elected and/or appointed officials:

1. Only residents of the City, and/or identifiable business doing business in or with the City, or where it is required by statute during public hearings may speak during a public meeting, unless by majority vote of the City Council, non-residents may be permitted to comment on agenda items that impact them. To verify this new requirement, speakers must state their name and City residential/business address or provide/present proof of residential/business address to the City Clerk before addressing the elected officials.
2. There will be a 4 (four) minute time restriction on each speaker, which can be extended by a vote of the City Council, only if it benefits and/or clarifies the discussion at hand. The City Clerk, or designee, will be the timekeeper and will notify the chair when time has expired.
3. The Mayor/Chair reserves the right to remove individuals from the audience if they become disorderly. If the Mayor/Chair asks a disruptive individual to leave and the individual refuses to leave, the meeting will be recessed and appropriate law enforcement action will be taken.
4. Agenda items requesting action of the elected officials shall include:
 1. Presentation by City Staff and/or their invited guest speaker;
 2. If a public hearing is required, questions and discussion by and between the elected officials, City Staff, and the public;
 3. Questions and discussion by and between the elected officials and City Staff, invited guest speaker, and/or public during a public hearing; and
 4. Motion and second by the elected officials.
 5. If a motion is to be amended, the one who made the motion may agree and restate the motion with the amendment; however, if the maker of the motion does not agree to the amendment, the motion may be voted on as it stands.
 6. Final discussion and possible action/amended motion by the elected officials.



SPECIAL CITY OF MIDWEST CITY COUNCIL AGENDA

City Hall - Midwest City Council Chambers, 100 N. Midwest Boulevard

May 16, 2023 – 6:00 PM

Presiding members: Mayor Matthew Dukes

Ward 1 Susan Eads

Ward 2 Pat Byrne

Ward 3 Megan Bain

Ward 4 Sean Reed

Ward 5 Sara Bana

Ward 6 Rick Favors

City Staff:

City Manager Tim Lyon

City Clerk Sara Hancock

City Attorney Don Maisch

A. CALL TO ORDER.

B. OPENING BUSINESS.

 Invocation by Assistant City Manager Vaughn Sullivan

 Pledge of Allegiance by Carl Albert High School ROTC Cadets

 Mayoral Proclamations:

Jim Garrels with Fiduciary Capital Advisors, Inc.


Police Retirees: Captain Darrel Miller and Sergeant Lonnie Bray

Police Appreciation Week

National Public Works Week

Mental Health Awareness Month

National Gun Violence Awareness Day

 Community-related announcements and comments

C. CONSENT AGENDA. These items are placed on the Consent Agenda so the Council, by unanimous consent, can approve routine agenda items by one motion. If any Council member requests to discuss an item(s) or if unanimous consent is not received, then the item(s) will be removed and heard in regular order.

1. Discussion, consideration and possible action of approving the April 25, 2023 meeting minutes. (City Clerk - S. Hancock)
2. Discussion, consideration and possible action of approving supplemental budget adjustments to the following funds for FY 2022-2023, increase: 2018 Election GO Bond Fund, expenditures/29th Street (92) \$40,000. Fleet Fund, expenditures/Fleet Maintenance (25) \$39,821. Grants Fund, revenue/Intergovernmental (21) \$695; expenditures/Transfers Out (21) \$695. Emergency Operations Fund, revenue/Transfers In (00) \$695. (Finance Director - T. Cromar)
3. Discussion, consideration, and possible action regarding the health premiums for the fiscal year 2023-2024 in amounts necessary to cover the projected expenditures and for the Employee Health Plan to be actuarially sound, and the adoption of the Employee Life and Health Committee recommendations for the Health Plan. (Human Resources - T. Bradley)

4. Discussion, consideration, and possible action regarding entering into a contract for a Stop Loss Policy with Sun Life Assurance Company of Canada to provide and administer specific and aggregate stop loss coverage for the Employee Health Benefits Plan for the fiscal year 2023-2024 at the rate of \$4.43 per employee per month for an annual attachment point of \$9,946,621 and \$125.42 per employee per month for a specific attachment point of \$150,000 per covered person. (Human Resources - T. Bradley)
5. Discussion, consideration, and possible action regarding the Administrative Services Agreement with Health Care Services Corporation to provide administrative services for the Employee Health Benefits Plan for the FY 2023-2024 for a net cost of \$63.34 per employee per month. (Human Resources - T. Bradley)
6. Discussion, consideration, and possible action of approving; 1) the proposed 2023 Action Plan, a part of the 2020-2024 Consolidated Plan and Strategy, for the use of 2023 Community Development Block Grant (CDBG) funds; 2) authorization of the Mayor to submit the approved and/ or modified certifications to the U.S. Department of Housing and Urban Development; and 3) authorization of the Mayor and City Manager to enter into the necessary contracts to implement said program. (Grants Management - T. Craft)
7. Discussion, consideration, and possible action to approve a Second Amendment to the Agreement with Southwestern Bell Telephone Company, d/b/a AT&T Oklahoma, agreement assigned to Direct TV to June 30, 2028 with an additional four 5-year periods. (City Attorney - D. Maisch)
8. Discussion, consideration, and possible action of the acceptance of maintenance bonds from FT Construction Company, Inc. in the amount of \$1,957.86 respectively. (Engineering & Construction Services - P. Menefee)
9. Discussion, consideration, and possible action of approving Change Order #02 with the Oklahoma Department of Transportation for TAP-255D(510)AG, State Job Number 33269(04), Rail with Trail for \$45,669.00. (Engineering & Construction Services - B. Bundy)
10. Discussion, consideration, and possible action of making a matter of record Permit No. WL000055230117 from the State Department of Environmental Quality for the Parkway mobile home park expansion at 10301 S.E. 29th Street, Midwest City, Oklahoma. (Engineering & Construction Services - P. Menefee)
11. Discussion, consideration, and possible action of a correction of an error in the zoning redistrict of Ordinance No. 3463 approved by the City Council October 26, 2021. (Community Development - E. Richey)
12. Discussion, consideration, and possible action of appointing Aaron Bud to the Urban Renewal Authority for a three-year term ending July 31, 2026. (City Manager - T. Lyon)

13. Discussion and consideration, and possible action of, of reappointing Shawn Sisson to a three year term for the City of Midwest City Plumbing, Gas, and Mechanical Board ending May 26, 2026. (Engineering & Construction Services - B. Bundy)

D. DISCUSSION ITEMS.

1. Discussion, consideration, and possible action of approving an ordinance amending the Midwest City Municipal Code, Chapter 40, Taxation; Article II, Sales Tax; Section 40-44, Limited-Purpose Tax; Sales Subject to tax; fifty-five hundredths (0.55) of one (1) percent ; providing for repealer and severability. (City Manager - Tim Lyon)
2. Discussion, consideration, and possible action of passing and approving a resolution of the City of Midwest City, Oklahoma, authorizing the calling and holding of a special election in the City of Midwest City, County of Oklahoma, State of Oklahoma, on Tuesday, September 12, 2023 for the purpose of submitting to the qualified electors of the City of Midwest City, Oklahoma, the question for their approval or rejection of approving Ordinance No. ____ relating to the excise tax. (City Manager - Tim Lyon)
3. Discussion, consideration and possible action of issuing a proclamation calling for a special election in the City of Midwest, City, County of Oklahoma, State of Oklahoma, on Tuesday, September 12, 2023 for the purpose of submitting to the qualified electors of the City of Midwest City, Oklahoma with the question for their approval or rejection of Ordinance No. _____ relating to the levy of an excise tax. (City Manager - Tim Lyon)
4. Discussion, consideration, and possible action of approving an ordinance amending the Midwest City Municipal Code, Chapter 43, Water, Sewer, Sewage Disposal and Stormwater Quality, Article III, Sewers and Sewage Disposal, Division 8, Usage Rates and Charges, Section 43-230, Capital improvement charges; providing for a repealer, severability and declaring an emergency. (City Attorney – D. Maisch)
5. (PC-2141) Public hearing, discussion, consideration, and possible action of an ordinance to redistrict from Planned Unit Development (“PUD”), [now a Simplified-Planned Unit Development (SPUD) after passage of the Scrivener’s Error Agenda Item), governed by R-6, Single-Family Detached Residential District (“R-6”) and Restricted Commercial District (“C-1”) to C-1; and consideration of a resolution to amend the Comprehensive Plan from Commercial (“COM”) and Single-Family Detached Residential (“SFD”) to COM for the property described as a part of the Southwest Quarter (SW/4) of Section Thirty-Six (36), Township Twelve (12) North, Range Two (2) West of the Indian Meridian in Oklahoma County, OK, more particularly described as follows, to wit: Beginning at a point 632.02 feet East of the Southwest Corner of said SW/4; Thence, North 200 feet; Thence, East 100 feet; Thence South 200 feet; Thence, West 100 feet to the point of beginning, also known as 9035 E Reno AV. (Community Development - E. Richey)

6. Public hearing with Discussion, consideration, and possible action of passing a resolution declaring buildings 401A, 401B, 403, 405, 407, 409, 411, 413, 415, 433, 437, and 439 located at 1200 N Air Depot Blvd as dilapidated building(s) as defined by Section 9-2 of the Municipal Code; and setting a date to submit an approved plan of action to the Chief Building Official. (Engineering & Construction Services - R. Fryar)
 7. Discussion, consideration, and possible action of an appeal from a determination from the Traffic and Safety Commission by Mr. Troy Teel (TS-449). (Engineering & Construction Services - B. Bundy)
- E. PUBLIC DISCUSSION. The purpose of the "Public Discussion" section of the Agenda is for members of the public to speak to the Council on any Subject not scheduled on the Regular Agenda. The Council shall make no decision or take any action, except to direct the City Manager to take action, or to schedule the matter for discussion at a later date. Pursuant to the Oklahoma Open Meeting Act, the Council will not engage in any discussion on the matter until that matter has been placed on an agenda for discussion. **THOSE ADDRESSING THE COUNCIL ARE REQUESTED TO STATE THEIR NAME AND ADDRESS PRIOR TO SPEAKING TO THE COUNCIL.**
- F. FURTHER INFORMATION.
1. Monthly Residential and Commercial Building report for April 2023 Building Report (Engineering & Construction Services - B. Bundy)
 2. Midwest City Tree Board February 8, 2023 meeting minutes. (Public Works - R. Paul Streets)
 3. Review of the April 11, 2023 Special Planning Commission Meeting Minutes. (Community Development - E. Richey)
 4. Review of the April 5, 2023 Planning Commission Meeting Minutes. (Community Development - E. Richey)
 5. Updated Public Hearing Notice to Reflect Correction of Scrivener's Error. (Community Development - E. Richey)
- G. ADJOURNMENT.



SPECIAL MUNICIPAL AUTHORITY AGENDA

City Hall - Midwest City Council Chambers, 100 N. Midwest Boulevard

May 16, 2023 – 6:01 PM

Presiding members: Chairman Matthew Dukes	City Staff:	
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	Authority Attorney Don Maisch

- A. **CALL TO ORDER.**
- B. **CONSENT AGENDA.** These items are placed on the Consent Agenda so the Trustees, by unanimous consent, can approve routine agenda items by one motion. If any Trustee requests to discuss an item(s) or if unanimous consent is not received, then the item(s) will be removed and heard in regular order.
1. Discussion, consideration and possible action of approving the April 25, 2023 meeting minutes. (Secretary - S. Hancock)
 2. Discussion, consideration and possible action of approving supplemental budget adjustments to the following fund for FY 2022-2023, increase: Wastewater Fund, expenditures/Sewer (43) \$46,698. (Finance - T. Cromar)
 3. Discussion, consideration, and possible action of approving the assignment of the Harmoni Towers, LLC land lease to Tillman Infrastructure, LLC to develop the planned cell tower at 1810 Jim White Drive. (City Attorney - D. Maisch)
- C. **PUBLIC DISCUSSION.** The purpose of the "Public Discussion" section of the agenda is for members of the public to speak to the Authority on any subject not scheduled on the regular agenda. The Authority shall make no decision or take any action, except to direct the City Manager to take action, or to schedule the matter for discussion at a later date. Pursuant to the Oklahoma Open Meeting Act, the Authority will not engage in any discussion on the matter until that matter has been placed on an agenda for discussion. **THOSE ADDRESSING THE AUTHORITY ARE REQUESTED TO STATE THEIR NAME AND ADDRESS PRIOR TO SPEAKING TO THE AUTHORITY.**
- D. **ADJOURNMENT.**



SPECIAL MEMORIAL HOSPITAL AUTHORITY AGENDA

City Hall - Midwest City Council Chambers, 100 N. Midwest Boulevard

May 16, 2023 – 6:02 PM

Presiding members: Chairman Matthew Dukes

Trustee Susan Eads

Trustee Pat Byrne

Trustee Megan Bain

Trustee Sean Reed

Trustee Sara Bana

Trustee Rick Favors

City Staff:

General Manager Tim Lyon

Secretary Sara Hancock

Authority Attorney Don Maisch

A. **CALL TO ORDER.**

B. **CONSENT AGENDA.** These items are placed on the Consent Agenda so the Trustees, by unanimous consent, can approve routine agenda items by one motion. If any Trustee requests to discuss an item(s) or if unanimous consent is not received, then the item(s) will be removed and heard in regular order.

1. Discussion, consideration and possible action of approving the April 25, 2023 meeting minutes. (Secretary - S. Hancock)
2. Discussion, consideration, and possible action of approving a request for a six-month extension to Mid-Del School Foundation for their Calming Corners project to complete their grant fund spending. (Administrator - T. Lyon)
3. Discussion, consideration, and possible action to reallocate assets, change fund managers or make changes in the Statement of Investment Policy, Guidelines and Objectives. (Finance - T. Cromar)

C. **PUBLIC DISCUSSION.** The purpose of the "Public Discussion" section of the agenda is for members of the public to speak to the Authority on any subject not scheduled on the regular agenda. The Authority shall make no decision or take any action, except to direct the City Manager to take action, or to schedule the matter for discussion at a later date. Pursuant to the Oklahoma Open Meeting Act, the Authority will not engage in any discussion on the matter until that matter has been placed on an agenda for discussion. **THOSE ADDRESSING THE AUTHORITY ARE REQUESTED TO STATE THEIR NAME AND ADDRESS PRIOR TO SPEAKING TO THE AUTHORITY.**

D. **ADJOURNMENT.**