

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.midwestcityokorg).

City of Midwest City Council Minutes

June 27, 2023

This meeting was held in the Midwest City Council Chamber at City Hall, 100 N Midwest Blvd, Midwest City, County of Oklahoma, State of Oklahoma.

Mayor Matt Dukes called the meeting to order at 6:02 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 Vacant	Ward 6 Rick Favors	City Attorney Don Maisch

OPENING BUSINESS. Assistant City Manager Vaughn Sullivan led the Invocation. The Pledge of Allegiance was led by Liam Hayes. The Mayor presented the following proclamations: Lakes Appreciation Month and Pride Month Oklahoma. The Oklahoma Fire Chief Association Representatives Kent Lagaly and Craig Carruth presented Chief Bert Norton with the J. Ray Pence Chief Officer Leadership Award. Lyon and Councilperson Bana made community-related announcements and comments.

*Bana arrived at 6:03 PM / left horseshoe, remained in Chambers and returned at 6:04 PM.

CONSENT AGENDA. Bana made a motion to approve the consent agenda with exception to Item 22, seconded by Reed. Voting Aye: Eads, Byrne, Reed, Bana, Favors, and Dukes. Nay: none. Motion Carried.

1. Discussion, consideration, and possible action of approving the June 9, 2023 special meeting minutes.
2. Discussion, consideration and possible action of approving the June 13, 2023 meeting minutes.
3. Discussion, consideration and possible action of approving supplemental budget adjustments to the following funds for FY 2022-2023, increase: General Government Sales Tax Fund, revenue/Transfers In (00) \$9,000; expenditures/Finance (08) \$9,000. Police Federal Projects Fund, expenditures/Transfers Out (62) \$240. Police Fund, revenue/Transfers In (00) \$240. General Fund, revenue/Transfers In (00) \$1,167,257; expenditures/Transfers Out (00) \$3,550,605. Police Department Fund, revenue/Transfers In (00) \$1,327,972. Fire Department Fund, revenue/Transfers In (00)\$1,055,376. Hotel-Motel Fund, expenditures/Transfers Out (00) \$138,612. Park & Recreation Fund, revenue/Transfers In (00) \$19,406. Conv/Visitors Bureau, revenue/Transfers In (00) \$77,623. MWC Welcome Center Fund, revenue/Transfers In (1) \$41,583. Sales Tax Capital Improv. Fund, expenditures/Transfers Out (00) \$941,613. Capital Improvements Fund, revenue/Transfers In (00) \$315,861. Court Bonds Fund, revenue/Investment Interest (00) \$1,224; expenditures/Transfers Out (00) \$1,224. General Fund, revenue/Transfers In (00) \$1,224. G.O. Bonds Fund, expenditures /Transfers Out (00) \$50,000. 2018 Election G.O. Bond Fund, revenue/Transfers In (00) \$50,000. General Fund, expenditures/ Emergency Response Ctr (18) \$10,000; expenditures/Pool (19) \$37,152; expenditures /Senior Center (55) \$5,000. Street Lighting Fee Fund, expenditures/General Gov't (14) \$80,000. Reimbursed Projects Fund, expenditures/General Gov't (14) \$10,000. Activity Fund, expenditures/Baseball-Softball (78) \$3,800. Hotel-Motel Tax Fund, revenue/Taxes (00) \$138,612. L&H Benefits Fund, expenditures/Personnel Department (03) \$604,630.
4. Discussion, consideration, and possible action regarding the renewal of the Collective Bargaining Agreement (CBA) between the City of Midwest City and the Fraternal Order of Police (FOP) Lodge 127, as negotiated to be effective from July 1, 2022, through June 30, 2024.

5. Discussion, consideration, and possible action regarding the renewal of the Collective Bargaining Agreement (CBA) between the City of Midwest City and the International Association of Firefighters (IAFF) Local 2066, as negotiated to be effective from July 1, 2022, through June 30, 2025.
6. Discussion, consideration, and possible action of renewing an administrative service contract with Consolidated Benefits Resources to provide claims services for the City of Midwest City's workers compensation, and general liability programs for fiscal year 2023-2024 for the amount of \$42,000 per year with no changes from the current contract and the proposed contract.
7. Discussion, consideration, and possible action of renewing an excess general liability insurance policy with States Self-Insurers Risk Retention Group, Inc. for fiscal year 2023-2024 at an annual cost of \$142,470 with a self-insured retention of \$1,000,000. Policy limits are \$2,000,000 per occurrence with a \$5,000,000 aggregate.
8. Discussion, consideration, and possible action of renewing a property insurance policy with a \$10,000 deductible, including wind and hail for the premium rate of \$349,456 for fiscal year 2023-2024 with Oklahoma Municipal Assurance Group (OMAG).
9. Discussion, consideration, and possible action of purchasing an excess workers compensation policy with Midwest Employers for the City of Midwest City's Workers' Compensation Self-Insurance Plan for fiscal year 2023-2024 at an annual cost of \$161,807 with a self-insured retention of \$750,000 per claim for Police and Fire, and \$450,000 for all other employees.
10. Discussion, consideration, and possible action of purchasing a general liability policy, and renewing our auto liability and auto/equipment physical damage policy with Oklahoma Municipal Assurance Group (OMAG). The general liability policy has an annual premium of \$381,137, with a \$25,000 deductible per occurrence for sanitary sewer overflows, personal injury, and errors and omissions. The auto and equipment policy has a \$1,000 deductible for comprehensive and collision coverage, including auto liability at a premium rate of \$179,401 for fiscal year 2023-2024.
11. Discussion, consideration and possible action of approving an amendment to Task Order #4 for Design Services for the Multipurpose Sports Complex - Phase II parking lot, maintenance building, and concession building at an additional cost of \$3,885.00, with the total task order cost of \$89,385.00.
12. Discussion, consideration, and possible action to approve and adopt the City's Emergency Operations Plan for 2023-24.
13. Discussion, consideration, and possible action concerning the renewing of contracts without modifications for FY 2023-2024 with Azteca Systems, LLC for Cityworks maintenance in the amount of \$173,040.00; Tyler Technologies for software maintenance for Police, 911, and Court in an amount of \$195,475.36; and Central Square for Naviline maintenance in the amount of \$115,874.64.
14. Discussion, consideration and possible action regarding Resolution 2023-17 to renew the Sales Tax Agreement required for Capital Improvement Revenue bonds, Series 2011A and Capital Improvement Refunding Revenue Bonds, Series 2019 for FY 2023-2024.
15. Discussion, consideration, and possible action of accepting fourteen (14) grants of Temporary Easement from various grantors, across certain parcels of land located within the corporate boundaries of Midwest City in the Sections 2 and 11, Township 11N, Range 2W; and Sections 34 and 35 Township 12N, Range 2W of the Indian Meridian, Oklahoma County, Oklahoma.

16. Discussion, consideration, and possible action of granting two (2) Temporary Easements to The Midwest City Municipal Authority, a public trust, across a certain parcels of land located within the corporate boundaries of Midwest City in Section 35, Township Twelve (12) North, Range Two (2) West of the Indian Meridian, Oklahoma County, Oklahoma.
17. Discussion, consideration, and possible action of accepting a Permanent Easement from the Rose State College Foundation, Inc, across their land located within the corporate boundaries of Midwest City in Sections 34, Township 12N, Range 2W; of the Indian Meridian, Oklahoma County, Oklahoma. Parcel is commonly known as location of Atkinson Heritage Center, 1001 N Midwest Blvd.
18. Discussion, consideration, and possible action of change order #05 amending the contract with Downey Contracting, LLC to construct the Midwest City Council Chambers COVID and ADA retrofit increasing it by \$1,484.03 with 53 additional days for Council Chamber, 133 additional days for Court Bathroom, and 24 additional days for the Basement Bathroom.
19. Discussion, consideration, and possible action of renewing the attached list of contracts for the Engineering and Construction Services Department for FY 23-24.
20. Discussion, consideration, and possible action of renewing a contract, without modification, for FY 23-24 Midstate Traffic Control, Inc. for traffic signal maintenance.
21. Discussion, consideration and possible action of renewing the utility bill production agreement with Dataprose, LLC contract, without modifications for FY 23-24.
23. Discussion, consideration, and possible action of declaring (2) Chevrolet Caprices and a (4) Chevrolet Impalas and their contents, as surplus and authorizing disposal by public auction, sealed bid or other means necessary.
22. **Discussion, consideration, and possible action of reappointing Chris Clark and appointing Kahle Wilson to three-year terms for the City of Midwest City Building Advisory Board.**

Bundy and Maisch addressed the council. After discussion, Reed made a motion to accept the reappointment of Clark and appointment of Wilson, seconded by Eads. Voting Aye: Eads, Byrne, Reed, Favors, and Dukes. Nay: Bana. Motion Carried.

DISCUSSION ITEMS.

1. **Discussion, consideration, and possible action regarding a 3.0 percent across the board increase to the base salary of City Employees not covered by a collective bargaining agreement, to be effective July 1, 2023.**

Lyon and Maisch addressed the council. After discussion, Eads made a motion to approve, seconded by Bana. Voting Aye: Eads, Byrne, Reed, Bana, Favors, and Dukes. Nay: none. Motion Carried.

2. **Discussion, consideration, and possible action of signing and executing the School Resource Officer Mutual Cooperation Agreement with the Mid-Del School System for the time period of July 1, 2023 – June 30, 2024. Mid-Del School System will pay the City the amount of \$169,884.04 for the term of the contract.**

Reed made a motion to approve, seconded by Bana. Voting Aye: Eads, Byrne, Reed, Bana, Favors, and Dukes. Nay: none. Motion Carried.

- 3. Discussion, consideration, and possible action of passing and approving the amended Resolution 2023-10 and Proclamation 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. 3514 relating to the excise tax.**

Eads made a motion to approve, seconded by Reed. Voting Aye: Eads, Byrne, Reed, Bana, Favors, and Dukes. Nay: none. Motion Carried.

NEW BUSINESS/PUBLIC DISCUSSION.

The following people addressed the council: Richard Hample of 409 W Silverwood, Apt 106; Nanette Cummings of 1217 Alan Ln.; LaiJonna Hollins of 405 W Silverwood Dr.; Joel Simmons of 230 E Kittyhawk Dr.; and Melanie Fish of 1600 Melinda Ln.

*Reed left seat at 6:37PM / returned at 6:37PM.

At 6:51 PM Reed made a motion to recess, seconded by Eads. Voting Aye: Eads, Byrne, Reed, Bana, Favors, and Dukes. Nay: none. Motion Carried.

At 7:12 PM Reed made a motion to reconvene, seconded by Eads. Voting Aye: Eads, Byrne, Reed, Bana, Favors, and Dukes. Nay: none. Motion Carried.

EXECUTIVE SESSION.

- 1. Discussion, consideration, and possible action to enter into executive session, 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 of the public body when 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 authorizing the City Manager to take action as appropriate based on discussion regarding 1) Resolution 2023-12 that declared buildings 401A, 401B, 403, 405, 407, 409, 411, 413, 415, 433, 437, and 439 located at 1200 N Air Depot Blvd as dilapidated; and 2) the legal opinion of outside counsel regarding contractual issues.**

At 7:13 PM Eads made a motion to enter into Executive Session, seconded by Reed. Voting Aye: Eads, Byrne, Reed, Bana, Favors, and Dukes. Nay: none. Motion Carried.

*At 8:03 PM the Mayor left and returned at 8:06 PM.

*At 8:14 PM Byrne left and returned at 8:17 PM.

At 8:55 PM recess was taken / returned at 9:03 PM.

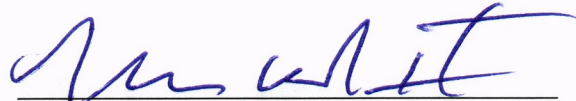
At 9:35 PM Reed made a motion to return to open session, seconded by Byrne. Voting Aye: Eads, Byrne, Reed, Bana, Favors, and Dukes. Nay: none. Motion Carried.

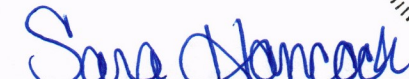
Eads made a motion to proceed as discussed, seconded by Byrne. Voting Aye: Eads, Byrne, Reed, Bana, Favors, and Dukes. Nay: none. Motion Carried.

ADJOURNMENT. There was no further business, Mayor Dukes adjourned the meeting at 9:35 PM.

ATTEST:




MATTHEW D DUKES II, Mayor


SARA HANCOCK, Secretary

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.midwestcityok.org).

Midwest City Municipal Authority Minutes

June 27, 2023

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 6:51 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
Ward 3 Trustee - Vacant	Trustee Rick Favors	Authority Attorney Don Maisch

CONSENT AGENDA. Reed made a motion to approve the consent agenda, seconded by Eads. Voting Aye: Eads, Byrne, Reed, Bana, Favors and Dukes. Nay: none. Motion carried.

1. Discussion, consideration, and possible action of approving the June 13, 2023 meeting minutes.
2. Discussion, consideration and possible action of approving supplemental budget adjustments to the following fund for FY 2022-2023, increase: Capital Imp Rev Bond Fund, revenue/Transfers In (00) \$1,167,257; expenditures/Transfers Out (00) \$1,167,257. Capital Imp Rev Bond Fund, revenue/Transfers In (00) \$625,752. Customer Deposits Fund, revenue/Investment Interest (00) \$18,669; expenditures/Transfers Out (00) \$18,669. Water Fund, revenue/Transfers In (00) \$18,669. Capital Drainage Fund, expenditures/Drainage Improvements (72) \$40,000. Capital Water Improvements Fund, expenditures/Capital Water Improvements (49) \$1,000. Sanitation Fund, expenditures/Sanitation (41) \$48,267. Golf Fund, expenditures/John Conrad (47) \$234,794; expenditures/Hidden Creek (48) \$4,869.
3. Discussion, consideration and possible action regarding Resolution MA2023-03 to renew the Sales Tax Agreement required for Capital Improvement Revenue bonds, Series 2011A and Capital Improvement Refunding Revenue Bonds, Series 2019 for FY 2023-2024.
4. Discussion, consideration, and possible action of approving renewing Municipal Authority contracts without modification for FY 23-24 with Mid America Hydro Tech for Water Treatment Coagulation Polymer and Republic Services for Commercial Sanitation Services of Roll Off's and Compactors.
5. Discussion, consideration, and possible action of accepting two (2) Temporary Easements from to the City of Midwest City, across certain parcels of land located within the corporate boundaries of Midwest City in Section 35, Township Twelve (12) North, Range Two (2) West of the Indian Meridian, Oklahoma County, Oklahoma.
6. Discussion, consideration, and possible action of approving a renewal of an annual contract, with modification, for FY 23-24 with Waste Management of Oklahoma, Inc. for landfill charges.


- 7. Discussion, consideration, and possible action of approving Resolution MA2023-04 (1) authorizing the General Manager or Designee to file application with the Oklahoma Water Resources Board (OWRB) for financial assistance through the Drinking Water State Revolving Fund Program, with the loan proceeds being for the purpose of financing water system improvements for the City of Midwest City, Oklahoma, (2) authorizing and directing the General Manager or Designee to execute a Professional services agreement with a qualified firm or individual to serve as Bond Counsel, if necessary, and (3) containing other provisions related thereto.
- 8. Discussion, consideration, and possible action of approving Resolution MA2023-05 (1) authorizing the General Manager or Designee to file application with the Oklahoma Water Resources Board (OWRB) for financial assistance through the Drinking Water State Revolving Fund Program, with the loan proceeds being for the purpose of financing water system improvements for the City of Midwest City, Oklahoma, (2) authorizing and directing the General Manager or Designee to execute a Professional services agreement with a qualified firm or individual to serve as Bond Counsel, and (3) containing other provisions related thereto.
- 9. Discussion, consideration, and possible action of approving Resolution MA2023-06 (1) authorizing the General Manager or Designee to file application with the Oklahoma Water Resources Board (OWRB) for financial assistance through the Clean Water State Revolving Fund Program, with the loan proceeds being for the purpose of financing water, wastewater, and stormwater master planning efforts for the City of Midwest City, Oklahoma, (2) authorizing and directing the General Manager or Designee to execute a professional services agreement with a qualified firm or individual to serve as Bond Counsel, and (3) containing other provisions related thereto.
- 10. Discussion, consideration, and possible action of declaring forty (40) four (4) yard dumpsters from the Sanitation Department as surplus and authorizing their disposal by sealed bid, public auction, or by other means as necessary.

NEW BUSINESS/PUBLIC DISCUSSION. There was no new business or public discussion.

ADJOURNMENT.

There being no further business, Chairman Dukes adjourned the meeting at 6:52 PM.

ATTEST:


SARA HANCOCK, Secretary




MATTHEW D DUKES II, Chairman

Notice for the Midwest City Memorial Hospital Authority meetings was filed with the City Clerk of Midwest City 48 hour prior to the meeting. 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

June 27, 2023

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

Chairman Matt Dukes called the meeting to order at 6:52 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
Ward 3 Trustee - Vacant	Trustee Rick Favors	Authority Attorney Don Maisch

CONSENT AGENDA. Bana made motion to approve the consent agenda, seconded by Reed. Voting Aye: Eads, Byrne, Reed, Bana, Favors and Dukes. Nay: none. Motion carried.

1. Discussion, consideration, and possible action of approving the June 13, 2023 meeting minutes.
2. Discussion, consideration, and possible action of 1) accepting the FY 2022-23 Year-End Report of the Trust Board of Grantors; and 2) approving the FY 2023-24 Community Improvement Grant Program documents and schedule.

DISCUSSION ITEMS.

1. **Discussion, consideration, and possible action of the following agreement with Capitol Decisions, Inc. in the total amount of \$115,000 to continue to provide consultant services regarding economic, community development and redevelopment interests in Midwest City for the period from July 1, 2023 through June 30, 2024.**

Lyon addressed council. After discussion, Eads made a motion to approve, seconded by Bana. Voting Aye: Eads, Byrne, Reed, Bana, Favors and Dukes. Nay: none. Motion carried. JR Reskovic with Capital Decisions addressed the council.

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 taken.

NEW BUSINESS/PUBLIC DISCUSSION. There was no new business or public discussion.

ADJOURNMENT.

There being no further business, Chairman Dukes adjourned the meeting at 7:03 PM.

ATTEST:


SARA HANCOCK, Secretary




MATTHEW D DUKES II, Chairman

Notice for the Midwest City Economic Development Authority special meeting was filed with the City Clerk of Midwest City 48 hours prior to the meeting. 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 Authority Minutes
Special Meeting**

June 27, 2023

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 7:03 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
Ward 3 Trustee - Vacant	Trustee Rick Favors	Authority Attorney Don Maisch

DISCUSSION ITEMS.

1. Discussion, consideration, and possible action of approving the June 13, 2023 meeting minutes.

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

2. Discussion, consideration and possible action to amend and/or approve a resolution of the Midwest City Economic Development Authority approving that certain “Economic Development Assistance Agreement,” by and between the Midwest City Economic Development Authority, the Midwest City Utilities Authority, and American Glass, Inc. (the “Development Assistance Agreement”); authorizing and directing the execution and delivery of the Development Assistance Agreement; and containing other provisions relating thereto.

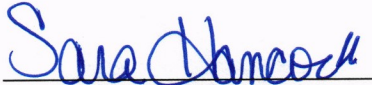
Coleman and Sam Godair of American Glass, Inc. addressed the council. After discussion, Bana made a motion to approve Resolution EDA2023-02, seconded by Reed. Voting Aye: Eads, Byrne, Reed, Bana, Favors and Dukes. Nay: none. Motion carried.

PUBLIC DISCUSSION. There was no public discussion.

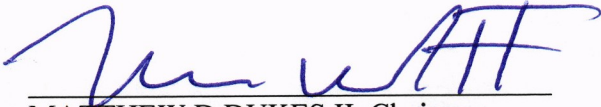
ADJOURNMENT.

There being no further business, Chairman Dukes adjourned the meeting at 7:11 PM.

ATTEST:


SARA HANCOCK, Secretary




MATTHEW D DUKES II, Chairman