

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

July 25, 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. The Invocation was given by Assistant City Manager Vaughn Sullivan. The Pledge of Allegiance was led by Councilmember Ward 4 Sean Reed. Mayor Dukes presented Proclamations and City Manager Lyon presented plaque to: Retirees: Police Captain Roger Ross and Sr. Firefighter Jeffrey Hughes. Lyon made community-related announcements and comments.

### DISCUSSION ITEMS.

Bana made a motion to move to Executive Session. Motion died for a lack of a second.

- 1. Discussion, consideration, and possible action of appointing former Ward 3 Council person, Rick Dawkins, to replace Megan Bain, who has resigned, as the Ward 3 Council member until a new City Council Member can be sworn in, which will occur in April of 2024.**

After Council discussion, Reed made a motion to approve appointment of Rick Dawkins, seconded by Byrne. Voting Aye: Eads, Bryne, Reed, Favors and Dukes. Nay: Bana. Motion Carried.

### SWEARING-IN CEREMONY.

1. Swearing in of the temporary Ward 3 Council member. Mayor swore in Rick Dawkins.

CONSENT AGENDA. Bana made a motion to approve the consent agenda with the exception of Items 17 and 18, seconded by Reed. Voting Aye: Eads, Bryne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

1. Discussion, consideration, and possible action of approving the June 27, 2023 minutes.
2. Discussion, consideration and possible action of approving supplemental budget adjustments to the following funds for FY 2023-2024, increase: Workers Comp Fund, expenditures/Transfers Out (29) \$112,816. Risk Fund, revenue/Transfers In (00) \$112,816; expenditures/Risk (29) \$112,816. Grants/Housing Activities Fund, revenue /Intergovernmental (37) \$245,000; expenditures (37) \$250,000. Reimbursed Projects Fund, expenditures/Community Development (05) \$3,273; revenue/Intergovernmental (09) \$58,270; expenditures/Neighborhood Services (15) \$360; expenditures/Housing(37) \$60,000; revenue/Intergovernmental (39) \$1,160,265; expenditures/ Grants Management (37) \$892,067; expenditures/Fire (64) \$1,720; expenditures/ Economic(87) \$49,443. Reimbursed Projects Fund, revenue/Transfers In (05) \$7,443.

3. Discussion, consideration and possible action of approving supplemental budget adjustments to the following funds for FY 2022-2023, increase: General Fund, expenditures/Swimming Pools (19) \$37,038. Hotel-Motel Tax Fund, revenues/Taxes (00) \$1,307; expenditures/Transfers Out (87) \$1,307. Park & Recreation Fund, revenues/Transfers In (00) \$183. Conv/Visitors Bureau Fund, revenues/Transfers IN (00) \$731. MWC Welcome Center Fund, revenues/Transfers In (00) \$393. Municipal Court Fund, revenues/Investment Interest (00) \$194; expenditures/Transfers Out (00) \$194. General Fund, revenues/Transfers In (00) \$194. G. O. Debt Services Fund, revenues/Investment Interest (00) \$189; expenditures/Transfers Out (00) \$189. 2018 Election GO Bonds Fund, revenues/Transfers In (00) \$189.
4. Discussion, consideration and possible action of approving Resolution 2023-19 to notify the public of the publication of the most recent supplement, Supplement 18, dated June 2023 to the Midwest City Code of Ordinances and to ratify all previous supplements and codifications.
5. Discussion, consideration and possible action of approving Resolution 2023-18 for the City of Midwest City, Oklahoma to release unappropriated fund balances at the close of day June 30, 2023 to be made available for fiscal year 2023-2024; and amending the budgets for fiscal year 2023-2024 to include the released appropriations from the fiscal year 2022-2023 budgets as supplemental appropriations; and, effective July 1, 2023, renewing encumbrance commitments cancelled at the close of day June 30, 2023.
6. Discussion, consideration, and possible action regarding the approval of a Medical Retirement Application made by Employee 2562 through the Oklahoma Municipal Retirement Fund (OkMRF).
7. Discussion, consideration and possible action of accepting a report from the Midwest City Urban Renewal Authority for Fiscal Year 2022 - 2023.
8. Discussion, consideration, and possible action of approving the purchase of Microsoft licensing with Softchoice Corporation, which holds the Oklahoma Statewide Contract for Microsoft Software Products/Services # SW1079, in the amount of \$136,242.
9. Discussion, consideration, and possible action of entering into an agreement with Psycho Taco OKC, LLC to lease 2425 S Douglas Boulevard for \$1600 per month.
10. Discussion, consideration, and possible action of making a matter of record Permit No. WL000055230351 from the State Department of Environmental Quality for the Hidden Creek 9-hole golf course located at 3210 Belaire Drive, Midwest City, Oklahoma.
11. Discussion, consideration, and possible action of approving Change Order #02 for - \$3,370.70 with Oklahoma Department of Transportation for TAP-255D(326)AG, State Job Number 31433(04), Midwest City Elementary School Connector Trail.
12. Discussion, consideration, and possible action of approving Change Order #03 with the Oklahoma Department of Transportation for TAP-255D(510)AG, State Job Number 33269(04), Rail with Trail for \$0.00.

13. Discussion, consideration, and possible action of the granting of a Permanent Easement covering a sanitary sewer extension to the City of Oklahoma City for the Midwest City Sports Complex located at 9300 S.E. 29th Street located in the corporate limits of the City of Oklahoma City.
14. Discussion, consideration, and possible action of the revision of Ordinance 3482 and Resolution 2022-10 concerning an error in the legal description outlining PC-2113's rezoning boundary for the proposed S.E. 29th Street Apartments located at 9309 S.E. 29th Street located in the corporate limits of the City of Midwest City.
15. Discussion, consideration, and possible action of approving Resolution 2023-20 to 1) establish a new Midwest City Arts Council for the purpose of enhancing our cultural diversity and talent by stimulating public interest in the arts, promoting knowledge and appreciation of different expressions of art forms, and supporting Midwest City artists; and 2) establishing membership; and 3) establishing staggering terms.
16. Discussion, consideration, and possible action of approving Resolution 2023-21 to 1) establishing a Midwest City Historical Society dedicated to preserving, collecting, researching, and interpreting historical information or items regarding Midwest City as a way to help future generations understand their heritage; 2) establishing membership; and 3) establishing staggering terms.
19. Discussion, consideration, and possible action of 1) declaring various obsolete computer equipment and other miscellaneous items of city property on the attached surplus list; and 2) authorizing their disposal by public auction, sealed bid or other means as necessary.
17. **Discussion, consideration, and possible action of reappointing Jack Fry and Sherry Beard to the Urban Renewal Authority for a three-year term ending July 31, 2026.**

After Council discussion, Reed made a motion to approve the reappointments, seconded by Byrne. Voting Aye: Eads, Bryne, Dawkins, Reed, Favors and Dukes. Nay: Bana. Motion Carried.

18. **Discussion, consideration and possible action of reappointing Tammy Pote, Ward 2; Scott Young, Ward 4; and Elaine Winterink, Ward 6 to the Citizens' Advisory Committee on Housing and Community Development for additional four-year terms ending August 12, 2027.**

After Council discussion, Eads made a motion to approve the reappointments, seconded by Reed. Voting Aye: Eads, Dawkins, Bryne, Reed, Favors and Dukes. Nay: Bana. Motion Carried.

#### DISCUSSION ITEMS CONTINUED.

2. **Discussion, consideration, and possible action of accepting the Plan Report for the Eastside Sanitary Sewer Study from Freese and Nichols Inc.**

Clay Herndon of Freese and Nichols Inc. presented information. Bundy, Streets, and Lyon addressed Council. After discussion, Byrne made a motion to accept, seconded by Bana. Voting Aye: Eads, Bryne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

- 3. Discussion, consideration, and possible action of approving Amendment #2 for Professional Services with Freese and Nichols, Inc. in the amount of \$71,776 to provide services in support of the Eastside Sanitary Sewer Study.**

TAKE NO ACTION

Council took a Recess at 7:03 PM and returned at 7:11 PM. Bana returned at 7:12 PM.

- 4. (PC-2149) Public hearing, discussion, consideration, and possible action of approval of the Replat of all of Lots 3 & 4 in Block 1 of Friendly Acres Addition, being more particularly described as follows: Commencing at the Northwest Corner of the Northwest Quarter (NW/4) of Section Five (5), Township Eleven (11) North, Range One (1) West of the Indian Meridian (I.M.), Oklahoma County, Oklahoma.**

Applicant, Mr. Funderburgh, Richey, Bundy, Maisch, and Lyon addressed Council. After discussion, Eads made motion to table and proceed as discussion, seconded by Bana. Voting Aye: Eads, Bryne, Reed, Bana and Dukes. Nay: Favors. Abstain: Dawkins. Motion Carried.

- 5. (PC-2142) Public hearing, discussion, consideration, and possible action of a resolution for a Special Use Permit to allow for the use of a Group Care Facility as defined in 4.31.14. found in the City of Midwest City's Code of Ordinances for the property described as a part of the Southeast Quarter (SE ¼) of Section Twenty-Seven (27), Township Twelve (12) North, Range Two (2) West of the Indian Meridian in Oklahoma County, Oklahoma, also known as 106 W. Michael Drive, Midwest City, OK.**

Richey, Applicants, Athena and Joey Parker of 106 N Michael Dr., Linda Nolen of 108 W Michael, Patricia Anderson of 112 W Michael, Geraldine Gardner of 109 W Michael, Christine Price-Allen of 110 Windsor Way, and Maisch addressed the council. After discussion, Eads made motion to approve Resolution 2023-22, seconded by Byrne. Voting Aye: Eads, Byrne, Reed, Bana, Favors, and Dukes. Nay: none. Abstain: Dawkins.

Recessed At 8:05 PM and Reconvened at 8:14 PM.

- 6. (PC-2143) Public hearing, discussion, consideration, and possible action of an ordinance to redistrict from C-3, Community Commercial District to C-3, Community Commercial District with a Special Use Permit to allow for the use of a Drinking Establishment: Sit-Down, Alcoholic Beverages Permitted as defined in 4.4.22. found in the City of Midwest City's Code of Ordinances, and a resolution to amend the Comprehensive Plan from OR, Office/Retail to COM, Commercial for the property described as a part of the Southeast Quarter (SE ¼) of Section Twenty-Seven (27), Township Twelve (12) North, Range Two (2) West of the Indian Meridian in Oklahoma County, Oklahoma, also known as 7901 NE 10th Street Suite A209, Midwest City, Oklahoma 73110.**

Applicant, Cheryl Jackson of 1417 NE 26<sup>th</sup>, addressed the council. Dukes had questions. After discussion Reed made a motion to deny, seconded by Byrne. Voting Aye: Eads, Byrne, Reed, Bana, Favors and Dukes. Nay: none. Abstain: Dawkins. Motion Carried.

7. **(PC-2144) Public hearing, discussion, consideration, and possible action of an ordinance to redistrict from Single-Family Detached Residential District (“R-6”) to Manufactured Home Park District (“R-MH-2”) and a resolution to amend the Comprehensive Plan from Single-Family Detached Residential (“SFD) to Manufactured Home (“MH”), for the property described as a part of the Northwest Quarter (NW ¼) of Section Twenty-Five (25), Township Twelve (12) North, Range Two (2) West of the Indian Meridian in Oklahoma County, Oklahoma, also known as 2117 Randolph Ave., Midwest City, Oklahoma 73110.**

TAKE NO ACTION.

8. **(PC-2145) Public hearing, discussion, consideration, and possible action of an ordinance to redistrict from Planned Unit Development (“PUD”) governed by Medium Density Residential District (“R-MD”) to Community Commercial District (“C-3”); and consideration for a resolution to amend the Comprehensive Plan from Office/Retail (“OR”) to Commercial (“COM”), for the property described as a tract of land lying in the Southwest Quarter (SW ¼) of Section Thirty-Four (34), Township Twelve (12) North, Range Two (2) West of the Indian Meridian in Oklahoma County, Oklahoma, being more particularly described as follows: Commencing at the Southwest corner of said Section 34; Thence N 89°51’43” E along the South line of said SW/4 a distance of 798.49 feet; Thence N 00°36’11” W and parallel with the West line of said SW/4 a distance of 249.09 feet to the Point of Beginning; Thence continuing N 00°36’11” W and parallel to the West line of said SW/4 a distance of 140.70 feet; Thence 89°23’49” E a distance 147.92 feet; Thence S 45°36’11” E a distance of 35.36 feet; Thence S 00° 36’11” E and a distance of 115.70 feet; Thence S 89°23’49” W a distance of 172.92 feet to the POINT OF BEGINNING.**

TAKE NO ACTION

9. **(PC-2146) Public hearing, discussion, consideration, and possible action of approval of the Preliminary Plat of Glenhaven described as a tract of land lying in the Southwest Quarter (SW ¼) of Section Thirty-Four (34), Township Twelve (12) North, Range Two West of the Indian Meridian in Oklahoma County, Oklahoma, being more particularly described as follows: Commencing at the Southwest corner of said Section 34; Thence N 89°51’43” E along the South line of said SW/4 a distance of 798.49 feet; Thence N 00°36’11” W and parallel with the West line of said SW/4 a distance of 249.09 feet to the Point of Beginning; Thence continuing N 00°36’11” W and parallel to the West line of said SW/4 a distance of 140.70 feet; Thence 89°23’49” E a distance 147.92 feet; Thence S 45°36’11” E a distance of 35.36 feet; Thence S 00°36’11” E and a distance of 115.70 feet; Thence S 89°23’49” W a distance of 172.92 feet to the POINT OF BEGINNING.**

TAKE NO ACTION

10. **(PC-2147) Public hearing, discussion, consideration, and possible action of approval of the Preliminary Plat of Urban Edge for the property described as the East Half (E/2) of the Northeast Quarter (NE/4) of the Southwest Quarter (SW/4) of the Southeast Quarter (SE/4) of Section Thirty-Five (35), Township Twelve (12) North, Range Two (2) West of the Indian Meridian, also addressed as 8610 - 8620 - 8700 E. Main St., Midwest City, OK 73130.**

Richey addressed Council. After discussion, Byrne made a motion to approve the preliminary plat, seconded Bana. Voting Aye: Eads, Byrne, Reed, Bana, Favors, and Dukes. Nay: none. Abstain: Dawkins

11. **(PC-2148) Public hearing, discussion, consideration, and possible action of approval of the Final Plat of 29th & Douglas Apartments described as a tract of land being a part of the Southwest Quarter (SW/4) of Section Twelve (12), Township Eleven (11) North, Range Two (2) West of the Indian Meridian, Midwest City, Oklahoma County, Oklahoma.**

Rob Garrett, representative for the applicant, and Richey addressed the council. After discussion, Byrne made a motion to approve the final plat, seconded by Eads. Voting aye: Eads, Bryne, Reed, Bana, Favors and Dukes. Nay: none. Abstain: Dawkins. Motion Carried

At 8:33 PM Bana left her chair but remained in Chambers. Returned to chair at 8:34 PM.

12. **(PC-2150) Public hearing, discussion, consideration, and possible action of an ordinance to redistrict from Community Commercial District (“C-3”) to Medium-Density Residential (“R-MD”) and a resolution to amend the Comprehensive Plan from Single-Family Detached Residential (“SFD”) to Medium-Density Residential (“MDR”) For the property described as a part of the Southwest Quarter (SW ¼) of Section Ten (10), Township Eleven (11) North, Range Two (2) West of the Indian Meridian in Oklahoma County, Oklahoma, also known as 227 W. Fairchild Dr., Midwest City, Oklahoma 73110.**

Applicant, Mr. Ali Sahli, and Richey addressed the Council. After discussion, Byrne made a motion to approve Ordinance 3518 and Resolution 2023-23, seconded by Eads. Voting Aye: Eads, Byrne, Reed, Bana, Favors and Dukes. Nay: none. Abstain: Dawkins. Motion Carried.

13. **Discussion, consideration, and possible action of an ordinance repealing and placing into reserve Midwest City Municipal Code, Chapter 4, Air Pollution, Article I, In General, Sections 4-1 through 4-21, Article II, Variances, 4-31 through 4-34 and 4-41 through 4-46; and providing for repealer and severability.**

Reed made a motion to approve Ordinance 3519, seconded by Favors. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

14. **Discussion, consideration, and possible action of approving an ordinance amending the Midwest City Municipal Code, Chapter 5 Alcoholic Beverages, Article IV, Occupational Tax, Sections 5-124, Application for certificate of compliance; Investigation, 5-125, Issuance of certificate of zoning and certificate of compliance; and providing for repealer and severability.**

Bana addressed Council. After discussion, Bana made a motion to approve Ordinance 3520, seconded by Reed. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

15. **Discussion, consideration, and possible action of amending Midwest City Municipal Code, Chapter 7 Amusements, Article IV, Circuses and Carnivals, Section 7-51, Health regulations; and providing for repealer and severability.**

Bana made a motion to approve Ordinance 3521, seconded by Reed. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

- 16. Discussion, consideration, and possible action of amending Midwest City Municipal Code, Chapter 9, Building and Building Regulations, Article III, Building Code, Section 9-34, Code Amended, Paragraph 118.0, Certificate of Occupancy; and providing for repealer and severability.**

Bana made a motion to approve Ordinance 3522, seconded by Eads. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

- 17. Discussion, consideration, and possible action of amending an ordinance of the Midwest City Municipal Code, Chapter 15 Fire Protection and Prevention, Article IV, Opening Burning, Section 15-109, Commercial open burning; and providing for repealer and severability.**

Eads made a motion to approve Ordinance 3523, seconded by Reed. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

- 18. Discussion, consideration, and possible action of approving an ordinance amending Midwest City Municipal Code, Chapter 16 Food and Food Handlers, Article I, In General, Sections 16-2, Food service sanitation manual; 16-5, Sanitary regulations for factories; and Section 16-6, Sterilizing equipment required; providing repealer and severability.**

Eads made a motion to approve Ordinance 3524, seconded by Favors. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

- 19. Discussion, consideration, and possible action of approving an ordinance amending the Midwest City Municipal Code, Chapter 18, Garbage and Refuse, Article I, In General, Section 18-2, Permit, authority for commercial haulers; Section 18-3, Compliance with landfill regulations; creating hazards; Article II, Municipal Collection and Disposal Service, Section 18-26, Sanitation containers at commercial establishments; and providing for repealer and severability.**

Eads made a motion to approve Ordinance 3525, seconded by Byrne. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

- 20. Discussion, consideration, and possible action of approving an ordinance amending Midwest City Municipal Code, Chapter 19, Health and Sanitation; repealing and placing into reserve Section 19-1, Health Department; and providing for repealer and severability.**

Eads made motion to approve Ordinance 3526, seconded by Reed. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

- 21. Discussion, consideration, and possible action of approving an ordinance amending Midwest City Municipal Code, Chapter 23, Manufactured Homes, Trailers, Manufactured Home Parks, Etc., Article I, In General, Section 23-1, Definitions; Section 23-3, Notice of violations; Section 23-5, Reinspection of conditions; Section 23-6, Inspection of parks authorized; Section 23-9, Written order to be given after hearing; Section 23-11, Hearing authorized when permit denied, suspended, etc.; Section 23-12, Health or inspection officer may take immediate action when emergency exists; Article II, Licenses and Permits, Section 23-25, Application; Section 23-31, Renewal applications; contents; Article IV, Manufactured**

**Home and Travel Trailer Park Regulations, Division I, Generally, Section 23-93, Wrecked or Damaged Homes not to be kept in Parks; and providing for repealer and severability.**

Maisch addressed Council. After discussion, Eads made a motion to approve Ordinance 3527, seconded by Bana. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

- 22. Discussion, consideration, and possible action of approving an ordinance amending Midwest City Municipal Code, Chapter 31, Health Care Facilities, Article III, Massage, Division 1, In General, Section 31-105, Approval or denial; Division 2, Massage Establishment License, Section 31-113, Facilities and equipment; Division 3, Massage Therapist License, Section 31-131, Application; Division 4, Operating Requirements, Section 31-152, Requirements for cubicles, booth, etc.; and providing for repealer and severability.**

Bana made a motion to approve Ordinance 3528, seconded by Eads. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

- 23. Discussion, consideration, and possible action of approving an ordinance amending Midwest City Municipal Code, Chapter 32 Peddlers and Solicitors, Article I, In General, Section 32-3, Exceptions for veterans and nonprofit organizations; Section 32-4, Duty of police to enforce; Section 32-5, Loud noises and speaking devices; Article II, Permit, Section 32-21, Required, Section 32-25, Fees; health certificates; Article III, Foodstuffs, Section 32-51, Inspections by health department; Section 32-52, Condemning unwholesome food; Article V, Special Events, Section 32-83, Special events defined; Section 32-88, Exemptions; Section 32-95, Health regulations; and providing for repealer and severability.**

Maisch, addressed the council. After discussion, Eads made a motion to approve Ordinance 3529, seconded by Reed. Voting Aye: Eads, Byrne, Dawkins, Reed, Favors, and Dukes. Nay: Bana. Motion Carried.

- 24. Discussion, consideration, and possible action of approving the annual review of the water meter schedule of fees as allowed per Midwest City Municipal Code, Chapter 43 Water, Sewer, Sewage Disposal and Stormwater Quality, Article II, Water, Section 18 Installation fees; meter installation, etc.**

Streets addressed Council. After discussion, Bana made a motion to approve the annual fees, seconded by Eads. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

- 25. Discussion, consideration, and possible action of approving amendments to the Midwest City Municipal Code, Chapter 2, Administration, Article II, City Council, Section 2-17, Elected Official Accountability Act and Ethics Policy; and providing for repealer, severability and emergency.**

TAKE NO ACTION



**26. Public hearing with discussion, consideration, and possible action regarding an appeal filed by the owner of the property located at 1905 Albert Drive for the notice and order for “Tall Grass and Weeds”.**

Stroh, Elka Causey of 1905 Albert Dr., and Maisch addressed the Council. After discussion, Byrne made a motion to deny appeal, seconded by Reed. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none. Motion carried.

NEW BUSINESS/PUBLIC DISCUSSION.

The following people addressed the Council:

Russell Reed of 551 E Harman Dr, Collin Walkie of 100 N Broadway , Suite 2900, Tim Taylor of 10113 Park Dr., Marc Thompson of 212 Country Club Ter, and John Brewer of 3115 N Glenhaven Dr.

\*At 9:35 PM Reed, Eads, and Bana left meeting. At 9:36 PM Reed returned.

At 9:38 PM Reed made a motion to recess, seconded by Byrne. Voting Aye: Byrne, Dawkins, Reed, Favors and Dukes. Absent: Eads and Bana.

At 10:16 PM Eads and Bana returned.

At 10:16 PM Reed made a motion to reconvene, seconded by Eads. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors, and Dukes.

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 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.**

10:17 PM Eads made a motion to enter into Executive Session, seconded by Favors. Voting Aye: Eads, Bryne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none.

10:41 PM Reed made a motion to return to Open Session, seconded by Eads. Voting Aye: Eads, Bryne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none.

NO ACTION NEEDED.

ADJOURNMENT.

There being no further business, Mayor Dukes adjourned the meeting at 10:41 PM.

ATTEST:



Sara Hancock  
SARA HANCOCK, City Clerk

Matthew D. Dukes II  
MATTHEW 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.midwestcityok.org).

## Midwest City Municipal Authority Minutes

July 25, 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.

Vice-Chairman Pat Byrne called the meeting to order at 9:46 PM with the following members present:

Trustee Susan Eads	Trustee Sean Reed	General Manager Tim Lyon
	Trustee Sara Bana	Secretary Sara Hancock
Trustee Rick Dawkins	Trustee Rick Favors	Authority Attorney Don Maisch

Absent: Chairman Dukes

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

1. Discussion, consideration, and possible action of approving the June 27, 2023 minutes.
2. Discussion, consideration and possible action of approving supplemental budget adjustments to the following fund for FY 2023-2024, increase: Sewer Construction Fund, expenditures/Sewer Construction (46) \$15,567.
3. Discussion, consideration and possible action of approving supplemental budget adjustments to the following fund for FY 2022-2023, increase: Customer Deposits Fund, revenues/Investment Interest (00) \$2,151; expenditures/Transfers Out (00) \$2,151. MWC Water Department Fund, (01) revenues/Transfers In (00) \$2,151.
4. Discussion, consideration and possible action of approving Resolution MA 2023-07 for the Midwest City Municipal Authority, a public trust, to release unappropriated fund balances at the close of day June 30, 2023 to be made available for fiscal year 2023-2024; and amending the budget for fiscal year 2023-2024 to include the released appropriations from the fiscal year 2022-2023 budgets as supplemental appropriations; and, effective July 1, 2023, renewing encumbrance commitments canceled at the close of day June 30, 2023.
5. Discussion, consideration, and possible action of approving a contract renewal, with modification, for FY 23-24 with Norit Americas Inc. for Lignite Granular Activated Carbon.

### DISCUSSION ITEM.

1. **Discussion, consideration, and possible action of approving a contract amendment from Republic Services that would provide three more years of residential curbside single-stream recycling services to Midwest City customers.**

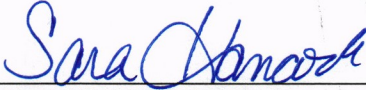
Streets and Crystal Bennett with Republic Services addressed Trustees. After discussion, Eads made a motion to approve the contract, seconded by Bana. Voting aye: Eads, Byrne, Dawkins, Reed, Bana and Favors. Nay: none. Absent: Dukes.

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

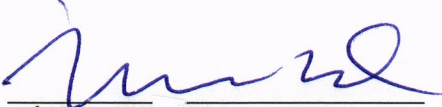
ADJOURNMENT.

There being no further business, Vice-Chairman Byrne adjourned the meeting at 10:08 PM.

ATTEST:

  
\_\_\_\_\_  
SARA HANCOCK, Secretary



  
\_\_\_\_\_  
Matthew Dukas, 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.midwestcityok.org).

## Midwest City Memorial Hospital Authority Minutes

July 25, 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.

Vice-Chairman Pat Byrne called the meeting to order at 10:08 PM with the following members present:

Trustee Susan Eads	Trustee Sean Reed	General Manager Tim Lyon
	Trustee Sara Bana	Secretary Sara Hancock
Trustee Rick Dawkins	Trustee Rick Favors	Authority Attorney Don Maisch

Absent: Chairman Dukes

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

1. Discussion, consideration, and possible action of approving the June 27, 2023 minutes.
2. Discussion, consideration and possible action for adoption of Resolution HA2023-03 for the Midwest City Memorial Hospital Authority, a public trust, to release unappropriated fund balance at the close of day June 30, 2023 to be made available for fiscal year 2023-2024; and amending the budget for fiscal year 2023-2024 to include the released appropriations from the fiscal year 2022-2023 budget as supplemental appropriations; and, effective July 1, 2023, renewing encumbrance commitments canceled at the close of day June 30, 2023.

### DISCUSSION ITEM.

1. **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, Vice Chairman Byrne adjourned the meeting at 10:09PM.

ATTEST:

  
SARA HANCOCK, Secretary



  
Matthew Dukes, Chairman