

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

October 24, 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 2 Pat Byrne   | City Manager Tim Lyon    |
| Ward 3 Rick Dawkins | Ward 4 Sean Reed   | City Clerk Sara Hancock  |
| Ward 5 Sara Bana    | 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 Susan Eads. Mayor Dukes read the Mayoral Proclamations for National Code Compliance Month, America Recycles Day, Pedestrian Safety Month and Extra Mile Day. City Manager Lyon and Council made community-related announcements and comments.

CONSENT AGENDA. Eads made a motion to approve the consent agenda with exception to items, 3, 11, 16, 23, and 24, seconded by Reed. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors, and Dukes. Nay: None. Motion Carried.

1. Discussion, consideration and possible action to approve the September 26, 2023 meeting minutes.
2. Discussion, consideration and possible action of approving supplemental budget adjustments to the following funds for FY 2023-2024, increase: Risk Fund, expenditures/Risk Insurance (29) \$343,487. Workers Comp Fund, expenditures/Risk Insurance (29) \$1,129,100. Capital Improvements Fund, expenditures/Capital Improvements (57) \$25,000. Grants Fund, revenue/Intergovernmental (09) \$58,270; expenditures/Transfers Out (09) \$58,270.
4. Discussion, consideration, and possible action of entering into a Memorandum of Understanding with City of Del City in regards to the signal upgrade project application to upgrade signals; particularly the signals located at Sooner Rd / NE 10<sup>th</sup> St and Sooner Rd / Reno Ave.
5. Discussion, consideration, and possible action of approving a federal aid programming Resolution 2023-29 to make eligible an application for inclusion into the Transportation Improvement Plan for a project to resurface Air Depot Blvd from SE 15th St to Reno Ave and reconstruct the intersection of Air Depot Blvd and Reno Ave.
6. Discussion, consideration, and possible action of approving a federal aid programming Resolution 2023-30 for inclusion into the Transportation Improvement Plan for a project to resurface Post Road from Reno Avenue to NE 10th Street.
7. Discussion, consideration, and possible action of approving a federal aid programming Resolution 2023-31 to make eligible an application for inclusion into the Transportation Improvement Plan for the following project: SE 29th St, repaving from Douglas Blvd to Westminster Rd, a new signal at Multi-Athletic Complex (MAC), and roundabout at intersection of SE 29th St and Westminster Rd.



8. Discussion, consideration, and possible action of approving a federal aid programming Resolution 2023-32 to make eligible an application for inclusion into the Transportation Improvement Plan for a project to construct sidewalk in six (6) locations in the City.
9. Discussion, consideration, and possible action of approving a federal aid programming Resolution 2023-33 to make eligible an application for inclusion into the Transportation Improvement Plan for a project to construct sidewalk in four (4) locations in the City.
10. Discussion, consideration, and possible action of approving a federal aid programming Resolution 2023-34 to make eligible an application for inclusion into the Transportation Improvement Plan for a project to upgrade five (5) signals at various locations throughout the City for the purposes of improving pedestrian access and safety.
12. Discussion, consideration, and possible action of approving a federal aid programming Resolution 2023-35 to make eligible an application for inclusion into the Transportation Improvement Plan for a project to upgrade six (6) signals at various locations throughout the City for the purposes of improving pedestrian access and safety.
13. Discussion, consideration, and possible action of approving a federal aid programming Resolution 2023-36 to make eligible an application for inclusion into the Transportation Improvement Plan for a project to repave SE 15th St from Midwest Blvd to Douglas Blvd, as well as, trail, sidewalk, and other improvements.
14. Discussion, consideration, and possible action of entering into a Memorandum of Understanding with City of Spencer in regards to the signal upgrade project application to upgrade signals; particularly the signals located at NE 23rd St / Spencer Rd and NE 23rd / Post Rd.
15. Discussion, consideration, and possible action of the acceptance of maintenance bonds from 4M Trenching, LLC in the amount of \$49,603.60 respectively.
17. Discussion, consideration, and possible action of approving Supplemental Agreement #2 to Easement AFMC TK 2-16-001 as it relates to the future federally funded replacement of the SE 29th Street bridge over Crutch Creek.
18. Discussion, consideration, and possible action of approving a project agreement for State Job Number 38074(04), with the Oklahoma Department of Transportation (ODOT) to receive \$3,361,920 in construction federal funds for future project to resurface SE 29th Street from I-40 overpass to Midwest Boulevard including reconstruction of the signalized intersections.
19. Discussion, consideration, and possible action of approving a project agreement for State Job Number 37938(04), with the Oklahoma Department of Transportation (ODOT) to receive \$800,000 in federal funds for a future project to construct an extension of the Bomber Rail Trail from Quinlan Park northwesterly to Sooner Road.
20. Discussion, consideration, and possible action of approving a project agreement for State Job Number 36376(04), with the Oklahoma Department of Transportation (ODOT) to receive \$3,191,352 in construction federal funds on S.E. 29th Street; replacing the existing Bridge over Crutch Creek and rehabilitating the existing box structure over Kuhlman Creek.



21. Discussion, consideration, and possible action of approving a programming Resolution 2023-37 for possible inclusion into the Air Quality Small Grant Program for a project to construct approximately a quarter (1/4) of a mile of the Tributary 4 trail.
22. Discussion, consideration, and possible action of approving a programming Resolution 2023-38 for possible inclusion into the Air Quality Small Grant Program for a project to replace the existing bridge over Soldier Creek in Tom Poore Park.
25. Discussion, consideration, and possible action of appointing Mrs. DeAnn Bower to the Midwest City Historical Society as the Ward 6 representative for a three-year term ending January 12, 2027.
26. Discussion, consideration, and possible action of appointing Jacob Hussain to the Urban Renewal Authority to fill the unexpired term of Dave Herbert to end July 31, 2025.
27. Discussion, consideration and possible action declaring a 2009 Chevy 2500, as surplus and authorizing disposal by public auction, sealed bid or other means as necessary.
28. Discussion, consideration and possible action declaring the attached list as surplus and authorizing disposal by public auction, sealed bid or other means as necessary.
29. Discussion, consideration, and possible action declaring various items of City property as surplus property and authorizing their disposal through sealed bid, public auction, or by other means as necessary.
30. 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.
3. **Discussion, consideration, and possible action to enter into an agreement with Phillip Hildebrand, Hildebrand Farms, to lease approximately 64.66 acres located in the Southwest Quarter of Section 15, Township 12 North, Range 2 West, of the Indian Meridian (a/k/a 7251 NE 36th ST) for \$2,586.40 per year.**

R. Coleman, Phillip Hildebrand and P. Streets addressed council. After staff and Council discussion, Dawkins made a motion to approve the agreement, seconded by Reed. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors, and Dukes. Nay: None. Motion Carried.

11. **Discussion, consideration, and possible action of approving a federal aid programming resolution to make eligible an application for inclusion into the Transportation Improvement Plan for a project to restripe various locations throughout the City.**

B. Bundy addressed council. After staff and council discussion, Reed made a motion to approve Resolution 2023-41, seconded by Eads. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors, and Dukes. Nay: None. Motion Carried.

16. **Discussion, consideration, and possible action of awarding contract to Lippert Brothers, Inc. in the amount of \$146,761 to construct pickleball courts in Lions Park.**



B. Bundy and T. Lyon addressed council. After staff and council discussion, Eads made a motion to approve award of contract with a request for security monitoring review, seconded by Reeds. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors, and Dukes. Nay: None. Motion Carried.

**23. Discussion, consideration, and possible action of approving a programming resolution for possible inclusion into the Air Quality Small Grant Program for a project to construct approximately a quarter (1/4) of a mile of sidewalk on the southern side of SE 15th Street.**

M. Summers and T. Lyon addressed the council. After staff and council discussion, Eads made a motion to approve Resolution 2023-39, seconded by Bana. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors, and Dukes. Nay: None. Motion Carried.

**24. Discussion, consideration, and possible action of approving a programming resolution for possible inclusion into the Air Quality Small Grant Program for a project to construct approximately half a mile of sidewalk on the southern side of NE 23rd Street and two (2) bus stops.**

Dawkins made a motion to approve Resolution 2023-40, seconded by Eads. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors, and Dukes. Nay: None. Motion Carried.

DISCUSSION ITEMS.

**1. Discussion, consideration, and possible action of approving the First Amendment to the Safety Resource Officer contract with the Mid-Del School System to add an additional police officer to serve as a School Resource Officer at Midwest City High School.**

D. Maisch, Chief Porter, and T. Lyon addressed the council. After staff and council discussion, Bana made a motion to approve the amendment, seconded by Reed. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors, and Dukes. Nay: None. Motion Carried.

**2. Discussion, consideration, and possible action of approving an expenditure of \$296,314.91 to O'Reilly Auto Parts to close out and terminate the contract between O'Reilly and the City of Midwest City.**

D. Maisch and T. Lyon addressed the council. Eads made a motion to approve the expenditure, seconded by Bana. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors, and Dukes. Nay: None. Motion Carried.

**3. Discussion, consideration, and possible action of approving a retail water sales agreement with Oklahoma County Utility Services Authority to provide potable water to approximately thirty-five (35) customers in the Crutcho Public Water Supply System.**

D. Maisch addressed the council. Eads made a motion to approve the agreement, seconded by Reed. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors, and Dukes. Nay: None. Motion Carried.

**4. Discussion, consideration, and possible action of an appeal by Mr. Jordan Pickard to the City Council pursuant to the requirements of Municipal Ordinance 43-109, for his property at 409 N Westminster Rd.**

B. Bundy addressed the council. After staff and council discussion, Byrne made a motion to approve the appeal, seconded by Reed. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors, and Dukes. Nay: None. Motion Carried.

NEW BUSINESS/PUBLIC DISCUSSION.

Glenn Goldschlager of 1409 Evergreen Cir. addressed council regarding safety concerns about walking trails and sidewalks.

John Earl of 2305 S Western Dr. addressed council regarding a shed permit.

\*At 7:02 PM Reed made a motion to recess, seconded by Eads. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors, and Dukes. Nay: None. Motion Carried.

\*\*At 7:06 PM Reed made a motion to reconvene, seconded by Favors. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors, and Dukes. Nay: None. Motion Carried.

EXECUTIVE SESSION.


**1. Discussion, consideration, and possible action to 1) entering 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 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 regarding FOP grievance arbitration; and 2) authorizing the City Manager to take action as appropriate based on discussion.**

At 7:07 PM Eads made a motion to enter into Executive Session, seconded by Reed. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors, and Dukes. Nay: None. Motion Carried.

At 8:04 PM Reed made a motion to return to open session, seconded by Dawkins. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors, and Dukes. Nay: None. Motion Carried.

ADJOURNMENT. There being no further business, Mayor Dukes adjourned the meeting at 8:04 PM.

ATTEST:

  
SARA HANCOCK, City Clerk



  
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](http://www.midwestcityok.org)).

## Midwest City Municipal Authority Minutes

October 24, 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.

Chairman Matt Dukes called the meeting to order at 7:02 PM with following members present:

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

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

1. Discussion, consideration and possible action to approve the September 26, 2023 meeting minutes.
2. Discussion, consideration and possible action of approving supplemental budget adjustments to the following funds for FY 2023-2024, increase: Wastewater Fund, expenditures/Wastewater (43) \$12,000. Sanitation Fund, expenditures/Sanitation (41) \$5,765.
3. Discussion, consideration, and possible action of approving a retail water sales agreement with Oklahoma County Utility Services Authority to provide potable water to approximately thirty-five (35) customers in the Crutcho Public Water Supply System.

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

### FURTHER INFORMATION.

1. Review of the monthly report on the current financial condition of the Delta Hotel at the Reed Center for the period ending September 30, 2023.

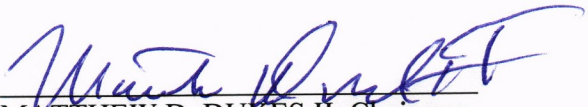
### ADJOURNMENT.

There being no further business, Chairman Dukes adjourned the meeting at 7:02 PM.

ATTEST:

  
SARA HANCOCK, Secretary



  
MATTHEW D. DUKES II, Chairman

Notice for the Midwest City 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

October 24, 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 7:02 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 Rick Dawkins | Trustee Rick Favors | Authority Attorney Don Maisch |

### DISCUSSION ITEMS.

**1. Discussion, consideration and possible action to approve the September 26, 2023 meeting minutes.**

Eads made a motion to approve the minutes, seconded by Reed. Voting Aye: Eads, Byrne, Dawkins, 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.

**3. Discussion, consideration and possible action to amend and/or approve a resolution of the Midwest City Memorial Hospital Authority declaring 8800 – 8832 SE 29th Street (a/k/a +/- 12.85 acres located in the Northeast Quarter of Section 14, Township 11 North, Range 2 West of the Indian Meridian, Midwest City, Oklahoma County, Oklahoma) as surplus; and amending and/or approving that certain “Option to Purchase”, by and Between the Midwest City Memorial Hospital Authority and Sooner Investment Group, Inc. (the “Option to Purchase”); Authorizing and directing execution and delivery of the Option to Purchase; and containing other provisions relating thereto.**

R. Coleman addressed the Council. Dawkins made a motion to approve Resolution HA2023-05 and enter into the Purchase Option Agreement, seconded by Reed. Voting Aye: Eads, Byrne, Dawkins, Reed, Bana, Favors and Dukes. Nay: none. Motion Carried.

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

ADJOURNMENT. There being no further business, Chairman Dukes adjourned the meeting at 7:06 PM.

ATTEST:

  
SARA HANCOCK, Secretary



  
MATTHEW D. DUKES II, Chairman