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**JUNE 21, 2021**  
**MINUTES**

The Meeting of the Bristow City Council Meeting was called to order in the Council Chambers of the Municipal Building at 7:00 P.M. A roll call was had with the following members present. Mayor Rick Pinson, Councilman: Joe Church, Judd Johns, Jeff Roberts, Tex Slyman, Randy Witty, and Kris Wyatt. Absent councilman: Brandon Flood and Jeff Willeford

Reverend Mark Evans opened with Prayer and then led the Pledge of Allegiance.

Motion was made by Roberts with a second by Wyatt approving Minutes of the June 7, 2021, Meeting. A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

Motion was made by Johns with a second by Wyatt to approve the Consent Agenda:

- a. Approval of Un-Paid Claims in the amount of \$1,290.22.
- b. Approval of Paid Claims in the amount of \$11,803.02.
- c. Approval of Actual Payroll Claims in the amount of \$85,667.34, for pay period ending June 11, 2021.
- d. Approval of Estimated Payroll Claims in the amount of \$76,670.72, for pay period ending June 25, 2021.
- e. Approval of Estimated Payroll Claims in the amount of \$11,788.30, for pay period ending June 25, 2021. (Special Holiday pay-Fire Department)
- f. Approval of Estimated Payroll Claims in the amount of \$12,544.70, for pay period ending June 25, 2021. (Uniform Cleaning & Education pay-Police Department.)

A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

Greg Kolsut with Vyve Broadcast gave presentation of what his company has to offer the City of Bristow.

Motion was made by Wyatt with a second by Roberts to approve an agreement with the Oklahoma Tax Commission for administration of the sales and use tax ordinances for the City of Bristow (Hospital and Park and Recreation). A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

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Motion was made by Johns with a second by Roberts to approve an agreement between the City of Bristow and PEC Professional Engineering Consultants, providing professional services on the Swimming Pool Rehab project, pursuant to the changes between city attorney, Beth Anne and PEC. A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

Motion was made by Roberts with a second by Wyatt to approve the purchase of a Lawn Mower from Enlow & Sons Equipment in the amount of \$11,817.81 for the Cemetery (paid from the cemetery fund). Quotes are as follows:

Enlow & Sons Equipment	\$11,817.81
Sawgrass Equipment	\$12,150.00
Newnam's Equipment and Automotive LLC	\$12,187.50.

A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

Motion was made by Church with a second by Wyatt to approve a Lease Agreement with the Bristow School (FFA Pole Barn-Arena) for the 2021-2022 Fiscal Year in the amount of \$1.00 per year. A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

Motion was made by Johns with a second by Roberts to approve the ratification of the Mayor's execution of the Fireworks production contract with Rainbow Fireworks, Inc. A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

Motion was made by Johns with a second by Roberts to approve Claim #20036 to Joshua Page in the amount of \$3,500.00 to purchase 3 Inflatables (paid from Capital Improvement-Park). A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

Assistant Police Chief Kevin Webster gave a presentation regarding vehicles for the Police Department, including the Animal Control Vehicle.

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Motion was made by Johns with a second by Roberts to approving to purchase of two (2) vehicles pursuant to the quote. (1) 2018 Ford Explorer, equipped, 33,500 miles, \$26,500.00 (2) 2017 Ford Explorer, equipped, 13,000 miles, \$23,500.00. A transfer from the Animal Control budget in the amount of \$12,500.00 to the Police Departments budget will be made and the black Ford Explorer will be transferred to the Animal Control department... All have a 3YR/36,000 MI Warranty. The quotes are as follows:

Emergency Vehicle Resources

2019 Ford Explorer, no equipment	57,500 miles	\$22,500.00
2018 Ford Explorer, equipped	33,500 miles	\$26,500.00
2017 Ford Explorer, equipped	13,000 miles	\$23,500.00

Government fleet services from Kansas City, Mo.

2014 Ford Explorer Police Interceptor	144,789 miles	\$9,555.00
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Mainer Ford

Used 2017 Ford Explorer 4WD XLT	46,621 miles	\$26,961.00
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Chicago Motors Inc. Chicago, Ill.

2018 Ford Explorer Police AWD	67,188 miles	\$23,995.00
2018 Ford Explorer Police AWD	62,336 miles	\$24,995.00

A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

Motion was made by Roberts with a second by Johns to table the waive of formal competitive bidding pursuant to the Code of Ordinances authorizing purchase from the State Contract, and to enter into a Lease Purchase Agreement with a vendor for the Lease Purchase subject to the provisions of State Statute on the lease/purchase agreements. A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

Motion was made by Johns with a second by Roberts approving to pass to the July 19, 2021 meeting, the Consideration, discussion and possible action adopting a Resolution abating the property located at Lot Three (3), Block Six (6), in the Park Place Addition to the City of Bristow, Creek County, State of Oklahoma for Weeds, Trash, Grass and Debris. Commonly known as 508 W. 8<sup>th</sup> (Ron C. & Diane L. Schumacher). A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

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Motion was made by Roberts with a second by Witty approving to pass to the September 20, 2021 meeting, the Consideration, discussion and possible action adopting a Resolution abating the property located at Lot Three (3), Block Six (6), in the Park Place Addition to the City of Bristow, Creek County, State of Oklahoma for Dilapidated Buildings. Commonly known as 508 W. 8<sup>th</sup> (Ron C. & Diane L. Schumacher). A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

Motion was made by Johns with a second by Roberts approving to adopt a Resolution abating the property located at the 32-16-9 A tr of Land in the N NW SW of 32-16-9, Desc as S 96 of W 100 of N NE SW, in the City of Bristow, Creek County, State of Oklahoma for Weeds, Trash, Grass and Debris. Commonly known as 1405 S. Cedar (Regina L. Booth). A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed. This is Resolution #R1163-062121

Motion was made by Roberts with a second by Wyatt approving to pass to the July 19, 2021 meeting, the Consideration, discussion and possible action adopting a Resolution abating the property located at Lots Four (4), Five (5), Six (6), Seven (7), Eight (8), Nine (9) and Ten (10), Fourteen (14), Fifteen (15) and Sixteen (16), Block Two (2), in the Southridge Addition to the City of Bristow, Creek County, State of Oklahoma, according to the Recorded plat thereof, for Weeds, Trash, Grass and Debris. Commonly known as 1500 BLK of S. Poplar. (Trina Kilburn & Charles Dean Kilburn ½ INT.). A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

Motion was made by Roberts with a second by Johns approving to pass to the July 19, 2021 meeting, the Consideration, discussion and possible action adopting a Resolution abating the property located at Lots Seventeen (17) and Eighteen (18), Block Four (4), in the Southridge Addition to the City of Bristow, Creek County, State of Oklahoma for Weeds, Trash, Grass and Debris. Commonly known as 1710 S Poplar (Thomas Arnett). A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

Presentation, discussion, and update regarding the fire at the tire recycling plant located at 100 Old Trail Road, Bristow, Oklahoma, including a discussion of the damage, relevant portions of the lease, and the costs of the City of Bristow in fighting the fire. City Attorney, Beth Anne still has not received the insurance information from the Oklahoma Tire Recycle Co. and the trial is set for July 30, 2021

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Motion was made by Roberts with a second by Wyatt to enter into Executive Session for confidential communications and discussions with legal counsel and other staff members as requested and required to discuss the following items:

- a. The pending litigation against the City of Bristow in *Nicholson, et al. vs. Stitt, et al.*, Oklahoma County District Court Case Number: CJ-2020-094, and the related appeal, as authorized by 25 O.S. Section 307(B)(4), and. Potential other and future claims regarding the prosecution of members of federally recognized tribes in Bristow Municipal Court, and on the advice of legal counsel that public disclosure would seriously impair the ability of the City Council to process the pending litigation in the public interest.
- b. The potential purchase and appraisal of real property owned by Kenneth and Inez Johnson, and generally located adjacent to the City of Bristow Wastewater Treatment Plant, west of South Highway 48, and specifically located in Section 6, Township 15 North, Range 9 East, Creek County, Oklahoma, as authorized by 25 O.S. Section 307(B)(3), and potential claims and potential litigation pertaining to the acquisition of property for the wastewater treatment plant as authorized by 25 O.S. Section 307(B)(4), on advice of legal counsel that public disclosure would seriously impair the ability of the City Council to process the potential land transactions in the public interest.

A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

The Bristow City Council Meeting reconvened with the following members present: Mayor, Rick Pinson. Councilmembers: Joe Church, Judd Johns, Jeff Roberts, Tex Slyman, Randy Witty, and Kris Wyatt.

Motion was made by Church with a second by Johns approving to take no action on the Appropriate and reasonable action, including authorizing outside counsel and the City Attorney to take action as is reasonable and proper in the *Nicholson* case, including the filing of pleadings, appeal, and direction regarding prosecution of members of federally recognized tribes in Bristow Municipal Court.

Motion was made by Roberts with a second by Church approving the authorization for the city attorney to make a counter offer of the appraised value in the amount of \$35,000.00 on the property located in front of the treatment plant (Johnson) the real property. A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

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City Attorney had no comments

Councilmember Joe Church congratulated Sabrina Mounce on her achievement on the Anne Thompson City Clerk of the Year Award. Mayor second Church's congratulations to Sabrina as well.

Motion was made by Church with a second by Johns to Adjourn. A roll call was had with the following members present voting as follows: Church, Aye; Johns, Aye; Roberts, Aye; Slyman, Aye; Witty, Aye and Wyatt, Aye. Motion passed.

  
SABRINA MOUNCE, CITY CLERK

  
RICK PINSON, MAYOR