

**CITY OF ADA
REGULAR MEETING
MAY 1, 2023**

The Ada City Council met in a regular meeting, Monday, May 1, 2023 at 5:45 p.m., at Ada City Hall, in the Dr. Ray L. Stout City Council Chamber, 231 S. Townsend. Advanced public notice was given by posting the agenda on the City Hall bulletin board on Friday, April 28, 2023 at 1:25 p.m., and posting on the City of Ada web site Friday, April 28, 2023.

Council Members Present: Don Griffith, John Hargrave, Karen Hudson,
Randy McFarlin, Yoli Vazquez

Council Members Absent: None

The meeting of the Ada City Council was called to order by Mayor Randy McFarlin.

Mayor McFarlin led the audience in the Pledge of Allegiance.

Mayor McFarlin called for a moment of silence.

Discussion of and action on Consent Agenda

- 1. Consideration of the Minutes (April 17, 2023 Special Called meeting and April 17, 2023 Regular meeting).**
- 2. Consideration of supplemental appropriations or transfer of appropriations within the General Fund budget.**
- 3. Consideration of supplemental appropriations or transfer of appropriations within the Sub-Funds to the General Fund budget.**
- 4. Consideration of supplemental appropriations or transfer of appropriations within the Special Revenue Funds budget.**
- 5. Consideration of supplemental appropriations or transfer of appropriations within the Other Funds budget.**
- 6. Consideration of receipt of committee/board recommendations and reports:**
Ada Municipal Planning Commission Minutes, April 20, 2023
- 7. Written reports from departments.**

Motion was made by **Council Member Hargrave**, seconded by **Council Member Hudson** to approve the Consent Agenda as presented. Mayor McFarlin called for a vote taken with the following result:

AYE: Griffith, Hargrave, Hudson, McFarlin, Vazquez

NAY: None

Motion Carried 5-0.

Discussion of and action on items removed from the Consent Agenda

There were no items removed from the Consent Agenda.

Discussion of and action on a resolution supporting the efforts of the Pontotoc County Retired Educators Association (PCREA) request to the FCC to modify the City of Ada's marketing service area from the Sherman Denison service area to that of the Oklahoma City service area

Mr. Gary Cooper, President of Pontotoc County Retired Educators, addressed the Council requesting their assistance with the process of asking the FCC television market area to be moved to that of Oklahoma City, instead of the current Sherman and Denison, Texas FCC television market area.

Mr. Cooper provided additional information, the difference in distance from Ada to Oklahoma City is eighty-three miles and from Sherman-Denson area is approximately 105 miles. Mr. Cooper explained the FCC identifies Pontotoc County, Oklahoma as a Texas market area, with DISH and Direct TV forcing customers in Pontotoc County to purchase a service that results in our receiving out-of-state news and weather forecasts.

Mrs. June Murphy also addressed the City Council, reporting she was aware of what FCC required to get viewing areas changed, and is in contact with the FCC almost daily.

Mrs. Murphy spoke about how unfortunate Pontotoc County is, as the County is often not informed of approaching weather hazards, or major Oklahoma events, traffic problems, or legislative affairs. Mrs. Murphy pointed out that the County is deprived of information obtained through television services and we need the Oklahoma City stations to want Pontotoc County as part of their viewing area.

Motion was made by **Council Member Hudson**, seconded by **Council Member Vazquez** to adopt **Resolution No. 23-12A, a resolution supporting the efforts of the Pontotoc County Retired Educators Association (PCREA) request to the FCC to modify the City of Ada's marketing service area from the Sherman Denison service area to that of the Oklahoma City service area.** Mayor McFarlin called for a vote taken with the following result:

AYE: Griffith, Hargrave, Hudson, McFarlin, Vazquez

NAY: None

Motion Carried 5-0.

Discussion of and action on request from Shelly Cole for site plan approval in a C-1, Neighborhood Commercial District, Planned Unit Development, for a Medical Clinic located on the following described property:

A tract of land located in the E/2 of the SW/4 of the SE/4 of the SW/4 and the SE/4 of the SE/4 of the SW/4 of Section 25, Township 4 north, Range 6 east, Pontotoc County, Oklahoma, more particularly described as follows:

Commencing at the southwest corner of said E/2 of the SW/4 of the SE/4 of the SW/4; thence N 00deg. 36' 17" W a distance of 95.00 feet; thence N 89deg. 24' 13" E a distance of 230.00 feet; thence N 00deg. 36' 17" W a distance of 272.57 feet to the point of beginning; thence continuing N 00deg. 36' 17" W a distance of 160.26; thence N 89deg 24' 56" E a distance of 152.25 feet; thence S 00deg 29' 31" E a distance of 160.26 feet; thence S 89deg 24' 53" W a distance of 151.94 feet to the point of beginning. containing 0.56 acres more or less.

This property is also known as 809 Rolling Hills Lane.

City Manager Holcomb reported Ms. Cole had requested approval of a Site Plan for 809 Rolling Hills Lane, for a medical clinic in a C-1 Neighborhood Commercial District. Mr. Holcomb reported that City Staff and the Ada Municipal Planning Commission had both recommended approval of the plan as presented.

Motion was made by **Council Member Hargrave**, seconded by **Council Member Hudson** to approve request from Shelly Cole for site plan approval in a C-1, Neighborhood Commercial District, Planned Unit Development, for a Medical Clinic located at 809 Rolling Hills. Mayor McFarlin called for a vote taken with the following result:

AYE: Griffith, Hargrave, Hudson, McFarlin, Vazquez

NAY: None

Motion Carried 5-0.

Public hearing and discussion of and action on an ordinance providing for the re-zoning of certain property within the City of Ada, Oklahoma, from I-2, Light Industrial District, to C-2, General Commercial District, and declaring an emergency for the following described property:

A tract of land located in the E/2 of the NE ¼ of Section 28, Township 4 North, Range 6 East, I.B.M., Pontotoc County, Oklahoma, and legally described as follows:

A tract of land described as beginning at a point 942.82 feet south 00 Deg 53' 41" east and 397.59 feet south 89 deg. 34' 14" west of the NE/Corner of the SE ¼ of the NE ¼ (and being the 1/16 Corner of the NE ¼) of Section 28, Township 4 North, Range 6 East, I.M., Pontotoc County, Oklahoma and being on the

North Right-of-Way of J.A. Richardson Loop, thence south 89 Deg. 34' 14" west along said Right-of-Way a distance of 220.00 feet to a point; thence north 00 deg. 53' 50" west a distance of 460.10 feet to a point, thence north 89 deg. 34'14" east a distance of 220 feet to a point; thence south 00 deg. 53' 50" east a distance of 460.13 feet to the point of the beginning, (2.32 acres more or less).

This property is located at 500 NE J.A. Richardson Loop.

(If passed, must consider Emergency Clause.)

Mr. Holcomb reported a re-zoning request was presented to the Ada Municipal Planning Commission on April 20, 2023 for property located at 500 NW J. A. Richardson Loop. The City Manager explained the request is to re-zone a vacant property from I-2, Light Industrial District to C-2, General Commercial District, Planned Unit Development for an Automobile Sales Business.

Mr. Holcomb explained the north 60 Feet of the property is located in the Runway Protection Zone and would require the approval of the Oklahoma Aeronautics Commission. Mr. Holcomb stated both City Staff and the Ada Municipal Planning Commission recommended approval of the request contingent on review and findings from the Oklahoma Aeronautics Commission regarding the encroachment of the parking area into the runway protection zone. Mr. Cliff Underwood, 316 E. Parkway, addressed the Council, discussing his plans for the property, and requested the same footprint as Great Plains Kubota is following.

The City Manager requested no action taken, as the City is not prepared to make this decision at this time, needing a recommendation from the Ada Airport Commission, City Staff, and contacting the Oklahoma Aeronautics Commission.

Motion was made by **Council Member Vazquez**, seconded by **Council Member Griffith** to continue Agenda Item Eight until the June 5th City Council meeting. Mayor McFarlin called for a vote taken with the following result:

AYE: Griffith, Hargrave, Hudson, McFarlin, Vazquez

NAY: None

Motion Carried 5-0.

Discussion of and action on Service Agreement with United Safety & Claims, Inc., for administration of the City of Ada's Self-Insured Workers' Compensation Program

Motion was made by **Council Member Vazquez**, seconded by **Council Member Hargrave** to approve Service Agreement with United Safety & Claims, Inc., for administration of the City of Ada's Self-Insured Workers' Compensation Program. Mayor McFarlin called for a vote taken with the following result:

AYE: Griffith, Hargrave, Hudson, McFarlin, Vazquez

NAY: None

Motion Carried 5-0.

Discussion of and action on bids for the Wintersmith Trail Improvements Project – Phase 2 (CDBG 2022); authorization for Mayor or his designee to execute any and all documents related to said grant project, including, but not limited to, the Notice of Contract Award, Contract and Notice to Proceed

Motion was made by **Council Member Hargrave**, seconded by **Council Member Hudson** to award the bid to MacHill Construction, as the lowest responsible bid, in the amount of \$349,651.80, based on the issues discussed, such as being registered in SAM.gov and other irregularities, for the Wintersmith Trail Improvements Project – Phase 2 (CDBG 2022); authorization for Mayor or his designee to execute any and all documents related to said grant project, including, but not limited to, the Notice of Contract Award, Contract and Notice to Proceed. Mayor McFarlin called for a vote taken with the following result:

AYE: Griffith, Hargrave, Hudson, McFarlin, Vazquez

NAY: None

Motion Carried 5-0.

Discussion of and action on bids for the Micro-Surfacing Maintenance Project; authorization for the Mayor or his designee to execute all documents related to the Project

City Manager Holcomb presented the two bids received for Council consideration.

Motion was made by **Council Member Hudson**, seconded by **Council Member Vazquez** to award the bid to Intermountain Slurry Seal, as the lowest responsible bid in the amount of \$265,386.20, for the Micro-Surfacing Maintenance Project; authorization for the Mayor or his designee to execute all documents related to the Project. McFarlin called for a vote taken with the following result:

AYE: Griffith, Hargrave, Hudson, McFarlin, Vazquez

NAY: None

Motion Carried 5-0.

Discussion of and action on Change Order No. 1 to contract with MTZ Construction, Inc. for the Concrete Panel Replacement Project, in the amount of \$127,447.50

The City Manager explained the funding for Change Order No. 1 would come from the Airport/Agriculture Fund, and would extend the street repair currently being done by MTZ Construction, Inc.

Motion was made by **Council Member Vazquez**, seconded by **Council Member Hargrave** to approve Change Order No. 1 to a contract with MTZ Construction, Inc. for the Concrete Panel

Replacement Project, in the amount of \$127,447.50. Mayor McFarlin called for a vote taken with the following result:

AYE: Griffith, Hargrave, Hudson, McFarlin, Vazquez

NAY: None

Motion Carried 5-0

Reports by City Manager and/or City Staff

Public Information Director, Lisa Bratcher, provided information about the City-Wide Trash Pickup Day held on Saturday, April 29th, and the success of Cruisin' Main held on Saturday, April 29th also. Ms. Bratcher reported the milling of Broadway Avenue between 10th & Main Street has begun. Farmer's Market will open for the season on Wednesday, May 3rd.

City Manager Holcomb congratulated Randy McFarlin and John Hargrave for their election as Mayor and Vice Mayor today. The City Manager welcomed new Council Member Don Griffith to the Ada City Council.

Persons to be heard on any matter not on the agenda

There were no persons to be heard on any matter not on the agenda.

Adjournment

There being no further business to come before the Ada City Council, Mayor McFarlin adjourned the meeting and requested members convene as Trustees of the Ada Public Works Authority.

Attest: Sally Pool, City Clerk

Randy McFarlin, Mayor