**CITY OF** **SPENCER**

**Regular Joint City Council & Utility Authority Meeting**

**Thursday, August 19, 20221 at 7:00 p.m.**

Pursuant to legal notice required by the Oklahoma Open Meeting Act, including posting of an agenda as required by the terms, thereof, the Spencer City Council & Utility Authority met in regular session on July 15, 2021, in the Municipal Building (City Hall), 8200 N.E. 36th Street, Spencer, Oklahoma 73084.

**Item No.**

1. Meeting was called to order at 7:01 p.m.

**NOTE: The meeting will be held concurrently with the Utility Authority Meeting since there is only one agenda item for both Regular City Council and Utility Authority meeting.**

1. Roll Call and declaration that a quorum is present.

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|  | **Present** | **Absent** |
| Chairman/Mayor Calvin | X |  |
| Vice Chairman/Mayor  |  |  |
| Trustee/Council Member Williams | X |  |
| Trustee/Council Member Fair | X |  |
| Trustee/Council Member Canaday | X |  |

**A quorum was declared, and the meeting went forward.**

1. The Flag Salute lead by Vice Mayor Scanlan and Invocation by Chairman/Mayor Calvin
2. CITIZENS DESIRING TO BE HEARD: Citizens desiring to be heard will be given three (3) minutes to speak on any item on the agenda. Citizens must have signed up by 12 Noon the preceding Wednesday before the meeting to be recognized. (Public Participation Resolution #35-07-05)

Anthony Crosby, 4120 Shadynook Way, Spencer, OK 73084, stated that his trash bill continues to go up. He was told there are no caps of the 5% each year. Needing an explanation and answers to why this is happening.

Stacy Morris/Gary Kincaid, concerned about the flooding on Silvercreek

Raymond Hutcherson, wanting to know why he has not received a water bill. Has concerns about the homeless people that are behind the building where is business is located. Just would like protection of his business property.

Christina Mahoney, 4805 Able Street, Spencer, OK 73084, concerned about the solicitation of bids for Kringlen Park and want to see the plans for the renovation. Has questions about the bond money and the process of utilizing surplus for city inventory.

Shani Neely, concern about the citizens personal billing information given out to another citizen. Also, she gave her public support for Ward IV candidate for City Council to Ms. Charmin Williams.

Shawntay Alexander, seeing and hearing the large number of complaints to the city council she wanted to suggest possibly creating a Citizen Advisory Board that would work with and inform the council of the community needs and wants. She stated that she would love to see our city’s mindset change by making resolutions and working together.

Donna Todd, 4909 Sunset Terrace, Spencer, OK 73084, she stated that she has several concerns the first one was the shooting in her neighborhood that hit her home, stating that the neighborhood has turned into the Hood. Second, the large number of horses and donkeys in the number hood. Third, code enforcement needing to be made several yards and corner easements have tall grass. Asking the city to condemn these properties where this is happening. Lastly, she stated protect the elderly.

Hattie Stevens, 8722 Silvercreek Drive, Spencer, OK 73084, has serious concern regarding the flooding from the creek. She stated please help clean and fix the flooding problem from the creek. There are trees that has fallen, and the trash is never pickup on a regular basis and pick up the extra trash bags that are out.

Lolita Payton, 8714 Silvercreek Drive, Spencer, OK 73084, concerned about her bill continues to go up and the creek overflooding near her home. Asking that this gets fixed so that her neighbor doesn’t have to come in the middle of the night to make sure she is out of the house because of the creek flooding.

1. NEW BUSINESS: Discussion, consideration, and possible actions of New Business items to direct City Staff to take appropriate action. (“New Business,” as used herein, shall mean any matter not known about or which could not have been reasonably foreseen prior to the time of posting.) (GG)

**None**

1. CONSENT DOCKET: (individual items may be deleted from the Consent Docket under item

#6). Assignment

* 1. Approval/Ratification of the Joint City Council & Utility Authority meeting minutes

from July 15, 2021, and amended May 20, 2021. (GG)

* 1. Approval/Ratification of August 6, 2021, Emergency Joint City & Utility Council

 Meeting.

* 1. Approval/Ratification of June 2021 bi-weekly Payroll and Accounts Payables. (GG)

**Trustee/Council Member Fair motioned to approve Consent Docket with item #6.1 and 6.2 and the removal of 6.3. Chairman/Mayor Calvin seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Fair, Trustee/Council Members Williams and Chairman/Mayor Calvin Abstain: Canaday Nays:**

7. Discussion, consideration, and possible action on items removed from the Consent Docket.

**Discussion: Trustee/Council Member Williams asked that Items #6.3 be removed and tabled for further review and to received additional information.**

**Chairman/Mayor Calvin motioned to approve Consent Docket with item #6.3. Trustee/Council Member Fair seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Fair, and Chairman/Mayor Calvin Abstain: Nays: Trustee/Council Members Williams and Canaday – MOTION FAILED**

8.1. Discussion and Action on appointing individual to vacant Ward four (4) seat

**Two citizens submitted their candidacy for the Ward IV seat. They are**

**Charmin Williams, a lifelong resident of Spencer. Knowledge in Analytical processes, organizational leadership, an educator, taught for several years at Star Spencer High School and has served the city of spencer in various capacity.**

**Lisa Janloo, resident for over eight years, has a passion to help other, has served and assisted with our spencer senior citizens. Stated that the city division is not good, and we must do better. If you need her, she will be there and wished Ms. Williams the best of luck during this campaign race.**

**Trustee/Council Members Fair motioned to** appointing Charmin Williams to vacant Ward four (4) seat. **Chairman/Mayor Calvin seconded the motion. The vote was as follows. Yeas: T Chairman/Mayor Calvin Abstain: Nays: Trustee/Council Members Canaday and Trustee/Council Member Williams – MOTION FAILED**

**Trustee/Council Members Canaday motioned to** appointing Lisa Janloo to vacant Ward four (4) seat. **Trustee/Council Member Williams seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Canaday and Trustee/Council Member Williams Abstain: Nays: Trustee/Council Members Fair and Chairman/Mayor Calvin – MOTION FAILED**

**Since the motion failed to appoint an individual to the vacant Ward IV seat, we will need to go a special election. The city will need to submit the paperwork to County Election Board for November 2021.**

8.2. Clarification or establish public comment section on agenda.

**Trustee/Council Member Canaday motioned to approve Motion to adopt resolution for citizens desiring to be heard to sign up to 15 minutes prior to the start of city council meetings on any subject of their choosing for (3) three minutes per person and not per the number of sign-ins. Trustee/Council Member Williams seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Canaday, Trustee/Council Member Fair, Trustee/Council Members Williams and Chairman/Mayor Calvin Abstain: Nays:**

8.3. Resolution to Oklahoma Municipal Retirement Fund (OKMRF) for District 6 Trustee position.

**No action**

8.4. Resolution/Ordinance relating to providing 9-1-1 service during calendar year (CY) 2022.

**Trustee/Council Member Canaday motioned to approve providing 9-1-1 service during calendar year (CY) 2022. Trustee/Council Member Williams seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Canaday, Trustee/Council Member Fair, Trustee/Council Members Williams and Chairman/Mayor Calvin Abstain: Nays:**

8.5. Contract between City of Spencer and Midwest City Municipal Authority for Household Hazardous Waste Disposal

**Tabled for more research.**

8.6. Discussion on permit and fee schedule for selling home grown vegetable at citizen’s home.

Discussion: Citizens are wanting to sell their own produce and not have to purchase a peddler’s permit for $65.

**Trustee/Council Member Canaday motioned to approve selling home grown vegetable at citizen’s home. Trustee/Council Member Williams seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Canaday, Trustee/Council Member Fair, Trustee/Council Members Williams and Chairman/Mayor Calvin Abstain: Nays:**

8.7. Discussion and Action on Silver Creek Flooding homes and bridges.

Discussion: City Engineer Peacock stated that Silvercreek has been an issue for a very long time. The Council advise the staff to gather all homeowners’ information and identify all the home and damages by taking picture and other details. The city will then look into seeking funding from FEMA or the Cares Act.

**Trustee/Council Member Canaday motioned to approve s** Action on Silvercreek Flooding homes and bridges**. Trustee/Council Member Williams seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Canaday, Trustee/Council Member Fair, Trustee/Council Members Williams and Chairman/Mayor Calvin Abstain: Nays:**

8.8. Discussion and action re Spencer policy regarding individuals installing private wells in areas where city water not available.

Direct staff to clarify the ordinance to best serve the citizens of Spencer.

8.9 Discussion and Action regarding sewage from city lines backing up on private property.

 City Engineer Peacock will provide the Maps.

8.10. Solicit bids for rodeo practice arena and new arena at Kringle Park.

Discussion: Mayor Calvin stated we have a (3) three-year bond, and we are now at (2) two years. We must get started and start the bid process for contract on the practice area.

Trustee/Council Member Canaday motioned to have a townhall meeting to discuss everything regarding Kringlen Park including the Bond with specifics of the $900,000 bond funding.

Trustee/Council Member Williams seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Canaday and Trustee/Council Member Williams Abstain: Nays: Trustee/Council Member Fair and Chairman/Mayor Calvin – **MOTION FAILED**

8.11. Purchase of two (2) truck for Public Works from State Surplus through bond money.

**TABLE for additional research**

**Regular City Council meeting adjourned: 9:48 p.m.**

**Trustee/Council Member Fair motioned to approve adjournment of Regular City Council meeting. Chairman/Mayor Calvin seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Canaday, Trustee/Council Member Fair, Trustee/Council Members Williams and Chairman/Mayor Calvin Abstain: Nays:**

**\*\*UTILITIES AUTHORITY MEETING CALLED TO ORDER MEETING: 9:49 P.M.**

**Quorum was declared**

1. NEW BUSINESS: Discussion, consideration, and possible actions of New Business items to direct City Staff to take appropriate action. (“New Business,” as used herein, shall mean any matter not known about or which could not have been reasonably foreseen prior to the time of posting.) (UA)

Submit a resolution to the Oklahoma County Election Board by September 9th and Candidates file September 20th thru the 22nd for the election in November

 City Attorney stated that a special meeting will need to be had to vote on the resolution. Special meeting scheduled for Tuesday, August 24th at 5 p.m.

5. CONSENT DOCKET: (individual items may be deleted from the Consent Docket under item #6). Assignment

5.1. Approval/Ratification of the Joint City Council & Utility Authority meeting minutes from July 15, 2021 and amended May 20, 2021. (GG)

5.2. Approval/Ratification of August 6, 2021, Emergency Joint City & Utility Council Meeting.

5.3. Approval/Ratification of July 2021 bi-weekly Payroll and Accounts Payables. (GG)

**Chairman/Mayor Calvin motioned to approve Consent Docket with item #5.1 and 5.2 and the removal of 5.3. Trustee/Council Member Fair seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Fair, Trustee/Council Members Williams and Chairman/Mayor Calvin Abstain: Canaday Nays:**

1. Discussion, consideration, and possible action on items removed from the Consent Docket.

**5.3 removed for additional review and information.**

7. BUSINESS AGENDA: Discussion, consideration, and possible action on Business items to direct City Staff to take appropriate action. (UA)

7.1. Contract between City of Spencer and Midwest City Municipal Authority for Household Hazardous Waste Disposal.

**TABLED**

7.2 Discussion on permit and fee schedule for selling home grown vegetable at citizen’s home.

**\*Refer to decision made during the Regular City Council meeting. See item #8.6**

7.3. Proceed with the Midwest Wrecking at Kringlen park.

**TABLED**

7.4. Discussion and action regarding the Matthews Trenching contract.

**TABLED**

7.5. Discussion and Action on Silver Creek Flooding homes and bridges.

\*\*Refer to decision made during the Regular City Council meeting. See item #

7.6. Discussion and action re Spencer policy regarding individuals installing private wells in areas where city water not available.

**\*Refer to decision made during the Regular City Council meeting. See item #8.8**

7.7. Discussion and Action regarding sewage from city lines backing up on private property.

Discussion: Trustee/Council Member Canaday stated that during the flooding several sewer lines flooded on private property. Pictures and other documentation have been provided. Nothing has been done. 30 gallons of sewer dumped on personal property, and no one is addressing the issue.

**Trustee/Council Member Canaday motioned to approve Action regarding sewage from city lines backing up on private property. Trustee/Council Member Williams seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Canaday, Trustee/Council Member Fair, Trustee/Council Members Williams and Chairman/Mayor Calvin Abstain: Nays:**

7.8. Purchase of two (2) truck for Public Works from State Surplus through bond money.

**\*Refer to decision made during the Regular City Council meeting. See item #8.11**

Remarks & Comments:

**Trustee/Council Member Canaday: Appreciate seeing so many people out tonight. Apologize for certain agenda items not on the agenda. Really concerned that the citizens concerns are not being addressed regarding the damages from the flooding.**

**Trustee/Council Member Williams: Apologize to Tanya Mustin for her harsh tone used.**

**Trustee/Council Member Fair: No comment**

**Vice Chairman/Mayor Scanlan: Town representation is important, and the negativity must stop. Due to the personal attacked on social media and protest Vice Chairman/Mayor Scanlan decided to step for the safety and sanity of his family. He wished the City of Spencer well and will still support the City of Spencer.**

**Mayor Calvin: Disappointed of the resignation of Mr. Scanlan but he understands and respect his decision. He stated that it is a shame that his tireless work for the city has resulted in resignation. Encouraging everyone to continue to move forward for the City of Spencer to progress.**

ADJOURNMENT

The City Council & Utility Authority meeting adjourned at 10:10 p.m.

**Trustee/Council Member Williams motioned to Adjourn. Trustee/Council Member Canaday seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Canaday, Trustee/Council Member Fair, Trustee/Council Member Williams and Chairman/Mayor Calvin Abstain: Nays:**

Respectfully Submitted,

Tanya Mustin

Tanya Mustin, Minute Taker