

**MINUTES  
TECUMSEH CITY COUNCIL  
REGULAR MEETING  
MAY 6, 2024, postponed until May 9<sup>th</sup>, 2024, due to tornado risk.  
6:00 p.m.  
114 N. BROADWAY STREET  
TECUMSEH, OKLAHOMA  
CITY HALL COUNCIL CHAMBERS**

**MEETING PROCEDURE:**

Comments from the Public are welcome during the meeting: Comments not scheduled on the agenda will be heard under Public Comments; and Comments on all scheduled Agenda Items will be heard immediately following the presentation by Staff or Petitioner. Please wait until you are recognized by the mayor and keep comments as brief as possible. The Council will act on an Agenda Item after comments from the Staff and Public have been heard.

1. Invocation was given by Collier.
2. Flag Salute was led by Mayor Parker.
3. Called meeting to order at 6:00 p.m. on May 9<sup>th</sup>, 2024.
4. Roll Call: Farris, Stewart, Bradley, Collier, and Parker were all present.
5. Review of the City Manager's report.

The City Manager gave his report on the current projects going on in town.

**6. Consent Agenda**

All items listed under the consent agenda are deemed non-controversial and routine in nature by the governing body. They will be approved by one motion of the governing body. The items on the consent agenda will not be discussed. Any member of the governing body desiring to discuss an item on the consent agenda may request that it be removed from the consent agenda and placed in its proper order on the regular agenda. It will then be considered at that time.

- A. Receive and approve the minutes of the Regular City Council Meeting of April 1, 2024.
- B. Review and approval of the purchase orders.
- C. Review of the Financial Statements.

A motion was made by Farris and seconded by Collier to approve the consent agenda as written. Roll call:

Farris	Aye	Stewart	Aye	Bradley	Aye
Collier	Aye	Parker	Aye		

Motion passes.

7. Consider Items Removed from the Consent Agenda for Discussion.
8. Consider and Act on items removed from the Consent Agenda, if any.
9. **PUBLIC COMMENT:** The purpose of the Public Comments Section of the Agenda is for members of the public to speak to the City Council on any Subject **not scheduled** on the Regular Agenda. The City Council shall **make no decision or discuss the matter**. At the request of any Council Member, the matter may be scheduled for Council discussion and/or action at a later date. **THOSE ADDRESSING THE COUNCIL ARE REQUESTED TO IDENTIFY THEMSELVES BY NAME AND LIMIT COMMENTS OR QUESTIONS TO 3 MINUTES.**

Nichole Sanchez spoke thanking the council for the support and escort of the Tecumseh High School softball team for winning the State Championship.

Beth Lyle spoke thanking council members for the musical instruments in the park.

10. Discussion and possible action on Notice of Non-Gaming Land Acquisition Application to put 217 N 3<sup>rd</sup> in trust.

A motion was made by Stewart and seconded by Farris to approve the Notice of Non-gaming Land Acquisition Application for 217 N 3<sup>rd</sup> Street into trust. Roll call:

Farris	Aye	Stewart	Aye	Bradley	Aye
Collier	Nay	Parker	Aye		

Motion passes.

11. **PUBLIC HEARING TO DETERMINE WHETHER THE PROPERTY AT 1005 KIMBERLY RD., TECUMSEH, OKLAHOMA SHOULD BE REZONED FROM A-1 (AGRICULTURAL) TO A-2 (SUBURBAN AGRICULTURAL) CURRENT USE OF THE PROPERTY IS AGRICULTURE. PROPOSED USE OF THE PROPERTY IS RESIDENTIAL AND AGRICULTURAL. THE APPLICANT, CITY STAFF AND INTERESTED PERSONS MAY SPEAK IN FAVOR OR IN OPPOSITION TO THE REZONING. PLANNING COMMISSION RECOMMENDED APPROVAL.**

The public meeting opened at 6:17 p.m. and closed at 6:19 p.m. Hershel Ring spoke, and he is the landowner and is building two houses.

12. Consideration and action to rezone the real property at 1005 Kimberly Rd, Tecumseh, Oklahoma from A-1 (Agriculture) to A-2 (Suburban Agricultural).

A motion was made by Farris and seconded by Bradley to approve the rezoning of 1005 Kiimberly Rd from A-1 to A-2. Roll call:

Farris	Aye	Stewart	Aye	Bradley	Aye
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Collier     Aye                      Parker             Aye

Motion passes.

13. Consideration and possible action on Ordinance #864, rezoning 1005 Kimberly, Tecumseh, OK from A-1 to A-2.

A motion was made by Collier and seconded by Bradley to approve Ordinance #864 for rezoning. Roll call:

Farris        Aye                      Stewart        Aye                      Bradley        Aye  
Collier       Aye                      Parker        Aye

Motion passes.

14. Consideration and possible action on declaring an emergency and approving and adopting the emergency clause of Ordinance #864.

A motion was made by Bradley and seconded by Collier to approve the emergency clause of Ordinance 864. Roll call:

Farris        Aye                      Stewart        Aye                      Bradley        Aye  
Collier       Aye                      Parker        Aye

Motion passes.

15. Discussion and possible action on allowing the Pioneer Library to search for grants to create a flower bed of some sort put in one of the city parks.

A motion was made by Bradley and seconded by Stewart to allow the Pioneer Library to search for grants for a flower bed in Slick Humphrey Park. Roll call:

Farris        Aye                      Stewart        Aye                      Bradley        Aye  
Collier       Aye                      Parker        Aye

Motion passes.

16. Discussion on the operations and policies for the City of Tecumseh animal shelter.

Mr. Collier brought this subject up about no coverage on weekends and holidays. Not putting down dogs after 72 hours. About Rescue Service now handling dogs again. About our animal control officer out on medical leave. Sherry Eager spoke about helping with shelter and maybe doing a page with

information to adopt our animals. Collier wanted to know why we have not hired a replacement or temporary help while our Animal Control Officer is out on medical leave.

17. Discussion and possible action on transferring a 2007 Case Backhoe, Serial #N7C425308 from the Cemetery Department to the Street Department.

A motion was made by Collier and seconded by Bradley to transfer the 2007 Case Backhoe to the Street Department. Roll call:

Farris	Aye	Stewart	Aye	Bradley	Aye
Collier	Aye	Parker	Aye		

Motion passes.

18. Discussion and possible action on change order #2 for the Highway 9 waterline relocation project in the amount of \$5,100 to Orr Construction Inc.

A motion was made by Stewart and seconded by Farris to approve change order #2 for \$5,100 for Orr Construction Inc. for the Highway 9 relocation water line project. Roll call:

Farris	Aye	Stewart	Aye	Bradley	Aye
Collier	Aye	Parker	Aye		

Motion passes.

19. Discussion and possible action on pay request #3/Final draw for Orr Construction Inc. in the amount of \$85,275.00 for the 12" waterline relocation along Highway 9.

A motion was made by Collier and seconded by Stewart to approve pay request #3/final draw for Orr Construction Inc in the amount of \$85,275.00. Roll call:

Farris	Aye	Stewart	Aye	Bradley	Aye
Collier	Aye	Parker	Aye		

Motion passes.

20. Discussion and possible action on accepting the donation of the 9 IPAD's from the Justin Terney Memorial Tecumseh Police Foundation to the City of Tecumseh Police Department.

A motion was made by Collier and seconded by Bradley to accept the donation of the 9 IPADS for the Tecumseh Police Department. Roll call:

Farris	Aye	Stewart	Aye	Bradley	Aye
Collier	Aye	Parker	Aye		

Motion passes.

21. Discussion and possible action on the Ballot for Oklahoma Municipal Assurance Group Trustees.

A motion was made by Bradley and seconded by Collier to vote for the two incumbents for the Oklahoma Municipal Assurance Group Trustees. Roll call:

Farris	Aye	Stewart	Aye	Bradley	Aye
Collier	Aye	Parker	Aye		

Motion passes.

22. Discussion and possible action on a grant to re-surface Harrison Street with a grant from the Municipal Road Drilling Activity Fund with the Pottawatomie County District 3.

A motion was made by Stewart and seconded by Farris to allow the Pottawatomie County District 3 Commissioner to apply for the grant for funding the re-surface of Harrison Street and county pays all costs. Roll call:

Farris	Aye	Stewart	Aye	Bradley	Aye
Collier	Aye	Parker	Aye		

Motion passes.

23. Discussion and possible action on the Proclamation Declaring May as Better Speech, Hearing and Language Month.

A motion was made by Collier and seconded by Bradley to approve the Proclamation declaring May as Better Speech, Hearing and Language Month. Roll call:

Farris	Aye	Stewart	Aye	Bradley	Aye
Collier	Aye	Parker	Aye		

Motion passes.

24. Discussion and possible action on the pole attachment agreement with Dobson Technologies, Transport & Telecom Solutions L.L. C., and the City of Tecumseh.

A motion was made by Collier and seconded by Farris to approve the pole attachment agreement with Dobson Technologies. Roll call:

Farris	Aye	Stewart	Aye	Bradley	Aye
Collier	Aye	Parker	Aye		

Motion passes.

25. Discussion and possible action on the interlocal agreement with the Pottawatomie County and the City of Tecumseh.

A motion was made by Stewart and seconded by Farris to approve the interlocal agreement with Pottawatomie County. Roll call:

Farris	Aye	Stewart	Aye	Bradley	Aye
Collier	Aye	Parker	Aye		

Motion passes.

26. Discussion and possible action on raising the water and sewer rates for the City of Tecumseh.

A motion was made by Collier and seconded by Bradley to approve the sewer and water rate increase effective June 15<sup>th</sup>, 2024. Roll call:

Farris	Aye	Stewart	Aye	Bradley	Aye
Collier	Aye	Parker	Aye		

Motion passes.

27. Discussion on maintenance of Oak Ridge Road.

Sharon Stewart started off the discussion of the maintenance of Oak Ridge Road, stating something needs to be done whether the road is dedicated to city or not. What can we do? Or County do? Collier stated he is not convinced that it was ever dedicated to the city. The attorney advised NOT to do anything on those roads because they are NOT city roads. No one from the audience spoke.

28. Comments and inquiries from Council members.

Collier-house numbers are missing recommendations on what ordinances are for.

Street needs paving in the 500 block of W Locust.

Park Street has a red car with flat tire that the tire needs fixed, or car removed. Public parking.

Stewart-put on agenda for a later time, water back on.

29. **Consideration and possible action to adjourn into Executive Session to receive and discuss confidential communications with its attorney concerning a pending investigation, claim, or action pursuant to 25 O.S. §307 B. (4)**

**A motion was made to go into executive session at 7:33 p.m. Roll call:**

Farris	Aye	Stewart	Aye	Bradley	Aye
Collier	Aye	Parker	Aye		

Motion passes.

**Returned to regular agenda at 7:48 p.m.**

**30. Consideration and possible action regarding matters discussed in Executive Session**

A motion was made by Stewart and seconded by Bradley to authorize Mike Warwick, City Attorney to execute and deliver a statute of limitations Tolling Agreement with Veolia regarding threatened litigation.

Roll call:

Farris	Aye	Stewart	Aye	Bradley	Aye
Collier	Aye	Parker	Aye		

Motion passes.

**31. New Business: Any matter not known about, or which could not have been reasonably foreseen prior to the time of posting the agenda.**

None


**32. Adjournment.**

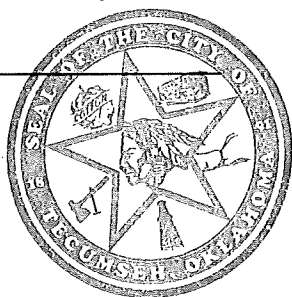
A motion was made by Stewart and seconded by Farris to adjourn the meeting at 7:49 p.m. Roll call:

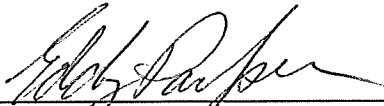
Farris	Aye	Stewart	Aye	Bradley	Aye
Collier	Aye	Parker	Aye		

Motion passes.

**Passed and approved on the 3<sup>rd</sup> day of June 2024.**

  
Cathy Condit, City Clerk



  
Eddy Parker, Mayor