

**MINUTES
OF
A REGULAR MEETING OF THE MAYOR AND BOARD OF COMMISSIONERS OF
THE CITY OF ARDMORE, OKLAHOMA, HELD ON MAY 6, 2019
AT 7:00 PM IN THE COMMISSION CHAMBERS**

Present:	Sheryl Ellis Keith King	Mayor Vice-Mayor
	Martin Dyer John Moore Dough Pfau	Commissioner Commissioner Commissioner
	J.D. Spohn Ken Campbell	City Manager City Clerk

This meeting was held in compliance with the Oklahoma Open Meeting Act (OSS 25)

1. CALL TO ORDER, BY THE MAYOR

Mayor Ellis called the meeting to order.

2. INVOCATION

The invocation was led by Robert Newell, Director of Information Technology.

3. PLEDGE OF ALLEGIANCE

The pledge of allegiance was led by Vice-Mayor King.

4. ROLL CALL

The City Clerk called roll. All were present.

5. PRESENTATION(S)

A. Oath of Office to Beth Windel by The Honorable Thomas Baldwin Associate District Judge

The Oath of Office was administered to Beth Windel along with the presentation of an Election Certificate by The Honorable Thomas Baldwin Associate District Judge

B. Election of Mayor for 2019/2020

Motion was made by Commissioner Dyer and seconded by Commissioner Pfau to elect Commissioner John Moore as Mayor for 2019/2020.

Ayes: Dyer, Moore, Pfau, Windel, Ellis
Nays: None

C. Election of Vice-Mayor for 2019/2020

Motion was made by Commissioner Dyer and seconded by Commissioner Moore to elect Commissioner Doug Pfau as Vice-Mayor for 2019/2020.

Ayes: Dyer, Moore, Pfau, Windel, Ellis
Nays: None

D. Seating of Commission

The City Clerk seated the Commission.

E. Presentation of Plaque to Keith King by Newly Elected Mayor

Presentation of plaque to Keith King by newly elected Mayor Moore in special recognition for his outstanding dedication, loyalty and years of faithful service to the Citizens of Ardmore as City Commissioner from May 2016 to May 2019.

F. Presentation of Mayor's Gavel to Retiring Mayor by Newly Elected Mayor

Presentation of Mayor's gavel plaque, picture and scrapbook of the past year was presented to retiring Mayor Ellis by newly elected Mayor Moore in recognition and appreciation for outstanding service to the citizens of Ardmore as Mayor from May 7, 2018 to May 6, 2019.

G. Commission Meeting Called to Order by Newly Elected Mayor

Mayor Moore called the meeting to order.

6. APPROVE AGENDA – ORDER OF BUSINESS AND CONTENTS

Motion was made by Commissioner Dyer and seconded by Commissioner Ellis to approve the agenda as written.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

7. APPROVE MINUTES

A. City Commission Regular Meeting of April 15, 2019

Motion was made by Commissioner Ellis and seconded by Vice-Mayor Pfau to approve the minutes of the City Commission Regular Meeting of April 15, 2019.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

8. CONSENT

A. Consideration and Possible Action for the City of Ardmore Grant Administrator be Designee to Apply for the Bulletproof Vest Partnership Grant through the United States Bureau of Justice Assistance

The Bulletproof Vest Partnership Grant application period is now open. This is an internet based application from the United States Bureau of Justice Assistance. This program provides funding for new protective vests that will expire in the fiscal year or for new hire officers. This is a 50/50 grant. The City's match is budgeted for in the 2018/2019 Fiscal Year's GAPS Fund.

B. Consideration and Possible Action for the City of Ardmore Grant Administrator to Apply for the 2019 United States Department of Transportation Federal Aviation Administration Grant for the Ardmore Municipal Airport in the Amount of \$4,220,347.00

The City of Ardmore would like permission to apply for the 2019 Federal Aviation Administration (FAA) Grant in the amount of \$3,798,312.00, ninety percent (90%) of the project total. The Federal Grant will fund the reconstruction of Taxiway A; construction of Taxiway E; installation of LED Medium Intensity Taxiway Lights; provide guidance signs; and lighting control modifications for the Ardmore Municipal Airport. The required, applicant match for the grant is \$422, 035.00, ten percent (10%) of the project total and all additional costs not covered by the grant. The Ardmore Development Authority (ADA) agrees to fund the match. It is anticipated that the Grant will be awarded in September 2019. Typically, there is not enough time to take the item before the City Commissions for approval by the FAA's required time for acceptance. Therefore, it is recommended that a Resolution be passed to accept the Grant in an amount not to exceed \$4,220,347.00, which includes the base bid of \$3,608,247.30. The balance of the grant funding will reimburse the ADA for engineering services and inspection fees.

Motion was made by Vice-Mayor Pfau and seconded by Commissioner Dyer to approve Consent Agenda Items 8.A. – 8.B.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

9. REGULAR BUSINESS

A. RESOLUTION(S)

1. Consideration and Possible Action on a Resolution to Accept the 2019 United States Department of Transportation Federal Aviation Administration Grant for the Reconstruction of Taxiway A; Construction of Taxiway E; Installation of Medium Intensity Taxiway Lighting; Guidance Signs; Lighting Control Modifications; and Engineering Services for the Ardmore Municipal Airport in an Amount Not to Exceed \$4,220,347.00

A presentation was made by Ken Campbell, Director of Finance, to the Commissioners. He stated that staff requests the City of Ardmore Commissions pass a Resolution to accept a grant anticipated to be awarded in September 2019, from the Federal Aviation Administration (FAA), in the amount of \$3,798,312.00, ninety percent (90%) of the project total, for the Ardmore Municipal Airport. The Federal Grant will fund construction services, engineering services and inspection fees for the reconstruction of Taxiway A; construction of Taxiway E; installation of LED Medium Intensity Taxiway Lights; provide guidance signs; and lighting control modifications. The required, applicant match for the Grant is \$422,035.00, ten percent (10%) of the project total. The Ardmore Development Authority agrees to fund the match.

Motion was made by Commissioner Ellis and seconded by Vice-Mayor Pfau to approve Resolution No. 4099.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

B. BID(S)

1. Consideration and Possible Action on the Bid Received from BridgePoint Electric, Inc. for the 2019 Lighting Conversion Project at the Ardmore Public Library in the Total Amount of \$48,590.00

A presentation was made by Ken Campbell, Director of Finance, to the Commissioners. He stated that bids were solicited for the conversion of the interior and exterior lighting at the Ardmore Public Library to LED. Vendors responding as follow:

BridgePoint Electric, Inc.	\$48,590.00
Excel Energy Group, Inc.	\$51,625.83
Ramsey Ward Electric Co.	\$56,210.00
Electric Power Solutions, LLC	\$59,612.14

The low bid and meeting all specifications was received from BridgePoint Electric, Inc. of Tulsa, Oklahoma, in the amount of \$48,590.00. This item is budgeted in Fiscal Year 2018/2019 from Library Capital Improvement Fund 79.

Motion was made by Commissioner Dyer and seconded by Commissioner Ellis to approve the bid received from BridgePoint Electric, Inc. for the 2019 Lighting Conversion Project at the Ardmore Public Library in the total amount of \$48,590.00.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

2. Consideration and Possible Action on the Base Bid Received from C-P Integrated Services, Inc., for the Reconstruction of Taxiway A; the Construction of Taxiway E; the Installation of LED Medium Intensity Taxiway Lights; New Guidance Signs; and Lighting Control Modifications at the Ardmore Municipal Airport for the Base Bid and Possible Alternates in an Amount Not to Exceed \$4,237,501.21

A presentation was made by Ken Campbell, Director of Finance, to the Commissioners. He stated that the Federal Aviation Administration (FAA) requires that the City solicit bids prior to applying for grants. In April, the City of Ardmore solicited base bids for the reconstruction of Taxiway A; construction of Taxiway E; installation of LED Medium Intensity Taxiway Lights (MITL); provide guidance signs; and lighting control modifications. The lowest, most responsible bidder meeting specifications was received from C-P Integrated Services, Inc., in the base bid amount of \$3,608,427.30. Also solicited were: add Alternate No. 1 to construct the connecting Taxiway E2; provide LED MITL; and guidance lights in the amount of \$447,436.59; add Alternate No. 2 for lighting control modifications (Airfield Lighting Control System) in the amount of \$151,658.32; and add Alternate No. 3 for lighting control modifications (Beacon Controller) in the amount of \$29,985.00.

Motion was made by Vice-Mayor Pfau and seconded by Commissioner Dyer to approve the base bid received from C-P Integrated Services, Inc., for the reconstruction of Taxiway A; the construction of Taxiway E; the installation of LED Medium Intensity Taxiway Lights; new guidance signs; and lighting control modifications at the Ardmore Municipal Airport for the base bid and possible alternates in an amount not to exceed \$4,237,501.21.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

3. Consideration and Possible Action on the Bid Received from US Bronco Services, Inc., for Meter Module Replacements in the Total Amount of \$389,225.00 and Defer the Execution of the Contract to the City Commission Meeting of May 20, 2019

A presentation was made by Ken Campbell, Director of Finance, to the Commissioners. He stated that on April 8, 2019, Bid No. 19-301 for meter module replacements was opened. Two (2) bids were received with the in low bidder being US Bronco Services, Inc. This project is currently budgeted for the amount of \$375,000.00 in the Water Fund. The base bid received was \$389,225.00 and add Alternate No. 2 for disposition of existing modules was \$5,000.00 for a total bid amount of \$394,225.00. This amount is \$19,225.00 over budget although the funds are available in the Water Fund. Staff requests to defer the execution of the contract, while staff reviews administrative issues and circumstances and reports findings to the Commission at the May 20, 2019 meeting.

Motion was made by Commissioner Ellis and seconded by Vice-Mayor Pfau to approve the bid received from US Bronco Services, Inc., for meter module replacements in the total amount of \$389,225.00 and defer the execution of the contract to the City Commission Meeting of May 20, 2019.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

C. AGREEMENT(S)

1. Consideration and Possible Action to Amend a Supplemental Agreement No. 1 between the City of Ardmore and H.W. Lochner, Inc., to Provide Engineering Services at the Ardmore Municipal Airport for the Design of the Reconstruction of Taxiways A, and Construction of Taxiway E; Installation of LED Medium Intensity Taxiway Lighting; Guidance Signs; and Lighting Control Modifications in the Total Amount of \$491,800.00

A presentation was made by Ken Campbell, Director of Finance, to the Commissioners. He stated that the City of Ardmore executed an agreement with H.W. Lochner, Inc., on March 19, 2018, to provide engineering services at the Ardmore Municipal Airport, for the design of the reconstruction of Taxiway A; construction of Taxiway E; installation of LED Medium Intensity Taxiway Lights; provide guidance signs; and lighting control modifications in the original amount of \$335,300.00. The construction phase of the project requires engineering oversight and therefore, amending the original agreement to include those services in the amount of \$491,800.00 for a total engineering cost of \$827,100.00. The Federal Aviation Administration (FAA) requires that the agreement is signed when applying for the grant funds. The funding services will be paid with non-primary entitlement funds by the FAA funds at ninety percent

(90%). The Ardmore Development Authority (ADA) will be committed to a ten percent (10%) match with the execution of a memorandum of understanding between the City of Ardmore and ADA.

Motion was made by Commissioner Dyer and seconded by Vice-Mayor Pfau to approve to amend a Supplemental Agreement No. 1 between the City of Ardmore and H.W. Lochner, Inc., to provide Engineering Services at the Ardmore Municipal Airport for the design of the reconstruction of Taxiways A, and construction of Taxiway E; installation of LED Medium Intensity Taxiway Lighting; guidance signs; and lighting control modifications in the total amount of \$491,800.00.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

2. Consideration and Possible Action on the Payment to OG&E for the Relocation of Facilities and Lines on the 300 Block of East Main Street in the Total Amount of \$26,129.00

A presentation was made by J.D. Spohn, City Manager, to the Commissioners. He stated that in preparing for the construction phase of the East main Streetscape Phase Two Project several OG&E poles and lines will be relocated and placed underground, while others will need to be upgraded. These changes are being made to improve the look of the streetscape area in the 300 block of East Main Street. Additional trips also have to be made by OG&E to energize and de-energize different circuits throughout the entire project area during the construction process. The invoice received from OG&E is in the amount of \$26,129.00. The funds for this payment are budgeted in Fund 52 for this current budget year.

Motion was made by Commissioner Ellis and seconded by Commissioner Pfau to approve the payment to OG&E for the relocation of facilities and lines on the 300 Block of East Main Street in the total amount of \$26,129.00.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

3. Consideration and Possible Action on the Cost Adjustment to the Agreement between the City of Ardmore and Oklahoma Department of Transportation for an Additional Amount to the Oklahoma Department of Transportation East Main Streetscape Grant TAP-210E (067) TP Project of \$27,143.05

A presentation was made by J.D. Spohn, City Manager, to the Commissioners. He stated that in December of 2018, the City of Ardmore entered an agreement with the Oklahoma Department of Transportation (ODOT) for the East Main Streetscape Grant TAP-210E (067) TP Project. This second phase is under the direction of ODOT. The original agreement was for the City to pay matching costs and non-participation construction costs of \$193,382.00 and ODOT's portion was \$620,898.00 for a total construction cost of \$776,122.00. A cost adjustment was agreed to by the City Commission on February 19, 2019 and the City is responsible for all costs beyond the Federal capped amount of \$693,605.00. The additional amount for construction management costs, specifically, contracting out the inspections is \$27,143.05.

Motion was made by Vice-Mayor Pfau and seconded by Commissioner Ellis to approve the cost adjustment to the Agreement between the City of Ardmore and Oklahoma Department of Transportation for an additional amount to the Oklahoma Department of Transportation East Main Streetscape Grant TAP-210E (067) TP Project of \$27,143.05.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

4. Consideration and Possible Action on the Right-of-Way, Public Utility and Encroachment Agreement between the City of Ardmore and Oklahoma Department of Transportation for the Improvement and Construction of State Highway 142: Over the BNSF Railroad 3.8 Miles East of I-35

A presentation was made by J.D. Spohn, City Manager, to the Commissioners. He stated that the Right-of-Way, Public Utility and Encroachment Agreement are between the City of Ardmore and the Oklahoma Department of Transportation (ODOT). ODOT proposes construction of SH-142; over the Burlington Northern Santa Fe Railroad 3.8 miles east of I-35.

Motion was made by Vice-Mayor Pfau and seconded by Commissioner Ellis to approve the Right-of-Way, Public Utility and Encroachment Agreement between the City of Ardmore and Oklahoma Department of Transportation for the improvement and construction of State Highway 142: over the BNSF Railroad 3.8 Miles East of I-35.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

5. Consideration and Possible Action on the Termination of the Interlocal Agreement between the City of Ardmore Police Department and the City of Haileyville, Oklahoma of the Surplus Police K9 Unit No. 212, a 2008 Ford Crown Victoria Police Interceptor and on this Date the Police K9 Unit No. 212 now be donated to Talihina, Oklahoma Police Department

A presentation was made by Ken Grace, Chief of Police, to the Commissioners. He stated that the Ardmore Police Department requests permission to terminate the Interlocal Agreement with the City of Haileyville, Oklahoma, originally approved by the City Commission on September 19, 2016 to donate surplus Police Unit No. 212, (2008 Ford Crown Victoria Police Interceptor/Asset No. 007799/VIN No. 2FFP71V18X151344), to Talihina Oklahoma Police Department. On April 16, 2019 the Ardmore Police Department learned that Haileyville Police Department loaned Police K9 Unit No. 212 to Clayton Oklahoma Police Department. Clayton Police Department contacted the Ardmore Police Department on this same date to advise they no longer needed the unit and that the Talihina Police Department was in need of this unit for their K9 team.

Motion was made by Commissioner Dyer and seconded by Commissioner Ellis to approve the termination of the Interlocal Agreement between the City of Ardmore Police Department and the City of Haileyville, Oklahoma of the surplus Police K9 Unit No. 212, a 2008 Ford Crown Victoria Police Interceptor and on this date the Police K9 Unit No. 212 now be donated to Talihina, Oklahoma Police Department.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

6. Consideration and Possible Action on Change Order No. 3 to the Contract between the City of Ardmore and Kornhaas Construction for the Emergency Dispatch Remodel Project in an Increased Amount of \$4,721.19

A presentation was made by Ken Grace, Chief of Police, to the Commissioners. He stated that the Emergency Dispatch Remodel Contract with Kornhaas Construction of Ardmore, Oklahoma needs to be modified to include the installation of a 30 amp breaker, a dimmer switch and additional painting and flooring. The Change Order No. 3 is recommended by the project architects which reflect a net increase in the cost of the contract in the amount of \$4,721.19.

Motion was made by Commissioner Ellis and seconded by Vice-Mayor Pfau to approve Change Order No. 3 to the contract between the City of Ardmore and Kornhaas Construction for the Emergency Dispatch Remodel Project in an increased amount of \$4,721.19.

Ayes: Ellis, Dyer, Pfau, Moore
Nays: None
Abstain: Windel

7. Consideration and Possible Action to Declare a Glock 9MM Pistol of the Ardmore Police Department as Surplus and Authorize Disposal of Said Property by Awarding the Pistol to Sergeant Billy Eades who is Retiring in Good Standing from the Ardmore Police Department

A presentation was made by Ken Grace, Chief of Police, to the Commissioners. He stated that the Ardmore Police Department requests permission to declare surplus a Glock 9 MM Pistol and dispose of the pistol by awarding to Sergeant Billy Eades who is retiring in good standing from the Ardmore Police Department after twenty-eight (28) years of service to the citizens and the City of Ardmore. Awarding his service sidearm would be in compliance with Ardmore Police Department policy 1.3.15.

Motion was made by Commissioner Dyer and seconded by Commissioner Ellis to approve to declare a Glock 9MM Pistol of the Ardmore Police Department as surplus and authorize disposal of said property by awarding the pistol to Sergeant Billy Eades who is retiring in Good Standing from the Ardmore Police Department.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

8. Consideration and Possible Action to Declare Emergency Dispatch Equipment and Furniture as Surplus and Authorize Disposal of Said Property to be Destroyed/Buried at the Southern Oklahoma Regional Disposal

A presentation was made by Ken Grace, Chief of Police, to the Commissioners. He stated that the Ardmore Police Department requests approval to declare Emergency Dispatch equipment and furniture as surplus and authorize disposal of property to be destroyed/buried at the Southern Oklahoma Regional Disposal as follows:

- 1 Two-Person Workstation
- 4 Motorola Desktop Radio Consoles

These items are outdated, obsolete and no longer used by the Emergency Dispatch Department.

Motion was made by Commissioner Ellis and seconded by Vice-Mayor Pfau to approve to declare emergency dispatch equipment and furniture as surplus and authorize disposal of said property to be destroyed/buried at the Southern Oklahoma Regional Disposal.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

9. Consideration and Possible Action to Declare Twenty-One (21) Motorola PR860 Handheld Radios of the Ardmore Police Department as Surplus and Authorize Disposal of Said Property to be Destroyed/Buried at the Southern Oklahoma Regional Disposal

A presentation was made by Ken Grace, Chief of Police, to the Commissioners. He stated that the Ardmore Police Department requests approval to declare twenty-one (21) Motorola PR860 Handheld Radios as surplus and authorize disposal of property to be destroyed/buried at the Southern Oklahoma Regional Disposal. These radios are outdated, obsolete and no longer used by the Ardmore Police Department.

Motion was made by Commissioner Ellis and seconded by Vice-Mayor Pfau to approve to declare twenty-one (21) Motorola PR860 Handheld Radios of the Ardmore Police Department as surplus and authorize disposal of said property to be destroyed/buried at the Southern Oklahoma Regional Disposal.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

D. PURCHASE(S)

1. Consideration and Possible Action on the Purchase of Twelve (12) Standard Head Motorola APX8500 All-Band Portable Radios and One (1) Handheld Control Head Motorola APX8500 All-Band Portable Radio for the Ardmore Police Department from Motorola Solutions, Inc., from the Oklahoma State Contract SW1053M in the Total Amount of \$57,330.04

A presentation was made by Ken Grace, Chief of Police, to the Commissioners. He stated that the Ardmore Police Department requests approval to purchase twelve (12) Standard Head Motorola APX8500 All-Band Portable Radios and one (1) Handheld Control Head Motorola APX8500 All-Band Portable Radio for the Ardmore Police Department from Motorola Solutions, Inc., from the Oklahoma State Contract SW1053M in the total amount of \$57,330.04. These digital radios will replace thirteen (13) current radios that are not digitally compatible and will begin the Ardmore Police Department's transition to all digital radios. These radios were not a budgeted item in Fiscal Year 2018/2019 due to the fact it was only recently discovered that these radios were not digitally compatible. The Finance Director has acknowledged that the necessary funds are available in the GAPS Fund.

Motion was made by Vice-Mayor Pfau and seconded by Commissioner Ellis to approve the purchase of twelve (12) Standard Head Motorola APX8500 All-Band Portable Radios and one (1) Handheld Control Head Motorola APX8500 All-Band Portable Radio for the Ardmore Police Department from Motorola Solutions, Inc., from the Oklahoma State Contract SW1053M in the total amount of \$57,330.04.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

2. Consideration and Possible Action on the Purchase of a Restroom Facility for the Southwest Park from Corworth Restroom Facilities from Buy Board Corporative Purchasing in the Total Amount of \$105,139.00

A presentation was made by Teresa Ervin, Director of Parks and Recreation, to the Commissioners. She stated that staff requests permission to purchase a restroom facility for Southwest Park from Corworth Restroom Facilities in the amount of \$105,139.00 which is a twenty-eight percent (28%) discounted rate from Buy Board Cooperative Purchasing. Southwest Park has a large number of visitors and it is used for many recreation activities. The Park has a half basketball court, walking trail, pavilion, a playground and the newest feature is a splash pad. Staff plans to also place some additional play pieces and trees in the near future. However, the most requested feature is a restroom facility. Staff received a commitment of a generous donation from the Westheimer Foundation for the restroom facility in the amount of \$50,000.00. The remaining \$55,139.00 will come from Southwest Park Fund No. 23. These funds have been dedicated solely for Southwest Park development.

Motion was made by Commissioner Ellis and seconded by Commissioner Dyer to approve the purchase of a restroom facility for the Southwest Park from Corworth Restroom Facilities from Buy Board Corporative Purchasing in the total amount of \$105,139.00.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None

10. ADJOURN

Motion was made by Vice-Mayor Pfau and seconded by Commissioner Dyer to adjourn from this meeting.

Ayes: Ellis, Windel, Dyer, Pfau, Moore
Nays: None