

**MINUTES  
OF  
A REGULAR MEETING OF THE MAYOR AND BOARD OF COMMISSIONERS OF  
THE CITY OF ARDMORE, OKLAHOMA, HELD ON DECEMBER 16, 2019  
AT 7:00 PM IN THE COMMISSION CHAMBERS**

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Present:	John Moore Doug Pfau	Mayor Vice-Mayor
	Sheryl Ellis Beth Windel Martin Dyer	Commissioner Commissioner Commissioner
	J.D. Spohn Lori Linney	City Manager City Clerk

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

**1. CALL TO ORDER, BY THE MAYOR**

Mayor Moore 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 Commissioner Ellis.

**4. ROLL CALL**

The City Clerk called roll. All were present.

**5. APPROVE AGENDA – ORDER OF BUSINESS AND CONTENTS**

Motion was made by Commissioner Dyer and seconded by Vice-Mayor Pfau to approve the agenda as written.

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

**6. APPROVE MINUTES**

**A. of the City Commission Regular Meeting held on December 2, 2019**

Motion was made by Commissioner Ellis and seconded by Commissioner Windel to approve the minutes of the City Commission Regular Meeting of December 2, 2019 as written.

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

**7. CONSENT**

**A. Consideration and Possible Action to Confirm Mayor and City Commissions Appointments to the Ardmore Regional Park Trust Authority Board to Serve a First Three Year Term to be Blake Hollingsworth and to Serve Second Three Year Terms to be Jake Charnock and Gabe Richardson with Terms to Expire in December of 2022**

The Mayor and City Commissions confirmed appointments to the Ardmore Regional Park Trust Authority Board to serve a first three year term to be Blake Hollingsworth and to serve second three year terms to be Jake Charnock and Gabe Richardson with terms to expire in December of 2022.

Motion was made by Vice-Mayor Pfau and seconded by Commissioner Dyer to approve Consent Agenda Item 7.A.

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

**8. REGULAR BUSINESS**

**A. ORDINANCE(S)**

**1. Consideration and Possible Action of an Ordinance Amending the Codification Number of Ordinance 3074 by Adding New Sections 19-60.1 and 19-61 Pertaining to Obstructing Free Passage and Depositing Trash in Certain Places**

A presentation was made by J.D. Spohn, City Manager, to the Commission. He stated that the Ordinance is amending the codification number for Ordinance 3074 an Ordinance amending the Code of Ordinances of the City of Ardmore, Chapter 19 entitled Offenses and Miscellaneous Provisions Sections 19-60 and 19-61 to read Sections 19-60.1 and 19-61 pertaining to obstructing free passage and depositing trash in certain places.

Motion was made by Commissioner Ellis and seconded by Vice-Mayor Pfau to approve Ordinance No. 3080.

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

**B. RESOLUTION(S)**

**1. Consideration and Possible Action of a Resolution for the Notice of Election for the Position of Commissioner At Large**

A presentation was made by Lori Linney, City Clerk, to the Commission. She stated that the Resolution is for the purpose of calling an election for the position of City Commissioner At Large. This resolution sets out the following:

1. Filing period from 8:00 a.m. to 5:00 p.m. on February 3-5, 2020.
2. Election on April 7, 2020.

Motion was made by Commissioner Dyer and seconded by Commissioner Ellis to approve Resolution No. 4118.

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

**C. AGREEMENT(S)**

**1. Consideration and Possible Action on Change Order No. 3 to the Contract between the City of Ardmore and Lambert Construction for The Clubhouse located in Ardmore Regional Park with a Total Net Increase Amount of \$58,199.00**

A presentation was made by Teresa Ervin, Director of Parks and Recreation, to the Commission. She stated that Change Order No. 3 is an increase in the cost of the Contract in the amount of \$58,199.00. Change Order No. 3 reflects the change in several specified items in the original plan. The items in the Change Order are a result of decisions that were made in the field with the guidance of the consultant and a result of things unforeseen prior to the start of the demolition process. The Change Order includes rock excavation in several areas of the main building footings, the Go Kart track, retaining wall, plumbing and the grease trap.

Motion was made by Commissioner Dyer and seconded by Vice-Mayor Pfau to approve Change Order No. 3 to the contract between the City of Ardmore and Lambert Construction for The Clubhouse located in Ardmore Regional Park with a total net increase amount of \$58,199.00.

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

**2. Consideration and Possible Action to Declare Office Furniture of the Ardmore Police Department as Surplus and Authorize Disposal of Said Property Via Auction, OK Iron & Metal Company, Southern Oklahoma Regional Landfill or Donation**

A presentation was made by Ken Grace, Chief of Police, to the Commission. He stated that Ardmore Police Department requests approval to declare surplus and authorize disposal of property via auction, OK Iron & Metal Company, Southern Oklahoma Regional Landfill or donation.

Office Furniture:

- 1 Hon 4-Drawer Locking File Cabinet Gray Asset No. 005124
- 1 Wooden Executive Desk Asset No. 01609  
Asset No. 002129
- 1 Metal Desk Asset No. 03270  
Asset No. 002125

Motion was made by Commissioner Ellis and seconded by Commissioner Windel to approve to declare office furniture of the Ardmore Police Department as surplus and authorize disposal of said property via auction, OK Iron & Metal Company, Southern Oklahoma Regional Landfill or donation.

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

**3. Consideration and Possible Action of Payment to BNSF Railway Company with an Increased Amount of \$3,466.70 to the Agreement for the East Main Streetscape Crossing Signal Power Relocation with the Total Amount of Payment being \$38,522.70**

A presentation was made by Thomas Mansur, City Engineer, to the Commission. He stated that on December 17, 2018, the City Commission approved a BNSF Railroad Agreement to relocate the overhead power line serving the railroad crossing signals on East Main. For that work the City agreed to reimburse the railroad for their engineering, labor and materials, then estimated at \$35,056.00. There is an increased cost to the estimated amount due to the price of a 125 Amp service connection panel which was not included in the last invoice received from BNSF which amounted to an increase of \$3,466.70. The work has been completed and the final cost is \$38,522.70.

Motion was made by Vice-Mayor Pfau and seconded by Commissioner Dyer to approve a payment to BNSF Railway Company with an increased amount of \$3,466.70 to the Agreement for the East Main Streetscape Crossing Signal Power Relocation with the total amount of payment being \$38,522.70.

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

**4. Consideration and Possible Action to Accept a Utility Easement located East and North of Travertine Road from Ardmore Development Authority**

A presentation was made by Thomas Mansur, City Engineer, to the Commission. He stated that the City operates and maintains a sanitary sewer line situated on the Ardmore Development Authority (ADA) property east and north of Travertine Road for which no platted or recorded easement now exists. Staff requested the ADA grant the City a utility easement and the ADA agreed to do so. The easement is to be a 20 foot wide strip centered upon the existing sewer.

Motion was made by Commissioner Windel and seconded by Commissioner Ellis to approve to accept a Utility Easement located East and North of Travertine Road from Ardmore Development Authority.

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

**D. BID(S)**

**1. Consideration and Possible Action to Reject and Withdraw the Award of a Bid Received from Technology International and Accept the Next Lowest Bid Received from Ace Cutting Equipment for a Heavy-Duty Pavement Saw in the Total Amount of \$31,457.00**

A presentation was made by Thomas Mansur, City Engineer, to the Commission. He stated that the City Advertised for and received bids on August 6, 2019 for a heavy-duty pavement saw for use by the Street Division. The low bidder was Technology International with a bid of \$30,335.00. The Commission approved the purchase and staff therefore ordered the item. Despite repeated encouragement, written and telephonic contacts, and a delay of almost four months, the vendor now reports that they are unable to deliver the saw. The next low bidder is Ace Cutting Equipment who states they will honor their bid of \$31,457.00. Given the relatively small difference in bid prices, the continuing need for the saw and the assurances of Ace Cutting that they can meet a reasonable delivery time, staff recommends rejecting the initial bid and awarding same to Ace Cutting.

Motion was made by Commissioner Ellis and seconded by Vice-Mayor Pfau to approve to reject and withdraw the award of a bid received from Technology International and accept the next lowest bid received from Ace Cutting Equipment for a heavy-duty pavement saw in the total amount of \$31,457.00.

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

**9. 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