

**MINUTES OF A REGULAR MEETING OF THE MAYOR AND BOARD OF  
COMMISSIONERS OF THE CITY OF ARDMORE, OKLAHOMA, HELD ON  
APRIL 18, 2022 AT 7:00 PM IN THE COMMISSION CHAMBERS**

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Present:	Sheryl Ellis Doug Pfau	Mayor Vice-Mayor
	Nancy Sjulín John Credle, Jr. David Plesher	Commissioner Commissioner Commissioner
	Kevin Boatright 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**

Mayor Ellis called the meeting to order.

**2. INVOCATION**

The invocation was led by Robert Newell, Chief Information Officer.

**3. PLEDGE OF ALLEGIANCE**

The pledge of allegiance was led by Commissioner Credle.

**4. ROLL CALL**

The City Clerk called roll. All were present.

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

Motion was made by Vice-Mayor Pfau and seconded by Commissioner Credle to approve the agenda with the removal of Item 8.C. Purchase(s) 8.C.1. Purchase 1.

Ayes:	Sjulín, Credle, Plesher, Pfau, Ellis
Nays:	None

## 6. APPROVE MINUTES

### A. of the City Commission Regular Meeting held on April 4, 2022

Motion was made by Commissioner Sjulín and seconded by Commissioner Plesher to approve the regular minutes of April 4, 2022 as written.

Ayes: Sjulín, Credle, Plesher, Pfau, Ellis  
Nays: None

## 7. CONSENT

### A. Consideration and Possible Action to Confirm Mayor and City Commissions Appointment to the Planning Commission to Serve a First Three (3) Year Term to be Wayne Lawson with Term to Expire in May of 2025 and Approval or Rejection of Any Amendments Proposed and Considered by the City Commission at the Meeting

The Mayor and City Commissions confirmed the appointment to the Planning Commission to serve a first three (3) year term to be Wayne Lawson with term to expire in May of 2025.

### B. Consideration and Possible Action of an Ardmore Downtown Executive Airport Ground Lease Cancellation Agreement between the City of Ardmore and Glenn Smith, Jr. for the Leased Property located at 1413 Executive Airport Drive, Suite 5, Tract 27-5 and Approval or Rejection of Any Amendments Proposed by the City Commission at the Meeting

The Ardmore Downtown Executive Airport Ground Lease Cancellation Agreement is between the City of Ardmore and Glenn Smith, Jr. The description of leased property is 1413 Executive Airport Drive, Suite 5, Tract 27-5. City of Ardmore and Glenn Smith, Jr. by mutual agreement hereby agree to cancel and terminate the described lease.

### C. Consideration and Possible Action of the Right of Refusal to Purchase a Hangar Located at the Ardmore Downtown Executive Airport, 1413 Executive Airport Drive, Suite 5, Tract 27-5 and Approval or Rejection of Any Amendments Proposed and Considered by the City Commission at the Meeting

The City of Ardmore has received a notice of sale for 1413 Executive Airport Drive, Suite 5, Tract 27-5 to Chris McMurry in the amount of \$5,000.00. The City does not wish to exercise its right to purchase the hangar and improvements, located at the Ardmore Downtown Executive Airport.

**D. Consideration and Possible Action of a Ground Lease Agreement located at the Ardmore Downtown Executive Airport between the City of Ardmore and Lessee Chris McMurry for Leased Premises of 1413 Executive Airport Drive, Suite 5, Tract 27-5 and Approval or Rejection of Any Amendments Proposed and Considered by the City Commission at the Meeting**

The Ground Lease Agreement is located at the Ardmore Downtown Executive Airport and is between the City of Ardmore and Lessee, Chris McMurry. The Ground Lease Agreement is for 1413 Executive Airport Drive, Suite 5, Tract 27-5. The City of Ardmore is the co-sponsor, along with the State of Oklahoma, ex rel Oklahoma Planning and Resources Board, of the area known as the Ardmore Downtown Executive Airport, which is located in Southern Ardmore and in the northern portion of Lake Murray State Park. The initial term of the Ground Lease Agreement shall be for a term commencing on April 18, 2022 and ends on April 17, 2032, with the option of two (2) additional five (5) year extensions.

Motion was made by Commissioner Plesher and seconded by Vice-Mayor Pfau to approve Consent Agenda Items 7.A. - 7.D.

Ayes: Sjulín, Credle, Plesher, Pfau, Ellis  
Nays: None

**8. REGULAR BUSINESS**

**A. ORDINANCE(S)**

- 1. Consideration of Adoption or Rejection of Ordinance Number 3121, an Ordinance Amending Chapter 19, Article III, of the Ardmore Code of Ordinances Pertaining to Prevention of Youth Access to Tobacco; Providing Definitions, Prohibiting Sale of Tobacco to Minors; Regulating Tobacco Vending Machines; Requiring Signage on Restricted Sale of Tobacco; Prohibiting Public Access to Tobacco Products; Prohibiting Sale of Tobacco Paraphernalia to Minors; Providing for Repealer, Penalties for Violation; Severability and Declaring an Emergency; and Consideration of Adoption or Rejection of Emergency Clause with Respect to Ordinance Number 3121 and Consideration of Adoption or Rejection of Any Amendments to the Proposed Emergency Clause as may be Considered by the City Commission at the Meeting and Approval or Rejection of Any Amendments Proposed and Considered by the City Commission at the Meeting**

A presentation was made by Kevin Norris, Chief of Police, to the Commission. He stated that the Ordinance is amending Chapter 19, Article III, of the Ardmore Code of Ordinances pertaining to the prevention of youth access to tobacco; Sec. 19-136. - Definitions; Sec. 19-137 - Sale and Furnishing Tobacco Products to Minors; Sec. 19-138. - Tobacco Vending Machines; Sec. 19-139. - Display of Tobacco Age Restriction Signage; Sec. 19-140. - Public Access to Tobacco Products; and Sec. 19-141. - Tobacco Paraphernalia.

Motion was made by Commissioner Credle and seconded by Commissioner Plesher to adopt Ordinance Number 3121.

Ayes: Sjulín, Credle, Plesher, Pfau, Ellis  
Nays: None

## **B. RESOLUTION(S)**

### **1. Consideration of Adoption or Rejection of Resolution Number 4212, a Resolution of City of Ardmore and Ardmore Public Works Authority Establishing Simmons Bank of Ardmore as the Official Depository of City Funds and Establishing Authorized Signatories and Consideration of Adoption or Rejection of Any Amendments to the Proposed Resolution as may be Considered by the City Commission at the Meeting**

A presentation was made by Sissy Burge, City Treasurer, to the Commission. She stated that the Finance Department and Ardmore Public Works Authority's (APWA) staff recently accepted and evaluated proposals for banking services that were received on March 8, 2022. There were four (4) bids received from local banking institutions that offered several different deposit and investment opportunities that were evaluated. After consultation with Crawford and Associates, they felt most comfortable with the investments sweep approach that Simmons Bank has offered. In addition, they felt it would be easier to document and track the investments and staff would not be required to physically separate the APWA Trust monies from the City of Ardmore monies. The proposal from Simmons Bank for banking services to remain the bank depository for the City of Ardmore and the APWA will be for Fiscal Year 2022-2023 beginning on July 1, 2022.

Motion was made by Commissioner Plesher and seconded by Commissioner Credle to adopt Resolution Number 4212.

Ayes: Sjulín, Credle, Plesher, Pfau, Ellis  
Nays: None

### C. PURCHASE(S)

- 1. Consideration and Possible Action for the Purchase of Three (3) New 14-Foot Stainless Steel Salt Dogg Spreaders and Three (3) SST Light Bars for the Street Department from the Oklahoma State Contract SW500 from Southwest Trailers & Equipment in the Total Amount of \$40,848.00 and Approval or Rejection of Any Amendments Proposed and Considered by the City Commission at the Meeting**

Item Removed from the Agenda

### D. AGREEMENT(S)

- 1. Consideration and Possible Action of Change Order Number 1 to the Concrete Labor Project Contract between the City of Ardmore and V and R Hughes Enterprises, Inc. to Extend the Contract Completion Date to July 1, 2022 and Approval or Rejection of Any Amendments Proposed and Considered by the City Commission at the Meeting**

A presentation was made by Josh Randell, Interim City Engineer, to the Commission. He stated that the termination date for the Concrete Labor Project Contract needs to be extended. Staff has been working diligently to complete the needed tasks, although have recently gone through some personnel changes which have set staff back. The Change Order would authorize the extension of the existing contract with V and R Hughes Enterprises, Inc. until July 1, 2022, at which time staff plans to have a new contract in place through the rest of the year and into the next.

Motion was made by Commissioner Plesher and seconded by Commissioner Sjulín to approve Change Order Number 1 to the Concrete Labor Project Contract between the City of Ardmore and V and R Hughes Enterprises, Inc. to extend the contract completion date to July 1, 2022.

Ayes: Sjulín, Credle, Plesher, Pfau, Ellis

Nays: None

- 2. Consideration and Possible Action to Consent to a Sublease Agreement between the Ardmore Development Authority a Public Trust of the City and Continental Intermodal Group - Trucking LLC, an Oklahoma Limited Liability Company for Property located at the Ardmore Municipal Airpark, 620 General Drive, Suite 2, Ardmore, Oklahoma and Approval or Rejection of Any Amendments Proposed and Considered by the City Commission at the Meeting**

A presentation was made by Kevin Boatright, City Manager, to the Commission. He stated that the Sublease Agreement (Lease Agreement) is between the

Ardmore Development Authority, a public trust of the City of Ardmore (Authority) and Continental Intermodal Group - Trucking LLC, an Oklahoma limited liability company (Company). The Authority leases from the City of Ardmore the Ardmore Municipal Airpark (Airpark) in Ardmore, Oklahoma. The Authority desires to sublease property to Company and Company hereby subleases from the Authority property at the Airpark to include; a Terminal Building located at the Airpark having a physical address of: 620 General Drive Suite 2, Ardmore, Oklahoma

Motion was made by Commissioner Sjulín and seconded by Commissioner Credle to approve to consent to a Sublease Agreement between the Ardmore Development Authority a Public Trust of the City and Continental Intermodal Group - Trucking LLC, an Oklahoma Limited Liability Company for property located at the Ardmore Municipal Airpark, 620 General Drive, Suite 2, Ardmore, Oklahoma.

Ayes: Sjulín, Credle, Plesher, Pfau, Ellis  
Nays: None

**3. Consideration and Possible Action to Utilize Choice Partners Intergovernmental Cooperative Purchasing Agreement between the City of Ardmore and Harris County Department of Education as a Procurement Method and Approval or Rejection of Any Amendments Proposed and Considered by the City Commission at the Meeting**

A presentation was made by Kevin Boatright, City Manager, to the Commission. He stated that City of Ardmore (City) frequently utilizes interstate and interlocal cooperative agreements as a procurement method. In order to utilize Choice Partner's Purchasing Cooperative Contract, the City must execute a Contract to become a member. The City Attorney has reviewed and approves the membership and Interlocal Contract.

Motion was made by Commissioner Plesher and seconded by Commissioner Credle to approve to utilize Choice Partners Intergovernmental Cooperative Purchasing Agreement between the City of Ardmore and Harris County Department of Education as a procurement method.

Ayes: Sjulín, Credle, Plesher, Pfau, Ellis  
Nays: None

**9. EXECUTIVE SESSION**

Motion was made by Vice-Mayor Pfau and seconded by Commissioner Sjulín to enter into Executive Session at 7:15 P.M.

Ayes: Sjulín, Credle, Plesher, Pfau, Ellis  
Nays: None

**A. Consideration and Possible Vote to Enter Into Executive Session for the Purpose of Discussing the Status of Negotiations between the City of Ardmore and the Fraternal Order of Police Lodge No. 108 for New Collective Bargaining Agreements for Fiscal Year 2022-2023 as Authorized by 25 O.S. Section 307 (B)(2)**

**B. Consideration and Possible Vote to Reconvene into Open Session**

Motion was made by Commissioner Sjulín and seconded by Vice-Mayor Pfau to reconvene into Open Session at 7:24 P.M.

Ayes: Sjulín, Credle, Plesher, Pfau, Ellis  
Nays: None

## **10. AGREEMENT(S)**

**(1) Consideration and Possible Action of the Fraternal Order of Police Lodge No. 108, New Collective Bargaining Agreements for Fiscal Year 2022-2023 and Fiscal Year 2023-2024, and Authorize Mayor to Execute the New Collective Bargaining Agreements, and Authorize City Manager to Execute a Memorandum of Understanding with Fraternal Order of Police Lodge No. 108**

Motion was made by Commissioner Sjulín and seconded by Vice-Mayor Pfau to approve the Fraternal Order of Police Lodge No. 108, New Collective Bargaining Agreements for Fiscal Year 2022-2023 and Fiscal Year 2023-2024, and authorize Mayor to execute the New Collective Bargaining Agreements, and authorize City Manager to execute a Memorandum of Understanding with Fraternal Order of Police Lodge No. 108.

Ayes: Sjulín, Credle, Plesher, Pfau, Ellis  
Nays: None

## **11. NEW BUSINESS**

None

## **12. ADJOURN**

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

Ayes: Sjulín, Credle, Plesher, Pfau, Ellis  
Nays: None