

**MINUTES OF MEETING OF THE BLACKWELL CITY COUNCIL
BLACKWELL, OKLAHOMA
July 20, 2009**

Pursuant to the legal notice as is required by the Oklahoma Open Meeting Act, including the posting of notice and agenda on July 17, 2009, as is required by the terms thereof, the City Council of the City of Blackwell met in regular session at 7:00 p.m. in the Council Room of City Hall located at 221 West Blackwell, Blackwell, Oklahoma with Mayor Cordell presiding:

Present: John Mark Cordell, Mayor
Nita Carroll, Councilor Ward 1
Max Wirtz, Councilor Ward 2
Brad Bechtel, Councilor Ward 4
Mark Skiles, City Manager
Cindy Neumayer, City Clerk
Mary Ann Karns, City Attorney

Absent: Piccola Hudsonpillar, Councilor Ward 3

Others Present: David Lee, Attorney; Fred LeValley, Police Chief; Dewayne Wood, Asst. Police Chief; Sally Norris, Special Projects; Keith Ayotte, MKEC; Bruce Jones, Blackwell Journal; Melissa Cottle, North Central Reporter and 8 citizens in the audience.

1. **MEETING CALLED TO ORDER:** Mayor Cordell called the meeting to order at 7:00 p.m.
2. **OPENING CEREMONIES:** Prayer was given by City Attorney Karns, followed by Pledge of Allegiance led by Councilor Carroll.
3. **SPECIAL PRESENTATIONS AND/OR RECOGNITIONS:** None.
4. **CONSENT AGENDA:**
 - (A) Minutes of 07/06/09 Meeting.
Item A as contained on the Consent Agenda was found to be non-controversial and routine in nature by the City Council and a motion by Carroll, seconded by Bechtel, to approve consent agenda as presented. Roll, yeas: Cordell, Carroll, Wirtz and Bechtel. Hudsonpillar absent. Nays: none. Motion carried.
5. **Reports from Organizations and Authorities.** None.
6. **Board Comments.**
 - Councilor Bechtel - None.
 - Councilor Hudsonpillar - Absent.
 - Councilor Wirtz - None.
 - Councilor Carroll commented what a great day this was for the City of Blackwell with KOCO in town.
 - Mayor Cordell agreed.
7. **Management Comments.** Manager Skiles expressed our small town spirit made the day a success.
8. **BUSINESS:**
 - (A) **Police Car Purchase According to State Bid.**
Motion made by Bechtel, seconded by Carroll to approve the purchase of a police car based on Chief LeValley's recommendation. Roll, yeas: Cordell, Carroll, Wirtz and Bechtel. Hudsonpillar absent. Nays: none. Motion carried.

(B) Declaring Police Surplus, to Sell, Donate or Discard.

There was discussion on donating the surplus radio equipment specifically to nearby Fire Departments. According to legal counsel, there is not a problem to donate the surplus items.

Motion made by Wirtz, seconded by Carroll to declare police surplus to sell, donate or discard. Roll, yeas: Cordell, Carroll, Wirtz and Bechtel. Hudsonpillar absent. Nays: none. Motion carried.

(C) Discussion, Consideration and Possible Action on Ordinance No. 2774 An Ordinance Repealing and Amending Chapter 26 of the Code of Ordinances of the City of Blackwell, Oklahoma; Adopting Chapters of Title 47 of the Oklahoma Statutes Regarding Licenses to Drive, Financial Responsibility, Rules of the Road, Equipment for Vehicles and Other Matters Related to Traffic and Driving; Setting Penalties; Providing for Codification; Providing for Access; Providing for Severability; Providing for Repealer and Declaring an Emergency.

Motion made by Bechtel, seconded by Carroll to adopt Ordinance No. 2774. Roll, yeas: Cordell, Carroll, Wirtz and Bechtel. Hudsonpillar absent. Nays: none. Motion carried.

Motion made by Bechtel, seconded by Carroll to declare emergency. Roll, yeas: Cordell, Carroll, Wirtz and Bechtel. Hudsonpillar absent. Nays: none. Motion carried.

(D) Discussion , Consideration and Possible Action on Ordinance No. 2775, An Ordinance Amending the Code of Ordinances of the City of Blackwell, Oklahoma by Adding a Section Outlawing Truancy and the Failure of a Parent or Guardian to Ensure that a Child under the Age of 18 Attends School; Providing for Exceptions; Providing for Affirmative Defense: Providing for a Penalty; Providing for Severability; Providing for Repealer; Providing for Codification and Declaring an Emergency.

Motion made by Bechtel, seconded by Carroll to adopt Ordinance No. 2775. Roll, yeas: Cordell, Carroll, Wirtz and Bechtel. Hudsonpillar absent. Nays: none. Motion carried.

Motion made by Bechtel, seconded by Carroll to declare emergency. Roll, yeas: Cordell, Carroll, Wirtz and Bechtel. Hudsonpillar absent. Nays: none. Motion carried.

(E) Discussion, Consideration and Possible Action on Settlement Agreement in Case CIV-08-0623-R, GET, LLC d/b/a/ Get Real, Regarding Plaintiff's Proposed Amendments to the Franchise Agreement. The City Attorney is recommending that the Council discuss this item in executive session pursuant to 25 O.S. 307 § B4. She has determined that an executive session is necessary for protection of the Public Interest.

Mayor Cordell recessed the Blackwell City Council meeting at 7:20 p.m.

Mayor Cordell reconvened the Blackwell City council meeting at 7:50 p.m.

a. Motion to go into executive session.

Upon recommendation of the City Attorney, Mayor Cordell asked for a motion to go into executive session. Motion made by Bechtel, seconded by Carroll to enter into executive session at 7:51 p.m. Roll, yeas: Cordell, Carroll, Wirtz and Bechtel. Hudsonpillar absent. Nays: none. Motion carried.

b. Return from executive session

Motion made by Carroll, seconded by Wirtz to return from executive session. Roll, yeas: Cordell, Carroll, Wirtz and Bechtel. Hudsonpillar absent. Nays: none. Motion carried.

c. Action, if any.

No action taken.

9. **NEW BUSINESS:** None.

10. **ADJOURNMENT.**

There being no further business Mayor Cordell adjourned the meeting at 8:44 p.m.