

**NOTICE OF A REGULAR MEETING OF THE
CHEROKEE DEVELOPMENT AUTHORITY
112 NORTH GRAND
CHEROKEE, OK 73728
WEDNESDAY, NOVEMBER 9TH, 2022, AT 6:00 P.M.**

All items on this agenda, including but not limited to any agenda item concerning the adoption of any ordinance, resolution, contract, agreement, or any other item of business, are subject to amendment, including additions and/or deletions. This rule will apply to every individual agenda item without exception, and without providing this same amendment language with respect to each individual agenda item. Such amendments should be rationally related to the topic of the agenda item, or the governing body will be advised to continue the item.

The governing body may adopt, approve, ratify, deny, defer, recommend, amend, strike, or continue any agenda item. When more information is needed to act on an item, the governing body may refer the matter to its City/Trust Manager, staff, attorney or to the recommending board, commission, or committee.

CALL TO ORDER: MAYOR KOLBY ARNOLD

A. INVOCATION

B. PLEDGE OF ALLEGIANCE

C. ROLL CALL—AMBER K. WILHITE, CITY CLERK

D. CONSENT AGENDA

1. CONSIDER AND VOTE TO APPROVE, DENY, AMEND OR REVISE THE MINUTES FROM THE OCTOBER 12TH, 2022, REGULAR MEETING.
2. CONSIDER AND VOTE TO APPROVE, DENY, AMEND OR REVISE THE CLAIMS LIST.

E. ITEMS REMOVED FROM CONSENT AGENDA

F. ORDINANCES

G. RESOLUTIONS

1. CONSIDER AND VOTE TO APPROVE OR DENY ADOPTING RESOLUTION 2022-14, A RESOLUTION AUTHORIZING OMAG TO DISTRIBUTE ESCROW ACCOUNT FUNDS.
2. CONSIDER AND VOTE TO APPROVE OR DENY ADOPTING RESOLUTION 2022-15, A RESOLUTION OF AUTHORIZING APPLICATION FOR AMERICAN RESCUE PLAN ACT (ARPA) GRANT FROM THE OKLAHOMA WATER RESOURCES BOARD.

H. REPORTS OF DEPARTMENTS, BOARDS, OR COMMITTEES

1. OCTOBER 2022 FINANCIALS PRESENTED BY RSMEACHAM CPA'S.
2. MANAGER'S REPORT.

I. BUSINESS

1. CONSIDER AND DISCUSS LEAK ADJUSTMENT ON LARRY PERKINS PROPERTY REQUESTING THAT COUNCIL CONSIDER AN ADJUSTMENT ON THE SECOND BILL.
2. CONSIDER AND VOTE TO APPROVE OR DENY INVOICE 222172-1 FOR ENGINEERING SERVICES AND DESIGN SURVEY AND STAKING SERVICES FOR CHEROKEE WATER SYSTEM IMPROVEMENTS PAYABLE TO MYERS ENGINEERING, CONSULTING ENGINEERS, INC. IN THE AMOUNT OF \$30,725.

3. CONSIDER AND VOTE TO APPROVE, DENY, AMEND, OR REVISE THE 2023 COUNCIL MEETING SCHEDULE.
4. CONSIDER AND VOTE TO APPROVE, DENY, AMEND, OR REVISE THE 2023 OBSERVED HOLIDAYS FOR THE CITY OF CHEROKEE.
5. CONSIDER AND VOTE TO APPROVE AMENDMENT NO. 4 TO OWNER-ENGINEER AGREEMENT BETWEEN THE CITY OF CHEROKEE AND PARKHILL FOR THE PURPOSE OF DESIGN SERVICES TO RECONSTRUCT TERMINAL APRON AIP3-40-0016-015-2023.
6. CONSIDER CONVENING INTO EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING:
 - A. THE DISCUSSION OF EMPLOYEE BENEFITS FOR ALL PERSONNEL OF THE CITY OF CHEROKEE- CHEROKEE DEVELOPMENT AUTHORITY.
 - BOBBIE VOGELSONG
 - KENDALL ARGANBRIGHT
 - MICHAEL CLOYD
 - MATTHEW TUCKER
 - AMBER WILHITE

THIS EXECUTIVE SESSION PERMITTED BY (25 O.S. 307 (B)(1)).

- B. CONSIDER CONVENING INTO EXECUTIVE SESSION FOR A CONFIDENTIAL COMMUNICATION WITH THE CITY ATTORNEY REGARDING A CLAIM AGAINST WESTERN MUNICIPAL SUPPLY, LLC, THE THIRD-PARTY CONTRACTOR ON THE AMI WATER METER PROJECT, IF THE GOVERNING BODY DETERMINES, WITH THE ADVICE OF THE CITY ATTORNEY, THAT DISCLOSURE WILL SERIOUSLY IMPAIR THE ABILITY OF THE GOVERNING BODY TO PROCESS THE CLAIM IN THE PUBLIC INTEREST.

THIS EXECUTIVE SESSION PERMITTED BY (25 O.S. 307 (B) (4)).

- C. COUNCIL TO ACKNOWLEDGE RETURN TO REGULAR SESSION.
- D. COUNCIL TO TAKE ANY ACTION DEEMED NECESSARY WITH RESPECT TO ITEMS DISCUSSED TO THE EXECUTIVE SESSION, INCLUDING BUT NOT LIMITED TO GIVING THE CITY ATTORNEY DIRECTION TO TAKE RESPECTING THE CONTRACT WITH WESTERN MUNICIPAL SUPPLY, L.L.C.

- J. NEW BUSINESS (IN ACCORDANCE WITH SECTION 311 (9) O.S. TITLE 25)
- K. REMARKS AND INQUIRIES BY THE GOVERNING BODY MEMBERS
- L. NEXT SCHEDULED MEETING WILL BE HELD ON DECMEBER 14TH, 2022.

ADJOURNMENT

ATTEST:

FILED IN THE OFFICE OF THE CITY OF CHEROKEE, NOVEMBER 8TH, 2022, AT 4:45 P.M.

Amber K. Wilhite

AMBER K. WILHITE, CITY CLERK



**NOTICE OF A REGULAR MEETING
OF THE CITY OF CHEROKEE
112 NORTH GRAND
CHEROKEE, OK 73728
WEDNESDAY, NOVEMBER 8TH, 2022
IMMEDIATELY FOLLOWING CDA MEETING**

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CALL TO ORDER: MAYOR KOLBY ARNOLD

A. ROLL CALL—AMBER K. WILHITE, CITY CLERK

B. AWARDS AND SPECIAL RECOGNITION

C. CONSENT AGENDA

1. CONSIDER AND VOTE TO APPROVE, DENY, AMEND OR REVISE THE MINUTES FROM THE OCTOBER 12TH, 2022, REGULAR MEETING.
2. CONSIDER AND VOTE TO APPROVE, DENY, AMEND OR REVISE THE CLAIMS LIST.

D. ITEMS REMOVED FROM CONSENT AGENDA

E. ORDINANCES

1. CONSIDER AND VOTE TO APPROVE, DENY, AMEND, OR REVISE ORDINANCE 2022-07, AN EMERGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHEROKEE, OKLAHOMA, AMENDING CHAPTER 10 OF THE CHEROKEE MUNICIPAL CODE 2021; BY THE REPEAL OF SECTION 10-1003 WHICH PROVIDES FOR THE OFFENSE OF A MINOR PURCHASING OR POSSESSING TABACCO AND FURTHER REPEALING THE PROVISIONS IN SECTION 1-111C PROVIDING FOR THE PENALTY FOR THE PURCHASE OR POSSESSION OF TOBACCO PRODUCTS; PROVIDING FOR AN EFFECTIVE DATE; DECLARING AN EMERGENCY.
2. CONSIDER AND VOTE TO APPROVE OR DENY DECLARING ORDNANCE 2022-07 AS AN EMERGENCY.

F. RESOLUTIONS

1. CONSIDER AND VOTE TO APPROVE OR DENY ADOPTING RESOLUTION 2022-14, A RESOLUTION AUTHORIZING OMAG TO DISTRIBUTE ESCROW ACCOUNT FUNDS.

G. REPORTS OF DEPARTMENTS, BOARDS, OR COMMITTEES

1. OCTOBER 2022 FINANCIALS PRESENTED BY RSMEACHAM CPA'S.
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H. BUSINESS

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3. CONSIDER CONVENING INTO EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING:
 - THE DISCUSSION OF EMPLOYEE BENEFITS FOR ALL PERSONNEL OF THE CITY OF CHEROKEE-CHEROKEE DEVELOPMENT AUTHORITY.
 - CHAD ROACH
 - JENNY REGIER
 - RYAN MCNEIL
 - CHRIS HORSTMAN
 - TJ HALL
 - ANDREW STIFTER
 - RYAN HOGGARD

THIS EXECUTIVE SESSION PERMITTED BY (25 O.S. 307 (B)(1)).

4. COUNCIL TO ACKNOWLEDGE RETURN TO REGULAR SESSION.
5. COUNCIL TO TAKE ANY ACTION DEEMED NECESSARY WITH RESPECT TO THE EXECUTIVE SESSION.
- I. NEW BUSINESS (IN ACCORDANCE WITH SECTION 311 (9) O.S. TITLE 25
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