

The City Council of Cache, County of Comanche, State of Oklahoma and the Cache Public Works Authority met in Regular Session on the 10th day of June, 2013.

Members Present: Mayor Shawn Komahcheet, Manny Vega, Joe Brady, Steve Red Elk and Rosemary Cook.

Meeting called to order at 7:00 p.m. by Mayor Komahcheet. Pledge of Allegiance led by Komahcheet. Invocation given by Joe Brady.

Item #3: Motion by Red Elk to approve the minutes of May 13, 2013 Regular and May 28, 2013 Special meeting. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook Yes.

Item #4: Motion by Red Elk to approve the Treasurer's report. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook Yes.

Item#5: Motion by Red Elk to approve the Budget report. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook Yes.

Item #6: Motion by Red Elk to approve the Consent agenda items A through I of the May meeting. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Announcements by Mayor and Council: Mayor stated that the clean up was a success for the Comanche County. He expressed his dislike of the way that they dumped things and left the park in a mess. Stated that we will plan on doing it again but under more controlled situations. That the citizens would have to show proof that they lived inside the city limits next time. He didn't mind helping but that he felt that he got trash from the entire county.

Citizens Participation: None.

Business Items: None

Item #7: Mayor asked Mr. Tate if Mr. France had completed all of the items that was in the contract, i.e. fire extinguishers, fencing and toilets. Mr. Tate stated that he had gone out and inspected and he found that he had done all of the above. Mr. France was in the audience and stated that he had just finished the items. Motion by Red Elk to take no action on item #7. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #8: Mr. Tate stated that these properties have been boarded up since he has been working with the City of Cache and has numerous times called Mr. Sharum in regards to the debris and public welfare of these properties. He feels that Mr. Sharum has not tried to better the properties and since it has been a long time and there is no improvement, Mr. Tate feels that they need to be removed.

Motion by Red Elk to open Public Hearing. Second by: Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Mr. Sharum addressed council and stated that he had started cleaning this property up and he was stopped because his contractor called the City Hall and they said that the property had been condemned so he quit working on them. Council asked the name of the person at the City Hall that told him that and he could not come up with a name. Said that he had it at home. Red Elk asked him why he did not question City Hall since it had already been established that he had 6 months from the last council meeting to get the houses in repair. He stated that that was on oversight on his part.

Chief Kimmel stated that she feels that these properties are a health and public concern because of the kids that got in there and smoked. She stated that she herself had made calls to the property when she was working for the City of Cache Police Department last year and she fell through the floor because of the holes in the floor. They were in bad shape and very dangerous. Hazardous to all first responders that had to go into the property because there was no lights that could be turned on inside. Citizen in the audience asked if the City of Cache could be held responsible for any public injuries and city attorney stated that it would not be the responsibility of the City's even though they have had it on the agenda to be removed or fixed and still no improvements have been made. Mr. Brady told Mr. Sharum that he should have brought the name of the person that worked for the City with him that told him that it was condemned but since a year has gone by that that is a mute item. He should have taken responsibility of his property and fixed it or visited with council. Chief Kimmel stated that

the property is a safety issue and that they have been that way forever. Mayor Komahcheet stated that this was his opinion and that he understood that the council had the final decision but if it was up to him he would give him 30 days. On the 31st day it would be torn down or removed at owner's expense. That poor decisions have been made by the owner of the property and nothing has been done.

Motion by Red Elk to close public hearing. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Motion was made to give Mr. Sharum until July 10, 2013. Red Elk declared 607-1/2 C Avenue and 609 C Avenue detrimental to the health, safety and welfare of the public and community. If Mr. Sharum has not had them removed by July 15, 2013, City of Cache will remove at owners expense. Lien on property will be issued. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #9: Mr. Tate stated that he could not board up this property because of the condition of the trailer. He had contracted Mr. Burk and he stated that he was not going to do anything because it was not his trailer. He tried contacting the owner of the trailer but there was no response so he contacted Mr. Burk again. Mr. Burk said he was not going to remove it because it wasn't his property.

Motion by Red Elk to open the Public Meeting. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

There was no body in the chambers to speak for this property.

Motion by Red Elk to close the Public Hearing. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Motion by Red Elk to give until July 8, 2013 for response of Mr. Burk and in the meantime get 3 bids on removing the trailer. Stated again that City would make arranged for this trailer to be removed at the owners expense if not removed by July 15, 2013. Lien would be placed on the property. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #10: Motion was made by Red Elk to approve the renewal of purchase/lease with Bank of the Wichitas for 2009 Freightliner Pumper for the Cache Fire Department for the fiscal year of 2013-14. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #11: Motion by Red Elk to accept the bid from Salt and Pepper for installation of a 6' chain link, 9 gauge fence for the parking lot south of the Senior Citizen Building not to exceed \$5100. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #12: Motion was made by Red Elk to approve changing all cell phone service at this time to ATT per bid. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #13: Motion was made by Red Elk to approve amending Ordinance 13-04 for Chapter 11, Article 2, Section 11-16, by amending paragraph 3, proving an increase in municipal court costs to \$30. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Motion by Red Elk declaring an emergency. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item: 14: Motion was made by Red Elk approving bid from L-Tec to replace the 5 ton air conditioner unit for the Cache Fire Department from the bids submitted not to exceed \$7162. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #15: Motion was made by Red Elk to take no action on item #15. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #16: Chief Winham stated that he got the okay from Ms. Daniels to apply the \$10,300 of county tax monies to put as a down payment against the 2013 F 150 for the Fire Department. That Steve Red Elk would be working with the Bank of the Wichitas on the paperwork. There would be a direct withdrawal from their checking account twice monthl, that amount was to be determined but was sure that the payments would be less than \$200 each draw. Motion by Red Elk was made to approve to enter into twice monthly lease/purchase agreement with the Bank of the Wichitas with lease payments to be determined after down payment, for the new 2013 Fire Command Vehicle. Seconded by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #17: Motion by Red Elk to approve the purchase 2009 Crown Victoria from the Kansas State Police not to

exceed \$14,600. Second by Vega

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #18: Mayor Komahcheet stated that he visited with Lorrie Strehlow our Court Clerk and she stated after her seminar last month she found out that we were not in compliance with the laws and this was the software that was needed. Motion was made by Red Elk to approve the purchase OSCA certified court software in compliance of DPS from Advantage Computer not to exceed \$4300. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #19: Motion by Red Elk was made to enter into Executive Session. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #20: Motion by Red Elk to return to open session. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #21: Motion was made by Red Elk to approve hiring Traci Riley as Police Officer for the City of Cache Police Department.

Second by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #22: Motion was made by Red Elk to approve hiring Thomas Heard for Police Sergeant and K-9 handler. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #23: Motion was made by Red Elk to approve hiring Jared Johnsgard for Assistant Chief of Police/Investigator. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #24: Motion was made by Red Elk to amend fiscal year 2012-13 budget as required by Municipal Budget Act, Title II estimated revenues equal appropriations (actual revenues must equal the total department expenditures). Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #25: Motion was made by Red Elk for approval of hiring Randy Riley and Brett Manley as Reserve Officers for the City of Cache. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Item #26: Motion was made by Red Elk to terminate employment of Dustin Wilson from the City of Cache Police Department. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

Motion by Red Elk to adjourn General Meeting. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook-Yes

GENERAL MEETING AJOURNED

CPWA MEETING CALLED TO ORDER

Roll Call Manny Vega, Joe Brady, Shawn Komahcheet, Steve Red Elk and Rosemary Cook.

Item #1: Motion by Red Elk to approve CPWA Consent agenda A-K. Second by Vega

Vote: Vega-Yes, Brady-Yes, Komahcheet-Yes, Red Elk-Yes, Cook-Yes

Item #2: Motion was made by Komahcheet to approve hiring Gold Metal Roofing contractor for 406 Elm to repair the City Barn from bids submitted, to skin the entire building and replace all tin with no skylights and not to exceed \$17,800. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Komahcheet-Yes, Red Elk-Yes, Cook-Yes

Item #3: Motion was made by Komahcheet to approve hiring Gold Metal Roofing contractor for 404 WC to repair the City Hall not to exceed \$11,000. Second by Red Elk.

Vote: Vega-Yes, Brady-Yes, Komahcheet-Yes, Red Elk-Yes, Cook-Yes

Item #4: Motion was made by Red Elk approving the renewal purchase/lease with CNH Capital America LLC for the 1998 Caterpillar 416C backhoe loader. Second by Vega.

Item #5: Motion was made by Komahcheet to take no action. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Komahcheet-Yes, Red Elk-Yes, Cook-Yes

Item #6: No action taken on item #6.

Item #7: Motion was made by Red Elk to amend fiscal year 2012-13 budget as required by Municipal Budget Act, Title II estimated revenues equal appropriations (actual revenues must equal the total department expenditures). Second by Komahcheet.

estimated revenues equal appropriations (actual revenues must equal the total department expenditures).

Vote: Vega-Yes, Brady-Yes, Komahcheet-Yes, Red Elk-Yes, Cook-Yes

Motion by Red Elk to adjourn Cache Public Works Authority. Second by Komahcheet.

Vote: Vega-Yes, Brady-Yes, Komahcheet-Yes, Red Elk-Yes, Cook-Yes

CACHE PUBLIC WORKS AUTHORITY MEETING AJOURNED

Agenda was filed in the office of the Municipal Clerk at 5:00 p.m. on June 7, 2013.

Signature –Rhoda Thomas, City Clerk Treasurer