

COMMISSIONERS' PROCEEDINGS, MONDAY, DECEMBER 5, 2011 AT 7:00 P.M. IN THE COMMISSION CHAMBERS AT CITY HALL, 320 W 3RD, ELK CITY, OKLAHOMA.

INVOCATION:

FLAG SALUTE: Commissioner Dan Gambill

Public Hearing for Rezoning Request as Advertised:

#1

Petitioner: David & Kristie Perkey

Location: 100 S Monroe

Legal Description: Original Townsite, Part of Blk 29, Beginning 350' East intersection center line of Broadway and East line Madison, E 300' S 189.05' to North ROW of CRI&P Southwesterly along North ROW 136.76' S 73 degrees W 50' Southwesterly 100' N 34.68" w 30" N 250' to point of beginning.

Rezoning request: Rezone from C-3, General Commercial District to R-3, Multi-Family Residential District

Public Participation

Planning and Zoning recommendation

Commission to consider and approve or disapprove the minutes of the November 16th meeting.

1. Commission to consider and approve or disapprove a plat for Market Place North.

2. Commission to discuss with SGR, Inc of their interviews with City Commissioners, City employees and local citizens to identify profile criteria for the position of City Manager for Elk City.

3. Commission to consider and approve or disapprove rescission of 2011-2012 Stock Car Race Track Lease Agreement between City of Elk City and Dee Dee Sites.

4. Commission to consider and approve or disapprove Ordinance No. 1130: An Ordinance changing the zoning classification of a tract of land situated in the Original Townsite, Part of Block 29, Beckham County, Elk City, Oklahoma from C-3, General Commercial District to R-3, Multi-Family Residential District.

5. Commission to consider and approve or disapprove participation in settlement with Bank of America as an eligible effected entity impacted adversely by improper conduct of employees of Bank of America regarding the Pioneer Center financing in the amount of \$34,429.34.

6. Commission to consider and approve or disapprove the 2012 meeting dates of the City

Commission.

7. Commission to consider and approve or disapprove Mayor Mullican's appointment of Scott Grubitz to the Planning and Zoning Board and Board of Adjustments.

8. Commission to consider and approve or disapprove Purchase Orders FY 11-12 & recurring invoices for December 5, 2011.

9. City Manager's Report:

(1) Discussion of ongoing projects.

10. City Treasurer's Report:

11. Commission to consider and approve or disapprove an executive session for confidential communication between the City of Elk City and the City Attorney concerning a pending claim by Gary Dumas for compensation, upon advise of the City Attorney that disclosure of discussion will seriously impair the ability of the City to process the claim or conduct litigation in the public interest, pursuant to Title 25 Oklahoma Statutes, Section 307 (b)(4).

12. Reconvene meeting.

13. Commission to consider and approve or disapprove action on issues discussed in executive session.

14. **Public Comment (3-minute time limit per individual)

15. Motion to adjourn the meeting.

**The City Commission cannot legally enter into discussion or take action on any item addressed under public comment. State law dictates that only those matters specifically appearing on the Commission agenda may be discussed or voted upon by the City Commission. Public comment exist to allow members of the public an opportunity to bring their concerns to the attention of the City Commission. However, to prevent any potential violations of the Oklahoma Open Meeting Act, no interaction or discussion will occur with regard to any item addressed under public comment. Should action be deemed to be necessary, an item will appear on the next meeting agenda for discussion and/or possible City Commission action.