

MINUTES

CITY OF WARR ACRES
REGULAR CITY COUNCIL MEETING
TUESDAY
DECEMBER 20, 2011
6:00 P.M.

1. The meeting was called to order at 6:00 p.m. Declaration of a quorum present was given. The Flag salute was lead by Chief Patty and the Invocation was given by Mayor Woolley.

ROLL CALL

PRESENT

Mayor Patrick Woolley
Vice Mayor Stewart Shapiro
Councilman Blayne Allsup
Councilwoman Doug Davis
Councilman William McClure
Councilwoman Jan Blake
Councilman David Dirkschneider

ABSENT

Councilwoman Cathy Maxey
Councilman Roger Godwin

STAFF PRESENT

Matthew Love, City Attorney
Roger Patty, Police Chief
Mike Turman, Public Works Director
Pamela McDowell-Ramirez, City Clerk
Scott Barrett, City Engineer

2. Presentation of 25 year service pin to Captain Jeff Parsons.

Captain Parsons was unable to attend the meeting.

3. Call to the Public.

Steve Fuhrman stated that he lived in Warr Acres and used to have a business here but moved it to Oklahoma City. He said that doing business with local businesses was very important for sales tax for cities and is wanting the city to work with the federal government to get legislation passed so that e-businesses must collect sales tax on web sales.

4. CONSENT DOCKET: (individual items may be deleted from the consent docket for discussion and action under #5.)

- A. Approval of the minutes from the Regular meeting of November 15, 2011 and Special meetings on November 21, 2011 and December 8, 2011. ****
- B. Approval of Expenditures ****

General Fund	\$ 152,658.90
E911 Fund	\$ 6,999.00
CIP Fund	\$ 171,626.60
- C. Approval of Actual Expenditures for November 2011 and Proposed Expenditures for December 2011. ****
- D. Sales Tax History Report. ****

Councilwoman Blake asked for A to be pulled so the minutes could be voted on separately.

Motion by Dirkschneider, second by Shapiro to approve B, C, and D of the Consent Docket. Poll vote: McClure, yea; Blake, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

- 5. Discussion and possible action on items removed from the consent docket.

Motion by Dirkschneider, second by Shapiro to approve the minutes from November 15th. Poll vote: McClure, yea; Blake, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

Motion by Dirkschneider, second by Shapiro to approve the minutes from November 21st. Poll vote: McClure, yea; Blake, yea; Dirkschneider, yea; Davis, abstain; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed.

Motion by Dirkschneider, second by Shapiro to approve the minutes from December 8th. Poll vote: McClure, yea; Blake, abstain; Dirkschneider, abstain; Davis, abstain; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed.

- 6. Receive reports from Staff: Police Chief, Fire Chief, City Clerk, City Attorney, Public Works Director, City Engineer, and City Planner. ****

Ramirez-Merry Christmas.

Love-Merry Christmas.

Turman-thanked again the group that re-did the Christmas decorations. He told the council that the Bobcat has arrived and also the concrete saw. The efficiency level with increase greatly with the new equipment. The Community Center EECBG project is nearly complete and the City Hall EECBG project still has the doors, windows, roof and HVAC to go. He said that the 50th and Mac project was getting closer. Councilman McClure asked if there would be extensive training on the Bobcat. Turman stated that all employees would be fully trained on how to use the equipment and safety. Turman said that the Safety grant has been applied for with ACOG and hopefully will be move onto the 2012 list. Councilwoman Blake asked about getting the PW workers safety boots. Turman stated everything was taken care of so that they could all go get boots.

7. Discussion and possible action on acceptance of a ten (10) foot utility easement dedicated to the City of Warr Acres. ****

This is on the property now owned by the Elks Lodge.

Motion by Dirkschneider, second by Blake to accept the easement. Poll vote: McClure, yea; Godwin, yea; Blake, yea; Dirkschneider, yea; Davis, yea; Maxey, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

8. Discussion and possible action on Final acceptance of the Final Plat of Cherokee Crossing Section II. ****

Councilman Dirkschneider asked if everything was good except for the sod. Engineer Barrett stated that the sewer line, temporary retention pond, and fixing the large have all been done only the turf did not take. Attorney Love stated that he recalled from previous meetings that this would not come before the council for approve until everything was complete. Barrett stated that the turf has 70% coverage. The Mayor gave a brief overview of what was being discussed. He said that at the end of Phase I everything was good except the detention ponds turf so stipulations were put on through Phase II and still the detention pond does not have the needed turf to keep it from washing out. There was a long discussion about the detention pond. Councilmen Dirkschneider and Shapiro stated they did not want to see progress stopped. The Mayor stated that there are maintenance codes and the MS4 Stormwater program with DEQ should have regulations that will help the city insure that the issue is taken care of in the future. Councilman McClure stated that when you ask for 100% then you expect 100%. Jim Case addressed the council saying that he always was under the impression that the city was in charge and if there was a problem with the retention pond then all Kevin needed to do was tell him to fix it. He did not understand how the detention pond

was linked with section II and he does not want it attached to section III either. He said he has been going along and the city has all the power and all that needed to happen was a note from Kevin and he would have fixed it. He said he responded to that in every way he knows how. They have planted several different kinds of grass out there. He said he does not want the detention to be attached to every phase he wants to be held to the detention all the time. All that has to happen is for the Engineer or the Inspector to let him know it is not good and he will take care of it, he said hopefully he will keep it good enough that they won't have to say anything. He said that there was no communication about the grass until they came in for section II and said there needs to be better communication. We had the 100 year flood and it washed out and yes he should have fixed it right then but, he didn't but it is fixed now and it is going to stay fixed. He said he was not without fault that they need to work together in getting it done. He said they have 24 people living out there, he is not the sole homeowners association but he does still have all the votes. They are looking to put commercial in the west side. He has a partner and they do not have investors or deep pockets but they are trying to keep things going in these tough times. No one has told him they are not happy with what he is doing out there. There is a lot of land there and it set for 25 years not doing anything but now it is. Before he was a builder he was in the Army and retired after 25 years as a Lt. Colonel and his word is bond, if he says he will do something he will. He just wanted them to know that he does have a voice but that he always allows his professionals to talk for him.

Motion by Shapiro, second by Dirkschneider to accept the Final Plat, subject to the developer agreeing as a condition of that acceptance that no future plats will be forwarded by the staff to the council for consideration until the turf has been fully established. Poll vote: McClure, abstain; Blake, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, abstain.

Motion Passed.

9. Accept the 2010 Annual Audit. *****

Motion by Shapiro, second by Dirkschneider to accept the 2010 Audit. Poll vote: McClure, yea; Blake, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

10. Discussion and possible action on an agreement with digiTicket for Electronic Ticketing Solutions for 2012. *****

The Mayor stated that they are looking to lease 4 units and they will make traffic stops much quicker.

Motion by Dirkschneider, second by Shapiro to approve the agreement with digiTicket. Poll vote: McClure, yea; Blake, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

11. Discussion and possible action on a Contract with Matthew Love for City Attorney services for 2012. ****

Motion by Blake, second by Shapiro to approve the Contract. Poll vote: McClure, yea; Blake, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

12. Discussion and possible action on a contract with Nathan Luke Simms for City Attorney/City Prosecutor services for 2012. ****

Motion by Blake, second by Shapiro to approve the Contract. Poll vote: McClure, yea; Blake, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

13. Discussion and possible action on a contract with Legacy Engineering for City Engineering services for 2012. ****

Motion by Dirkschneider, second by Allsup to approve the Contract. Poll vote: McClure, yea; Blake, abstain; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed.

14. Discussion and possible action on a Resolution for Surface Transportation Program funding. ****

This is a Resolution to request funding from ACOG for the School Zone Safety Project.

Motion by Shapiro, second by Allsup to approve the Resolution. Poll vote: McClure, yea; Blake, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

15. Discussion and possible action concerning contract negotiations for FY 2012 with IAFF Local #2374 and the FOP Lodge #145, and the City of Warr Acres, including discussion and action on entering into Executive Session as allowed under 25 O.S. Supp. 307 (B)(2), discussion negotiations concerning employees and representatives of employee groups. *Love*

Motion by Dirkschneider, second by Allsup to enter into executive session. Poll vote: McClure, yea; Blake, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

The council entered into executive session at 7:12 p.m.

Councilwoman Blake left the meeting when they went into executive session.

The council returned to open session at 7:29 p.m. With no action taken.

16. Questions and comments from Council.

McClure-asked if the electric lines at 50th and Mac would be moved underground when the project is done. The intersection would be more beautiful without the poles. Attorney Love stated that if it is in the easement then it is at the cost of the utility company but he did not think the city could make them put the lines underground. Councilman McClure also asked about lost revenue from Utility billing. Clerk Ramirez stated that they are now sending not only the people who have skipped out without paying but also the ones that still have service to collections if the amount goes over \$500. She told that the difficulty in collecting is that we can not turn off the water but that she brought the issue to the Bethany/Warr Acres Trust and they and the Trust Attorney are going to see if there is some way to work with OKC on the water issue and Bethany stated they would be willing to work with Warr Acres in getting the money collected.

Mayor-thanked Councilman Dirkschneider for serving on the ACOG board on behalf of the city.

17. Any Old or New Business (“New Business”) is defined by the Open Meeting Act as any matter not known about or which could not have been reasonably foreseen prior to the time of posting of the agenda of a (“surprise nature”).

Moot.

18. Merry Christmas to everyone and Adjournment.

Motion by Shapiro, second by Dirkschneider to adjourn. Poll vote: McClure, yea; Blake, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

The meeting was adjourned at 7:39 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk

MINUTES

**CITY OF WARR ACRES
PUBLIC WORKS AUTHORITY MEETING
TUESDAY
DECEMBER 20, 2011**

6:00 p.m.

(Immediately following completion of the regularly scheduled City Council meeting)

1. The meeting was called to order at 7:39 p.m. Declaration of a quorum present was given.

ROLL CALL

PRESENT

Chairman Patrick Woolley
Vice-Chair Stewart Shapiro
Trustee Blayne Allsup
Trustee David Dirkschneider
Trustee Bill McClure
Trustee Doug Davis

ABSENT

Trustee Jan Blake
Trustee Roger Godwin
Trustee Cathy Maxey

2. Approve the minutes of the Warr Acres Public Works Authority Meeting of November 15, 2011. ****

Motion by Shapiro, second by Dirkschneider to approve the minutes. Poll vote: McClure, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

3. Approve payment of claim in the amount of \$83,658.54 to the Bethany-Warr Acres Public Works Authority for the Warr Acres portion of the Joint Trust and Bond Retirement for the month of November, 2011.

Motion by Shapiro, second by Allsup to approve the payment. Poll vote: McClure, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

4. Approval of payment of claims for the Sewer department. ****

Motion by Dirkschneider, second by Allsup to approve the payment of claims. Poll vote: McClure, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

5. Approval to appoint Trustee McClure to serve on the Bethany/Warr Acres Public Works Authority for 2012.

Motion by Dirkschneider, second by Allsup to approve Trustee McClure. Poll vote: McClure, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

6. Adjournment.

Motion by Shapiro, second by Allsup to adjourn. Poll vote: McClure, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

The meeting was adjourned at 7:42 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk

MINUTES

**CITY OF WARR ACRES
SPECIAL
ECONOMIC DEVELOPMENT AUTHORITY MEETING
TUESDAY
DECEMBER 20, 2011
6:00 p.m.**

(Immediately following completion of the regularly scheduled City Council and Public Works Authority meetings)

1. The meeting was called to order at 7:42 p.m. Declaration of a quorum present was given.

ROLL CALL

PRESENT

Chairman Patrick Woolley
Vice-Chair Stewart Shapiro
Trustee Blayne Allsup
Trustee David Dirkschneider
Trustee Bill McClure
Trustee Doug Davis

ABSENT

Trustee Jan Blake
Trustee Roger Godwin
Trustee Cathy Maxey

2. Approve the minutes of the Economic Development Authority meeting of November 21, 2011. ****

Motion by Allsup, second by Dirkschneider to approve the minutes. Poll vote: McClure, yea; Dirkschneider, yea; Davis, abstain; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed.

3. Approval of payment of claims. ****

Motion by Dirkschneider, second by Allsup to approve the payment of claims. Poll vote: McClure, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

4. Adjournment.
Motion by Shapiro, second by Allsup to adjourn. Poll vote: McClure, yea; Dirkschneider, yea; Davis, yea; Allsup, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

The meeting was adjourned at 7:44 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk