

MINUTES

CITY OF WARR ACRES
REGULAR CITY COUNCIL MEETING
TUESDAY,
FEBRUARY 16, 2016
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 led by Chief Coy and the Invocation was given by Mayor Woolley.

ROLL CALL

PRESENT

Mayor Patrick Woolley
Vice Mayor James Mickley
Councilman Bo Broadwater
Councilman Blayne Allsup
Councilman Stephen Fuhrman
Councilman John Knipp
Councilman Jimmy Bullen
Councilman Glenn Lipinski
Councilman Donnie Ryan

ABSENT

STAFF PRESENT

Matt Love, City Attorney
Roger Patty, Police Chief
Stephen Coy, Fire Chief
Mike Turman, Public Works Director
Pamela McDowell-Ramirez, City Clerk/Treasurer
Craig Wallace, Engineer
Wiley Rice, City Planner

2. Presentation of plaque to the 2015 Volunteers of the year, presentation by Dee Patty on behalf of the Special Olympics to Lt. Tom Green, Sgt. John Gray and Officer Darryl Goodman.

The Mayor stated that after the agenda had already gone out they found out that Officer Roger Peters was also being recognized.

The Mayor presented the 2015 Volunteer award to the City Council. Dee Patty presented an award, recognizing a department that raised between \$1,000 and \$4,999 for Special Olympics, to Chief Patty and Top Cop Coins to Lt. Green, Officer Peters and Officer

Goodman, Sgt John Gray was unable to attend. Dee Patty encouraged everyone to attend the Special Olympics.

3. Recess to enter into the Warr Acres Economic Development Authority Meeting.
Convene as Warr Acres Economic Development Authority.

The Council meeting was recessed at 6:14 p.m.

1. The Economic Development Authority meeting was called to order at 6:14 p.m.
2. Overview of program by Councilman Shapiro.

Dr. Stewart Shapiro gave a brief overview of the program between the City and the Putnam City Government class.

3. History of Warr Acres and Justice Marian Opala. *Warr*

Mr. Warr told everyone about Justice Opala amazing life journey and all the struggle he overcame and how it was fitting that the Scholarship is named after him because it shows what a person can do given the opportunity.

4. Presentation of State Proclamations to Destiny Henry and Jacky Kwan by Oklahoma State Senator David Holt.

Senator Holt presented Miss Henry and Mr. Kwan with proclamations from the and told them that everyone has a lot of faith, confidence and hope in both of them.

5. Presentation of the Justice Marian Opala Scholarship Awards by Vice-Mayor Jim Mickley.
6. Presentation of plaques by Mayor Woolley.

The Mayor switched items 5 and 6 and Vice-Mayor Mickley presented the plaques and the Mayor presented the awards.

Before the meeting was recessed the Mayor called upon Barbara Harris to say a few words about former Councilwoman Jan Blake who passed away a few weeks ago. Ms. Harris told all about Ms. Blake's passions and all the great things she worked to get accomplished for the city. She will be missed. Ms. Harris asked for a moment of silence in memory of Ms. Blake.

7. Recess the Warr Acres Economic Development Authority Meeting.

The Economic Development meeting was recessed at 7:00 p.m. so that everyone could step out to the Fire bay for cake and punch to celebrate the two scholarship honorees.

4. Reconvene City Council Meeting.

The Council meeting was reconvened at 7:29 p.m.

5. Call to the Public.

Moot.

6. CONSENT DOCKET: (individual items may be deleted from the consent docket for discussion and action under #7.)

A. Approval of the minutes from the Regular meeting of January 19, 2016. ****

B.	Approval of Expenditures ****	General Fund	\$ 101,378.65
		Emergency Fund	\$ 333,759.05

C. Approval of Actual Expenditures for January 2016 and Proposed Expenditures for February 2016. ****

D. Sales Tax History Report. ****

E. Approval to surplus range building at BWA/PWA property.

F. Approval of Supplemental Appropriation in the amount of \$2,173.63 to the Police Dept. Drug Seizure account, monies from Oklahoma County DA.

G. Approval of Supplemental Appropriation of a donation from Wal Mart in the amount of \$2,500 to the Fire Department Donations account.

H. Approval of Supplemental Appropriation of a donation from Wal Mart in the amount of \$2,500 to the Police Department Donations account.

I. Approval to surplus Lieutenant Steve Elliott's Glock 21 .45 caliber pistol, serial #SWH 710, per contract and Municipal Code 2.16.135. ****

J. Approval to surplus Lieutenant Steve Elliott's badge, per Municipal Code 2.16.135. ****

Motion by Mickley, second by Knipp to approve the consent docket. Poll vote: Lipinski, yea; Ryan, yea; Knipp, yea; Bullen, yea; Broadwater, yea; Mickley, yea; Allsup, abstain; Fuhrman, yea; and Woolley, yea.

Motion Passed.

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

Moot.

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

Patty-Sgt. Elliott retired and is going to have surgery but afterwards the department will be having a retirement party for him. The Mayor stated that the detective have been doing a great job the last few months in getting bad guys.

Coy-thanks to the police for always keeping them safe when they go on calls.

Love-legislation pending to help city on unpaid utility bills. OML has been also helping to get the legislation pushed through.

Turman-60,000 cubic yards of tree limbs have been removed and chipped and delivered to the Bethany/Warr Acres Sewer plant. The first 16,000 cubic yards was picked up the city employees and the rest by the company the city hired. The city is looking at approximately \$80,000 in reimbursable expenses at 97% and another \$331,000 at 92%. There will be a company come in and fix some of the sidewalks here at city hall and parks to prevent tripping dangers.

Wallace-future project on MacArthur between 34th and 47th scored high and was approved for funding, top three projects, this year, however the city is not ready financially for this project yet and it has been moved out to 2018 and with everything that is included in the project will still score high and received funding then. The current MacArthur project is moving along and is about where they should be time wise.

Rice-planning commission working on the new SPUD ordinance and trying to address all the issues.

9. Discussion and possible action concerning the City taking over the monthly payments to OG&E of the street lights in Cherokee Crossing.

This item was placed on the agenda at the request of Mr. Jim Kelly, who represents Mr. Jim Case the developer, who was in attendance at the January meeting and was told it would be on the February meeting.

Councilman Ryan stated that he was upset that this was on the agenda and yet Mr. Kelly was not in attendance. He asked if the city pays for lights in other additions and was told that they do. The Mayor stated that other cities take over the payments once 51% of the homes have been built and they have not yet met that. The questions was raised as to if it is required for the city to take it over. Attorney Love stated that he did not believe there was a legal obligation to do so. He stated that the council could take action if they so choose or they could let the item die for lack of action and it could be brought up again in the future. Other members of the council were not pleased that Mr. Kelly was not present after he asked for the item and made it sound as if it was a desperate need.

Motion by Ryan, second by Knipp to deny taking the responsibility of paying for the street lights. Poll vote: Lipinski, yea; Ryan, yea; Knipp, yea; Bullen, yea; Broadwater, nay; Mickley, nay; Allsup, nay; Fuhrman, yea; and Woolley, yea.

Motion Passed.

10. Discussion and possible action on a fee proposal for a Sewer Rehab project in the Ann Arbor basin includes engineering, mapping, construction and repairs to the Ann Arbor lift station. *Wallace* *****

Engineer Wallace told the council that in 2010 a study was done of the sewer lines so they could see what needed to be worked on. Work in the past has been done under a consent order and with Federal assistance. The consent order has been removed and so for now the funding will come from the money received through the Sewer Line Maintenance fee collected on each month's utility bill. He has evaluated 9100 ft of line and given it a 1-4 rating. It has been determined 4000 ft is in critical need of repairs, however, this proposal will be for 1800 ft of rehab and lift station repairs.

Motion by Ryan, second by Knipp to approve the proposal and project. Poll vote: Lipinski, yea; Ryan, yea; Knipp, yea; Bullen, yea; Broadwater, yea; Mickley, yea; Allsup, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

11. Discussion and possible action on authorizing the Fire Chief to order/purchase a Fire Engine from the H-GAC cooperative purchasing program as allowed under Ordinance #1163. *Coy* *****

Chief Coy said that he put together a team with 75 years of firefighting experience to look and research what piece of apparatus the department could most affectedly utilize. Although many engine now come with many bells and whistles they did not go for the Cadillac version, even though looking at what all is included it may appear that they did. He said that the engine they will be replacing is 25 years old, does not meet NFPA standards, only has two seat belts, difficult to find parts for and the last part they needed took 3 months for it to be built. The first payment will not be made until 2017 because it take 11-12 months to build the truck. The truck will be a Pierce which has local shop and is most reliable and gives them the most space to put all the equipment that is carried on an engine.

Motion by Mickley, second by Ryan to authorize the Chief to order/purchase a Fire Engine. Poll vote: Lipinski, yea; Ryan, yea; Knipp, yea; Bullen, yea; Broadwater, yea; Mickley, yea; Allsup, yea; Fuhrman, nay; and Woolley, yea.

Motion Passed.

12. Discussion and possible action to authorize the Police Chief to purchase 24 new Class III XP 26 Tasers from Taser International and to authorize the Mayor to execute the sales contract for the purchase in the amount of \$22,545.49. Money is appropriated in the CIP budget. *Patty* ****

Chief Patty stated that the current tasers are 6 years old and need to be taken out of service. While they have not been used a lot to actually tase suspects they are test fired before every shift. Tasers are a great tool to help save lives.

Motion by Mickley, second by Knipp to authorize the Chief to purchase the Tasers and the Mayor to execute the contract. Poll vote: Lipinski, yea; Ryan, yea; Knipp, yea; Bullen, yea; Broadwater, yea; Mickley, yea; Allsup, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

13. Discussion and possible action on appointments or re-appointments to the Board of Adjustment: Ward II, James Eggert; Ward IV, vacant. Terms to expire October 2018.

No action was taken on this item and will be on next month's agenda.

14. Discussion and possible action on appointments or re-appointments to the Planning Commission: Ward II, Charles Hawkins; and Ward IV, Bob Wehba. Terms to expire October 2018.

Motion by Mickley, second by Bullen to approve the re-appointments of Charles Hawkins, Ward II and bob Wehba, Ward IV. Poll vote: Lipinski, yea; Ryan, yea; Knipp, yea; Bullen, yea; Broadwater, yea; Mickley, yea; Allsup, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

15. A. Discussion and possible action on an ordinance adopting a new Section 10.72.080 of the Warr Acres Municipal Code relating to persons standing, sitting or staying on certain public streets, highways or medians. *** Fuhrman ***
- B. Approval of the emergency clause.

Councilman Fuhrman stated that he did not have anything more to add than what he said last month. They asked Chief Patty if there had been any problems and he said there had not. Councilman Ryan stated that he is concerned about the Fill the Boot drive and does not want to keep them from being able to collect. Councilman Allsup stated that from the minutes of the last meeting there was lots of discussion. He is concerned with 1st Amendment rights. Attorney Love stated that OKC has some issues. Councilman Allsup stated that usually panhandler ordinances fail and at this time he would have to vote no on this ordinance. He said that he could understand if it was an issue of keeping people

safe but nothing has occurred and again is concerned about 1st Amendment rights. He said that OKC is going to get changed and we could let them work out all the issues before we pass an ordinance. Attorney Love stated that they can take no action and go with the wait and see approach. Councilman Bullen said that as Councilmembers they try and be pro-active but in this situation they need to wait. Councilman Fuhrman stated that he asked for this item as a reaction thing after seeing what OKC had done. He said he has no problem with waiting and if there becomes a problem then he is sure Chief Patty will let them know.

No action was taken on this item.

16. Questions and Comments from Council.

Ryan-said he was unaware of Jan's passing until tonight and that she will be missed, she was an advocate for many things. He thanked two gentlemen that were sitting in the chambers for staying for the whole meeting. They said they were OU Grad students and one of their requirements was to attend a council meeting. He said that he appreciates all the work on getting the limbs cleaned up.

Bullen-he walk around the construction and the work being done looks great. It is hard at night to see where to get into the businesses in the construction area.

Mickley-thanks to the 4 Officers that raised money for the Special Olympics, and Mike and the guys have done a great job with clean up.

Fuhrman-thanks to the planning commission, if it weren't for them the council would be meeting weekly. He said he is sure everyone noticed that he voted no on the fire engine. He said he just feels that the city needs to tighten their belts and pay attention to what is going on all around with all the layoffs. Just wants to be careful.

17. Adjournment.

Motion by Fuhrman, second by Allsup to adjourn. Poll vote: Lipinski, yea; Ryan, yea; Knipp, yea; Bullen, yea; Broadwater, yea; Mickley, yea; Allsup, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

The meeting was adjourned at 9:14 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer

MINUTES

CITY OF WARR ACRES
PUBLIC WORKS AUTHORITY MEETING
TUESDAY
FEBRUARY 16, 2016
6:00 p.m.

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

1. The meeting was called to order at 9:14 p.m. Declaration of a quorum present was given.

ROLL CALL

PRESENT

ABSENT

Chairman Patrick Woolley
Vice Chairman James Mickley
Trustee Bo Broadwater
Trustee Blayne Allsup
Trustee Stephen Fuhrman
Trustee John Knipp
Trustee Jimmy Bullen
Trustee Glenn Lipinski
Trustee Donnie Ryan

2. Approve the minutes of the Warr Acres Public Works Authority Meeting of January 19, 2015. ****

Motion by Mickley, second by Ryan to approve the minutes. Poll vote: Lipinski, yea; Ryan, yea; Knipp, out during vote; Bullen, yea; Broadwater, yea; Mickley, yea; Allsup, abstain; Fuhrman, yea; and Woolley, yea.

Motion Passed.

3. Approve payment of claim in the amount of \$57,982.89 to the Bethany-Warr Acres Public Works Authority for the Warr Acres portion of the Joint Trust and Bond Retirement for the month of January, 2016. ****

Motion by Mickley, second by Bullen to approve the payment. Poll vote: Lipinski, yea; Ryan, yea; Knipp, out during vote; Bullen, yea; Broadwater, yea; Mickley, yea; Allsup, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

4. Approval of payment of claims for the Sewer department for \$845.04.

Motion by Ryan, second by Bullen to approve the payment of the claims. Poll vote: Lipinski, yea; Ryan, yea; Knipp, out during vote; Bullen, yea; Broadwater, yea; Mickley, yea; Allsup, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

5. Adjournment.

Motion by Mickley, second by Ryan to adjourn. Poll vote: Lipinski, yea; Ryan, yea; Knipp, yea; Bullen, yea; Broadwater, yea; Mickley, yea; Allsup, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

The meeting was adjourned at 9:17 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer

MINUTES

**CITY OF WARR ACRES
SPECIAL
ECONOMIC DEVELOPMENT AUTHORITY MEETING
TUESDAY
FEBRUARY 16, 2016
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 9:17 p.m. Declaration of a quorum present was given.

ROLL CALL

PRESENT

ABSENT

Chairman Patrick Woolley
Vice Chairman James Mickley
Trustee Bo Broadwater
Trustee Blayne Allsup
Trustee Stephen Fuhrman
Trustee John Knipp
Trustee Jimmy Bullen
Trustee Glenn Lipinski
Trustee Donnie Ryan

2. Approve the minutes of the Economic Development Authority meeting of January 19, 2016 *****

Motion by Mickley, second by Bullen to approve the minutes. Poll vote: Lipinski, yea; Ryan, yea; Knipp, yea; Bullen, yea; Broadwater, yea; Mickley, yea; Allsup, abstain; Fuhrman, yea; and Woolley, yea.

Motion Passed.

3. Adjournment.

Motion by Mickley, second by Allsup to adjourn. Poll vote: Lipinski, yea; Ryan, yea; Knipp, yea; Bullen, yea; Broadwater, yea; Mickley, yea; Allsup, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

The meeting was adjourned at 9:18 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer