

MINUTES

CITY OF WARR ACRES
REGULAR CITY COUNCIL MEETING
TUESDAY,
APRIL 15, 2014
6:00 P.M.

1. The meeting was called to order at 6:05 p.m. Declaration of a quorum present was given. The Flag salute was led by Chief Koger and the Invocation was given by Mayor Woolley.

ROLL CALL

PRESENT

Mayor Patrick Woolley
Vice Mayor Stewart Shapiro
Councilman Stephen Fuhrman
Councilman William McClure
Councilman Roger Godwin
Councilman Donnie Ryan
Councilman Glen Lipinski
Councilwoman Cathy Maxey

ABSENT

Councilman James Mickley

STAFF PRESENT

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

2. Call to the Public.

Moot.

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

A. Approval of the minutes from the Regular meeting of March 18, 2014. *****

- | | | | |
|----|--------------------------|-----------------|--------------|
| B. | Approval of Expenditures | General Fund | \$121,920.79 |
| | | CIP Fund | \$ 10,188.84 |
| | | Sewer Line Fund | \$ 3,460.00 |
- C. Approval of Actual Expenditures for March 2014 and Proposed Expenditures for April 2014. ****
- D. Sales Tax History Report. ****
- E. Approval to surplus the old Nortel Meridian Phone System.

Motion by Maxey, second by Ryan to approve the Consent Docket. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Lipinski, yea; Maxey, yea; Shapiro, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

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

Moot.

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

Chief Patty-checked out the school pick up situation and it should be cleared up soon, so next year it should be much better. He said they tested for officers and are taking apps for dispatcher.

Chief Koger-trucks have been out and about doing training. Councilman Ryan asked where they were at on getting the street names added to the curbs. He told the council that it has been on hold due to training.

Attorney Love-condemnation hearing tomorrow with commissioners and Duer and next week with Choi. The Bill that could help with our sewer issue is headed back to the Senate but without the wording we need. Councilman Lipinski does not understand how not paying the bill causes a nuisance. Attorney Love stated that once the water is shut off then the sewer has nowhere to go and therefore a nuisance is created.

Engineer Wallace-utility relocation plans and time frame are for OG&E, Cox. OKC and ONG have nothing and AT&T only has an abandonment. The overlay and school zone safety projects will be complete by August 10th.

PWD Turman-on the sewer issue there is nearly a ½ million dollars of nonpaid bills. The street sign on 72nd Place will be coming down as soon as the new sign comes in. Tim's drive in has changed owners and there is no signs of the building being occupied.

Paperwork for a new restaurant called Jimmy Johns has been turned in to the Inspector. New reflector street markers around town indicate where sewer manholes can be found.

Mayor Woolley-sewer rehab final approval, could lift consent order but need to get the next project approved before the consent order is lifted. If the consent order is lifted then there will not be federal funding but the project will continue, however as a much smaller project.

6. Final Public Hearing, discussion and possible action on a Use Subject to Review: proposed Automobile Service/Repair Shop in C-4 zoning located at 3910 N Hammond Ave Ste C. Applicant: Paul Rodriguez/Rapid Oil & Lube. (Planning Commission recommended approval by a unanimous vote) *****

Motion by Shapiro, second by Ryan to open the public hearing. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Lipinski, yea; Maxey, yea; Shapiro, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

Motion by Shapiro, second by Maxey to close the public hearing. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Lipinski, yea; Maxey, yea; Shapiro, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

The applicant was present to answer questions. There were no protest filed. The Planning Commission was happy.

Motion by Maxey, second by Godwin to approve the Use Subject to Review for a Automobile Service/Repair Shop. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Lipinski, yea; Maxey, yea; Shapiro, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

7. Discussion on Storm Shelters. *Fuhrman & Ryan*

Councilman Fuhrman stated that he has numerous complaints about the shelters being over crowded, and what would happen if people couldn't get in. For years people have come to the shelter at City Hall and stood around waiting, there are so many people they cannot all fit in the shelter they end up in the Fire bay and in the Police department. This is not safe. They are putting themselves in greater danger by coming to City Hall then they would be if they stayed at home. Chief Koger stated that many cities have closed their shelters due to ADA requirements. He stated it is ultimately each individual's responsibility to protect themselves and to have a plan, it is not the city's responsibility. There was a lengthy discussion on options of leaving the shelters open or closing them. If they are to be closed then Councilman Lipinski would like to see them filled in.

Getting the information out to the public was another issue that was raised. Information is sent out in the monthly newsletter, on the web and on the TV. Chief Koger stated that they could also send out an IRIS message. The council asked for there to be an item on the next agenda to take action. Everyone was asked to send to the Clerk or Mayor their recommendations so that the information could be sent out to everyone before the next meeting.

8. Discussion and possible action on appointing Councilman Mickley to serve on all boards at ACOG as the City's representative.

The Mayor thanked Councilman Godwin for the time he has served on the ACOG boards on behalf of the city.

Motion by Maxey, second by Ryan to appoint Councilman Mickley to serve as the city's ACOG representative. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Lipinski, yea; Maxey, yea; Shapiro, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

Item 13 was heard before item 9.

9. Discussion and possible action to purchase/bid (1) one Dixie XCaliber Model 3366 from Central Power Equipment in the amount of \$10,708.00 for the Parks Department.
Turman ****

Motion by Fuhrman, second by Maxey to approve the purchase. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Lipinski, yea; Maxey, yea; Shapiro, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

10. Discussion and possible action on approval of new job descriptions for the positions of Fire Chief and Asst. Fire Chief. ****

Motion by Shapiro, second by Maxey to approve the job descriptions. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Lipinski, yea; Maxey, yea; Shapiro, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

11. A. Discussion and possible action on an Ordinance Adopting Title 19, chapter 19.20 related to the town center revitalization district, adopting section 19.20.010, 19.20.020, 19.20.030, 19.20.040, 19.20.050, 19.20.060, 19.20.070 and 19.20.080 all pertaining to the town center revitalization district and providing for repeal of conflicting ordinances, severability and declaring an emergency. ****

Attorney Love stated that this Ordinance was years in the making and was unanimously recommended for approval by the Planning Commission. City Planner Wiley Rice explained how this came about and all the work that went into it. He state that it gives the city a vision of what they want for the city in the future. The Mayor was concerned about the wording and that anything in the Town Center would go before the Planning Commission. He stated that years ago the Planning Commission heard everything that was proposed and many things never came to be. He does not want to go backwards, he wants the city to keep moving forward and agrees that the PUD's should go to the Planning Commission but not everything else.

Motion by Shapiro, second by Ryan to send the ordinance back to the Planning Commission to address the issues. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Lipinski, yea; Maxey, yea; Shapiro, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

B. Approval of the emergency clause.

Moot.

12. A. Discussion and possible action on an Ordinance amending Title 2, Chapter 2.12, Section 2.12.515 regarding the powers of the Fire Department to conduct inspections, enter onto property, conduct investigations and adding the power to issue citations. *****

Attorney Love stated that this adds the authority to issue citations.

Motion by Maxey, second by Ryan to approve the Ordinance. Poll vote: McClure, yea; Godwin, nay; Ryan, yea; Lipinski, yea; Maxey, yea; Shapiro, out during the vote; Fuhrman, yea; and Woolley, yea.

Motion Passed.

B. Approval of the emergency clause.

Motion by Ryan, second by Maxey to approve the emergency clause. Poll vote: McClure, yea; Godwin, nay; Ryan, yea; Lipinski, yea; Maxey, yea; Shapiro, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed.

Item 13 was heard before item 9.

13. A. Discussion and possible action on an Ordinance amending Title 3, Chapter 3.04, Section 3.04.010 amending the bidding requirement from \$7,500 to \$50,000. *****

Attorney Love stated that under state law construction contracts require bidding. No other city is as restrictive on purchasing and bidding as Warr Acres. However the people asked for a dollar to be set so the Ordinance must state a specific amount. Councilman Fuhrman stated he was concerned about the \$50,000 figure and would like for it to be lower. He was told that even with the \$50,000 any large purchase would still require council approval. Attorney Love stated that purchase were also limited to budget appropriation.

Motion by Maxey, second by Shapiro to approve the Ordinance. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Lipinski, yea; Maxey, yea; Shapiro, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

B. Approval of the emergency clause.

Motion by Ryan, second by Maxey to approve the emergency clause. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Lipinski, yea; Maxey, yea; Shapiro, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

14. Questions and Comments from Council.

Councilman Lipinski stated that he responded to the letter that they each received in their box.

Councilman Ryan commented on the letter and an email.

Councilman Godwin stated he would like the council to have lapel pins.

Councilman Fuhrman stated he thought it was interesting that the letter was from a person that lives in Oklahoma City.

Mayor Woolley thanked the council for their time and dedication to the city.

15. Discussion and possible action concerning contract negotiations for FY 2014 with IAFF Local #2374 and 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/Koger/Patty

Motion by Ryan, second by Godwin to enter into executive session. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Lipinski, yea; Maxey, yea; Shapiro, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

The council took a 10 minute recess and entered into executive session at 8:59 p.m.

Councilman Shapiro left during the executive session.

The council returned to open session at 10:32 p.m. With no action taken.

16. 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.

17. Adjournment.

Motion by Godwin, second by Fuhrman to adjourn. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Lipinski, yea; Maxey, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

The meeting was adjourned at 10:36 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer

MINUTES

CITY OF WARR ACRES PUBLIC WORKS AUTHORITY MEETING TUESDAY

APRIL 15, 2014

6:00 p.m.

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

1. The meeting was called to order at 10:36 p.m. Declaration of a quorum present was given.

ROLL CALL

PRESENT

Chairman Patrick Woolley
Trustee Stephen Fuhrman
Trustee Donnie Ryan
Trustee Glen Lipinski
Trustee William McClure
Trustee Roger Godwin
Trustee Cathy Maxey

ABSENT

Trustee James Mickley
Vice Chairman Stewart Shapiro

2. Approve the minutes of the Warr Acres Public Works Authority Meeting of March 18, 2014. ****

Motion by Ryan, second by Godwin to approve the minutes. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Lipinski, yea; Maxey, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

3. Approve payment of claim in the amount of \$57,292.50 to the Bethany-Warr Acres Public Works Authority for the Warr Acres portion of the Joint Trust and Bond Retirement for the month of March, 2014.

Motion by Godwin, second by Ryan to approve the payment. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Lipinski, yea; Maxey, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

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

Motion by Fuhrman, second by Ryan to approve the payment of claims. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Lipinski, yea; Maxey, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

5. Adjournment.

Motion by Ryan, second by Godwin to adjourn. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Lipinski, yea; Maxey, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

The meeting was adjourned at 10:38 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer