

MINUTES

CITY OF WARR ACRES
REGULAR CITY COUNCIL MEETING
TUESDAY
JULY 17, 2012
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 Koger and the Invocation was given by Mayor Woolley.

ROLL CALL

PRESENT

Mayor Patrick Woolley
Vice-Mayor Stewart Shapiro
Councilman Stephen Fuhrman
Councilwoman Cathy Maxey
Councilman James Mickley
Councilman William McClure
Councilman Roger Godwin (arrived at 6:10p.m.)
Councilman David Dirkschneider

ABSENT

Councilwoman Jan Blake

STAFF PRESENT

Matthew Love, City Attorney
Roger Patty, Police Chief
Kenny Koger, Fire Chief
Mike Turman, Public Works Director
Pamela McDowell-Ramirez, City Clerk
Wiley Rice, Jr., City Planner

2. Call to the Public.

Barbara Harris questioned the council if they had read the Ordinance pertaining to 19.39 because she wanted to make sure the council did not act like the Congress and pass something they had not looked at. Attorney Love stated that this Ordinance was not ready yet because the Planning Commission requested several revisions and they want another chance to look at it after the revisions have been made before it goes to the council for approval. Ms. Harris stated that she had read the old version of 19.39 in the code and understands the new version has done away with the majority of the old version so she is just asking the council to be sure and review it before they vote on it.

Item 6 was heard before item 3.

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 June 19, 2012. ****

B. Approval of Expenditures ****	General Fund	\$ 132,347.34
	Public Safety Fund	\$ 110,472.11
	CIP Fund	\$ 2,957.00

C. Approval of Actual Expenditures for June 2012 and Proposed Expenditures for July 2012. ****

D. Sales Tax History Report. ****

Councilman Fuhrman asked for Item A. to be pulled and voted on separately.

Motion by Maxey, second by Dirkschneider to approve items B, C and D of the consent docket. Poll vote: McClure, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

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

Motion by Dirkschneider, second by Maxey to approve item A. Poll vote: McClure, yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, nay; Shapiro, yea; and Woolley, yea.

Motion Passed.

Councilman Shapiro asked why Councilman Fuhrman wanted the minutes pulled and why he voted no to approve. Councilman Fuhrman stated that he really wanted to bring his reason up at council comment time but that at the last meeting Councilman Dirkschneider asked for an item to be on the agenda this time to discuss utility rates and there was nothing in the minutes referencing that request and nothing on this agenda to discuss. Clerk Ramirez stated that the request was made at the May meeting and there was an item on the June meeting and she referred to the minutes in the packet to page 6 and 7 that showed the item and the discussion. She stated that Councilman Dirkschneider did not have any information at the time to discuss and that the committee was going to get more information and meet before this council meeting.

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

Chief Patty-the City has been approved for a 2012-2013 Highway Safety Grant.

Chief Koger-they turned in grant paperwork for next year. They are hosting a National class at the hotel for the first time ever.

Attorney Love-there will be a public hearing for non-payment of utilities on Thursday morning at 9:00 a.m.

PWD Turman-the new Rear load Sanitation truck should be here by August 10th, OG&E has changed out poles in many areas of the city, 46th and Meridian had the last of the concrete poured today and will take about 7 days to cure.

Planner Rice-the ordinance changes requested by the Planning Commission are on the way, old zoning maps were found and placed in the vault at City Hall and the original zoning map is part of the original ordinance. Mayor Woolley stated that it would be beneficial for the councilmembers to attend the next Planning Commission meeting so they get a better understanding of what they will be given to vote on at the next Council meeting.

6. Final Public Hearing, discussion and possible action on regarding an amendment to the Title 19 Zoning Regulations; in particular an amendment to Chapter 19.39 PUD (Planned Unit Development) District. (Planning Commission did not take action on this item so they will have further discussion at the next meeting.)

Motion by second by to continue the item to the August 21st meeting. Poll vote: McClure, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

Item 3 was heard after item 6.

7. Discussion and possible action on appropriation of the Use Tax for the first and second quarters in the amount of \$108,840.26 and authorization to pay OMRF, to pay down on the unfunded liability.

Motion by Shapiro, second by Dirkschneider to approve the appropriation and send the payment to OMRF. Poll vote: McClure, yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

8. Discussion and possible action on approving the annual Oklahoma County Jail Service Agreement. *****

Motion by Shapiro, second by Dirkschneider to approve the agreement. Poll vote: McClure, yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

9. Discussion and possible action on approving the annual Mutual Cooperation Agreement with Oklahoma County Commissioners relating to street repairs or construction. ****

Attorney Love stated that this will allow the city the option of getting help from the County and if they do expenses would be incurred at that time and he recommends approval. The city in the past has had some work done by the county but most is done by the city itself.

Motion by Mickley, second by Dirkschneider to approve the agreement. Poll vote: McClure, yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

10. Discussion and possible action on approving a new Mutual Cooperation Agreement with Oklahoma County Commissioners for mowing and patching. ****

Attorney Love stated that this agreement needs to have a non-appropriation clause added to it and recommended moving it to the next meeting to give him time to take care of it.

Motion by Maxey, second by Godwin to continue the item to the August 21st meeting. Poll vote: McClure, yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

11. Discussion and possible action to approve purchasing a 2013 Ford Police Interceptor from Vance Country Ford in Guthrie from State Contract at a price of \$28,615. Funds to come from the Police department budget from the Safety Equipment line item. (Impound fees account) *Patty* ****

Chief Patty stated that he has managed the fleet to allow for no new cars to be needed until 2014 so they would have time to see what the new cars would be like and they could research the different ones. He said that this Ford Interceptor seems to be a great car and OKC is ordering 84 of them. He said that he would like to purchase one from his Safety account and put it on the street 24/7 to see how it does and see what the reaction of the public is to an all-black car. Also, this will give them the chance to see how well it holds up with extreme use.

Motion by Dirkschneider, second by Mickley to approve the purchase of a 2013 Ford Police Interceptor. Poll vote: McClure, yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

12. Discussion and possible action to approve the bid specs and authorize the Public Works Director to advertise for bids for a new residential rear loading garbage truck (truck chassis and packer). *Turman* ****

PWD Turman stated that currently the city has two 2003 trucks and one 2007 truck that are used every day. He said that 5 years is about as long a life as you can get out of them considering how much they are used. This truck will have tipper so that if they city decides to go with big blues the truck will be properly equipped. The budget was for \$150,000 and with all options cost estimate is around \$155,000 so we will see what the bids come in at.

Motion by Maxey, second by Dirkschneider to approve the specs and authorize PWD Turman to advertise for bids. Poll vote: McClure, yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

13. Discussion and possible action to approve the bid specs and authorize the Public Works Director to advertise for bids for a new automatic gate system for the main entrance of the Public Works Yard located at 6045 NW 50th St. *Turman* ****

PWD Turman stated that it is hard to open and is left open for long periods of time. Chief Patty stated that for security alone it would be a big plus.

Motion by Shapiro, second by Mickley to approve the specs and authorize PWD Turman to advertise for bids. Poll vote: McClure, yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

14. Discussion and possible action to approve the bid specs and authorize the City Clerk to advertise for bids for signage for City Hall and for NW 39th Expressway. ****

Councilman Mickley asked if these signs would have the people on the one at City Hall and no people on the ones on 39th. He was told that was correct.

Motion by Mickley, second by Maxey to approve the specs and authorize the Clerk to advertise for bids. Poll vote: McClure, yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

15. Discussion and possible action to approve the bid specs and authorize the City Clerk to advertise for bids for the landscaping project for City Hall. ****

Councilman Fuhrman asked if the issue on lighting was resolved in the specs. PWD Turman stated it had been and is shown on the drawings.

Motion by Maxey, second by Godwin to approve the specs and authorize the Clerk to advertise for bids. Poll vote: McClure, yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

16. Discussion and possible action on Resolution #470 approving the 3% Nine-One-One fee for 2013. ****

Motion by Shapiro, second by Godwin to approve Resolution #470. Poll vote: McClure, yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

17. Discussion and possible action concerning contract negotiations for FY 2012 with IAFF Local #2374, 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 Godwin to enter into executive session. Poll vote: McClure, yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

The council entered into executive session at 6:54 p.m.

The council returned to open session at 7:13 p.m. With no action taken

18. Questions and Comments from Council.

Maxey-asked if now that the Community Center had been upgraded is it time to adjust the rental rate. The Mayor stated he would check into it.

Mickley-Life Church has a train engine and they allow the kids to go out and blow the whistle. He has spoken to them about how loud and often it is being blown and they have told him it will be gone soon.

Fuhrman-would like to see nice landscaping around the Community Center. He thanked Chief Patty and Officer Allen for the ride along, he said they really do a great job. He also thanked Mike and Keith for taking care of a property and stated that the city might look into hiring more people to get the city cleaned up. He said that he requested information from the City Clerk on rates and found out that the information was unable to be obtained from the software. He stated that the city may want to look into getting new software because you should be able to hit a button and retrieve any kind of information that is needed.

Shapiro-said he has been through these same issues when he was in administration at the University level and he would not punish the ones that pay their bills by raising rates because of the ones that don't pay.

Dirkschneider-thanks for getting 46th and Meridian fixed it looks great and thanks to Vatterott College for stating their location as Warr Acres in their ads.

Godwin-went over to Yukon with Mayor and Mike to talk to their City Manager and look at their transfer station. He has talked to Matt about working with legislature and he has spoken with Kern and left a message for Hall. He has also talked to Carolyn Durbin about fitness and health grants that the city could apply for to possibly build trails that would connect the ones that run through OKC.

McClure-thanks to Keith for taking care of a property with tall grass. He commented that he called city hall about dirt in the street and was told to call OKC it was a water issue. He said that there needs to be something done so that employees do not tell citizens to call; the city needs to handle the situation. He asked about the business that was being run out of the home on Hammond and all the employees parking along the street. Attorney Love stated that the city would need to define business in the code to make it not allowed. Councilman McClure questioned what was being done about the RV sitting on the drive in front of the house on MacArthur. He was told that it was legally there because the code allowed for it to be parked on the driveway. He stated someone was living in the trailer. Attorney Love stated that he had only been asked to check on if it was park legally or not, he knew nothing about someone living in the trailer. The city will check and see if someone is living in the trailer.

19. 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.

20. Adjournment.

Motion by Dirkschneider, second by Godwin to adjourn. Poll vote: McClure, yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, 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

MINUTES

CITY OF WARR ACRES
PUBLIC WORKS AUTHORITY MEETING
TUESDAY
JULY 17, 2012
6:00 p.m.

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

1. The meeting was called to order at 7:44 p.m. Declaration of a quorum present was given.

ROLL CALL

PRESENT

Chairman Patrick Woolley
Vice-Chair Stewart Shapiro
Trustee Stephen Fuhrman
Trustee Cathy Maxey
Trustee James Mickley
Trustee Bill McClure
Trustee Roger Godwin
Trustee David Dirkschneider

ABSENT

Trustee Jan Blake

2. Approve the minutes of the Warr Acres Public Works Authority Meeting of June 19, 2012. ****

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

Motion Passed Unanimously.

3. Approve payment of claim in the amount of \$50,040.83 to the Bethany-Warr Acres Public Works Authority for the Warr Acres portion of the Joint Trust and Bond Retirement for the month of July, 2012.

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

Motion Passed Unanimously.

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

Motion by Dirkschneider, second by Godwin to approve the claims. Poll vote: McClure, yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

5. Adjournment.

Motion by Godwin, second by Dirkschneider to adjourn. Poll vote: McClure, yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

The meeting was adjourned at 7:45 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk

MINUTES

**CITY OF WARR ACRES
SPECIAL
ECONOMIC DEVELOPMENT AUTHORITY MEETING
TUESDAY
JULY 17, 2012
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 7:46 p.m. Declaration of a quorum present was given.

ROLL CALL

PRESENT

Chairman Patrick Woolley
Vice-Chair Stewart Shapiro
Trustee Stephen Fuhrman
Trustee Cathy Maxey
Trustee James Mickley
Trustee Bill McClure
Trustee Roger Godwin
Trustee David Dirkschneider

ABSENT

Trustee Jan Blake

2. Approve the minutes of the Economic Development Authority meeting of June 19, 2012.

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

Motion Passed Unanimously.

3. Approval of payment of claims for Economic Development. *****

Motion by Godwin, second by Dirkschneider to approve the claims. Poll vote: McClure,
yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro,
yea; and Woolley, yea.

Motion Passed Unanimously.

4. Adjournment.

Motion by Dirkschneider, second by Godwin to adjourn. Poll vote: McClure, yea; Godwin, yea; Dirkschneider, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; Shapiro, yea; and Woolley, yea.

Motion Passed Unanimously.

The meeting was adjourned at 7:47 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk