

MINUTES

CITY OF WARR ACRES
REGULAR CITY COUNCIL MEETING
TUESDAY,
AUGUST 20, 2013
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 Vice Mayor Shapiro.

ROLL CALL

PRESENT

Vice Mayor Stewart Shapiro
Councilman Roger Godwin
Councilman William McClure
Councilman Donnie Ryan
Councilman Stephen Fuhrman
Councilwoman Cathy Maxey
Councilman James Mickley

ABSENT

Mayor Patrick Woolley
Councilwoman Jan Blake

STAFF PRESENT

Matt Love, City Attorney
Craig Wallace, City Engineer
Wiley Rice, City Planner
Hugh Osborn, Deputy Police Chief
Kenny Koger, Fire Chief
Mike Turman, Public Works Director
Pamela McDowell-Ramirez, City Clerk

2. Call to the Public.

Lois Miers- told the council that water in front of her house will not drain and wanted to know what the city was going to do.

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 July 16, 2013. *****

B. Approval of Expenditures *****

General Fund	\$ 165,606.23
Res for Cap Fund	\$ 12,750.00
CIP Fund	\$ 6,947.00

- C. Approval of Actual Expenditures for July 2013 and Proposed Expenditures for August 2013. ****
- D. Sales Tax History Report. ****
- E. Authorize Mayor to purchase six 2010 Ford Crown Vic Police Units from Missouri Highway Patrol, at a cost of \$86,700 and monies to come from police impound fees. ****

Councilwoman Maxey asked for item A to be pulled and voted on separately.

Motion by Maxey, second by Godwin to approve item B, C, D, and E of the consent docket. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; and Shapiro, yea.

Motion Passed Unanimously.

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

Motion by Godwin, second by Fuhrman to approve item A of the consent docket. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Maxey, abstain; Mickley, abstain; Fuhrman, yea; and Shapiro, yea.

Motion Passed.

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

Deputy Chief Osborn stated that Chief Patty was doing well and if anyone had any questions please feel free to give him a call.

Clerk Ramirez stated that for anyone that attended Putnam City Schools or grew up in the area the Putnam City Centennial book was now on sale at the administration office for \$75 it contains some great stories and pictures and a DVD with more pictures. The city has one that will be kept in the conference room if anyone would like to look at it.

Attorney Love said the debate had begun over the comprehensive plan ordinances and the future discussions look to be very lively. Vice Mayor Shapiro stated that the council needed to attend the Planning Commission meetings to get all the needed information before the items come before the council for a vote.

PWD Turman said they are working hard to keep up with all the weeds and nuisances due to all the rain. The new Wal Mart Market construction is moving right along and is set to open in October. Due to all the rain they have been keeping a check on several bridges in the city that may have had some erosion around them.

Engineer Wallace said the city has been approved on the 50th overlay project and the safety project so he will work on securing the 2013 funding from ACOG but since school has already started the projects will probably not be done until school lets out next summer.

Planner Rice the city has now entered the next phase of the comprehensive plan changes and that is setting out the ordinances that put the regulations and restrictions in place.

6. Final Public Hearing, discussion and possible action on a Use Subject to Review for a proposed Daycare/After School Program located in C-3 zoning. Location: 5805 NW 50th St. Applicant: Stephen Johnson. Planning Commission recommended approval with the following stipulation: the occupant load shall not exceed 20 people total (students, staff and parents). ****

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

Motion Passed Unanimously.

Attorney Love stated the applicant is present and also has counsel with him if anyone has questions. PWD Turman told the council there was one address mix up but it was taken care of and there were no protests.

No one wished to speak at the public hearing.

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

Motion Passed Unanimously.

Steven Johnson, the applicant, is a teacher at Central Middle school and is a certified personal trainer that works part time for Integris. He wants to start an after school program for kids in 1st-5th grade to teach them good exercise and eating habits. It would be from 3:30-6:00 pm. He also does personal training in the evenings after the kids are gone for adults by appointment only. Attorney Love stated that this is not a Daycare but the wording per the city codes was the closest they could find to describe the activity.

Motion by Godwin, second by Ryan to approve the Use Subject to Review with the stipulations set out by the Planning Commission. Poll vote: McClure, yea; Godwin, yea; Ryan, yea; Maxey, yea; Mickley, yea; Fuhrman, yea; and Shapiro, yea.

Motion Passed Unanimously.

7. Discussion and possible action on increasing the Sewer and Line Maintenance rates.
*Fuhrman*****

Councilman Fuhrman started off by telling the council that there had been a meeting between himself, the Mayor, Mike, Pam and Veronica to discuss the rates. He explained how the percentage of increase was decided on and that the increase on the usage would be greater than the increase on the base because it is a controllable. The amount of water used in the months of December, January and February are the months used to get the average for the following year's usage rate. If the consumer is thrifty with water usage during this time they will be able to lower the increase. The percentage of increase is greater for the businesses than for the residents and out of town users have the greatest increase at 40%. Councilman Godwin stated that he was in total agreement that there needed to be an increase because the city cannot keep going the way it is. He questioned Councilman Fuhrman as to whether it would be a one-time increase or a gradual increase. Vice Mayor Shapiro stated that he has long been against raising the rates but has come to the conclusion that maybe something can be negotiated. He gave demographics of the city stating that 15.7% of the residents are 65 or older and the majority of those are women and many are raising grandchildren. The per capita income is \$20,966 and 16.6% of the residents are below the poverty line. He stated he wanted to see exactly what the city would be getting with the increased rates, one new person, two people, what will the benefit be. He said people of fixed incomes must be considered. Councilman McClure said the city is a business, that's true; they are elected by not just the young or the old but by the citizens of Warr Acres. We work for all of the people our job is to, it's like a parent you raise your kids you teach them right from wrong and someday they will stand on their own. The city has to do the same thing it is the same as a business, he asked Councilwoman Maxey if she had to pay for the products for her customers how long she would be in business, if she had to pay extra for some motorcycle part. Councilwoman Maxey stated that if they had more money coming in, yea they would do it. Councilman McClure stated yes if you had more money coming in, but the business has to support itself. Councilwoman Maxey said that they can't just go \$5 up on a person that is a lot of money. Councilman McClure said yes that's a lot of money but our rates right now we are paying half of what everybody else pays. He continued by asking so are we going to keep going the way it is. Councilwoman Maxey said it is already providing so what change have we made. Councilman McClure asked are you getting your sewer taken care of every month, we have to pay our share of the sewer system, we have to maintain the lines, we will have to update the system, it is part of what the city has to do. We have to make the city grow. Councilwoman Maxey said right and we still have the money coming in to subsidize it. Councilman McClure stated so we are going to just subsidize it. Councilwoman Maxey stated we have the money coming in from the taxes from the business here. Councilman McClure said so we are going to subsidize it from the tax money and it won't support itself. Councilman Fuhrman stated that isn't fair to the businesses that are here, even though he said he did a larger increase for the businesses, the businesses collect and submit sales tax because they are required to. When we raise sales tax it hurts our businesses because the people can go across the street to OKC and pay less. It is not fair for our businesses, to keep making them pay so the people don't have to pay to flush their toilets. Councilman Fuhrman continued saying what it comes down to is if I go home tonight and flush my toilet and I discover the city lines are backed up I am going to be calling the city expecting someone to come fix it, somebody has to pay for that. He also stated that it is not a \$5 increase it is \$3.40. Mr. Wehba

stepped up and handed in a paper to be allowed to speak while there was a discussion between Councilman Fuhrman and Councilman Mickley as to how the increases were calculated. Councilman Fuhrman stated there are six different designations as to the way we charge and then explained the increase for each. PWD Turman explained the information he had included in the agenda packet and said it was a snapshot of actual expenses from the Mayor down as well as cost of equipment. His information included current expenses, what they would be if added one new person and what it would be if two were added. Bob Wehba addressed the council saying there are members of this country's greatest generation that would rather go hungry than to admit they can't pay their bills, and they will go hungry if it comes to paying or not paying their bills, and you sir, referring to Councilman McClure, I don't even know (inaudible) care what I think about you right now. You have a moral obligation; we all have a moral obligation, to take care of our seniors, go spend some time down at the community center. Councilwoman Maxey said they can't even afford to eat lunch, they go there to eat lunch. Vice Mayor Shapiro asked Mr. Wehba to finish, please. Mr. Wehba continued, secondarily, what's next, next year are we going to have to raise the fees for ambulance service because I understand that the new people coming in, that are taking over the ambulance service are going to demand more money from Oklahoma City and Tulsa, it was in yesterdays paper or todays paper and I suggest that you read it. What's next, sewer line maintenance fund, if we gotta raise them, you gotta raise them, but you gotta keep in mind that we gotta keep these folks that gave so much for this country, in mind, regardless of who the hell pays for it. Vice Mayor Shapiro stated that all the arguments for and against are very important. The council needs to decide how they want to proceed and the item will be back on the agenda next month.

8. Discussion and possible action to approve the annual Fire Equipment agreement between Oklahoma County Emergency Management and the City. ****

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

Motion Passed Unanimously.

9. Discussion and possible action to approve the agreement with Putnam City Schools for a crossing guard. ****

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

Motion Passed Unanimously.

10. 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

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

Motion Passed Unanimously.

The council took a 15 minute recess and then entered into executive session at 7:20 p.m.

The council returned to open session at 7:36 p.m. with no action taken.

11. Questions and Comments from Council.

Councilman Mickley asked if there was something that could be done about high grass on undeveloped land.

Councilman Fuhrman said he likes the direction the city is going with the Comprehensive Plan. He also has a laundry list of things he feels need to be addressed to make sure the city keeps moving forward and wants a plan for long term for code updates, new facilities, etc.

Several members thanked Vice Mayor Shapiro for stepping in and running the meeting in the Mayor's absence.

Councilman McClure said the parking issue on Hammond is getting worse every day and asked if it needed to be handled by the council or the traffic commission. He was told that if he was looking for signage for no parking then it needed to go to the traffic commission and he needed to give the information to the Police Chief.

Vice Mayor Shapiro it was a surprise for him to chair the meeting and thanked everyone for the cooperation and looks forward to the next meeting and special thanks to Councilman Fuhrman for all the work he has done on the sewer rates.

12. 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.

13. Adjournment.

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

Motion Passed Unanimously.

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

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer

MINUTES

**CITY OF WARR ACRES
PUBLIC WORKS AUTHORITY MEETING
TUESDAY
AUGUST 20, 2013**

6:00 p.m.

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

1. The meeting was called to order at 7:45 P.M. Declaration of a quorum present was given.

ROLL CALL

PRESENT

Vice Chairman Stewart Shapiro
Trustee Stephen Fuhrman
Trustee Donnie Ryan
Trustee William McClure
Trustee Roger Godwin
Trustee Cathy Maxey
Trustee James Mickley

ABSENT

Chairman Patrick Woolley
Trustee Jan Blake

2. Approve the minutes of the Warr Acres Public Works Authority Meeting of July 16, 2013. ****

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

Motion Passed.

3. Approve payment of claim in the amount of \$59,126.73 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, 2013.

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

Motion Passed Unanimously.

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

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

Motion Passed Unanimously.

5. Adjournment.

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

Motion Passed Unanimously.

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

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer