

MINUTES

**CITY OF WARR ACRES
REGULAR CITY COUNCIL MEETING
TUESDAY,
MARCH 15, 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 Asst. Chief Mahaffey 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 Glenn Lipinski
Councilman Donnie Ryan

ABSENT

Councilman Jimmy Bullen

STAFF PRESENT

Matt Love, City Attorney
Roger Patty, Police Chief
Jason Mahaffey, Asst. Fire Chief
Kevin Strong, Inspector
Pamela McDowell-Ramirez, City Clerk/Treasurer
Craig Wallace, Engineer
Wiley Rice, City Planner

2. Discussion and possible action on appointing a Vice-Mayor and swearing in.

The Mayor stated that he would like for Jim Mickley to continue serving as Vice-Mayor.

Motion by Ryan, second by Knipp to appoint Jim Mickley as Vice-Mayor. Poll vote: Knipp, yea; Ryan, yea; Lipinski, yea; Broadwater, yea; Mickley, yea; Allsup, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

The Mayor swore Jim Mickley in as Vice-Mayor.

3. Call to the Public.

Moot.

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 February 16, 2016 and Special meeting of March 8, 2016. *****

- B. Approval of Expenditures *****

General Fund	\$ 144,923.30
Emergency Fund	\$ 36,729.96
CIP Fund	\$ 72,272.99

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

- D. Sales Tax History Report. *****

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

Motion Passed Unanimously.

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

Moot.

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

Patty-the department will start derelict vehicle sweep next week.

Love-emailed everyone that he had addresses for that Senate Bill 1029 passed the Senate with the title on it and it has had its first reading in the House.

Strong-read through the PWD's report. Councilman Lipinski said that he has heard from some businesses that are upset about the way the temp signs are being handled.

Wallace-project is moving along, sidewalks are delayed and really want to get them done during the summer.

Rice-just back from New York and that is some crazy place for planners. The planning commission will continue working on the SPUD.

7. Discussion and possible action on authorizing the Fire Chief to hire an additional firefighter.

Asst. Chief Mahaffey told the council that there is a possibility that there could be 5 guys retire in July. They would like to hire a new person to get them in and get them trained. Councilman Allsup asked if this wasn't what the talked about at budget time. The Mayor stated that he would not hire any until they know if the guys are going out. The question was raised as to whether this was to replace guys that were leaving or adding to the department. Ideally they would like to go to 6 man shifts which would help lower ISO ratings even more. The Mayor stated that it was to replace guys that were leaving.

Motion by Mickley, second by Fuhrman to approve hiring one additional firefighter. Poll vote: Knipp, yea; Ryan, yea; Lipinski, yea; Broadwater, yea; Mickley, yea; Allsup, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

8. Discussion and possible action on a Tort Claim filed by Kerry Rice in regards to door being kicked in by the Fire department responding to a medical call, the calling party gave the wrong address. The city's insurance company has recommended denial. ****

Councilman Ryan said he spoke to Mr. Rice and told him he should try finding the caller and getting the money for his door from them. The Fire and Police responded to the call and address they were given and they had every reason to believe there was a person inside dying.

Motion by Fuhrman, second by Knipp to deny the claim. Poll vote: Knipp, yea; Ryan, yea; Lipinski, yea; Broadwater, yea; Mickley, yea; Allsup, nay; Fuhrman, yea; and Woolley, nay.

Motion Passed.

9. Discussion and possible action re-appoint James Eggert, Ward II to the Board of Adjustment. Term to expire October 2018.

Councilman Fuhrman told the council that Mr. Eggert has been serving on the BOA and would like to continue. He thanked Mr. Eggert for coming to the meeting, saying it is nice to put a name and a face together.

Motion by Fuhrman, second by Knipp to approve the re-appointment of James Eggert. Poll vote: Knipp, yea; Ryan, yea; Lipinski, yea; Broadwater, yea; Mickley, yea; Allsup, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

10. Discussion and possible action to appoint Travis Masters, Ward IV to the Board of Adjustment. Term to expire October 2018.

Councilman Lipinski stated that he met Mr. Masters a few weeks ago and felt that he might be a good person for the BOA. He called him and he stated that he would like to serve. Mr. Masters was present and introduced himself to the council.

Motion by Lipinski, second by Mickley to approve the appointment of Travis Masters. Poll vote: Knipp, yea; Ryan, yea; Lipinski, yea; Broadwater, yea; Mickley, yea; Allsup, yea; Fuhrman, yea; and Woolley, yea.

Motion Passed Unanimously.

11. Discussion and possible action on a Resolution calling for a Special Election asking for propositions to be placed on the ballot for the election to be held on June 28, 2016, asking the citizens to vote on a proposed Charter changes to, Article 7, Sections 7-1, effective time for term to begin for Mayor and Councilmen; Article 7, Section 7-3, filling period as set out by Senate Bill 399; Article 7, Section 7-4, dates for primary elections set out by Senate Bill 312; and Article 2, Section 2-9 regarding the procedure for filling vacancies for Mayor and Councilmen. ****

There was much discussion about it being too complicated for the residents to understand and what if they only approved part of the changes and not all. Could the propositions be consolidated? Attorney Love stated that Clerk Ramirez had done a good job of writing the Resolution and actually included the wording straight from State Law. He stated that it would be better to leave it as is. The council wanted to know how the residents would know about the changes. Clerk Ramirez stated that it will be published twice in the Tribune, posted on the Web, posted out front in the marquee, posted in the lobby and in the newsletter for the next few months leading up to the election. She also stated that it was also up to the council to get the word out to their constituents. The question was raised that if only part of them passed would they be able to put them on another election. Attorney Love stated that they would have to see which future elections it could be placed on if not approved. Attorney Love stated that they needed to explain that if not passed then the city would have to hold their own elections and would be at a much higher cost. It was recommended that the Resolution be also posted at the Library and the Community Center.

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

Motion Passed Unanimously.

12. Questions and Comments from Council.

Ryan-is running for District 84 seat being vacated by Sally Kern. Thanked the Fire department for the donation he heard they made of water and other items. He has had a complaint about the timing of the light at 50th and Mac.

Broadwater-congrats to Jim on Vice Mayor. He hates what happened to Mr. Rice and the door situation and stated he wished there was something they could do.

Fuhrman-Mayor eluded to the ACO Shelter and he wants to get stuff done. He has suggestions of ways to move forward and the Attorney has shot him down on a couple but would like for council to hear ideas. He said they could use a PUD or possibly go to the BOA for a variance in order to use a prefab building and only brick a portion of it. Wants to look at doing it a little at a time.

Woolley-thanks to Jim for agreeing to be the Vice Mayor. He really needs him he does a lot of work and attends lots of meetings for the city.

13. Adjournment.

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

Motion Passed Unanimously.

The meeting was adjourned at 7:54 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer

MINUTES

CITY OF WARR ACRES
PUBLIC WORKS AUTHORITY MEETING
TUESDAY
MARCH 15, 2016
6:00 p.m.

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

1. The meeting was called to order at 7:54 p.m. Declaration of a quorum present was given.

ROLL CALL

PRESENT

Chairman Patrick Woolley
Vice Chairman James Mickley (in at 7:55)
Trustee Bo Broadwater
Trustee Blayne Allsup
Trustee Stephen Fuhrman
Trustee John Knipp
Trustee Glenn Lipinski
Trustee Donnie Ryan

ABSENT

Trustee Jimmy Bullen

2. Approve the minutes of the Warr Acres Public Works Authority Meeting of February 16, 2016. ****

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

Motion Passed Unanimously.

3. Approve payment of claim in the amount of \$57,711.92 to the Bethany-Warr Acres Public Works Authority for the Warr Acres portion of the Joint Trust and Bond Retirement for the month of February, 2016. ****

Motion by Ryan, second by Knipp to pay the claim. Poll vote: Knipp, yea; Ryan, yea; Lipinski, 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 \$1,895.41.

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

Motion Passed Unanimously.

5. Adjournment.

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

Motion Passed Unanimously.

The meeting was adjourned at 7:56 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer