

MINUTES

CITY OF WARR ACRES
REGULAR CITY COUNCIL MEETING
TUESDAY,
AUGUST 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 Blayne Allsup
Councilman Stephen Fuhrman
Councilman John Knipp
Councilman Donnie Ryan
Councilman Glenn Lipinski

ABSENT

Councilman Bo Broadwater
Councilman Jimmy Bullen

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. Call to the Public.

Moot.

3. Formal presentation to Zachary Hazelbaker of his badge and Fire Oath for promotion from rookie to firefighter.

Chief Coy said a few words about Zachary Hazlebaker complementing him on being a great asset to the Fire Department, all the hard work he has put in as a Rookie, and the

training he has been through. The Mayor gave Firefighter Hazelbaker his Oath of Office and Chief Coy presented him with his badge and his

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 meetings of June 21, 2016 and July 19, 2106. ****
 - B. Approval of Expenditures ****

General Fund	\$ 124,149.56
CIP Fund	\$ 2,320.00
Sewer Line Maint	\$ 4,960.00
 - C. Approval of Actual Expenditures for July 2016 and Proposed Expenditures for August 2016. ****
 - D. Sales Tax History Report. ****
 - E. Approval to send three Fire Personnel to Appleton, Wisconsin to a pre-construction conference on the New Fire Truck, at no charge to the city.

Motion by Mickley, second by Knipp to approve the consent docket. Poll vote: Lipinski, yea; Ryan, yea; Knipp, yea; Fuhrman, yea; Allsup, yea; Mickley, 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-has man power issues military leave and medical so needs to hire another officer.

Coy-handed out picture of the department taking part in their Procure event. Very proud of the work the guys do with the kids. Kids from around the world com here for treatment and the event helps get their minds off of the conditions for a little while. The department is offering fee CPR training on September 29th from 8-12:30.

Turman-Andy's frozen custard opening next week, GattiTown gone and work has begun on Incredible Pizza, 72nd street commercial construction almost finished and the city received the first of the FEMA money for the first 30 days. Councilman Lipinski asked about yellow paint that looks like it spilled out from new intersection all the way to 63rd. PWD Turman stated that they would check it out.

Wallace-worked on a questioner on the 50th and MacArthur project audit for the highway administration on utility relocation. The sidewalk project bids will be let in October.

Rice-Planning Commission to take up the landscaping Ordinance for the Town Center.

7. Acceptance of the 2015 Annual Audit.

Motion by Mickley, second by Ryan to accept the 2015 Audit. Poll vote: Lipinski, yea; Ryan, yea; Knipp, yea; Fuhrman, yea; Allsup, yea; Mickley, yea; and Woolley, yea.

Motion Passed Unanimously.

8. Discussion and possible action on the Project Agreement between ODOT and the City for the Sidewalk project and approval to pay the city's share in the amount of \$47,000. ****

Engineer Wallace stated that the city had to pay its share before bid letting.

Motion by Mickley, second by Knipp to approve the agreement and pay the city's share. Poll vote: Lipinski, yea; Ryan, yea; Knipp, yea; Fuhrman, yea; Allsup, yea; Mickley, yea; and Woolley, yea.

Motion Passed Unanimously.

9. Discussion and possible action on approval of the 2016 Audit Engagement letter and 2016 Compilation Engagement letter with Arledge & Associates, P.C. for the FY 2016 audit. ****

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

Motion Passed Unanimously.

10. Discussion and possible action on approval of the annual General Mutual Cooperation Agreement between the City of Warr Acres and the Board of County Commissioners of Oklahoma County. ****

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

Motion Passed Unanimously.

Item 13 and 14 were heard before Item 11.

11. A. Discussion and possible action on an Ordinance amending the Warr Acres Municipal code Section 19.52.045 relating to Seasonal buildings, seasonal businesses and fund raising sales/events. ****

The Mayor thanked the Planning Commission for the work they did on this Ordinance. Attorney Love gave a brief run-down of the Ordinance stating that prior to today the city looked at Seasonal as the structure, now it will be looking at the use. They removed temporary outdoor sales and made a provision for Non-profit fundraisers. Councilman Allsup stated that he had a few questions. He stated that E needed to be re-lettered as D and fundraising addresses disasters relief, is it only for disaster relief. He said it should not be restricted. Attorney Love had the document open on his computer and was making amendments as the issues were addressed. Councilman Allsup said that this was a much better draft than before, he has concerns about the increase in the fee. The fee was the recommendation of staff and the amount of time it takes. The question was raised as to how much time it takes for a regular business and the answer was about the same. Councilman Lipinski stated that he cannot justify the difference in the fee if takes same amount of time, especially if it is only going to be in business for 3 months and not long term. Councilman Fuhrman stated that if only allowed in C4 then does that mean fundraisers can only be in C4? Attorney Love stated no they can be anywhere. There was a very lengthy discussion that at times became quit heated with many different opinions being heard. Attorney Love tried to keep up with all the changes that were being thrown out, but in the end stated that he was not sure and felt that it was not going to be able to be approved at this meeting.

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

Motion Passed.

- B. Approval of the emergency clause.

Moot.

12. A. Discussion and possible action on Ordinance amending the definition of a Seasonal Building (19.08.010). *Love* ****

No Action Taken.

- B. Approval of the emergency clause.

No Action Taken.

Item 13 and 14 were heard before Item 11.

13. Discussion and possible vote to enter into executive session to discuss the status of negotiations between the City of Warr Acres and the IAFF Local #2374 for FY 2017 as

authorized under 25 O.S. Supp. 307 (B) (2), discussing negotiations concerning employees and representatives of employee groups. *McMorrow-Love*

Motion by Ryan, second by Knipp to enter into executive session. Poll vote: Lipinski, yea; Ryan, yea; Knipp, yea; Fuhrman, yea; Allsup, yea; Mickley, yea; and Woolley, yea.

Motion Passed Unanimously.

The council entered in to executive session at 6:28 p.m.

The council returned to open session at 6:59 p.m. with no action taken.

14. Discussion and possible action on the items discussed in executive session.

Moot.

15. Questions and Comments from Council.

Lipinski-concerned about the house that burned at 42nd and State. Mayor stated that CEO had been in contact with the owner. PWD Turman stated that it usually takes 30-61 days but it is under investigation and there is a legal battle. Three months have worked on how to allow the snow cone shop to work, said he is shaking his head that they cannot come up with something. He was upset about what had taken place earlier in the meeting and stated that he did not want to feel like could not voice his opinion without it being taken personally. Mayor stated everyone should be able to speak without response.

Ryan-thanks to the Planning Commission for all their work and to the Council for their lively debate this evening. Even though it is taking a long time they need to make sure they get it right. Congrats to Firefighter Hazelbaker. The 50th and MacArthur intersection looks great, thanks for those that participated in all the behind the scenes meetings that worked to get the project done. Hearing lots of praises from everyone about how it looks. He asked where they were at on the speed limit sign for 42nd and reminded everyone that school is starting this week.

Knipp-lots of vacant houses around the city that need looked at.

Allsup-Thanks to the Planning Commission and Bob for answering his questions. He said when he looks at issues he asked himself a few questions as to how it affects the health, wellbeing and safety of the citizens. This situation seems like one that they really do not need to be dealing with.

Fuhrman-Councilman Allsup was spot on. He liked Councilman Ryan's definition of not business friendly, and stated that there was great debate tonight.

Woolley-stated that Mike and Kevin did a lot of work on this and he has asked on several occasions for input from council and no one ever told him anything. When he was able

to work out the deal to get Adams Street paved no one ever said thank you. He stated that he was trying to be fair to the brick and mortar businesses. They need to get rid of grey areas, there are too many and he wants it to be clear and direct. It wasn't meant to be perfect the first time they need to keep working and make it right.

16. Adjournment.

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

Motion Passed.

The meeting was adjourned at 9:38 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer

MINUTES

**CITY OF WARR ACRES
PUBLIC WORKS AUTHORITY MEETING**

**TUESDAY
AUGUST 16, 2016
6:00 p.m.**

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

1. The meeting was called to order at 9:39 p.m. Declaration of a quorum present was given.

ROLL CALL

PRESENT

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

ABSENT

Trustee Bo Broadwater
Trustee Jimmy Bullen

2. CONSENT DOCKET: (individual items may be deleted from the consent docket for discussion and action under #3.)
 - A. Approve the minutes of the Warr Acres Public Works Authority Meeting of July 19, 2016. ****
 - B. Approve payment of claim in the amount of \$56,749.86 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, 2016. ****
 - C. Approval of payment of claims for the Sewer department for \$1,025.16.

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

Motion Passed Unanimously.

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

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

Motion Passed Unanimously.

The meeting was adjourned at 9:40 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer

MINUTES

CITY OF WARR ACRES
SPECIAL
ECONOMIC DEVELOPMENT AUTHORITY MEETING
TUESDAY
AUGUST 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 9:41 p.m. Declaration of a quorum present was given.

ROLL CALL

PRESENT

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

ABSENT

Trustee Bo Broadwater
Trustee Jimmy Bullen

2. A. Approve the minutes of the Economic Development Authority meeting of February 16, 2016 *****
B. Approve payment of claims in the amount of \$300.00.

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

Motion Passed Unanimously.

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

Moot.

4. Adjournment.

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

Motion Passed Unanimously.

The meeting was adjourned at 9:42 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer