

MINUTES

CITY OF WARR ACRES
REGULAR CITY COUNCIL MEETING
TUESDAY,
OCTOBER 15, 2019
6:00 P.M.

1. The meeting was called to order at 6:06 p.m. Declaration of a quorum present was given. The Flag salute was led by Chief Coy and the Invocation was given by Mayor Mickley.

ROLL CALL

PRESENT

Mayor James Mickley
Vice-Mayor John Knipp
Councilman Patrick Woolley
Councilman Jim Von Thaer
Councilman Jon Evans
Councilwoman Kim Allsup
Councilman Glenn Lipinski

ABSENT

Councilman Donnie Ryan
Councilman Roger Godwin

STAFF PRESENT

Matt Love, Attorney
Roger Patty, Police Chief
Stephen Coy, Fire Chief
Mike Turman, Public Works Director
Pamela McDowell-Ramirez, City Clerk/Treasurer
Craig Wallace, City Engineer
Marc Long, City Planner

2. Presentation of a Proclamation declaring October 30, 2019 Northwest Oklahoma City Chamber Day.

Moot.

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 Special meeting of September 12, 2019 and Regular meeting of September 17, 2019. ****

- | | | | |
|----|--------------------------------|--------------|---------------|
| B. | Approval of Expenditures ***** | General Fund | \$ 177,289.89 |
| | | 2019 GO Bond | \$ 42,138.00 |
| | | CIP Fund | \$ 669.79 |
| | | Sewer Line | \$ 9,173.50 |
- C. Approval of Actual Expenditures for September 2019 and Proposed Expenditures for October 2019. *****
- D. Sales Tax History Report. *****
- E. Approval of a Supplemental Appropriation of funds from the sale of property from the police property room and money in the amount of \$52,044.45 to the Police department line item Safety Equipment.

Clerk Ramirez stated that E had been approved at a previous meeting but at the time she did the agenda she could not find where it had been approved to she left it to make sure it was done.

Motion by Woolley, second by Knipp to approve A, B, C and D of the consent docket. Poll vote: Lipinski, yea; Knipp, yea; Von Thaer, yea; Woolley, yea; Evans, yea; Allsup, yea; and Mickley, 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. *****

Ramirez-finance report in packet as well as pictures of the new City Hall/Council Chambers.

Turman-building at 42nd and MacArthur is gone, they are repaving MacArthur from NW Expressway to Wilshire. Councilman Lipinski asked if the city was going to replace the sign that was destroyed at 39th and Ann Arbor. Not at this time.

7. Final Public Hearing, discussion and possible action on a medical marijuana dispensary located at 7311 N. MacArthur Blvd. Business Name: Red River Trading Corp. Applicant Name: Vahe Patatanyan or Raunak Eeman. ***** (Planning Commission recommended approval by a unanimous vote)

Motion by Knipp, second by Evans to open the public hearing. Poll vote: Lipinski, yea; Knipp, yea; Von Thaer, yea; Woolley, yea; Evans, yea; Allsup, yea; and Mickley, yea.

Motion Passed Unanimously.

Motion by Woolley, second by Allsup to close the public hearing. Poll vote: Lipinski, yea; Knipp, yea; Von Thaer, yea; Woolley, yea; Evans, yea; Allsup, yea; and Mickley, yea.

Motion Passed Unanimously.

Motion by Evans, second by Woolley to approve the medical marijuana dispensary. Poll vote: Lipinski, yea; Knipp, nay; Von Thaer, yea; Woolley, yea; Evans, yea; Allsup, yea; and Mickley, yea.

Motion Passed.

8. Discussion and possible action to approve the Cherokee Crossing Phase 4 Final Plat. ****

This item needs to be heard by the Planning Commission before the Council takes action.

9. Discussion and possible action to approve a contract with SRB for the Bond Street projects. ****

Engineer Wallace stated that this would be for all the streets in the 2019 Bond Street project for each Ward. Councilman Woolley stated that he was glad SRB would be doing the streets.

Motion by Woolley, second by Von Thaer to approve the contract with SRB for the 2019 Bond Streets Projects. Poll vote: Lipinski, yea; Knipp, yea; Von Thaer, yea; Woolley, yea; Evans, yea; Allsup, yea; and Mickley, yea.

Motion Passed Unanimously.

10. Discussion and possible action to approve a contract with Troy Rhodes and Company, Inc. for the Bond project Animal Control Facility. ****

Councilman Evans asked if the city would own the plans since the city is paying for them. Mr. Rhodes stated he would have to check with his attorney.

Motion by Woolley, second by Von Thaer to approve the contract with Troy Rhodes and Company for the Animal Control Facility. Poll vote: Lipinski, yea; Knipp, yea; Von Thaer, yea; Woolley, yea; Evans, yea; Allsup, yea; and Mickley, yea.

Motion Passed Unanimously.

11. Discussion and possible action to approve a contract with Troy Rhodes and Company, Inc. for the Bond project Police Station. ****

Motion by Woolley, second by Von Thaer to approve the contract with Troy Rhodes and Company for the 2019 Bond Police Station. Poll vote: Lipinski, yea; Knipp, yea; Von Thaer, yea; Woolley, yea; Evans, yea; Allsup, yea; and Mickley, yea.

Motion Passed Unanimously.

12. Discussion and possible action on condemnation and/or demolition of a house located at 5309 NW 47th Street. *****

The owner presented the council with a structural engineers report they had requested in September. Councilman Evans asked if there was enough insurance money left to fix the house and the owner stated that there was. The owner stated that he has cleaned up the property and apologized for it being so bad. Attorney Love stated that he understood that the owner received 50% of the insurance money and used it to pay off the mortgage. The owner stated that was correct but that he has the money in the bank to fix the house. Councilman Evans stated he would like to give the owner 30 days to get an estimate and contract to fix the house.

Motion by Evan, second by Lipinski to table to the November 19th meeting. Poll vote: Lipinski, yea; Knipp, yea; Von Thaer, yea; Woolley, yea; Evans, yea; Allsup, yea; and Mickley, yea.

Motion Passed Unanimously.

13. Discussion and possible action on authorizing Chief Patty to purchase a 2015 Ford Police Pursuit Utility vehicle from Kansas in the amount of \$21,250.00. *Patty*

Chief Patty stated that this vehicle will be purchased with money from drug seizures and the 2015 is cheaper than the 2016 he was planning on getting.

Motion by Woolley, second by Evans to authorize the Chief to purchase the vehicle. Poll vote: Lipinski, yea; Knipp, yea; Von Thaer, yea; Woolley, yea; Evans, yea; Allsup, yea; and Mickley, yea.

Motion Passed Unanimously.

14. Discussion and possible action on revoking or suspension of Oklahoma Towing and Recovery's permit and to remove them from the wrecker rotation as per Code 5.52.130 C, the company is in violation of 5.52.130 A 4. ***** *Patty*

Attorney Love stated that by Ordinance the Chief must bring any problems with wrecker service to the attention of the council. This company has failed to respond to several calls recently. Chief Patty stated that they had 7 violations and 2 days ago did it again. They have been on the list for 4 years. The owner stated that they are not allowed to run code to accident so it takes them longer, and stated that there are times they have been

called off of calls. Attorney Love asked the owner who he was saying was arbitrarily calling them off? The owner took back what he had said. Councilman Woolley asked if the city had trouble with any of the other companies and he was told no not like Oklahoma Towing and Recovery. Chief Patty stated that the dispatchers really do not have time to keep calling towing companies to find one that can respond so there is a rotation list. They have been a problem off and on over the last three years and came close to being brought to council before. The faster the vehicles are moved from the roadway the safer it is for the Police and Fire personnel working the scene. Chief Patty stated that all of the companies have copies of the Ordinance.

Motion by Knipp, second by Evans to revoke their license and remove them from the rotation. Poll vote: Lipinski, yea; Knipp, yea; Von Thaer, yea; Woolley, yea; Evans, yea; Allsup, yea; and Mickley, yea.

Motion Passed Unanimously.

15. Discussion and possible action to approve an updated annual agreement with Putnam City Schools for a crossing guard. ****

Motion by Allsup, second by Woolley to approve the agreement. Poll vote: Lipinski, yea; Knipp, yea; Von Thaer, yea; Woolley, yea; Evans, yea; Allsup, yea; and Mickley, yea.

Motion Passed Unanimously.

16. Discussion and possible action to approve a Certificate and Municipal Order to the County Clerk and County Treasurer. ****

Motion by Woolley, second by Allsup to approve the certificate. Poll vote: Lipinski, yea; Knipp, yea; Von Thaer, yea; Woolley, yea; Evans, yea; Allsup, yea; and Mickley, yea.

Motion Passed Unanimously.

17. Presentation, discussion and possible action to resolve the issues raised by the Power Point presentation entitled Warr Acres Eyesores, given by the Recycling group Trashy Friends.

The ladies gave a presentation showing pictures of properties that need cleaned up or have multiple vehicles in their yards or in the street. A couple of the properties have been cleaned up. They recommended that the city pass an ordinance limiting how many vehicles a household could have based on how many drivers live in the home. They said boats, RV's and grills should all be in the backyard. Jane Kenney stated that the people in Ward I don't have the problems they have in Ward IV because they have HOA's that won't allow properties to get bad. Barbara Harris stated that all the pictures were taken in April and many are still the same, there are no codes to cover some of the problems. Councilman Lipinski stated that he wished the city had a magic wand to make people fix their ugly properties.

18. Discussion and possible action on Resolution #539 calling for the 2020 election for the office of Councilmen. *****

Motion by Mickley, second by Woolley to approve the election resolution. Poll vote: Lipinski, yea; Knipp, yea; Von Thayer, yea; Woolley, yea; Evans, yea; Allsup, yea; and Mickley, yea.

Motion Passed Unanimously.

19. Discussion and possible vote to enter into executive session to discuss the status of negotiations between the City of Warr Acres and the FOP Lodge #145 and IAFF Local #2374 for FY 2020 as authorized under 25 O.S. Supp. 307 (B) (2), discussing negotiations concerning employees and representatives of employee groups.
McMorrow-Love

This item was pulled from the agenda.

20. Discussion and possible action to enter into executive session to discuss pending litigation (Oklahoma County CV-2019-1805) as authorized by 25 O.S. Section 307(B)(4) (Confidential communications between a public body and its attorney concerning a pending investigation, claim, or action if the public body, with the advice of its attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest).

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

Motion Passed Unanimously.

The council entered into executive session at 8:03 p.m.

The council returned to open session at 8:20 p.m. With no action taken.

21. Discussion and possible action on matters discussed in executive session including possible action to authorize defense counsel to execute documents necessary to maintain the status quo between the parties to the litigation until such time as the Court rules on the legal dispute.

Motion by Knipp, second by Von Thayer to authorize the attorney to proceed. Poll vote: Lipinski, yea; Knipp, yea; Von Thayer, yea; Woolley, yea; Evans, yea; Allsup, yea; and Mickley, yea.

Motion Passed Unanimously.

22. Questions and Comments from Council.

Lipinski-very sorry about the loss of Doc Shapiro, he will be missed. He thought he knew him but after reading his obit realized he didn't really know him. He was amazed at all the accomplishment Doc had.

Woolley-said knew Doc very well and he believed in honor, trust and loyalty.

Mickley-42nd and MacArthur cleaned, may have a special meeting, sorry agenda so long.

Chief Patty stated that when the call come on Doc he happened to be close and so was there and watched the Firemen work and work and they went with him in the ambulance and stayed with him to the end, they rotated even at the hospital they continued to rotate to resuscitate him.

23. Adjournment.

Motion by Knipp, second by Allsup to adjourn. Poll vote: Lipinski, yea; Knipp, yea; Von Thær, yea; Woolley, yea; Evans, yea; Allsup, yea; and Mickley, yea.

Motion Passed Unanimously.

The meeting was adjourned at 8:30 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer

MINUTES

**CITY OF WARR ACRES
PUBLIC WORKS AUTHORITY MEETING
TUESDAY
OCTOBER 15, 2019
6:00 p.m.**

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

1. The meeting was called to order at 8:30 p.m. Declaration of a quorum present was given.

ROLL CALL

PRESENT

Chairman James Mickley
Vice-Chairman John Knipp
Trustee Patrick Woolley
Trustee Jim Von Thaer
Trustee Jon Evans
Trustee Kim Allsup
Trustee Glenn Lipinski

ABSENT

Trustee Roger Godwin
Trustee Donnie Ryan

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 September 17, 2019. *****
 - B. Approve payment of claim in the amount of \$57,648.25 to the Bethany-Warr Acres Public Works Authority for the Warr Acres portion of the Joint Trust and Bond Retirement for the month of September, 2019. *****
 - C. Approval of payment of claims for the Sewer department in the amount of \$1,431.61.

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

Motion Passed Unanimously.

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

Moot.

4. Adjournment.

Motion by Wooley, second by Knipp to adjourn. Poll vote: Lipinski, yea; Knipp, yea; Von Thaer, yea; Woolley, yea; Evans, yea; Allsup, yea; and Micklely, yea.

Motion Passed Unanimously.

The meeting was adjourned at 8:31 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer