

MINUTES

**CITY OF WARR ACRES
REGULAR CITY COUNCIL MEETING
WILL BE REMOTE ONLY
INCLUDE TELECONFERENCE AND VIDEO CONFERENCE**

**TUESDAY,
APRIL 21, 2020
6:00 P.M.**

1. The meeting was called to order at 6:01 p.m. Declaration of a quorum present was given. The Flag salute was led by Mayor Mickley and the Invocation was given by Mayor Mickley.

ROLL CALL

PRESENT via Zoom Video

ABSENT

Mayor James Mickley
Vice-Mayor John Knipp
Councilman Roger Godwin
Councilman Patrick Woolley (by Audio only due to issues with his camera)
Councilman Jim Von Thayer
Councilman Jon Evans
Councilwoman Kim Allsup
Councilman Glenn Lipinski
Councilman Donnie Ryan

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
Troy Rhodes, Project Architect

Due to the fact that Councilman Woolley was unable to join the meeting via video but was listed on the agenda as being present by video Attorney Love stated that he would not be able to vote on any of the items but was still allowed to speak on all items.

2. CONSENT DOCKET: (individual items may be deleted from the consent docket for discussion and action under #3.)

- A. Approval of the minutes from the Regular meeting of March 17, 2020. ****
- B. Approval of Expenditures ****

General Fund	\$ 154,248.09
2019 GO Bond	\$ 48,900.05
CIP Fund	\$ 150,833.53
Sewer Line	\$ 36,530.00
- C. Approval of Actual Expenditures for March 2020 and Proposed Expenditures for April 2020. ****
- D. Sales Tax History Report. ****

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

Motion Passed Unanimously.

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

Moot.

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

Patty-nothing to add

Coy-shout out to Police Lt. Tom Greene for doing the first quarter safety meeting for all employees; he also thanked Arrow towing for bringing them 2 cars to use in extrication training Jack Nance for allowing them to use property he owns for training.

Ramirez-nothing to add

Love-nothing to add

Turman-big trash was heavy than normal will everyone staying home they were able to get a lot of trash to the curb. There were also lots of grass clippings.

Wallace-nothing to add

Long-nothing to add

Rhodes-went over the latest project schedules, the Council should be able to hold their January 2021 meeting in the new chambers, ACO should be done by October, hoping to go to bid on Police and Fire in July. Some adjustment were made to the Fire department which actually allowed it to gain some square footage. Councilman Ryan asked if there

would be a way to conceal from the public some of the security fencing that would be around the courtyard for fire and, also around the police department. Especially for those living across the street from the Fire department did not want an eye sore. He was told they would try and do landscaping to help with the situation. Councilman Evans asked what kind of construction and siding would be on the Police and Fire departments. Mr. Rhodes told them for the roofing they are looking at metal, and the exterior would be metal or a type of masonry that is similar to stucco. Councilman Evans state that the Fire department for sure and possible the Police department needed to meet the guideline for Town Center. Attorney Love stated that the city code applies to everyone, however, the city itself does not have to follow the code. Councilman Evans stated didn't seem right for the city to do something that everyone else could not.

Councilman Woolley said he had a point of order to make and that was in refence to the fact that there was no Call to the Public on the agenda and he did not believe that was proper. Mayor Mickley stated it would be very difficult to do on a meeting like this. Attorney Love stated that the legal standard, if you allow the public to speak, you must provide an opportunity for all, those in person and those online. However, since there is not the ability to offer any one to be in person is not fair to everyone and there for not on the agenda. He stated that by law it is not required to be on any agenda, ever, it is a choice that is made. They teach on it a lot in cities. A decision was made since this is a temporary situation, that while we are holding these meetings in this manner to not have that item on the agenda to make it easier. If we have an issue come up that requires a public hearing then we will have to figure out how to handle that complicated situation. Councilman Woolley stated he understood that but had a problem with that and proceeded to read from an email release what the Attorney General had to say about the online meetings and the public. He stated that if a public body normally allows the public to speak then they have to continue to allow them to speak. Attorney Love stated that the Attorney General had made statements and then contradicted himself in the same memos. The Attorney General can issue statements that are binding for State officials by not for Municipal officials. This all being new everyone AG is trying to figure it all out and working on it and Attorney Love is certain this is something that will be changed. Councilman Woolley stated that if that is the Mayor's decision then if 10 people want to talk, they will just sit and listen. He stated that he was just going off of the AG's emails and OML's emails that have been sent out on how to run a meeting.

5. Discussion and possible action to amend four Professional Service Agreements with Troy D. Rhodes & Co. INC. City Hall Renovations increase from \$10,000 to \$12,500; Fire Department reduction from \$17,500 to \$10,500; Police Department reduction from \$22,000 to \$11,500; and the Animal Control facility increase from \$2,500 to \$5,500.
Rhodes ****

Mr. Rhodes explained why the changes on each of the agreements. On City Hall, once Lingo Construction reviewed the plans they recommended that Insulated Concrete Forms System be used to construct the Storm Shelter and it would provide cost saving over the original plan to use Concrete Masonry Unit System. However, that made it necessary to start over on the design of the Storm Shelter and that cost was \$2,500. For the ACO the cost difference was due to the change from the original plan of using Pre-Engineered

Metal frame and switched to a wood frame. Therefore, the design for the foundation needed to be redesigned at a cost of \$3,000. Changes made for the Fire department and Police department from conventional structural frame to Pre-Engineered Metal Building would save significant construction dollars, and therefore this also saved on engineering fees.

Motion by Lipinski, second by Knipp to approve the amended agreements. Poll vote: Lipinski, yea; Ryan, yea; Godwin, yea; Knipp, yea; Allsup, yea; Evans, yea; Von Thaeer, yea; and Mickley, yea.

Motion Passed Unanimously.

6. Discussion and possible action on the results of the Garbage survey: 3104 surveys sent out; 1,215 returned 39.1%. Results: 674 or 55.5% selected Option 1 to keep the services as is; 519 or 42.7% selected Option 2 to outsource the services; and 22 or 1.8% did not pick an Option, had no name, no address or appeared to be a duplicate survey and could not be verified, and therefore not included. *Mickley* *****

Mayor Mickley stated that we had a much better turn out of response than any vote the city has had for as long as he can remember. Almost 1800 people responded, we made it as easy as possible. Twenty-two responses came back signed and with addresses but with no preference listed so they were not included in the count. One of these was even a councilman. Those 22 would not have made a difference either way. Every ballot was checked against the mailing list to make sure there was only one per address. The counting was done methodically by Crawford's and Associates. The ballots were received at City Hall and Crawford's picked them up every couple of days. City employees would not accept an envelope that wasn't sealed, the person bringing it in was asked to seal it before it was taken. I am very glad the results came back the way they did even though some posted on social media that I wanted to change the service. I never stated what I wanted so I don't know how any one thought they knew. I tried very hard to make sure I didn't influence anyone either way. I am happy that we will follow the wishes of our citizens and keep the service as is. I am glad no one will be laid off, and I hope this puts this issue to rest for a very long time. If the COVID-19 virus flairs up we will need to take a deeper look into how to handle the garbage, many cities are not allowing sanitation workers to handle trash. We are having them wear masks and gloves, the safety of our employees must come first. So, if anyone would like to make a motion and put this to bed very quickly, I doubt there will be much objection. A motion and second were made and Councilman Woolley asked if he could make a speech before they vote on the item. Councilman Woolley stated the Mayor made a nice speech and I understood everything he said and I would like to clear the record to put down what I think. We can talk about all the reasons to keep sanitation because if you get rid of the trucks you can't buy new ones, but I won't get into any of that. The council passed a \$7.00 increase at a special council meeting in November we were told that we needed to raise the rates due to the cost of sanitation and to balance the budget for 2020 we were told the budget was short a ½ million dollars, we had a budget meeting the next week we were also told there were no additional surplus of money and we looked at spreadsheets.

I as well as a couple of people in the audience that can't speak, they asked if this increase would be for sanitation she was told yes.

Motion by Knipp, second by Ryan to keep the sanitation service as is. Poll vote: Lipinski, yea; Ryan, yea; Godwin, yea; Knipp, yea; Allsup, yea; Evans, yea; Von Thaer, yea; and Mickley, yea.

Motion Passed Unanimously.

7. Discussion and possible action to authorize PWD Turman to purchase a Rear-Loading Garbage Truck, budgeted in the CIP Budget in the amount of \$175,000. *Woolley* *****

Councilman Godwin asked if it would be better to lease the truck right now with unknown revenue coming in. Councilman Woolley stated that the truck has been in the budget in CIP for a while now and approved by council.

Councilman Ryan wanted it made clear that the truck was coming from funds that are earmarked and cannot be used for daily use. Clerk/Treasurer Ramirez stated that this was correct the truck was being purchased from the CIP fund and is designated for capital improvements and equipment; however, it will help make money in the General fund.

Motion by Godwin, second by Knipp to authorize PWD Turman to purchase the truck. Poll vote: Lipinski, yea; Ryan, yea; Godwin, yea; Knipp, yea; Allsup, yea; Evans, yea; Von Thaer, yea; and Mickley, yea.

Motion Passed Unanimously.

8. Discussion and possible action to authorize the City Engineer to solicit for bids for the PB 2019 Proposition #1-Transportation Bond project. *Wallace* *****

Engineer Wallace stated that in their packet has front end documents for bidding. The summary of work is listed for each street and explained all that would be bid, they put together what is called unit prices and it what many municipalities are doing with their bond issues. The bid list everything to be done. Councilman Woolley questioned he didn't see anything for inspections in the projects. Engineer Wallace stated that their contract includes inspection services and they have a very competent staff of inspectors. They inspect State Department of Transportation projects, OKC, and most municipalities. Councilman Knipp asked if other cities were included in this bid. Engineer Wallace stated no that what he was saying was they followed the way other cities had done their bidding with the unit pricing.

Motion by Ryan, second by Von Thaer to authorize the City Engineer to solicit bids for the project. Poll vote: Lipinski, yea; Ryan, yea; Godwin, yea; Knipp, yea; Allsup, yea; Evans, yea; Von Thaer, yea; and Mickley, yea.

Motion Passed Unanimously.

9. Discussion and possible action to authorize the City Engineer to solicit for bids for the Sanitary Sewer Rehabilitation sections between NW 58th and NW 63rd, Capps Middle School property. *Wallace* *****

Engineer Wallace explained what would be included in this project.

Motion by Ryan, second by Von Thayer to authorize the City Engineer to solicit bids for the Sanitary Sewer Rehabilitation project. Poll vote: Lipinski, yea; Ryan, yea; Godwin, yea; Knipp, yea; Allsup, yea; Evans, yea; Von Thayer, yea; and Mickley, yea.

Motion Passed Unanimously.

10. Discussion and possible action to authorize Chief Patty to purchase the new radios, funds are budgeted for in the E911 Fund Budget in the amount of \$81,335. *Patty* *****

Chief Patty stated that the city has been waiting for OKC to get everything up and running before purchasing the new radios that will replace all radios in the Police and Fire departments.

Motion by Knipp, second by Von Thayer to authorize Chief Patty to purchase the radios. Poll vote: Lipinski, yea; Ryan, yea; Godwin, yea; Knipp, yea; Allsup, yea; Evans, yea; Von Thayer, yea; and Mickley, yea.

Motion Passed Unanimously.

11. Discussion and possible action to authorize Chief Patty to purchase the 20 load bearing vests, budgeted for in CIP budget, not to exceed \$7,800.00. *Patty*

The trend in law enforcement has been to go to these load bearing vest which allows many of the items that are now worn on the utility belt to be moved onto the vest to relieve some of the weight from the belts. That way alleviating some of the stress of the officers backs.

Motion by Von Thayer, second by Knipp to authorize Chief Patty to purchase the vest. Poll vote: Lipinski, yea; Ryan, yea; Godwin, yea; Knipp, yea; Allsup, yea; Evans, yea; Von Thayer, yea; and Mickley, yea.

Motion Passed Unanimously.

12. Questions and Comments from Council.

Evans-nothing

Godwin-gets to see Police and Fire coming and going every day is thankful for the work they do and the hard work the Sanitations guys do.

Knipp-thanked Coy and Patty and told them to thank their guys for all they are doing.

Lipinski-asked Chief Patty about car burglaries in his area that he has been reading about on a neighborhood page. Said the are taking place around 2-3 am and people have seen them and apparently know who the kids are. Even read that the police got them and took them back to their parents. Chief Patty stated he would check it out, knew of some instances but didn't know of any suspect descriptions and if are juveniles with the current COVID situation they cannot be taken to the juvenile center, so they would be returned to the parents. Councilman Lipinski thanked the Police, Fire and Sanitation for their hard work during the difficult time. Chief Patty check the situation out and told that 2 days prior there had been 4 juveniles picked up and caught on camera but they were not able to positively identify them due to the poor quality of the camera, so they were taken home to their parents.

Woolley-wanted to echo what the others had said about the Police, Fire and Mike being at their jobs every day. He asked where the city stood at getting a signal light at 63rd and the new school entrance. He was told it is being worked on from several ways.

Von Thaer-agree with comments from everyone have the best Police, Fire and Sanitation.

Allsup-had asked Chief Patty if some officer could go to a school for career day and they did, and it was much appreciated.

Ryan-appreciates the City staff and all department workers and the jobs they are doing. Appreciates the Mayor having to make hard decisions and for his leadership. He said that wanted to bring up since the school crossing guard issue will be coming back to them before gets going again that Warr Acres is the only place that pays for a crossing guard and he would like for the city to make PC supply their own guard.

Mickley-hope the worst is behind us and thanks to everyone in the city doing what they needed to do. He is following everything and will follow the County Health departments lead on how to re-open. There will be a special meeting on May 7th and he hopes that will be the last one we have to do remotely.

13. Adjournment.

Motion by Ryan, second by Knipp to adjourn. Poll vote: Lipinski, yea; Ryan, yea; Godwin, yea; Knipp, yea; Allsup, yea; Evans, yea; Von Thaer, yea; and Mickley, yea.

Motion Passed Unanimously.

The meeting was adjourned at 7:38 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer

MINUTES

**CITY OF WARR ACRES
PUBLIC WORKS AUTHORITY MEETING
TUESDAY
APRIL 21, 2020**

6:00 p.m.

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

1. The meeting was called to order at 7:38 p.m. Declaration of a quorum present was given.

ROLL CALL

PRESENT via Zoom Video

ABSENT

Chairman James Mickley
Vice-Chairman John Knipp
Trustee Roger Godwin
Trustee Patrick Woolley (by Audio only due to issues with his camera)
Trustee Jim Von Thaer
Trustee Kim Allsup
Trustee Jon Evans
Trustee Glenn Lipinski
Trustee Donnie Ryan

Due to the fact that Trustee Woolley was unable to join the meeting via video but was listed on the agenda as being present by video Attorney Love stated that he would not be able to vote on any of the items but was still allowed to speak on all items.

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 March 17, 2020. ****
 - B. Approve payment of claim in the amount of \$55,179.43 to the Bethany-Warr Acres Public Works Authority for the Warr Acres portion of the Joint Trust and Bond Retirement for the month of March, 2020. ****
 - C. Approval of payment of claims for the Sewer department in the amount of \$4,059.44.

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

Motion Passed Unanimously.

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

Moot.

4. Adjournment.

Motion by Knipp, second by Von Thaer to adjourn. Poll vote: Lipinski, yea; Ryan, yea; Godwin, yea; Knipp, yea; Allsup, yea; Evans, yea; Von Thaer, yea; and Mickley, yea.

Motion Passed Unanimously.

The meeting was adjourned at 7:39 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer