

MINUTES

CITY OF WARR ACRES
REGULAR CITY COUNCIL MEETING
TUESDAY
MAY 17, 2022
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 Mickley.

ROLL CALL

Present

Absent

Mayor Jim Mickley
Vice-Mayor Roger Godwin
Councilman John Knipp
Councilman Jim Von Thaer
Councilwoman Judy Myers
Councilman Jon Evans
Councilman Mike Schmidt
Councilman William Tucker
Councilman Donnie Ryan (arrived at 6:16 p.m.)

STAFF PRESENT

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

2. Formal presentation to Brian Bouska and Casey Henninger of their badge and Fire Oath for promotion from rookie to firefighter.

Chief Coy told some things about Casey and Brian and their first-year experiences. He then gave each Firefighter their oath and pinned their badges on their uniforms and family members pinned on their collar brass.

3. Call to the Public.

Jane Kinney asked if it would be possible for the city to paint the old Fire and Police station bricks gray so it would go along with the new Fire Station.

Item 4 was heard after the council returned to the Council meeting from the Economic Development meeting.

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 April 19, 2022. ****

B. Approval of Expenditures ****	General Fund	\$ 159,654.21
	2019 GO Bond	\$ 28,483.19
	EPA Fund	\$ 205.83
	Sinking Fund	\$ 791,600.00
	Emergency Fund	\$ 16,539.28
	CIP Fund	\$ 2,872.00

C. Approval of Actual Expenditures for April 2022 and Proposed Expenditures for May 2022. ****

D. Sales Tax History Report. ****

E. Approval to surplus 20 ICOP in car camera systems.

Councilman Ryan asked about the camera systems and if they were being replaced and if they were interchangeable. Chief Patty stated that the new systems were purchased with the new building for new body cams, car camera systems and dispatch, the old ones are very out dated and the company has been out of business for a while.

Motion by Ryan, second by Schmidt to approve the consent docket. Poll vote: Von Thayer, yea; Myers, yea; Evans, yea; Schmidt, yea; Knipp, yea; Godwin, yea; Ryan, yea; Tucker, 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, City Planner. ****

Patty-announced that Deputy Chief Gray would be retiring later this year.

Coy-thanks for the new siren system is works great.

Love-an item from the Planning Commission needs more information and was not ready to move to the council this month.

7. Final Public Hearing, discussion and possible action on a Use Subject to Review concerning a Lot Split Located at 5853 NW 58th, Warr Acres OK, 73122. (Staff request that the council table this item to the June Regular meeting.)

Motion by Ryan, second by Myers to table this item to the June meeting. Poll vote: Von Thaer, yea; Myers, yea; Evans, yea; Schmidt, yea; Knipp, yea; Godwin, yea; Ryan, yea; Tucker, yea; and Mickley, yea.

Motion Passed Unanimously.

Item 8 was heard after item 3.

8. Discussion and possible approval of a Retail Recruitment Assistance Agreement with La Union 10, LLC. ****

Motion by Schmidt, second by Godwin to approve the agreement. Poll vote: Von Thaer, yea; Myers, yea; Evans, yea; Schmidt, yea; Knipp, yea; Godwin, yea; Ryan, yea; Tucker, yea; and Mickley, yea.

Motion Passed Unanimously.

After item 8 the Mayor stated that he would like to recess to go to the Economic Development meeting to take care of the other item that Attorney Sabin was in attendance for.

Motion by Evans, second by Knipp to recess to enter into the Economic Development meeting. Poll vote: Von Thaer, yea; Myers, yea; Evans, yea; Schmidt, yea; Knipp, yea; Godwin, yea; Ryan, yea; Tucker, yea; and Mickley, yea.

Motion Passed Unanimously.

The council recessed the Council meeting to enter into the Economic Development meeting at 6:19 p.m.

The council returned to the Council meeting at 6:23 p.m. and took up item 4.

9. Discussion and possible action to accept Replenish Recycling Company to do our recycling. This company will supply the bags to put the recycling in and accepts cardboard, plastic and aluminum. They also supply signs for each category. They will haul them off and actually pay us for the recycling. ****

Mayor Mickley stated that he received an email from Replenish Recycling and he discussed with them the city's recycle program and asked the representative to be here tonight to answer questions. He said the way the collection is done now will most likely remain, however, this company will bring in the containers and haul off the recyclables and pay us. Currently when we take the stuff to the recycle company, we get nothing for

it, and many times they refuse to take it so it has to be taken to the landfill. It is a huge waste of time and money. Mr. Randy Elmore is here to answer your questions and explain how it works. The Mayor stated that depending on how much the city receives from the recycling it could possibly pay for a part time person to take care of one or twice a month. That would allow our Trashy Friends to finally get to go into retirement, which he stated he thinks they are ready for and they have done this for a long, long time and we appreciate all their hours they have volunteered.

Mr. Elmore told the council that they would do training of the citizens to know how to separate the different things so when they bring them to the site they are already separated and can be put in the appropriate containers. He stated as each bag was filled it would be tied off and another bag placed in front of it forming a row of that type of recyclable. Then they would come and pick them up and haul them off. After a very lengthy heated discussion the Mayor made a motion to table the item stating he was only trying to find a way to help.

Motion by Mickley, second by Knipp to table the item. Poll vote: Von Thaer, yea; Myers, yea; Evans, yea; Schmidt, yea; Knipp, yea; Godwin, yea; Ryan, yea; Tucker, yea; and Mickley, yea.

Motion Passed Unanimously.

10. Discussion and possible action on removing the Call to the Public item from future agendas.

Barbara Harris stated she was concerned that if it was removed then she or others would not be allowed to speak on the issue and sometimes the council takes quick action with little discussion. She was told that citizens would still be allowed to speak an item on the agenda, it was the item of Call to the Public that was being discussed for removal. The item itself has been removed and or not ever been on most other City's agendas. Attorney Love stated t is a problem that is referred to as open mic night in the fact that it is used for anything a person wants to say and since what they may talk about is not an item on the agenda then the council can not discuss it. Open Meeting Act does not require the item to be on any agenda. This allows people to say anything and no responses can be made by the Mayor or Council. Removing it would help alleviate someone from getting up and bashing the city or the Mayor or the Council. It would also, hopefully, get those people to contact their Councilperson about the issue and if needed then an item could be placed on the agenda for discussion. Councilwoman Myers asked if this was really a problem. Councilman Ryan stated yes it has been, there was a woman that he said he will never forget because every meeting she would get up and complain about the Salvation Army and all the things that were wrong with the way the Community Center was being run and how she felt the Salvation Army people were no good.

Motion by Tucker, second by Evans to remove the item Call to the Public from future agendas. Poll vote: Von Thayer, yea; Myers, nay; Evans, yea; Schmidt, yea; Knipp, nay; Godwin, nay; Ryan, yea; Tucker, yea; and Mickley, yea.

Motion Passed.

11. A. Discussion and possible action on an Ordinance amending 6.08.030 outlining the instances and conditions under which Chickens or Roosters may be kept on residential property. **** *Councilmen Schmidt, Ryan and Evans*

Councilman Godwin said he that with the way things are happening in the world today with food shortages that no one has chickens in their backyards as pets they are used for their resources. Councilman Evans said they wanted to get something on the books because Code Enforcement needs a gauge for what is allowed. It will be by complaint only and this will let her know what can and can't be done. He said large properties are not really the problem so they decided to put a lot size in the Ordinance. They took a lot of Oklahoma City's code and used it. Councilman Ryan stated that OKC did not have a difference based on lot size and their fine was \$500 and they decided Warr Acres should be \$50, they felt like this was a happy median, they didn't want to be too restrictive but wanted it to have teeth. Councilman Ryan said that they understand the need for chickens and the thought of the being pets never crossed their minds. Councilman Tucker stated he didn't know anything about chickens and asked how many eggs 18 chickens could lay a day. He was told on average each one could lay an egg a day. Councilman Evans said that if they lay more than what the owner needs, they probably sell them, in fact he buys eggs from some one that has chickens. Councilman Tucker stated that was why he asked the question was the Ordinance states that they can not be sold commercially. He was told that it would not be commercial if they were selling the extra eggs they didn't need. Councilman Evans stated this is a base for everyone, however, if the is an HOA then they can have stricter rules. He stated that they tried to find a happy median between the extremely strict and where the city is now with no rules. Councilman Godwin stated that he was happy that they came up with a good median.

Motion by Ryan, second by Myers to approve the Ordinance. Poll vote: Von Thayer, yea; Myers, yea; Evans, yea; Schmidt, yea; Knipp, nay; Godwin, nay; Ryan, yea; Tucker, yea; and Mickley, yea.

Motion Passed.

- B. Approval of the emergency clause.

Motion by Ryan, second by Von Thayer to approve the emergency clause. Poll vote: Von Thayer, yea; Myers, yea; Evans, yea; Schmidt, yea; Knipp, nay; Godwin, nay; Ryan, yea; Tucker, yea; and Mickley, yea.

Motion Passed.

12. A. Discussion and possible action on an Ordinance amending Section 9.02.020 to clarify the action which constitute resistance or interference with an Officer. ****
Love

Attorney Love stated this needed to be clarified due to a current case.

Motion by Knipp, second by Tucker to approve the Ordinance. Poll vote: Von Thaer, yea; Myers, yea; Evans, yea; Schmidt, yea; Knipp, yea; Godwin, yea; Ryan, yea; Tucker, yea; and Mickley, yea.

Motion Passed Unanimously.

- B. Approval of the emergency clause.

Motion by Ryan, second by Knipp to approve the emergency clause. Poll vote: Von Thaer, yea; Myers, yea; Evans, yea; Schmidt, yea; Knipp, yea; Godwin, yea; Ryan, yea; Tucker, yea; and Mickley, yea.

Motion Passed Unanimously.

13. Questions and Comments from Council.

Von Thaer-thank you to all the employees and the council

Myers-thank you to everyone that came out and helped with the park clean up day. How do we go about raising the Animal Control fees? Where do we get information about Good Morning, Warr Acres? And there should be a fee for dumping off an animal at the shelter.

Evans-asked for clarification on the three ways the new siren system can be activated. Chief Coy stated that there is an auto warning, the Chief can set it off or the dispatchers can set it off. Councilman Evans said looking forward to the Route 66 celebration it is getting bigger and better every year.

Schmidt-thank you clean-up crew, recycling ladies and great open houses. We have some great facilities to be proud of. We need to look at the budget to add another Animal Control Officer, there is never anyone there she needs help.

Ryan-congrats to the two new firefighters and the officer completed Cleet. Looks forward to the Route 66 celebrations and thanks to everyone for passing the Chicken Ordinance.

Tucker-congrats new firemen and officers and glad to have more people.

Godwin-sorry missed the open houses. Chief Coy would like to name the new station after Mayor Mickley he has do so much to help them.

Knipp-thanks fire for showing his grandson around and thanks to all the employees.

Mickley-congrats to the firefighters and the officers that just completed Cleet training. Thanks to the staff and the council. Several bill in the legislature that need to be watched including the Grocery tax issue still on going, firemen and contracting legislation, the food truck bill died. Route 66 celebrations June 18th looks to be bigger and better than before and hoping for lots more people. Bethany and Yukon are also having events that day.

14. Adjournment.

Motion by Ryan, second by Knipp to adjourn. Poll vote: Von Thayer, yea; Myers, yea; Evans, yea; Schmidt, yea; Knipp, yea; Godwin, yea; Ryan, yea; Tucker, yea; and Mickley, yea.

Motion Passed Unanimously.

The meeting was adjourned at 8:07 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer

MINUTES

**CITY OF WARR ACRES
PUBLIC WORKS AUTHORITY MEETING
TUESDAY
MAY 17, 2022
6:00 p.m.**

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

1. The meeting was called to order at 8:07 p.m. Declaration of a quorum present was given.

ROLL CALL

Present

Absent

Chairman Jim Mickley
Vice-Chairman Roger Godwin
Trustee John Knipp
Trustee Jim Von Thaer
Trustee Judy Myers
Trustee Mike Schmidt
Trustee Jon Evans
Trustee Willian Tucker
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 April 19, 2022. ****
 - B. Approve payment of claim in the amount of \$54,385.23 to the Bethany-Warr Acres Public Works Authority for the Warr Acres portion of the Joint Trust and Bond Retirement for the month of April, 2022. ****
 - C. Approval of payment of claims for the Sewer department in the amount of \$2,101.31. ****

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

Motion Passed Unanimously.

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

Moot.

4. Adjournment.

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

Motion Passed Unanimously.

The meeting was adjourned at 8:08 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer

**SPECIAL
MINUTES**

CITY OF WARR ACRES
SPECIAL
ECONOMIC DEVELOPMENT AUTHORITY MEETING
TUESDAY
MAY 17, 2022
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 6:19 p.m. Declaration of a quorum present was given.

ROLL CALL

Present

Absent

Chairman Jim Mickley
Vice-Chairman Roger Godwin
Trustee John Knipp
Trustee Jim Von Thaer
Trustee Judy Myers
Trustee Mike Schmidt
Trustee Jon Evans
Trustee Willian Tucker
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 Economic Development Authority meeting of April 19, 2022 *****

B. Approval of payment of claims in the amount of \$8,760.20. *****

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

Motion Passed Unanimously.

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

Moot.

4. Consideration and possible approval of a Development Project Assistance Agreement with Mohsen Construction, LLC. *****

Attorney Sabin stated that this agreement would have the city paying the first \$25,000 now from the Economic Development fund and the future payment from the moneys collected from the increase in ad valorum taxes.

Motion by Godwin, second by Von Thayer to approve the agreement. Poll vote: Von Thayer, yea; Myers, yea; Evans, yea; Schmidt, yea; Knipp, yea; Godwin, yea; Ryan, yea; Tucker, yea; and Mickley, yea.

Motion Passed Unanimously.

5. Discussion and possible action on renting and paying Creative Key Entertainment \$2,375.00 for inflatables for the Route 66 Celebration on June 18th. *****

Motion by Ryan, second by Godwin to approve the rental and pay Creative Key Entertainment. Poll vote: Von Thayer, yea; Myers, yea; Evans, yea; Schmidt, yea; Knipp, yea; Godwin, yea; Ryan, yea; Tucker, yea; and Mickley, yea.

Motion Passed Unanimously.

6. Adjournment.

Motion by Knipp, second by Schmidt to adjourn. Poll vote: Von Thayer, yea; Myers, yea; Evans, yea; Schmidt, yea; Knipp, yea; Godwin, yea; Ryan, yea; Tucker, yea; and Mickley, yea.

Motion Passed Unanimously.

The meeting was adjourned at 6:23 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez
City Clerk/Treasurer