

Minutes

THE CITY OF TUTTLE COUNCIL MEMBERS MET IN REGULAR SESSION ON **DECEMBER 9, 2013 at 6:00 P.M.** IN THE TUTTLE CITY HALL LOCATED AT 221 W. MAIN STREET.

MEMBERS PRESENT: BOBBY WILLIAMS, MARY SMITH, BILLY CLAPPER AND TODD LITTLETON

MEMBERS ABSENT: TERESA BUCK

STAFF PRESENT: TIM YOUNG, DAVID PERRYMAN, WENDY MARBLE, BRUCE ANTHONY, DON CLUCK, SEAN DOUGLAS, JULIUS CONLEY, ANDREW GRAHAM AND PRESTON COX

OTHERS PRESENT: LONNIE PAXTON, ETHAN PAXTON, RICHARD SHUCK, MARSHA SHUCK, KENNETH & MELISSA MANLEY, JEFF HARRISON, AND OTHERS THAT DID NOT SIGN IN

CALL TO ORDER Mayor Bobby Williams called the meeting to order at 6:02 p.m.

ROLL CALL Wendy Marble called the roll and declared a quorum present

PLEDGE OF ALLEGIANCE Bobby Williams led the pledge

INVOCATION Bobby Williams gave the invocation

ORDER OF BUSINESS

1. INTRODUCTION OF GUESTS / HEARING OF CITIZENS OR DELEGATES

(This is an opportunity for citizens to address the City Council. If you wish to speak at this evening's meeting, please fill out a "Request to Speak" form. The forms are available from the City Clerk's table or at the entrance door. Please turn in your form prior to the start of the meeting. City Council rules and regulations limit visitor comments to a maximum of three minutes should be directed to the City Council as a whole. The Oklahoma Open Meeting Act prohibits the City Council from taking official action on requests made during this portion of the agenda unless otherwise noted on this agenda.)

No guests or citizens spoke

2. PRESENTATIONS, PROCLAMATIONS & RECOGNITION

- a. Lonnie Paxton will give an update regarding the status of the former Bank of Tuttle building at SW 3rd St and W. Main St

Mr. Paxton presented information regarding the reconstruction of old bank building. It will include a 5000sf event center upstairs and possible balcony on west side.

- b. The Friends of the Tuttle Public Library will give an update regarding the status of the establishment of a volunteer library

Mary Smith presented sheet rock installed and computer drops installed

- c. Presentation of Proclamation naming the City Hall Training Room the Chincie Ross Meeting Room

This item was stricken from the agenda. A ceremony will take place this Saturday morning.

3. Discussion and questions regarding items on the consent docket

Smith asked what Item 4g grant consists of. Douglas presented this is to extend the sidewalk on main street past the new lumber store.

4. CONSENT DOCKET

(This item is placed on the agenda so that the City Council, by unanimous consent, can designate routine items and those items requiring minimum discussion to be approved or acknowledged in one motion. If any item does not meet with approval of all Councilmembers, that item will be removed from the consent docket and considered in regular order)

- a. APPROVAL minutes for City Council meeting November 12, 2013
- b. APPROVAL minutes for Special City Council meeting December 2, 2013
- c. ACKNOWLEDGMENT receipt of payroll and claims for November 2013
- d. APPROVAL and RATIFICATION all action taken by the Tuttle Public Works Authority for November 2013
- e. APPROVAL of Billing Agreement with Claims Actions for EMS and Fire billing
- f. APPROVAL Acceptance of Land & Water Conservation Fund grant program award for \$141,000 for soccer fields, playground equipment & parking at Cemetery Road Park
- g. APPROVAL **Resolution 2013-25** directing staff to apply for \$145,000 through Oklahoma City Area Regional Transportation System
- h. APPROVAL Surplus obsolete radio console & related equipment.
- i. APPROVAL of **PC Petition 2013-25** request of Leroy Bayliff to replat Block 2, Lots 3-7 and Lot 22 of Southpointe Addition
- j. APPROVAL **Resolution 2013-26** amending the employee handbook regarding overtime compensation
- k. APPROVAL amendment to the Collective Bargaining Agreement with the Fraternal Order of Police and the City of Tuttle regarding compensation
- l. APPROVAL Christmas Bonuses for Employees

Motion was made by Williams, seconded by Clapper to adopt the consent agenda items 4a through l. Motion carried as follows:

Aye: Littleton, Clapper, Smith and Williams

Nay: None

5. CONSIDERATION of Items Removed from Consent Docket

6. GENERAL GOVERNMENT

- a. PUBLIC HEARING regarding the proposed FY 2014 Budget
Mayor Williams opened the Public Hearing at 6:15. No one spoke. Williams closed the Public Hearing at 6:16.
- b. DISCUSSION and related CONSIDERATION **Resolution 2013-24** adopting the FY 2014 Budget
Motion was made by Williams, seconded by Littleton to approve Item 6b. Motion carried as follows:

Aye: Littleton, Clapper, Smith and Williams

Nay: None

- c. DISCUSSION and CONSIDERATION authorizing City Manager to grant Fire Chief Bruce Anthony a bonus for assisting with management of Public Works during transition period

Young presented his recommendation for a one time bonus for Chief Anthony. Clapper suggested it should be a larger amount for 4 months.

Motion was made by Clapper to approve a \$9,000 bonus.

Perryman presented City Manager should be making the decision to grant a bonus.

Motion was made by Smith to allow City Manager to grant bonus to Chief Anthony. Littleton said for the record he is not opposed to a larger amount.

Motions died for lack of second

- d. DISCUSSION and related CONSIDERATION **Resolution 2013-27** amending the Employee probationary period

Conley presented this is changing the probationary period to six months. Smith presented since employees are at will this does not make much difference. Williams presented this was more about receiving a raise in the one year period.

Motion was made by Clapper, seconded by Williams to approve Item 6d. Motion carried as follows:

Aye: Littleton, Clapper, Smith and Williams

Nay: None

- e. DISCUSSION and related CONSIDERATION **Resolution 2013-28** amending Employee pay policy

Conley presented this was the same information discussed at the budget meeting.

Motion was made by Littleton, seconded by Smith to approve Item 6e. Motion carried as follows:

Aye: Littleton, Clapper, Smith and Williams

Nay: None

Young presented approval police department pay policy on consent docket

7. **COMMUNITY DEVELOPMENT**

- a. DISCUSSION and related CONSIDERATION **Ordinance 2013-23** to allow patios over walkways in C-6 district.

Motion was made by Williams, seconded by Smith to approve Item 7a. Motion carried as follows:

Aye: Littleton, Smith and Williams

Nay: None

Abstain: Clapper

- b. DISCUSSION and related CONSIDERATION **Ordinance 2013-24** to allow machine shop operation in C-4, C-5 & C-6 districts (use on review)

Manley presented he would like to open a machine shop in a vacant building on main street.

**Motion was made by Clapper, seconded by Littleton to approve Item 7b.
Motion carried as follows:**

Aye: Littleton, Clapper, Smith and Williams

Nay: None

- c. "Presentation by Richard and Marsha Shuck, business owners of Four Seasons Developments, LLC, 4006 E HWY 37, Tuttle, Oklahoma, regarding business activities occurring at 4006 E Hwy 37, Tuttle, Oklahoma. We would like the City Council to consider waiving and exempt us from having the public to dump approved materials, such as rock, dirt, and concrete."

Perryman asked they not "rehash" previous information. He also noted the council does not have the authority to waive an ordinance. Citizens can ask the council for a pardon after a citation has been issued if necessary.

Mr. Shuck presented back story of his business and property. He passed out information for the council. He asked what the City is requiring of him.

Young presented the first step is to start the rezoning process and discussed the procedures and the cost.

8. INFORMATION AND REPORTS

- a. City Manager and Department Reports

Young presented work is being done to classify roads for road grants. Home for the Holidays will be moved inside and there will not be a parade.

Anthony presented reports for Fire, EMS, Streets, Gas, Water, Sewer, Cemetery and Parks. Fire responses have been medical. Pouring concrete at Station one and moving gas line. Tablets were purchased for EMS units and new bed for truck. Street department did asphalt work on Worley Creek with the County. Picked up new batwing mower. Curb tool has been revived for use. Gas department had annual review with Corporation Commission. Working to correct issues but no fines issued. Water department work is ongoing. Sewer department has been busy with Bridgecreek project. No report for Cemetery. Parks Department is working on maintenance of equipment. Using 3 inmates a day and program is working well.

Douglas presented soccer park grant of \$141,000 has been awarded. The grant program has been awarded 5M in the last 10 years. Working on Radio expansion and installing generators. 4th Street Sewer bid will be 1/3/14. Will finish network connections at library. Continuing work on storm shelters grant that was awarded by FEMA.

Cluck presented new officer is starting the academy in May. Officer Cox will start academy in January. Richardson will be on duty the 22nd of this

month. Department is fully staffed at this time. A dispatcher is quitting at the end of the month and will need to be replaced.

Perryman presented he did make a misstatement earlier and Mr. Shuck was allowed to continue dumping but to keep behind the property next door, frequently push back and not advertise dumping.

b. Councilmember Reports

Littleton reported on meeting with Waldon Drive residents and Hills Land and Construction. A plan was tentatively worked out and residents are in agreement.

9. EXECUTIVE SESSIONS

(Section 307, Title 25, Oklahoma Statutes permits the public body to meet in executive session for certain specified reasons under certain specified conditions. Any formal action will occur in regular session)

a. CONSIDERATION of adopted Resolution 2012-17 authorizing legal action against Jimmy Thunderbird (a.k.a. John Edwards Timmons) in District Court for the abatement of a nuisance at 5318 E. SH-37 in Tuttle, Oklahoma. Pursuant to 25 O.S. Section 307(B)(4).

1. CONSIDERATION action related to Executive Session Item 9a

NEW BUSINESS

ANNOUNCEMENTS

ADJOURNMENT

Motion was made by Williams, seconded by Smith to adjourn the City side at 7:20 P.M. and begin TPWA agenda after a five minute break.

Motion carried as follows:

Aye: Littleton, Clapper, Smith and Williams

Nay: None

Attest:

Mayor, Bobby Williams

City Clerk