

Minutes

THE CITY OF TUTTLE COUNCIL MEMBERS MET IN REGULAR SESSION ON **OCTOBER 10, 2016 at 7:00 P.M.** IN THE TUTTLE CITY HALL LOCATED AT 221 W. MAIN STREET.

MEMBERS PRESENT: T.J. CHESTER, TERESA BUCK, MARY SMITH, AARON MCLEROY AND TODD LITTLETON

MEMBERS ABSENT: NONE

STAFF PRESENT: TIM YOUNG, DAVID PERRYMAN, WENDY MARBLE, DON CLUCK, BRUCE ANTHONY, AARON SLATTERY, GENE PFLUGHOFT, SEAN FAIRBAIRN, JEFF ALTHOFF, STEVE MCVICKER, ANDY LINGLE, JOE BRIDGERS, WILLIAM SMITH, AND ANDREW GRAHAM

OTHERS PRESENT: JEAN SCHRODER, GWEN KING, LORI CAMPBELL, BYRON AND KRISTI HUGHES, CHLOE COKER, JIM DUNCAN, SHARON AUSTIN, AUDREY BELL, MAE RAY, CRYSTAL GRIFFIS, WAYNA VANHOF, JERILYNN MORRISON, JEFF WILLIAMS, TERESA AND TOMMY FIELDER, LINDA CODY, JAMES BALLARD, AND OTHERS THAT DID NOT SIGN IN

CALL TO ORDER Mayor Chester called the meeting to order at 7:09 p.m.

ROLL CALL Marble called the roll and declared a quorum present

PLEDGE OF ALLEGIANCE Mayor Chester led the pledge

INVOCATION Littleton gave the invocation

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.)

2. PRESENTATIONS, PROCLAMATIONS AND RECOGNITION

a. Swearing in of new Police Officer Justin Sanders

Mayor presented the swearing in of Justin Sanders. Council congratulated Sanders.

b. Presentation of Employee benefits by Jim Duncan of Benchmark Financial Group

Duncan and Austin presented proposal for Employee 401(a) and 457(b) retirement plan. They presented no increase to the City for a plan with better benefits for employees.

Motion was made by Littleton, seconded by Smith to recess the City Council Meeting at 7:32 p.m. and begin the Tuttle Public Works Authority meeting.

Motion carried as follows:

Aye: Buck, Littleton, McLeroy, Smith and Chester

Nay: None

Mayor Chester reconvened the City Council Meeting at 9:06 p.m.

3. Discussion and questions regarding items on the consent docket

McLeroy asked to pull Item i from the consent docket.

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 September 12, 2016
- b. APPROVAL minutes for City Council Workshop meeting September 12, 2016
- c. ACKNOWLEDGMENT receipt of payroll and claims for September 2016
- d. APPROVAL and RATIFICATION all action taken by the Tuttle Public Works Authority for September 2016
- e. APPROVAL and RATIFICATION all action taken by the Tuttle Development Authority for September 2016
- f. APPROVAL Service Agreement with Keystone Flex Administrators for Section 125 Cafeteria Plan/Flexible spending account and Business Associates Agreement
- g. APPROVAL amendment to the Collective Bargaining Agreement with the International Association of Firefighters Local #5017 amending Article 26 regarding training
- h. TABLE declaring structures located at 5810 East State Highway 37 as dilapidated and ordering the abatement/removal of the dilapidated structures (CE 2016-11) Tabled July 11, 2016 until September 12, 2016
- i. APPROVAL to award contract to Turf Source to hydro-seed the turf areas at the Tuttle Soccer Complex for \$24,390
- j. APPROVAL to award contract to American Signal Corporation to install 4 outdoor warning sirens funded by 2016 Rural Economic Action Plan grant for \$78,905
- k. APPROVAL adoption of updated Medical Emergency Reserve Corps Health-Care Coalition Compact for Southwest Oklahoma/Homeland Security Region #3
- l. APPROVAL **Resolution 2016-27** directing staff to submit an application to the Assistance to Firefighters Grant program
- m. APPROVAL **Budget Amendment 2016-042** regarding storm siren repairs

Motion was made by Littleton, seconded by Smith to approve Consent Docket Items a,b,c,d,e,f,g,h,j,k,l and m. Motion carried as follows:

Aye: Buck, Littleton, McLeroy, Smith and Chester

Nay: None

5. CONSIDERATION of Items Removed from Consent Docket

Motion was made by Smith, seconded by McLeroy to approve Consent Docket Item

i. Motion carried as follows:

Aye: Buck, Littleton, and Smith

Nay: McLeroy and Chester

6. GENERAL GOVERNMENT

- a. DISCUSSION and related CONSIDERATION approval of a lease agreement with K-9 ETC Foundation for use of 120 acres owned by the City of Tuttle

Perryman presented the lease agreement is not ready to consider.

No Action Taken

- b. DISCUSSION and related CONSIDERATION regarding possible donation of the youth building at Tuttle Christian Church to the City of Tuttle

Young presented the building has historical value because it is the last original wood structure. Pflughoft presented the building would need a concrete foundation at a cost of \$9,000 and approximately \$18,000 to move.

No Action Taken

7. COMMUNITY DEVELOPMENT

- a. DISCUSSION and related CONSIDERATION declaring structures located at 3201 Stone Dr. as dilapidated and ordering the abatement/removal of the dilapidated structures (**CE 2016-07**) **Tabled June 13, July 11, 2016, August 8, 2016 and September 12, 2016**

Motion was made by McLeroy, seconded by Littleton to TABLE Item 7a until the November 14, 2016 meeting. Motion carried as follows:

Aye: Buck, Littleton, McLeroy, Smith and Chester

Nay: None

- b. DISCUSSION, and related CONSIDERATION regarding **Ordinance 2016-26** (PC 2016-41) request of Byron & Kristi Hughes to rezone approximately 2.0 acres located at 5109 E SH-37, from the General Agricultural A-1 District to the General Employment C-5 District

McLeroy abstained from the discussion and the vote.

Motion was made by Chester, seconded by Smith to approve Item 7b Ordinance 2016-26. Motion carried as follows:

Aye: Buck, Littleton, Smith and Chester

Nay: McLeroy

Young presented abstaining from the vote is considered a Nay vote.

- c. DISCUSSION, and related CONSIDERATION regarding **Ordinance 2016-27** (PC 2016-42) request of ACAM Investments LC, to rezone approximately 8.3 acres located at 807 N Mustang Rd/SH-4, from the General Agricultural A-1 District/Convenience Commercial C-2 District to the General Employment C-5 District

Motion was made by Littleton, seconded by McLeroy to approve Item 7c Ordinance 2016-27. Motion carried as follows:

Aye: Buck, Littleton, McLeroy, Smith and Chester

Nay: None

- d. DISCUSSION and related CONSIDERATION update regarding the creation of the Tuttle 2040 Comprehensive Plan

Young presented meetings are the 4th Monday of the month. Request for Proposal to hire a consultant are being accepted and reviewed.

No Action Taken

8. STREETS & DRAINAGE

- a. DISCUSSION and related CONSIDERATION of PC 2016-43 request of Teresa & Tommy Fielder to waive the stormwater engineering requirements in the 4300 Block of Stardust Lane (Lot 59, Block 8) in the Silver Ridge Addition

Motion was made by McLeroy, seconded by Smith to approve Item 8a and waive the engineering requirements. Motion carried as follows:

Aye: Buck, Littleton, McLeroy, Smith and Chester

Nay: None

- b. DISCUSSION and related CONSIDERATION authorization to purchase an asphalt roller for the Streets Department

Strike

- c. DISCUSSION and related CONSIDERATION authorization to purchase a dump truck for the Streets Department

Motion was made by Littleton, seconded by Smith to approve Item 8c. Motion carried as follows:

Aye: Buck, Littleton and Smith

Nay: McLeroy and Chester

- d. DISCUSSION and related CONSIDERATION award of financing for the purchase of an asphalt roller and a dump truck

Motion was made by Littleton, seconded by Smith to award financing and accept bid with Sooner State Bank for items listed for a term of 10 years. Motion carried as follows:

Aye: Buck, Littleton, McLeroy, Smith and Chester

Nay: None

- e. DISCUSSION and related CONSIDERATION authorization for Cowan Group Engineering to engineer sidewalks awarded to the City of Tuttle by the Oklahoma Department of Transportation through the 2016 Transportation Alternative Program (Project Number TAP3-2001-(004) TP; State Job Number 33001(04))

Young presented sidewalk project is from current high school to new high school with completion before school starts next year.

Motion was made by Smith, seconded by Littleton to approve Item 8e authorizing engineering. Motion carried as follows:

Aye: Buck, Littleton, McLeroy, Smith and Chester

Nay: None

9. INFORMATION AND REPORTS

a. City Manager and Department Reports

Young presented sirens were sounded last Tuesday night during severe weather.

Cluck presented the roof repairs are complete at the Police Station and Animal Control building.

b. Councilmember Reports

Littleton presented a compliment to the police department and traffic stop procedures. He presented he has received several complaints from residents of Whispering Lakes about the business across SH 37. Plughoft presented this has been addressed and business has been asked to build a fence since they have not built a building to store their inventory.

Littleton presented he is disappointed in the recycling vote and feels he made a terrible mistake.

McLeroy presented the tour of City facilities was great and very informative.

Buck complimented Slattery on the way he the Public Works department is working more efficiently and productive.

Perryman announced for the record that Executive Session is not necessary at this meeting.

10. 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 regarding matters pertaining to economic development, including the study of existing and contemplation of business incentive within the City of Tuttle and enticements for businesses to remain in or to locate to the City of Tuttle. (Proposed Executive Session pursuant to 25 O.S. Section 307(B)(10) to protect the confidentiality of businesses that may be affected by said discussion and consideration. The Governing Body shall make a determination as to its intent to enter into executive session in open session. No action shall be taken in executive session and any action taken at the conclusion of the executive session must be taken in open session.)

1. CONSIDERATION action related to Executive Session Item 10a

b. CONSIDERATION and take appropriate action regarding a potential legal claim the City of Tuttle may have against a former employee (Proposed Executive Session pursuant to 25 O.S. Section 307(B)(4) for confidential communications between the City Council and its attorney concerning a pending claim, if the City Council, with the advice of its attorney, determines that disclosure will seriously impair the ability of the City Council to process the claim in the public interest. The Governing Body shall make a determination as to its intent to enter into executive session in open session. No action shall be taken in executive session and any action taken at the conclusion of the executive session must be taken in open session.)

1. CONSIDERATION action related to Executive Session Item 10b

NEW BUSINESS
ANNOUNCEMENT
ADJOURNMENT

Motion was made by Littleton, seconded by McLeroy to adjourn the City Council Meeting at 9:45 p.m.

Motion carried as follows:

Aye: Buck, Littleton, McLeroy, Smith and Chester

Nay: None

Attest:

Wendy Marble, City Clerk

Tommy Joe Chester, Mayor