

Minutes

THE CITY OF TUTTLE COUNCIL MEMBERS MET IN REGULAR SESSION ON **APRIL 10, 2017 at 7:00 P.M.** IN THE TUTTLE CITY HALL LOCATED AT 221 W. MAIN STREET.

MEMBERS PRESENT: TERESA BUCK, TODD LITTLETON, AARON MCLEROY, MARY SMITH AND TOMMY JOE CHESTER

MEMBERS ABSENT: NONE

STAFF PRESENT: TIM YOUNG, DAVID PERRYMAN, WENDY MARBLE, DON CLUCK, SEAN DOUGLAS, BRUCE ANTHONY, AARON SLATTERY, GENE PFLUGHOFT, JACQUELYN PORTER AND SEAN FAIRBAIRN

OTHERS PRESENT: SALLY GARRISON, CHARLES RUSSELL, BRIAN ROUTH, LESLIE WALKER, SCOTT DICKSON, JASON KNIGHT AND OTHERS THAT DID NOT SIGN IN

CALL TO ORDER Mayor Chester called the meeting to order at 7:08 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.)

Mayor Chester asked if Ms. Garrison would like to address the City Council. Garrison replied no need to speak the item is resolved.

2. PRESENTATIONS, PROCLAMATIONS AND RECOGNITION

a. Recognition of Councilmember Teresa Buck's service on the City Council

Mayor Chester and Council recognized and thanked Teresa Buck for her service.

b. Recognition of Brian Routh's service on the Planning Commission

Mayor Chester and Council recognized and thanked Brian Routh for his service.

c. Swearing in of new police officers – Coby Whitaker and Ryan Buckles

Officer Buckles and Officer Whitaker recited the oath of office and were sworn in by the Mayor.

3. Discussion and questions regarding items on the consent docket

Motion was made by Smith, seconded by McLeroy to Strike Item o and Item p, Table Item j, Item k and Item l from the consent docket until the next meeting.

Motion carried as follows:

Aye: Buck, Littleton, McLeroy, Smith and Chester

Nay: None

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 March 13, 2017
- b. APPROVAL minutes for City Council Workshop meeting March 13, 2017
- c. APPROVAL minutes for Special City Council meeting March 10, 2017
- d. APPROVAL minutes for City Council Workshop meeting March 27, 2017
- e. ACKNOWLEDGMENT receipt of payroll and claims for March 2017
- f. APPROVAL and RATIFICATION all action taken by the Tuttle Public Works Authority for March 2017
- g. APPROVAL and RATIFICATION all action taken by the Tuttle Development Authority for March 2017
- h. ACCEPTANCE of Brian Routh's resignation from the Planning Commission, Position 3, term expiring June 30, 2017, effective March 13, 2017
- i. ACCEPTANCE of Tiffany Lyon's resignation from the Planning Commission, Position 5, term expiring June 30, 2018, effective June 30, 2017
- j. APPOINTMENT of Teresa Buck to the Planning Commission, Position 3, for the remainder of the term expiring June 30, 2017 and for the term expiring June 30, 2020.
- k. APPOINTMENT of Sarah Hites to the Planning Commission, Position 5, for the remainder of the term expiring June 30, 2018
- l. APPOINTMENT of Vickie Southard to the Board of Adjustment, Position 3, for the remainder of the term expiring June 30, 2017 and for the term expiring June 30, 2020
- m. APPROVAL of **Resolution 2017-07** declaring the week of April 9-15, 2017 as National Telecommunicator Week
- n. APPROVAL to spend \$25,000 to purchase and/or construct a pad for temporary restroom, parking lot lighting, and/or playground equipment at the Tuttle Soccer Complex
- o. APPROVAL **Resolution 2017-08** adopting the Grady County Hazard Mitigation Plan
- p. APPROVAL Emergency Management Performance Grant Federal Fiscal Year 2017 2nd Quarter Report and Request for Payment
- q. APPROVAL **Resolution 2017-09** Declaring April as Fair Housing Month
- r. ACCEPTANCE of easements from Ray and Terri Clark at S Morgan Rd and Cedar Hill
- s. APPROVAL to surplus obsolete and unserviceable Police Department equipment

Motion was made by Littleton, seconded by Smith to approve Consent Docket Items a,b,c,d,e,f,g,h,i,m,n,q,r and s. Motion carried as follows:

Aye: Buck, Littleton, McLeroy, Smith and Chester

Nay: None

5. CONSIDERATION of Items Removed from Consent Docket

Strike

6. COMMUNITY DEVELOPMENT

- a. DISCUSSION ONLY regarding development of a new oil & gas ordinance

Young presented the most recent version was emailed to council members Saturday. Perryman asked if oil companies have made any comments and Young replied he has not received any feedback.

No Action Taken

- b. DISCUSSION and CONSIDERATION authorization to spend in excess of \$10,000 to tear down condemned structures at 3201 Stone Dr

Strike

7. GENERAL GOVERNMENT

- a. DISCUSSION and related CONSIDERATION regarding the operation status of and vacancies on the Parks, Recreation, and Beautification Board

Young presented there are two vacancies on the Parks Board. Various users of the park facilities have presented they do not feel their needs are met without representation on the board. With the openings now this would be a good time to improve the board where it represents the community. Young recommended not filling the positions for a couple of months and let him come back with a model, after talking to other communities, that might help improve the operations. McLeroy asked if the positions could be annual positions since the board members of Tuttle Athletic Sports Association, Little League Football, and other users since their boards change annually. Chester requested that a round up club member be on the board and Smith commented that prior Ordinance stated a member from Round up club, TASA and Silver City tractor club should be on board. Little asked if the current ordinance requires a member from each organization and Young said it does not. Young presented looking at various options and bring to the council for consideration.

Strike

Motion was made by Littleton, seconded by McLeroy to recess the City Council Meeting at 7:40 p.m. and begin the Tuttle Public Works Authority meeting.

Motion carried as follows:

Aye: Buck, Littleton, McLeroy, Smith and Chester

Nay: None

Motion was made by McLeroy, seconded by Littleton to reconvene the City Council Meeting at 7:52 p.m.

Motion carried as follows:

Aye: Buck, Littleton, McLeroy, Smith and Chester

Nay: None

8. INFORMATION AND REPORTS

a. City Manager and Department Reports

Slattery presented gas line tie in to Riata Ranch and Silver Ridge is complete. He presented all 13 bridges in City limits need work and he is ordering materials needed to repair. Public Works is installing conduit from City Hall to Cimarron Road using new equipment.

Sean Fairbairn reported retaining wall constructed, pipe in place in the restaurant area parking lot. The concrete work and grading of detention pond are not complete.

Young presented attending a meeting with Oklahoma Department of Transportation about sidewalk project that will be bid around October. Park will be opening in early June.

b. Councilmember Reports

Buck asked about flooding on Tyler at the new bank entrance. Fairbairn said he would look into this.

Motion was made by Littleton, seconded by McLeroy to recess the City Council Meeting at 8:12 p.m. and enter Executive Session.

Motion carried as follows:

Aye: Buck, Littleton, McLeroy, Smith and Chester

Nay: None

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 to conduct an EXECUTIVE SESSION and take appropriate action regarding a potential legal claim the City of Tuttle may have against Citizen Energy (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 9a

b. CONSIDERATION to conduct an EXECUTIVE SESSION and take appropriate action regarding a Tort Claim filed by Beth Harmon. (OMAG investigated and recommended denial) (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 9b

Mayor Chester reconvened the City Council Meeting at 9:20 p.m.

Perryman announced for the record that no other items were discussed in Executive Session except for what was stated on the agenda and no action was taken in Executive Session.

Motion was made by Smith, seconded by Littleton to direct legal counsel to pursue action against Citizen Energy per Item 9a. Motion carried as follows:

Aye: Buck, Littleton, Smith and Chester

Nay: McLeroy

Motion was made by Littleton, seconded by Smith to TABLE Item 9b until the May 10, 2017 meeting. Motion carried as follows:

Aye: Buck, Littleton, McLeroy, Smith and Chester

Nay: None

NEW BUSINESS

ANNOUNCEMENTS

ADJOURNMENT

Motion was made by Littleton, seconded by Smith to adjourn the City Council Meeting at 9:21 p.m.

Motion carried as follows:

Aye: Buck, Littleton, McLeroy, Smith and Chester

Nay: None

Attest:

Wendy Marble, City Clerk

Tommy Joe Chester, Mayor