

Minutes

THE CITY OF TUTTLE COUNCIL MEMBERS MET IN REGULAR SESSION ON **SEPTEMBER 11, 2017 at 7:00 P.M.** IN THE TUTTLE CITY HALL LOCATED AT 221 W. MAIN STREET.

MEMBERS PRESENT: SCOTT DICKSON, 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, JACQUELYN PORTER AND SEAN FAIRBAIRN

OTHERS PRESENT: LESLIE WALKER, SANDY WILLIAMS, 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 of allegiance

INVOCATION Littleton 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.)

2. PRESENTATIONS, PROCLAMATIONS AND RECOGNITION

Chief Anthony presented seven years ago the Tuttle Fire Department was all volunteers and now it is a full-time department. He also noted the significance of today's date of 9/11, the world trade center attack and the loss of life. He said it is a sad day of remembrance but now a joyous day for the Tuttle Fire Department.

a. Recognition and swearing in of Fire Lieutenant William Smith

Mayor presented the swearing in of William Smith. Anthony presented patch and helmet, wife pinned badge and Smith signed oath.

b. Recognition and swearing in of Fire Lieutenant Joseph Lashbrook

Mayor presented the swearing in of Joseph Lashbrook. Anthony presented patch and helmet, wife pinned badge and Lashbrook signed oath.

c. Recognition and swearing in of Fire Battalion Chief Christopher Kondos

Mayor presented the swearing in of Christopher Kondos. Anthony presented patch and helmet, wife pinned badge and Kondos signed oath.

Mayor and Council congratulated all fire personnel for their achievements.

[10 MINUTE RECESS FOR RECEPTION]

Motion was made by Littleton, seconded by Smith to recess the City Council Meeting at 7:20 p.m. for the reception. Motion carried as follows:

Aye: Dickson, Littleton, McLeroy, Smith and Chester

Nay: None

Motion was made by McLeroy, seconded by Littleton to reconvene the City Council Meeting at 7:30 p.m. Motion carried as follows:

Aye: Dickson, Littleton, McLeroy, Smith and Chester

Nay: None

3. Discussion and questions regarding items on the consent docket

Strike

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 August 14, 2017
- b. APPROVAL minutes for City Council Workshop meeting August 14, 2017
- c. APPROVAL minutes for City Council Workshop meeting August 28, 2017
- d. ACKNOWLEDGMENT receipt of payroll and claims for August 2017
- e. APPROVAL and RATIFICATION all action taken by the Tuttle Public Works Authority for August 2017
- f. APPROVAL and RATIFICATION all action taken by the Tuttle Development Authority for August 2017
- g. APPROVAL of Grady Emergency Medical Services District Provider agreement for fiscal year 2017-2018
- h. APPROVAL of Grady Emergency Medical Services District Capital Outlay agreement for fiscal year 2017-2018
- i. APPROVAL authorization for the Tuttle Police Department to apply for United States Department of Justice Grant for the purchase of

Motion was made by Smith, seconded by McLeroy to approve Consent Docket Items a,b,c,d,e,f,g,h and i. Motion carried as follows:

Aye: Dickson, Littleton, McLeroy, Smith and Chester

Nay: None

5. CONSIDERATION of Items Removed from Consent Docket

Strike

6. COMMUNITY DEVELOPMENT

- a. DISCUSSION and related CONSIDERATION of **Ordinance 2017-12** (PC Petition 2017-24) amending the Tuttle Subdivision Regulations to add an additional typical section for rural streets (tabled 8/14/17)

Young requested rather than tabling this recommends forming a committee to study this, composed of one Council member, one Planning Commission member, City Manager, Public Works Director and City Engineer. Chester asked Fairbairn his thoughts and Fairbairn presented it would be good to hear ideas from Planning Commission and City Council on constructability and road maintenance.

Littleton presented his concerns that this undermines current conversations with home builders and prolongs the process. Requested that city manager make contact with interested parties to explain the delay. Young presented a variance was granted for the party with urgent request. Littleton requested the city manager still make contact with the homebuilder. Fairbairn stands by the asphalt and concrete sections that he presented. Littleton discussed the cost associated with a concrete apron adding \$250,000 to a development. Littleton asked why the workshop is necessary. McLeroy said the workshop was to be scheduled several weeks ago.

Young presented he stands behind the cross section to approve, but not successful to set up meetings with groups. He stated his understanding was to reexamine the cross sections that need to be clearly defined. It was not for the intention of saying no. Littleton stated he did not understand it was about examining the entire ordinance rather than the one item.

Dickson asked if the variance that was given is the current section of road with concrete apron and engineer proposed a separate road section, he stated his confusion and ask for workshop for clarity of the entire ordinance.

McLeroy stated the Ordinance needs to be revised and made easier to understand. Young asked how the committee should be formed. Members asked that it be 1 or 2 members.

Motion was made by Littleton, seconded by McLeroy to declare a subcommittee consisting of at least McLeroy, two Planning commission members, Public Works director City Manager and City Engineer to review current cross section for road ordinance. Motion carried as follows:

Aye: Dickson, Littleton, McLeroy, Smith and Chester

Nay: None

- b. DISCUSSION and related CONSIDERATION regarding **Resolution 2017-18** (PC Petition 2017-17) request of Kim Pierce for a Specific Use Permit to operate a Kennel with an Outdoor Run at 2410 E SH-37

Motion was made by McLeroy, seconded by Chester to **TABLE** this item until the next meeting. Motion carried as follows:

Aye: Dickson, Littleton, McLeroy, Smith and Chester

Nay: None

7. INFORMATION AND REPORTS

- a. City Manager and Department Reports

Young presented notified of new trails grant of \$160,000 for cemetery road park with a \$40,000 match.

Slattery presented traffic signal at Sara Road will begin construction tomorrow.

- b. Councilmember Reports

McLeroy presented the mowing at the trails looks bad and what can be done to fix those areas so they can be mowed. Slattery said he will look at this to see what can be done.

McLeroy asked about the County helping with the High Scholl drainage to Englebretson. Slattery said the county commissioner told him they could not help. McLeroy said maybe they should contract this out and he suggested a specific contractor as an example.

Littleton asked about requirements for food trucks. This may disadvantage local businesses? Dickson commented that more options for eating in town could create more traffic for all businesses. Do not want to sound anti-business. McLeroy stated charging a daily fee for food trucks rather than the yearly fee we are charging. Young presented this will be researched.

Littleton asked for staff to investigate a safe meeting place with a camera for exchanging goods.

Dickson asked why soccer is not playing in Tuttle. Young presented they said they do not have enough teams to play in Tuttle.

Motion was made by Littleton, seconded by Smith to recess the City Council Meeting at 8:09 p.m. and begin the Tuttle Public Works Meeting. Motion carried as follows:

Aye: Dickson, Littleton, McLeroy, Smith and Chester

Nay: None

Motion was made by Smith, seconded by Littleton to reconvene the City Council Meeting at 8:53 p.m. with a ten minute break and enter Executive Session.

Motion carried as follows:

Aye: Dickson, Littleton, McLeroy, Smith and Chester

Nay: None

8. 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 collective bargaining with the Fraternal Order of Police Lodge #197 (Proposed Executive Session pursuant to 25 O.S. Section 307 (B)(2) to discuss negotiations between the City of Tuttle and representatives of an employee group. The City Council 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 8a

b. CONSIDERATION to conduct an EXECUTIVE SESSION regarding a lawsuit filed by Chadrick Harmon, Beth Harmon, Tanner Harmon, and Laikyn Harmon. (Proposed Executive Session pursuant to 25 O.S. Section 307 (B)(4) for confidential communications between the City Manager, the City Council and the City Attorney concerning this pending claim upon the advice of the City Attorney and if the City Council determines that public disclosure would seriously impair the ability of the City of Tuttle to process the claim or conduct an investigation. The City Council shall make such determination 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 8b

Motion was made by McLeroy, seconded by Smith to reconvene the City Council Meeting at 9:22 p.m. Motion carried as follows:

Aye: Dickson, Littleton, McLeroy, Smith and Chester

Nay: None

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

NEW BUSINESS

ANNOUNCEMENTS

1. City Council Workshop Meeting Monday September 25, 2017 at 6:00 pm
2. City Council Meeting on Monday, October 9, 2017 at 7:00 pm (workshop at 6:00 pm)

ADJOURNMENT

Motion was made by Littleton, seconded by Smith to adjourn the City Council meeting at 9:25 p.m. Motion carried as follows:

Aye: Dickson, Littleton, McLeroy, Smith and Chester

Nay: None

Attest:

Wendy Marble, City Clerk

Tommy Joe Chester, Mayor