

Minutes

THE CITY OF TUTTLE COUNCIL MEMBERS MET IN REGULAR SESSION ON **OCTOBER 9, 2017 at 7:00 P.M.** IN THE TUTTLE CITY HALL LOCATED AT 221 W. MAIN STREET.

MEMBERS PRESENT: SCOTT DICKSON, AARON MCLEROY, MARY SMITH AND TOMMY JOE CHESTER

MEMBERS ABSENT: TODD LITTLETON

STAFF PRESENT: TIM YOUNG, DAVID PERRYMAN, WENDY MARBLE, DON CLUCK, SEAN DOUGLAS, BRUCE ANTHONY, AARON SLATTERY, LAURIE KOELSCH, TIM EDWARDS, ANDREW GRAHAM AND SEAN FAIRBAIRN

OTHERS PRESENT: LESLIE WALKER, KENNETH BOMGARDNER, LYNDL HILL, JEFF HILL, BLAKE GUNTER, KIM PIERCE, RONNIE PIERCE, RAY WALDON, RHONDA CHESTER, JASON KNIGHT AND OTHERS THAT DID NOT SIGN IN

CALL TO ORDER Mayor Chester called the meeting to order at 7:06 p.m.

ROLL CALL Marble called the roll and declared a quorum present

PLEDGE OF ALLEGIANCE Mayor Chester led the pledge of allegiance

INVOCATION Dickson 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.)

Mayor Chester invited Ray Waldon to speak. Waldon declined. Mayor Chester invited Kenneth Bomgardner to speak. Bomgardner asked to speak when Item 6c is discussed.

2. PRESENTATIONS, PROCLAMATIONS AND RECOGNITION

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 September 11, 2017

b. APPROVAL minutes for City Council Workshop meeting September 11, 2017

- c. APPROVAL minutes for City Council Workshop meeting September 25, 2017
- d. ACKNOWLEDGMENT receipt of payroll and claims for September 2017
- e. APPROVAL and RATIFICATION all action taken by the Tuttle Public Works Authority for September 2017
- f. APPROVAL and RATIFICATION all action taken by the Tuttle Development Authority for September 2017
- g. APPROVAL of purchase of 2nd command SUV for Fire Department
- h. APPROVAL **Resolution 2017-19** authorizing municipal elections to elect Mayor for term ending May 2022

**Motion was made by Smith, seconded by McLeroy to approve Consent Docket Items a,b,c,d,e,f,g and h. Motion carried as follows:
 Aye: Dickson, McLeroy, Smith and Chester
 Nay: None**

5. CONSIDERATION of Items Removed from Consent Docket

Strike

6. COMMUNITY DEVELOPMENT

- a. 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 (tabled September 11, 2017)

Mayor requested Kim Pierce to approach the Council. McLeroy asked if she was comfortable with the requirements of the Special Use Permit and the financial requirements to comply. He noted now is the time to discuss and make any changes. Pierce stated she has never seen the Special Use Permit and has had no communication with City staff regarding what is required. Smith asked what conversations were had with staff. Pierce stated she attended one Planning Meeting and found out 2 hours prior to this meeting that she should attend.

Smith made a motion to TABLE this Item until the November meeting, giving Pierce the time to communicate with the City Manager; there was no second to the motion.

Motion was made by McLeroy, seconded by Smith to send this Item back to the Planning Commission for consideration at the November 6th meeting. Motion carried as follows:

**Aye: Dickson, McLeroy, Smith and Chester
 Nay: None**

- b. DISCUSSION and related CONSIDERATION regarding **PC 2017-28** request of Hill's Land and Construction for approval of construction plans and a preliminary plat for Hill's Whispering Meadows

McLeroy asked why the plans do not have a street light at the entrance. J. Hill stated he did not notice that but will make sure a light is installed at the entry to the neighborhood.

Motion was made by McLeroy, seconded by Dickson to approve PC 2017-28 request of Hill's Land and Construction for approval of construction plans and a preliminary plat for Whispering Meadows. Motion carried as follows:

Aye: Dickson, McLeroy, Smith and Chester

Nay: None

- c. **DISCUSSION and related CONSIDERATION regarding PC 2017-34 request of Tuttle Christian Church for a Review of Appropriateness as to Use to allow for their new building to project over the right-of-way in the 000 block of SW 3rd St**

Young presented the Planning Commission approved this item allowing the portico to be constructed over the sidewalk in the right-of-way. He noted this is the same type of request as the balcony over the sidewalk that was approved for the opera house building and allowed by city code.

**Motion was made by Smith, seconded by Dickson to approve PC 2017-34 request of Tuttle Christian Church for a Review of Appropriateness as to Use to allow for their new building to project over the right-of-way in the 000 block of SW 3rd St
Motion carried as follows:**

Aye: Dickson, McLeroy, Smith and Chester

Nay: None

- d. **DISCUSSION and related CONSIDERATION request of Tuttle Christian Church for the City to pay for improvements to Bond Street and SW 3rd Street**

K. Bomgardner presented the request for the City to pay for improvements to Bond Street and SW 3rd Street. He presented the parking is public not owned by the church. If they pay for this improvement on public property there is guarantee it will be available for church members to use. Chester asked what was city's involvement to improvements on Bond Street and Family Life Center. Young presented Baptist church paid for curb and sidewalk on Second Street. Bomgardner presented Baptist Church, Christian Church, Tuttle Public Schools and the City all contributed to the two blocks of improvements on Bond Street in 2006. Smith asked Perryman what would be the legal problems. Perryman presented no problem for City to pay for improvements as long as the parking is not on private property. He also noted that developers normally complete the parking. McLeroy presented the City waived the required on-site parking. He stated he is concerned this opens the door for all businesses to request the City to pay for parking. Smith noted that the City does give incentives for businesses to locate in the City. Dickson asked if there would be a limit to how much to pay and would that make any difference in the decision. Smith noted the fact that it is only public property it could be a joint project. Bomgardner stated that the building will be available for use by the public, that several organizations use their current facilities. Bomgardner stated the engineer is working on providing a cost for this project which will be presented to the City. Young stated the City engineer will need to review the plans and cost of project when available.

Motion was made by Dickson, seconded by Chester to TABLE this item until the November meeting. Motion carried as follows:

Aye: Dickson, McLeroy, Smith and Chester

Nay: None

7. INFORMATION AND REPORTS

- a. City Manager and Department Reports

None

- b. Councilmember Reports

Dickson thanked the Police Chief for the quick response to the mail theft. Dickson thanked the Public Works Director for the work on the drainage at Sara Rd and Tyler Dr.

Smith asked if the City was doing any work at Cimarron Rd and Tyler Dr. or is Linn energy doing something. She stated a dam has been built up to divert runoff of water. Slattery stated public works did not do that. Young presented there are drainage problems in several areas caused by Oil and Gas construction.

McLeroy presented the Soccer /Trails park dedication is next Monday, October 16th at 5:30. Young presented the Tuttle Area Chamber of Commerce banquet is October 26th.

Motion was made by McLeroy, seconded by Chester to recess the City Council Meeting at 8:00 p.m. and begin the Tuttle Public Works Meeting.

Motion carried as follows:

Aye: Dickson, McLeroy, Smith and Chester

Nay: None

Motion was made by McLeroy, seconded by Smith to reconvene the City Council Meeting at 8:08 p.m. Motion carried as follows:

Aye: Dickson, McLeroy, Smith and Chester

Nay: None

Motion was made by Smith, seconded by McLeroy to begin Executive Session at 8:08 p.m. after a five-minute break.

Motion carried as follows:

Aye: Dickson, 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

Motion was made by Dickson, seconded by McLeroy to reconvene the City Council Meeting at 8:48 p.m. Motion carried as follows:

Aye: Dickson, 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

Young asked Council if the conference room worked for the Workshop and the Executive Session. Members concluded that the Workshop should be conducted upstairs in the larger space and the Executive Session could be conducted in the conference room.

ANNOUNCEMENTS

1. City Council Workshop Meeting Monday October 23, 2017 at 6:00 pm
2. City Council Meeting on Monday, November 13, 2017 at 7:00 pm (workshop at 6:00 pm)

ADJOURNMENT

Motion was made by McLeroy, seconded by Smith to adjourn the City Council meeting at 8:50 p.m. Motion carried as follows:

Aye: Dickson, McLeroy, Smith and Chester

Nay: None

Attest:

Wendy Marble, City Clerk

Tommy Joe Chester, Mayor