

Minutes

THE CITY OF TUTTLE COUNCIL MEMBERS MET IN REGULAR SESSION ON **DECEMBER 12, 2018** at **7:00 P.M.** IN THE TUTTLE CITY HALL LOCATED AT 221 W. MAIN STREET.

MEMBERS PRESENT: SCOTT DICKSON, TODD LITTLETON, AUSTIN HUGHES, MARY SMITH AND AARON MCLEROY

MEMBERS ABSENT: NONE

STAFF PRESENT: TIM YOUNG, DAVID PERRYMAN, WENDY MARBLE, DON CLUCK, BRUCE ANTHONY, AARON SLATTERY, TIM EDWARDS, WILL SMITH AND SEAN FAIRBAIRN

OTHERS PRESENT: DENNIS THOMAS, LINDA CODY, LESLIE WALKER, JAYSON KNIGHT AND OTHERS THAT DID NOT SIGN IN

CALL TO ORDER Mayor McLeroy called the meeting to order at 7:02 p.m.

ROLL CALL Marble called the roll and declared a quorum present

PLEDGE OF ALLEGIANCE McLeroy led the pledge of allegiance

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.)

McLeroy asked Dennis Thomas if he wanted to speak now or wait. Thomas stated he would wait until the item comes up on the agenda.

2. PRESENTATIONS, PROCLAMATIONS AND RECOGNITION

None

3. Discussion and questions regarding items on the consent docket

McLeroy asked about police vehicle equipment on Item h. Cluck stated the equipment will be retained and used on another vehicle.

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, 2018
- b. APPROVAL minutes for City Council Workshop meeting November 12, 2018
- c. APPROVAL minutes for City Council Workshop meeting November 26, 2018
- d. ACKNOWLEDGMENT receipt of payroll and claims for November 2018

- e. APPROVAL and RATIFICATION all action taken by the Tuttle Public Works Authority for November 2018
- f. APPROVAL and RATIFICATION all action taken by the Tuttle Development Authority for November 2018
- g. APPROVAL End-of-Year/Holiday Incentives for Employees for 2018
- h. APPROVAL purchase of 2019 Dodge Charger for the Police Department
- i. APPROVAL of engaging Crawford & Associates for certain financial services for FY 2019
- j.* APPROVAL to declare as surplus Police Department evidence property no longer required for court

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

5. CONSIDERATION of Items Removed from Consent Docket

Strike

6. COMMUNITY DEVELOPMENT

- a. DISCUSSION and related CONSIDERATION of **Ordinance 2018-20** (PC Petition 2018-37), amending the Tuttle Zoning Code to update land uses and regulations for industrial and automotive uses

Young presented land use information and stated there is no urgency to adopt this.

Motion was made by Smith, seconded by Hughes to adopt Ordinance 2018-20 amending the Tuttle Zoning Code to update land uses and regulations for industrial and automotive uses. Motion carried as follows:

**Aye: Dickson, Littleton, Hughes, Smith and McLeroy
 Nay: None**

- b. DISCUSSION and related CONSIDERATION of **Ordinance 2018-21** (PC Petition 2018-38), amending the Tuttle Zoning Code to update setbacks for accessory buildings and pools

Young presented after the request last month for a shop building in the front yard this is needed to clarify accessory building and pool placement. Smith stated she would prefer to wait and address the fence language. Dickson asked staff to work on Item A fence language. Smith stated she does not like the addition of agriculture and would like a waiver with language added. Perryman discussed how the state statute addresses agriculture. Smith stated state law exemption should be included.

Motion was made by Dickson, seconded by McLeroy to adopt Ordinance 2018-21 amending the Tuttle Zoning Code to update setbacks for accessory buildings and pools including the language *unless otherwise exempt pursuant to state law*.

Motion carried as follows:

**Aye: Dickson, Littleton, Hughes, Smith and McLeroy
 Nay: None**

- c. DISCUSSION and related CONSIDERATION of **Ordinance 2018-22** (PC Petition 2018-40), amending the Tuttle Subdivision Regulations to disallow lot splits for platted parcels

Young presented this item addresses lot splits on platted property and requires amending of the plat.

**Motion was made by Smith, seconded by Littleton to adopt Ordinance 2018-22 amending the Tuttle Subdivision Regulations to disallow lot splits for platted parcels
Motion carried as follows:**

Aye: Dickson, Littleton, Hughes, Smith and McLeroy

Nay: None

- d. DISCUSSION and related CONSIDERATION of **Ordinance 2018-23** (PC Petition 2018-41), amending the Tuttle Zoning Code and Tuttle Code of Ordinances to allow special variances for structures wanting to locate closer to certain oil & gas sites

Young presented this was discussed last month about moving setback regulations to zoning code.

**Motion was made by Littleton, seconded by Smith to adopt Ordinance 2018-23 amending the Tuttle Zoning Code and Tuttle Code of Ordinances to allow special variances for structures wanting to locate closer to certain oil & gas sites
Motion carried as follows:**

Aye: Dickson, Littleton, Hughes, Smith and McLeroy

Nay: None

7. GENERAL GOVERNMENT

- a. PUBLIC HEARING, DISCUSSION, and related CONSIDERATION regarding **Resolution 2018-27** adopting the FY 2019 Budget

McLeroy opened Public Hearing at 8:02 p.m.

McLeroy closed Public Hearing at 8:02 p.m.

Motion was made by Dickson, seconded by Hughes to adopt Resolution 2018-27 adopting the FY 2019 Budget.

Motion carried as follows:

Aye: Dickson, Littleton, Hughes, Smith and McLeroy

Nay: None

- b. DISCUSSION and related CONSIDERATION of **Ordinance 2018-19** updating the regulations for wrecker services and wrecker permits

Perryman stated that after further review Department of Public Safety is misinterpreting the state statute and they are not requiring background checks on all employees, only requiring for owner of wrecker service on an annual basis. Cluck stated DPS told him they were requiring background checks and he did not see the need to duplicate the requirement.

Dennis Thomas presented the City is not doing what the Ordinance states. Young presented the City will review and amend the Ordinance and the fee schedule. McLeroy asked if the City could issue a card for the wrecker employees stating they have a valid City license.

Motion was made by Littleton, seconded by Dickson to TABLE this item until the January 14, 2019 meeting.

Motion carried as follows:

Aye: Dickson, Littleton, Hughes, Smith and McLeroy

Nay: None

- c.* DISCUSSION and related CONSIDERATION of Acceptance of Donation of 3201 Stone Drive property and authorize Mayor to execute Contract, Closing Documents and any related paperwork

Perryman stated the owner decided to donate this property to the City. He stated the house will need to be torn down at the City's expense.

Motion was made by Smith, seconded by Littleton to accept Donation of 3201 Stone Drive property and authorize Mayor to execute Contract, Closing Documents and any related paperwork

Motion carried as follows:

Aye: Dickson, Littleton, Hughes, Smith and McLeroy

Nay: None

Motion was made by Littleton, seconded by Dickson to recess the City Council Meeting at 8:23 p.m. and begin Tuttle Public Works Authority meeting.

Motion carried as follows:

Aye: Dickson, Littleton, Hughes, Smith and McLeroy

Motion was made by Littleton, seconded by Smith to reconvene the City Council Meeting at 8:37 p.m. with a five-minute break before beginning executive session.

Motion carried as follows:

Aye: Dickson, Littleton, Hughes, Smith and McLeroy

Nay: None

City Council Executive Session began at 8:41 p.m.

Motion was made by McLeroy, seconded by Littleton to reconvene the City Council Meeting at 9:00 p.m.

Motion carried as follows:

Aye: Dickson, Littleton, Hughes, Smith and McLeroy

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.

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 regarding collective bargaining with the International Association of Firefighters Local #5017 (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

None

2. DISCUSSION and related CONSIDERATION approval of Collective Bargaining Agreement with the International Association of Firefighters Local #5017

Motion was made by Smith, seconded by Littleton to approve the Collective Bargaining Agreement with the International Association of Firefighters Local #5017.

Motion carried as follows:

Aye: Dickson, Littleton, Hughes, Smith and McLeroy

Nay: None

9. INFORMATION AND REPORTS

- a. City Manager and Department Reports

Cluck presented the 2 new Chargers will be put in service tomorrow. He stated it will be about 8 weeks before the other car will be in service.

Slattery presented bulk water sales report of \$87,000.

McLeroy asked about Rock Creek fiber and gas installation. Slattery stated fiber conduit only being installed and no gas customers have signed up.

Fairbairn presented the draft of street standards will be ready for Planning Commission approval next month.

Young presented sales tax numbers. He stated the new marketing employee has been hired and will start in January. Young stated staff has been in discussion about Home for the Holidays and the decisions made to move the event.

Young congratulated Smith and Hughes for re-election of their council position. Young stated he is working on bond issue as directed by City Council, to be ready by the end of May 2019.

- b. Councilmember Reports

Dickson presented lights near winery on Sara Road need adjusted so they are not shining directly at traffic as it travels north. Young stated staff can contact OEC to request this.

McLeroy asked about signage for fire lanes at the high school because traffic is parking on the red fire lanes during events. Young stated staff will address this with the school.

NEW BUSINESS

ANNOUNCEMENTS

1. No City Council Workshop Meeting in December
2. City Council Meeting on Monday, January 14, 2019 at 7:00 pm (workshop at 6:00 pm)
3. City Offices closed Monday, December 24th, Tuesday, December 25th, and Tuesday, January 1st

ADJOURNMENT

Motion was made by Littleton, seconded by McLeroy to adjourn the City Council Meeting at 9:28 p.m.

Motion carried as follows:

Aye: Dickson, Littleton, Hughes, Smith and McLeroy

Nay: None

Attest:

Wendy Marble, City Clerk

Aaron McLeroy, Mayor