



City Council Minutes December 7, 2010

The City Council of The Village, Oklahoma, met in regular session at City Hall on Tuesday, December 7, 2010, at 7:30 p.m., at 2304 Manchester Drive.

COUNCIL PRESENT

David Bennett, Mayor
C. Scott Symes, Vice-Mayor
Chris Bernardy, Council Member
Jerry Broughton, Council Member

STAFF PRESENT

Bruce K. Stone, City Manager
Beverly K. Whitener, City Treasurer
Stephen E. Reel, City Attorney

ABSENT:

Hutch Hibbard, Council Member

ITEM I: CALL TO ORDER.

Mayor Bennett called the meeting to order at 7:50 p.m.

ITEM II: INVOCATION.

Council Member Bernardy gave the invocation.

ITEM III: PLEDGE OF ALLEGIANCE.

Council Member Bernardy led the Council in the Pledge of Allegiance.

ITEM IV: APPROVAL OF MINUTES.

Mayor Bennett asked if there were any corrections, additions, or deletions to the Minutes of the November 9, 2010 special meeting or to the Minutes of the November 16, 2010 regular meeting.

There were no corrections, additions or deletions and the Minutes of the November 9, 2010 special meeting and the Minutes of the November 16, 2010 regular meeting were approved as written.

ITEM V: CITIZENS DESIRING TO BE HEARD, PRESENTATIONS.

The Mayor stated that this time is set aside for citizens to address the Council on matters not on the posted agenda.



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There were no citizens desiring to be heard.

ITEM VI: REPORTS FROM STAFF:

City Manager Bruce Stone reported that A-Tech Paving has completed channel repairs. Mr. Stone reported that A-Tech replaced four concrete sections that were not in the specifications and that the City will not pay for them.

Mr. Stone reported that roof repairs are close to completion. Mr. Stone told the Council that most of the roof on City Hall has been replaced but that the contractor still has to repair, paint and seal the EIFS and power wash and seal the capstone. Mr. Stone told the Council that work is still being done to replace the roof on the maintenance garage.

The city manager reported that the street replacement at Andover and Nichols was not done to specifications and the city engineer recommends that the contractor be required to remove the street and reinstall it correctly. Mr. Stone told the Council that the street was supposed to have a 3" crown in order to drain properly. After a discussion, the Council agreed that the work is unacceptable and should be re-done.

Mr. Stone gave the Council a report on landscaping improvements at The Village Library. Mr. Stone told the Council that the Library system has received a grant from the Margaret Annis Boys Trust for trees to replace the ones that have died or have been damaged by severe weather. Mr. Stone reported that the improvements would also include removal of existing shrubs at the main entry and replacing them with grass and low maintenance potted plants. Mr. Stone also reported that OG&E would remove approximately seven trees on Pennsylvania Avenue that are interfering with electric transmission lines. Mr. Stone further told that Council that this project has opened the door to possible funding of park improvements through the Boys Trust.

The city manager briefed the Council on complaints received from Mr. Federman concerning the construction next to his property.

Mr. Stone told the Council that Waste Connections would like the City to designate the color for recycling carts to be used in the City's new recycling program. After a brief discussion, the Council decided that the carts should be green as the color symbolizes the notion of "going green".



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The Council commented on the write-up about The Village in EPA's monthly newsletter.

ITEM VII: REVIEW OF EXPENDITURES.

The Council reviewed the following expenditure reports:

General Fund, 11/19/2010:	\$54,827.04
Special Park Fund, 11/19/2010:	\$300.00
Capital Improvement Fund, 11/17/2010:	\$66,543.12
General Fund, 11/22/2010:	\$39,840.34
General Fund, 12/2/2010:	\$20,299.82
Capital Improvement Fund, 12/2/2010:	\$468.00
Special Park Fund, 12/2/2010:	\$278.58

ITEM VIII: CONSIDERATION OF RESOLUTION 12-07-2010 (A) APPROVING A BUILDING PERMIT FOR A ST. EUGENE'S CATHOLIC CHURCH FOR AN ADDITION TO THE EXISTING CHURCH BUILDING.

City Manager Bruce Stone advised the Council that the Planning & Zoning Commission has approved Resolution PC 12-07-2010 (A) recommending that the City Council approve the issuance for a building permit for a 19,969 square foot addition to St. Eugene's Catholic Church, subject to satisfactory resolution of the a five and one-half height discrepancy.

Architect J.C. Wicher reviewed the plans for a 19,969 square foot addition St. Eugene's Catholic Church. Mr. Wicher showed the Council the site plan and various elevations of the proposed addition. Mr. Wicher advised the Council that the civil engineers for the project incorrectly indicated that the church property is zoned C-2 Commercial when, in fact, the property is zoned A-1 Single Family. Mr. Wicher explained that this error resulted in the height of the wall exceeding the maximum height of 35' by (5½") five and one-half inches. Mr. Wicher further advised that the dome (spire) and cross are non-habitable portions of the building and that these types of structures are exempt from height limitations established by code. Mr. Wicher advised that the top of the dome is 66' feet high and the top of the cross is 76' feet high. Mr. Wicher told the Council that the highest portion of the structure rises above the wall height by 40.5 feet.

The City Council discussed possible remedies for the minor error in design. The consensus of the Council was that a redesign of the building



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would impose a considerable hardship and that the public interest would be served by allowing the building to be built as designed. The City Attorney advised the Council that they could waive the height requirement by making the appropriate amendment to the Resolution authorizing the issuance of a building permit.

After a discussion, Council Member Bernardy moved to approve Resolution 12-07-2010 (A), as amended. Council Member Broughton seconded the motion. The vote: Yea - Bernardy, Broughton, Symes and Bennett. Nay - none.

ITEM IX: CONSIDERATION OF RESOLUTION 12-07-2010 (B) APPROVING THE REVISED FINAL PLAT FOR PHASE I OF THE HAWTHORN ADDITION TO THE CITY OF THE VILLAGE.

City Manager Bruce Stone advised the Council that the Planning & Zoning Commission approved Resolution PC 12-07-2010 (B) recommending that the City Council approve the revised Final Plat for Phase I of the Hawthorn Addition. Mr. Stone told the Council that the revision simply divides Block 3 into 8 individual lots.

After a brief discussion, Vice-Mayor Symes moved to approve Resolution 12-07-2010 (B) approving the revised final plat for Phase I of the Hawthorn Addition to the City of The Village. Council Member Broughton seconded the motion. . The vote: Yea - Bernardy, Broughton, Symes and Bennett. Nay - none.

ITEM X: CONSIDERATION OF ORDINANCE 657 AMENDING THE CODE OF ORDINANCES OF THE CITY OF THE VILLAGE BY REVISING CHAPTER 11, SECTION 11-263. SUBSECTION (A); PERTAINING TO THE TERM FOR RESIDENTIAL SALES; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.

City Manager Bruce Stone advised the Council that Ordinance 657 increases the time allowed for a garage sale from two consecutive days to three consecutive days.

After a brief discussion, Council Member Bernardy moved to approve Ordinance 657. Vice-Mayor Symes seconded the motion. The vote: Yea - Bernardy, Broughton, Symes and Bennett. Nay - none.



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Vice-Mayor Symes moved the approval of the Emergency Clause. Council Member Bernardy seconded the motion. The vote: Yea - Bernardy, Broughton, Symes and Bennett. Nay - none.

ITEM XI: CONSIDERATION OF RESOLUTION 12-07-2010 (C) APPROVING ANNUAL HOLIDAY BONUSES FOR CITY EMPLOYEES.

After a brief discussion, Council Member Broughton moved to approve Resolution 12-07-2010 (C) approving annual holiday bonuses for city employees. Council Member Bernardy seconded the motion. The vote: Yea - Bernardy, Broughton, Symes and Bennett. Nay - none.

ITEM XII: NEW BUSINESS.

Council Member Broughton thanked firefighters for attending an event recently at Ridgeview Elementary School.

Council Member Broughton noted that today is Pearl Harbor Day and that we should remember the many who lost their lives on December 7, 1941.

Both Council Member Broughton and Bernardy mentioned how nice the employee Christmas Party was and how much they enjoyed it.

The Council discussed candidates for Business of the Month and other ways the program might be expanded to promote business in The Village. Mayor Bennett suggested that the Council consider Alexander and Struck Insurance Agency for recognition in the near future.

ITEM XIV: ADJOURNMENT.

There being no further business, the Mayor adjourned the meeting at 9:10 p.m.

Mayor Bennett

Vice-Mayor Symes

Council Member Broughton

Council Member Bernardy

City Clerk

Council Member Hibbard