



CITY COUNCIL MINUTES  
December 17, 2018

The City Council of the City of The Village, Oklahoma, met in regular session at City Hall on Monday, December 17, 2018, at 7:30 p.m., at 2304 Manchester Drive.

**COUNCIL PRESENT**

Sonny Wilkinson, Mayor  
Cathy Cummings, Vice-Mayor  
Dave Bennett, Council Member  
Stan Alexander, Council Member

**STAFF PRESENT**

Bruce K. Stone, City Manager  
Beverly K. Whitener, City Treasurer  
Leslie V. Batchelor, City Attorney

**ABSENT:**

Bubba Symes, Council Member

**ITEM I:        CALL TO ORDER.**

Mayor Wilkinson called the meeting to order at 7:30 p.m.

**ITEM II:        INVOCATION & PLEDGE OF ALLEGIANCE.**

Mayor Wilkinson gave the invocation and led the Council in the Pledge of Allegiance.

**ITEM III:       APPROVAL OF MINUTES.**

Mayor Wilkinson asked if there were any corrections, additions or deletions to the Minutes of the regular meeting held on December 3, 2018 or to the Minutes of the special meeting held on December 13, 2018. There were no corrections, deletions or additions and the Council approved the Minutes of the meetings held on December 3, 2018 and December 13, 2018 as written.

**ITEM IV:        CITIZENS DESIRING TO BE HEARD; PRESENTATIONS.**

Mayor Wilkinson stated that this is the time set aside for citizens to address the Council on any matter not on the posted agenda.

Randy Whitekiller, the owner of Natural Choice Urgent Care, a new business located in the May Avenue Office Suites, appeared before the Council to introduce himself. The Council welcomed Mr. Whitekiller to The Village.

Residents Patrick and Lisa Lesseg, 10409 Major Avenue, appeared before the Council to complain about improperly maintained homes on Major Avenue. Mr. Lesseg mentioned a home



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with five cars in the driveway, a house with a pontoon boat and several other “unkempt” homes on the block.

City Engineer Bryan Coon presented the plans for Northland storm sewer improvements and explained the proposed improvements to the Council. Mr. Coon explained that the improvements would intercept a lot of the water that currently goes north through the intersection of Sunrise and Orlando and send it directly to the existing channel that runs east of the homes on Sunrise Blvd. Mr. Coon told the Council that this would help to alleviate the flooding of homes in the 10700 Block of Sunrise. Mr. Coon also explained that the design criteria he is using for this project costs less than the criteria that would be used if this were a new subdivision. Mr. Coon advised that the budget would not allow for the higher design standard.

Mr. Coon presented the conclusions of his drainage study for the area north of Manchester between Sunnymede and Whitehaven. Mr. Coon advised that he recommends cleaning and grading the areas behind the homes on Sunnymede and Whitehaven between Manchester Drive and Ridgeview Drive. Mr. Coon advised that erosion control is needed on this channel just to the south of Ridgeview Drive and that he recommends the installation of an inlet/grate across Ridgeview Drive where the drainage channel runs under the street. Mr. Coon further recommended the installation of additional pipe and inlets north of Ridgeview on Sunnymede to take excess water off Sunnymede in the area where cars frequently float during heavy rains. Mr. Coon told the Council that the existing channel north of Ridgeview is improved with concrete and that the concrete could use replacement and widening at certain points. Mr. Coon stated that in light of budget constraints, he recommends that the ditch only be cleaned at this time. Mr. Coon also recommend against drainage improvements on the main drainage channel (*north of Love’s new bridge*) at this time as there are other projects more in need of the funds.

After a brief discussion, the Council agreed that Mr. Coon should proceed with construction plans for this project.

**ITEM V: PUBLIC HEARING ON THE VILLAGE COMMUNITY DEVELOPMENT PROJECT PLAN AND PROPOSED INCREMENT DISTRICT NO. 4, CITY OF THE VILLAGE, FOR THE PURPOSE OF PROVIDING INFORMATION, INCLUDING AN ANALYSIS OF POTENTIAL POSITIVE OR NEGATIVE IMPACTS FROM THE ADOPTION OF THE PROJECT PLAN AND GIVING THE PUBLIC AN OPPORTUNITY TO BE HEARD PRIOR TO ANY VOTE ON THE PROPOSED PROJECT PLAN.**

The Mayor stated that this is a public hearing for the purpose of providing an opportunity for the public to comment on The Village Community Development Project Plan and Increment District Number 4.



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There were no comments or questions from the public and the Mayor closed the public hearing.

**ITEM VI:**        **CONSIDERATION OF ORDINANCE 741 APPROVING AND ADOPTING THE CITY OF THE VILLAGE COMMUNITY DEVELOPMENT PROJECT PLAN; DESIGNATING AND ADOPTING THE PROJECT AREA AND INCREMENT DISTRICT BOUNDARIES; ESTABLISHING A DATE FOR THE CREATION OF INCREMENT DISTRICT NUMBER FOUR, CITY OF THE VILLAGE; AUTHORIZING THE CITY OF THE VILLAGE AS THE PRINCIPAL ENTITY TO CARRY OUT AND ADMINISTER THE PROJECT PLAN; ESTABLISHING A TAX APPORTIONMENT FUND; DECLARING APPORTIONED FUNDS TO BE FUNDS OF THE CITY OF THE VILLAGE; AUTHORIZING THE USE OF INCREMENT REVENUES FOR THE PAYMENT OR FINANCING OF CERTAIN PROJECT COSTS; AUTHORIZING THE VILLAGE PUBLIC WORKS AUTHORITY TO ISSUE BONDS OR NOTES AND CARRY OUT CERTAIN PROVISIONS OF THE PROJECT PLAN; RATIFYING AND CONFIRMING THE ACTIONS, RECOMMENDATIONS AND FINDINGS OF THE REVIEW COMMITTEE AND THE PLANNING COMMISSION; PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.**

City Attorney Leslie Batchelor gave a brief presentation on Ordinance 741 adopting the proposed Community Development Project Plan and Increment District Number 4.

After a brief discussion, Council Member Bennett moved to approve Ordinance 741. Council Member Alexander seconded the motion. The vote: Yea – Bennett, Cummings, Wilkinson and Alexander. Nay – none.

Council Member Alexander moved the approval of the Emergency Clause. Vice-Mayor Cummings seconded the motion. The vote: Yea – Bennett, Cummings, Wilkinson and Alexander. Nay – none.

**ITEM VII:**        **CONSIDERATION OF ORDINANCE 742 ADOPTING AND ENACTING A NEW CODE OF THE CITY OF THE VILLAGE, OKLAHOMA; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.**

City Manager Bruce Stone advised the Council that Ordinance 742 recodifies and publishes the City Code in its entirety. Mr. Stone told the Council that this is required by law every ten (10) years but The Village recodifies every two (2) years in order to make certain that the penal ordinances of the City are enforceable and that the City Code is kept in full compliance with the provisions of state law.



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The city manager advised that the December 17, 2018 code codifies Ordinances 719 through 741, all of which have been enacted since the last recodification in December 2016. Mr. Stone advised that non-penal ordinances adopted by the Council are not codified.

Mr. Stone told the Council that there is no need for review of non-substantive changes to the City Code including the following:

1. *Spelling, punctuation, and other typographical corrections.*
2. *Code index revisions and updates*
3. *Numbering changes that do not change the meaning or effect of a code provision.*

Mr. Stone provided the following proposed substantive changes for the Council's consideration:

1. ***Building Code Updates.*** Mr. Stone advised the Council that Ordinance 742 updates the various buildings codes to conform to those adopted by the Oklahoma Uniform Building Code Commission (UBCC). Mr. Stone advised that the Commission's amendments to these codes would be adopted by reference. The codes considered for adoption in the 2018 City Code include the following:

- a) *International Residential Code, 2015 Edition;*
- b) *International Building Code, 2015 Edition;*
- c) *International Existing Building Code, 2015 Edition;*
- d) *International Mechanical Code, 2015 Edition;*
- e) *International Plumbing Code, 2015 Edition;*
- f) *International Fire Code, 2015 Edition;*
- g) *International Fuel Gas Code, 2015 Edition;*
- h) *International Property Maintenance Code, 2015 Edition;*
- i) *National Electric Code, 2014 Edition.*

2. ***Bond for Plumbers.*** *Repeal of Chapter 6, Section 6-149 requiring a bond for licensed plumbers and registered journeyman.*

3. ***Penalty for possession of small quantities of Marijuana:*** *Amend the Penalty Clause for Chapter 12, Section 54 by reducing the fine and penalty as follows: "Any person convicted of illegal possession of one ounce or less of marijuana and/or possession of related paraphernalia shall be guilty of a Class B offense, which is punishable by a fine not to exceed Two-Hundred Dollars (\$200.00)."*



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4. **Repeal of Chapter 12, Article VII and Adoption of a new Chapter 12, Article VII.** *Replaces provisions for water rationing with Oklahoma City's new water conservation standards.*
5. **Amend Chapter 15, Section 15-2 Pertaining to Right of Entry.** *Relaxes restrictions for Code Enforcement Officers when entering private property for code enforcement purposes.*
6. **Amend Chapter 15, Section 25 Pertaining to Enumerated Public Nuisances.** *Amend Subsection (6) to read as follows: Fallen fences or sections thereof, fences in disrepair, including fences that contain holes, gaps or other openings which permit a dog to escape the confines of the yard. Amend Subsection (21) to provide design standards for donation boxes.*
7. **Repeal Chapter 17, Section 17-7 prohibiting the sale of beer in public parks.**
8. **Amend Chapter 20, Section 20-21, Subsection (f) increasing the allowable height for temporary banners to 10'.**
9. **Amend Chapter 2, Section 22-37 adding a new subsection (d) providing for the dedicated use of ½ penny sales tax as approved and mandated by Ordinance 732.**
10. **Repeal Chapter 25, Section 25-15, Subsection (j) pertaining to minimum lot size when replating a portion of an existing subdivision.**
11. **Amend Chapter 25, Section 25-20, Subsection (d) reducing the required width of sidewalks on local streets from 5' to 4'.**

After a discussion, Vice-Mayor Cummings moved to approve Ordinance 742 adopting the 2018 City Code, without amendments to Chapter 25, Section 25-15 and Section 25-20. Council Member Alexander seconded the motion. The vote: Yea – Bennett, Cummings, Wilkinson and Alexander. Nay – none.

Vice-Mayor Cummings moved the approval of the Emergency Clause. Council Member Bennett seconded the motion. The vote: Yea – Bennett, Cummings, Wilkinson and Alexander. Nay – none.

**ITEM VIII. CONSIDERATION OF RESOLUTION 12-17-2018 (A) NOTIFYING THE PUBLIC OF THE PUBLICATION OF THE CITY'S PENAL ORDINANCES PURSUANT TO THE PROVISIONS OF TITLE 11 O.S. SECTION 14-110; PROVIDING FOR A COPY OF THE RESOLUTION TO BE FILED IN THE OFFICE OF THE OKLAHOMA COUNTY CLERK AND FOR ONE COPY OF THE 2018 CITY CODE TO BE DEPOSITED AT THE**



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**OKLAHOMA LAW LIBRARY AND ESTABLISHING FEES FOR COPIES OF THE 2018 CITY CODE.**

City Manager Bruce Stone advised that this Resolution is required by state law.

After a brief discussion, Council Member Bennett moved to adopt Resolution 12-17-2018 (A) notifying the public of the publication of the City's penal ordinances. Vice-Mayor Cummings seconded the motion. The vote: Yea – Bennett, Cummings, Wilkinson and Alexander. Nay – none.

**ITEM IX. CONSIDERATION OF RESOLUTION 12-17-2018 (B) CONSIDERING RECOMMENDATIONS BY THE TRAFFIC & SAFETY COMMISSION FOR A THREE-WAY STOP AT THE INTERSECTION OF LAKESHORE AND KERRY LANE.**

City Manager Bruce Stone advised that the Traffic & Safety Commission met on November 26<sup>th</sup> to consider a request for a three-way stop at Kerry Lane and Lakeshore Drive. Mr. Stone advised that the Commission does not recommend the three-way stop but instead recommends flashing speed signs on Lakeshore both north and south of Wayne Schooley Park and a painted crosswalk at Kerry and Lakeshore Drive.

After a brief discussion, Council Member Bennett moved to adopt Resolution 12-17-2018 (B) approving the installation of a three-way stop at Lakeshore and Kerry Lane. Council Member Alexander seconded the motion. The vote: Yea – Bennett, Cummings, Wilkinson and Alexander. Nay – none.

**ITEM X. REPORTS:**

**a) Expenditure Reports:** The Council reviewed the following expenditure reports:

<i>General Fund, 12/06/2018:</i>	<i>\$225.15</i>
<i>G.O. Bond Fund, 12/06/2018:</i>	<i>\$100,296.15</i>

**b) Manager's Report:**

City Manager Bruce Stone reported that the monthly sales tax check was for \$474,832, which is an increase of \$42,424 over the same period last year. Mr. Stone also reported that Use Tax was up by \$69,332 over the same period last year.

The city manager noted a news article about China's new recycling regulations. Mr. Stone advised that the loss of Chinese markets could affect the viability of the City's recycling program.



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Mr. Stone briefly reviewed a draft of a new Five-Year Capital Improvement Plan. Mr. Stone told the Council the plan does not include projects already funded by the 2018 Bond issues or any supplemental funds for The Village Parks Masterplan. After a brief discussion, the Council agreed to review and amend the plan as needed during budget work sessions in spring 2019.

Mr. Stone reported that the Northland Drainage Project (Bond Project #7) is ready to go to bid as soon as the Council is ready to proceed.

**c) Monthly Department Reports:**

The Council reviewed the monthly department reports.

**d) Reports from the Council:**

Council Member Bennett gave a report on the recent meeting of the ACOG Board of Directors. Council Member Bennett advised that ACOG dues would be increasing for the next fiscal year.

Council Member Bennett told the Council that his choice for best decorated home is 1738 Westchester.

Council Member Bennett asked about the hole on Britton Road near Ridgeview Drive. Mr. Stone advised that he believes Oklahoma City is working on water lines at this location.

Vice-Mayor Cummings asked if The Village has any regulations pertaining to light pollution and lights shining in the windows of neighboring properties. Mr. Stone advised that there is currently nothing on the books dealing with this subject matter.

Mayor Wilkinson stated that during his recent visit to Andrew Johnson Elementary School he noted the presence of Police officers and thought their presence was good for public relations.

Mayor Wilkinson stated that the Council should look at making certain changes to the City Charter including the length of terms for Council Members and Mayor.

**ITEM XI. NEW BUSINESS.**

There was no New Business to come before the Council.



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**ITEM XII: ADJOURNMENT**

There being no further business, the Mayor adjourned the meeting at 10:15 p.m.

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Mayor Wilkinson

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Vice-Mayor Cummings

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Council Member Bennett

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Council Member Symes

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City Clerk

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Council Member Alexander