



CITY COUNCIL MINUTES
July 6, 2020

The City Council of the City of The Village, Oklahoma, met in Special Session on Monday, July 6, 2020, at 7:30 p.m., via Zoom teleconference.

COUNCIL PRESENT

David Bennett, Mayor
Sonny Wilkinson, Vice-Mayor
Adam Graham, Council Member
Bubba Symes, Council Member
Cathy Cummings, Council Member

STAFF PRESENT

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

ITEM I: CALL TO ORDER.

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

ITEM II: ADMINISTRATION OF THE OATH OF OFFICE FOR NEWLY ELECTED WARD 5 COUNCIL MEMBER.

City Manager Bruce Stone administered the Oath of Office for Ward 5 Council Member Sonny Wilkinson.

ITEM III: APPROVAL OF MINUTES OF THE CITY COUNCIL MEETING HELD ON JUNE 15, 2020.

The Mayor asked if there were any corrections, additions or deletions to the Minutes of the Special Meeting held on June 15, 2020. There were no corrections, additions or deletions and the Minutes of the Special Meeting held on June 15, 2020 were approved as written.

ITEM IV: CITIZENS DESIRING TO BE HEARD, PROCLAMATIONS & PRESENTATIONS.

Mayor Bennett announced that this is the time for citizens to address the Council on any matter not listed on the agenda.

Shane Pratt from the Northside YMCA told the Council that he is here just to listen.

Jane Lowther had several comments:

- Ms. Lowther commended Wynter Griffin for providing (Clorox) wipes at the polling place on June 30.



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- Ms. Lowther advised that Tom Glover, architect for the Library and City Hall, passed away recently and that information on recent a Facebook post provided incorrect information about the buildings he designed for the City of The Village.
- Ms. Lowther complained about numerous fireworks violations over the holiday weekend. Ms. Lowther suggested that perhaps a public fireworks event in one of the parks might be a good idea.

a) BEN OGLESBY, MUNICIPAL FINANCE SERVICES OF OKLAHOMA

Ben Oglesby representing Municipal Finance Services of Oklahoma gave the Council a PowerPoint presentation providing an update on the 2018 G.O. Bond Issue and proposing a timetable for actions related to the sale of \$3,270,000 in General Obligation Bonds. Mr. Oglesby advised that the bond market has largely recovered from the market sell-off and that this would be a good time for the City to proceed with the sale of additional bonds.

Council Member Cummings announced that the Chabad Community and Learning Center would be having a “mask giveaway” event on July 8th from 4 pm to 6 pm.

Mayor Bennett congratulated Vice-Mayor Wilkinson on his impressive win and reelection.

ITEM V: CONSIDERATION OF PUBLIC HEARING TO PROVIDE AN OPPORTUNITY FOR THE PUBLIC TO COMMENT ON THE PROPOSED REZONING OF AN UNPLATTED PART OF SECTION 30, TOWNSHIP 13 NORTH, RANGE 3 WEST OF THE INDIAN MERIDIAN, BLOCK 000, LOT 000, PART OF SECTION 30, TOWNSHIP 13 NORTH, RANGE 3 WEST GOVERNMENT LOT 4, BEGINNING AT THE S.W. CORNER, NORTH 200 FEET, EAST 200 FEET, SOUTH 200 FEET AND WEST 200 FEET TO THE POINT OF BEGINNING, ALSO KNOWN AS 9400 NORTH MAY AVENUE, FROM C-2 COMMERCIAL TO C-2 COMMERCIAL VILLAGE CORNER PLANNED UNIT DEVELOPMENT.

Mayor Bennett tabled the Public Hearing because the Planning & Zoning Commission was unable to have a public hearing and make a recommendation to the City Council.

ITEM VI: CONSIDERATION OF RESOLUTION 07-06-2020 (A) PERTAINING TO AN APPLICATION TO REZONE 9400 NORTH MAY AVENUE FROM C-2 COMMERCIAL TO 2 COMMERCIAL VILLAGE CORNER PLANNED UNIT DEVELOPMENT.

Mayor Bennett tabled consideration of this Resolution until such time as the Planning & Zoning Commission is able to meet to make a recommendation to the City Council.



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ITEM VII: **CONSIDERATION OF PUBLIC HEARING TO PROVIDE AN OPPORTUNITY FOR THE PUBLIC TO COMMENT ON THE PROPOSED REZONING OF A TRACT OF LAND BEING A PART OF THE SOUTHWEST QUARTER (SW/4) OF SECTION TWENTY-NINE (29), TOWNSHIP THIRTEEN (13) NORTH, RANGE THREE (3) WEST OF THE INDIAN MERIDIAN, THE VILLAGE, OKLAHOMA COUNTY, OKLAHOMA. CONTAINING 73.8752 ACRES, MORE OR LESS, ALSO KNOWN AS THE CASADY SCHOOL CAMPUS, FROM A-1 SINGLE FAMILY TO A-1 SINGLE FAMILY CASADY SCHOOL PLANNED UNIT DEVELOPMENT.**

Mayor Bennett tabled the Public Hearing because the Planning & Zoning Commission was unable to have a public hearing and make a recommendation to the City Council.

ITEM VIII: **CONSIDERATION OF RESOLUTION 07-06-2020 (B) PERTAINING TO AN APPLICATION TO REZONE CASADY SCHOOL CAMPUS FROM A-1 SINGLE FAMILY TO A-1 SINGLE FAMILY CASADY SCHOOL PLANNED UNIT DEVELOPMENT.**

Mayor Bennett tabled consideration of this Resolution until such time as the Planning & Zoning Commission is able to meet to make a recommendation to the City Council.

ITEM IX: **CONSIDERATION OF RESOLUTION 07-06-2020 (C) APPROVING THE FINAL PLAT FOR THE CASADY SCHOOL ADDITION TO THE CITY OF THE VILLAGE, OKLAHOMA.**

Mayor Bennett tabled consideration of this Resolution until such time as the Planning & Zoning Commission is able to meet to make a recommendation to the City Council.

ITEM X: **CONSIDERATION OF ORDINANCE 752 AMENDING CHAPTER 5, SECTION 5-24 OF THE VILLAGE CODE OF ORDINANCES, PERTAINING TO ANIMALS RUNNING AT LARGE, PROVIDING FOR REPEALER, PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.**

City Manager Bruce Stone advised that the proposed Ordinance clarifies Chapter 5, Section 5-24 pertaining to animals at-large by making it clear that the intent of this language is for a person to be with a dog outdoors at all times when a dog is tethered in an unenclosed area such as a porch or front yard. Mr. Stone further advised that the proposed Ordinance does not prohibit an unattended dog from being tethered in a fenced-in backyard. Mr. Stone also told the Council that Ordinance 752 adds a new subsection b) pertaining to the capturing of animals on private property. Mr. Stone advised that the new subsection provides for the owner of a captured cat to pay all applicable impoundment fees and, if an owner cannot be found, to hold the cat as a stray for 72-hours.



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After a brief discussion, Council Member Graham moved to approve Ordinance 752. Vice-Mayor Wilkinson seconded the motion. The vote: Yea – Cummings, Symes, Graham, Wilkinson and Bennett. Nay – none.

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

ITEM XI: CONSIDERATION OF INTERLOCAL AUTOMATIC MUTUAL AID AGREEMENT WITH THE CITY OF NICHOLS HILLS.

City Manager Bruce Stone briefly explained the automatic mutual aid agreement and why the agreement is beneficial to both The Village and Nichols Hills.

After a brief discussion, Council Member Cummings moved to approve the Interlocal Automatic Aid Agreement with Nichols Hills. Council Member Graham seconded the motion. The vote: Yea – Cummings, Symes, Graham, Wilkinson and Bennett. Nay – none.

ITEM XII: CONSIDERATION OF INTERLOCAL AGREEMENT WITH THE BOARD OF OKLAHOMA COUNTY COMMISSIONERS FOR STREET MAINTENANCE AND REPAIR.

City Manager Bruce K. Stone advised that this is an annual agreement with the County that authorizes either party, pursuant to 69 O.S. §1903B, to “construct, improve, repair or maintain any of the streets, roads or highways” of those party to the contract. Mr. Stone reminded the Council that the County refused the City’s request for funding assistance on the Britton Road project in the amount of \$60,000 based on the District Attorney’s advice that participation in the construction project by the County is not legal under State Law.

Vice-Mayor Wilkinson stated that this item should be tabled pending an explanation by the Board of County Commissioners. Other members of the Council agreed.

Mayor Bennett tabled action on the proposed agreement pending further explanation by the Board of County Commissioners.

ITEM XIII: CONSIDERATION OF RESOLUTION 07-06-2020 (D) MAKING APPOINTMENTS TO THE VARIOUS BOARDS AND COMMISSIONS.

City Manager Bruce K. Stone advised that there are still two positions on the Traffic & Safety Commission, one position on the Planning & Zoning Commission and one positions on the Board of Adjustment that need to be filled.

After a brief discussion, Council Member Graham moved to appoint David Glover to a 3-year term on the Planning & Zoning Commission, and Marty Fulk and Barrett Davidson to 2-year terms on



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the Traffic & Safety Commission. Council Member Cummings seconded the motion. The vote: Yea – Cummings, Symes, Graham, Wilkinson and Bennett. Nay – none.

ITEM XIV: CONSIDERATION OF RESOLUTION 07-06-2020 (E) APPROVING THE JUNE 28, 2018 WEIGHTED VOTING AMENDMENT TO THE AGREEMENT CREATING THE 9-1-1 ASSOCIATION OF CENTRAL OKLAHOMA GOVERNMENTS.

City Manager Bruce Stone advised that the ACOG 911 Association recently realized that member cities were never asked to formally approve the change in voting adopted by the ACOG Board of Directors in 2018. Mr. Stone explained that the method for allocating votes among member cities is changed from being based on the number of land lines in the community to population. Mr. Stone advised that this method was deemed to be a more equitable way to allocate votes on the board. Mr. Stone further advised that The Village would gain one vote with the new formula.

After a brief discussion, Council Member Graham moved to approve Resolution 07-06-2020 (E) approving the weighed voting amendment to the agreement creating the 9-1-1 Association of Central Oklahoma Governments. Council Member Cummings seconded the motion. The vote: Yea – Cummings, Symes, Graham, Wilkinson and Bennett. Nay – none.

ITEM XV: REPORTS, CORRESPONDENCE, ETC.

a) *Review of Expenditures.* *The Council reviewed the expenditure reports.*

b) *Manager's Report.*

- *City Manager Bruce Stone reported that the Fire Department is seeking a grant to purchase a generator to power the fire station when electric service is out. Mr. Stone advised if the grant is received, the City would have to provide matching funds in the amount of 20% of the cost of the generator.*
- *Mr. Stone reported that the cost to abate 9515 Greystone and 10504 Sunnymead would be \$4,700. Mr. Stone advised that the funds to do this were encumbered in the fiscal year just ended. Mr. Stone further reported that the cleanup is scheduled to take place on Wednesday.*
- *The city manager reported that Pam Polk, Daniel Tarkington and Tim Lyon were elected to three-year terms on the OMAG Board of Directors.*
- *Mr. Stone reported on the Year End budget transfers that were needed to complete the fiscal year. Mr. Stone told the Council that excess funds in*



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some departments (\$95,000) were transferred to cover shortfalls in other departments. Mr. Stone advised that overall expenses for the year were well under budget.

- *The city manager reported that current city ordinances pertaining to illegal parking of commercial trucks already carry the maximum fine allowed by law. The Council discussed possible options for residents who drive commercial trucks and need a place to store their vehicles at night and on weekends.*
- *Mr. Stone briefed the Council on a potentially controversial building project that would take place on Lakeside Drive.*

c) *Monthly Department Reports.* *The city manager showed the City Council graphs and charts highlighting police, fire and code enforcement activities for the month of June.*

d) *Reports from City Council.*

- *Council Member Cummings expressed her dismay over the lack of civility on a couple of the local social media platforms.*
- *Council Member Symes asked if there had been any progress relating to the claim filed against Crossland Heavy Contractors for substandard work done on Lakeside Drive. City Attorney Leslie Batchelor advised that her colleague Lisa Harden is handling that claim and that she would have to inquire. City Manager Bruce Stone advised that he is aware that Ms. Harden is communicating with legal counsel for the contractor but that settlement discussions have been hindered by the pandemic.*
- *Council Member Symes advised that a resident in his Ward has expressed a desire to donate money to purchase the washer and dryer for the animal shelter.*
- *Council Member Graham hoped that everyone had a great 4th of July weekend. Council Member Graham asked about signalization improvements for Britton and Penn. Mr. Stone advised that this project is on hold until the proceeds from the next bond sale are received.*
- *Vice-Mayor Wilkinson thanked everyone for their support during his reelection campaign. Vice-Mayor Wilkinson told the Council that he views this as a vote of confidence for the City and the things we are doing.*



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ITEM XVI: **NEW BUSINESS.**

There was no New Business to come before the Council.

ITEM XVII: **ADJOURNMENT**

There was no further business and Mayor Bennett adjourned the meeting at 9:16 p.m.

Mayor Bennett

Vice-Mayor Wilkinson

Council Member Graham

Council Member Symes

City Clerk

Council Member Cummings