Shirley

NOTICE AND AGENDA FOR SPECIAL MEETING OF
COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE
OF THE CITY COUNCIL OF THE CITY OF SAPULPA, OKLAHOMA
2ND FLOOR CONFERENCE ROOM CITY HALL
425 E. DEWEY, SAPULPA, OKLAHOMA
MONDAY, DECEMBER 5, 2016
6:00 O'CLOCK P.M.

TAKE NOTICE that a special meeting of the Community and Economic Development the City of Sapulpa will be held in the 2ND floor the City Hall, 425 E. Dewey, Sapulpa, Oklahoma at 6:00 o'clock p.m. on Monday, December 5, 2016, for the purpose of discussing and possible action on the following:

1) Call to Order.

2) Consider approval of Minutes from the previous meeting.

3) Discuss and consider recommending approval of ordinance prohibiting tobacco use at all city parks except Municipal Golf Course, Sahoma Lake, and Pretty Water Lake properties.

4) Discuss and consider financing alternatives for the capital improvement needs at the City Golf Course.

5) Discuss and consider recommending approval of ordinance amending the Sapulpa City Code, Part 4, Animals, to provide for exception to the restriction on possessing swine within city limits.

6) Discuss and consider recommending approval of an ordinance providing business registration and licensing for all businesses in the City of Sapulpa, and related issues.

Reg Green, Mayor
David Widdoes, City Attorney
City of Sapulpa, Oklahoma

Received at 2:30 o'clock, p.M. on the 1st day of ~~November,~~ December 2016 and posted in prominent public view at the City Hall, 425 E. Dewey, Sapulpa, Oklahoma at 2:40 o'clock, p.M. on the 1st day of ~~November~~ December, 2016.

City of Sapulpa, Oklahoma

CITY OF SAPULPA, OKLAHOMA
COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE
Meeting of November 7, 2016

The Community and Economic Development Committee of the City of Sapulpa, Oklahoma, met Monday, November 7, 2016, at 6:00 o'clock P.M. in the Sapulpa City Hall, 2nd Floor Conference Room, 425 East Dewey Avenue, Sapulpa, Oklahoma.

Members Present:	Reg Green, Chairman Hugo Naifeh
Members Absent:	Craig Henderson Carla Stinnett

Others Present: City Attorney David Widdoes, Mayor Reg Green, Councilor Hugo Naifeh, Assistant City Manager Rick Rumsey, City Manager Joan Riley, Finance Director Pam Vann and City Clerk Shirley Burzio

There being no quorum, the meeting adjourned.

CITY OF SAPULPA, OKLAHOMA
COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE
Meeting of August 29, 2016

The Community and Economic Development Committee of the City of Sapulpa, Oklahoma, met Monday, August 29, 2016, at 5:30 o'clock P.M. in the Sapulpa City Hall, 2nd Floor Conference Room, 425 East Dewey Avenue, Sapulpa, Oklahoma.

Members Present: Reg Green, Chairman
Craig Henderson
Hugo Naifeh
Carla Stinnett

Others Present: OSU Prevention Coordinator Lisa Prescott, City Attorney David Widdoes, City Manager Joan Riley, City Clerk Shirley Burzio, City Attorney Assistant Amy Hoehner, Economic Development Director Ted Fisher

CONSIDER APPROVAL OF MINUTES FROM THE PREVIOUS MEETING:

No minutes were presented for consideration.

CONSIDER AND DISCUSS RECOMMENDING TO COUNCIL, THE ADOPTION OF A RESOLUTION TO INITIATE EMINENT DOMAIN PROCEEDINGS TO OBTAIN EASEMENT ACROSS A TRACT IN SECTION 2, TOWNSHIP 17 NORTH, RANGE 11 EAST FOR A WATER LINE TO THE CITY DOG PARK:

City Attorney David Widdoes told the committee that property owners, Robert & Diana Neal, have been contacted in regard to the city's need to obtain an easement for a water line to serve the new dog park. His negotiations with the property owners have been unsuccessful. A resolution will need to be adopted by the city council so condemnation proceedings can begin.

Motion was made by Craig Henderson, seconded by Hugo Naifeh, to recommend to the city council the adoption of a resolution to begin condemnation proceedings.

ROLL CALL: AYE-Reg Green, Craig Henderson, Hugo Naifeh, Carla Stinnett. NAY-None. Motion carried 4-0.

CITY OF SAPULPA, OKLAHOMA
COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE
Meeting of August 29, 2016

CONSIDER AND DISCUSS THE AGREEMENT WITH THE SAPULPA AREA CHAMBER OF COMMERCE FOR TOURISM SERVICES:

An agreement with the Sapulpa Area Chamber of Commerce for tourism services was presented to the committee. The chamber will receive 18.75% of the funds actually collected by the city from the hotel/motel tax.

No action was taken by the committee.

CONSIDER AND DISCUSS AGREEMENT WITH MAIN STREET/UPTON SAPULPA ACTION, INC., FOR ECONOMIC DEVELOPMENT SERVICES:

An agreement with Upton Sapulpa Action, Inc., d/b/a Sapulpa Main Street, for an economic development program for downtown, was presented to the committee. Sapulpa Main Street will be paid $30,000.00 annually for their services.

No action was taken by the committee.

CONSIDER AND DISCUSS AN UPDATE ON THE ACTIVITIES OF RETAIL ATTRACTIONS, LLC, CONCERNING RETAIL DEVELOPMENT SERVICES:

City Manager Joan Riley presented a written report to the committee on the activities of Retail Attractions, LLC, regarding retail development services. A report to the council will be presented at the September 19, 2016, council meeting.

No action was taken by the committee.

CITY OF SAPULPA, OKLAHOMA
COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE
Meeting of August 29, 2016

CONSIDER AND DISCUSS PROCESS FOR BECOMING A CERTIFIED HEALTHY COMMUNITY, INCLUDING PROHIBITING TOBACCO USE ON ALL PROPERTY OWNED OR OPERATED BY THE CITY:

Lisa Prescott, Creek County Healthy Living Program Coordinator, discussed incentive grants available to communities for becoming a certified healthy community. Grant awards are based on community size and level of criteria met (Bronze, Silver and Gold). The minimum grant award is sixteen thousand dollars ($16,000.00) and the maximum grant award is one hundred thousand dollars ($100,000.00). The grant criteria would require the city to adopt and implement an ordinance prohibiting the use of tobacco and vapor products on all indoor and outdoor city-owned and operated properties.

According to a memorandum from John Waytula, Director of Parks and Recreation, the Sapulpa Parks and Recreation Advisory Board voted at their February 16, 2016, meeting to recommend to the council the adoption of a tobacco-free ordinance for city-owned and operated properties.

Motion was made by Craig Henderson, seconded by Carla Stinnett, to recommend to the council that the city start the process to become a certified healthy community.

ROLL CALL: AYE-Craig Henderson, Hugo Naifeh, Carla Stinnett. NAY-Reg Green. Motion carried 3-1.

CONSIDER AND DISCUSS A REQUEST FOR DE-ANNEXATION OF A TRACT OF LAND IN SECTION 5, TOWNSHIP 17 NORTH, RANGE 12 EAST, CREEK COUNTY, OKLAHOMA

According to City Attorney David Widdoes, the city has received a request from Dana Hudgins to de-annex certain property annexed pursuant to Ordinance No. 2560 on September 2, 2008. The intended use of the property by the owner at the time of the annexation is not possible, and they have no foreseeable use of the property.

Motion was made by Craig Henderson, seconded by Carla Stinnett, to table the request for de-annexation so additional information may be considered by the committee.

ROLL CALL: AYE-Reg Green, Craig Henderson, Hugo Naifeh, Carla Stinnett. NAY-None. Motion carried 4-0.

CITY OF SAPULPA, OKLAHOMA
COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE
Meeting of August 29, 2016

CONSIDER AND DISCUSS RECOMMENDING TO COUNCIL THE ADOPTION OF AN ORDINANCE PROVIDING FOR THE REGULATION OF THE COLLECTION, REMOVAL AND DISPOSAL OF REFUSE AND GARBAGE:

City Attorney David Widdoes told the committee there are non-permitted trash haulers operating within the city. The city does not receive any revenue from them. He is working with the trash haulers' attorneys to address the issues.

Motion was by Carla Stinnett, seconded by Craig Henderson, to recommend to the council the adoption of an ordinance to provide for the regulation of the collection, removal and disposal of refuse and garbage.

ROLL CALL: AYE-Reg Green, Craig Henderson, Hugo Naifeh, Carla Stinnett. NAY-None. Motion carried 4-0.

CONSIDER AND DISCUSS RECOMMENDING TO COUNCIL THE ADOPTION OF AN ORDINANCE PROVIDING BUSINESS REGISTRATION AND LICENSING FOR ALL NEW BUSINESSES IN THE CITY OF SAPULPA:

The committee discussed the issuing of a general business license within the city. Ordinances from other cities were reviewed.

This item of business will be brought back to the committee for further study.

DISCUSS AND CONSIDER POTENTIAL PARTNERSHIP OPPORTUNITIES WITH SAPULPA PUBLIC SCHOOLS:

Carla Stinnett told the committee there should be the ability for the city and schools to partner. As an example, the use of the golf course beverage cart by the school when it is not in use by the city.

No action was taken by the committee

ADJOURNMENT:

There being no further business, the meeting adjourned.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SAPULPA, OKLAHOMA, AMENDING THE SAPULPA CITY CODE PART 8, HEALTH AND NUISANCES, BY ADDING NEW CHAPTER 7, TOBACCO USE; PROHIBITING USE OF TOBACCO PRODUCTS ON CITY PARK PROPERTY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING THAT IF ANY PART OR PARTS OF THIS ORDINANCE ARE HELD INVALID OR INEFFECTIVE, THE REMAINING PORTIONS SHALL NOT BE AFFECTED; AND DECLARING AN EMERGENCY.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL, CITY OF SAPULPA, OKLAHOMA:

Section 1. The Sapulpa City Code, Part 8, HEALTH AND NUISANCES, Chapter 7, TOBACCO REGULATION, is hereby added as follows:

"CHAPTER 7

TOBACCO REGULATIONS

Section 8-701 Tobacco Use in City Parks Prohibited.
Section 8-702 Definitions.

SECTION 8-701 TOBACCO USE IN CITY PARKS PROHIBITED.

A. The use of tobacco is a public nuisance, is dangerous to the health of both adults and children, and sets an unhealthy example for the City of Sapulpa's youth and children. Therefore, the use of tobacco product in any form is hereby prohibited in all city-owned parks. The use of tobacco product in any form shall also be prohibited in and around all public restrooms located in city-owned parks, and in and around all parking lots adjacent to city-owned parks.

B. For purposes of this section, a "city-owned park" shall be defined as any parcel of open land which is owned by the City of Sapulpa and used for recreational activities, including, but is not limited to, dog parks, parks, picnic areas, gardens, playgrounds, walking paths, hiking trails, bike paths, riding trails, swimming pools, skateboard parks, and fields used for sporting practice or events. However, the provisions of this ordinance shall not be applicable to the Sapulpa Municipal Golf Course, Sahoma Lake, or Pretty Water Lake.

C. Any person who knowingly violates this section is guilty of a misdemeanor, and upon conviction thereof, shall be punished by imposition of a fine of ten dollars ($10.00) excluding costs, fees and assessments. Any second or subsequent conviction shall be punished by imposition of a fine of not less than fifty dollars ($50.00) nor more than one hundred dollars ($100.00) excluding costs, fees and assessments.

SECTION 8-702 DEFINITIONS.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

1. "Tobacco product" means any product that contains or is derived from tobacco and is intended for human consumption excluding drugs or devices approved for cessation by the United States Food and Drug Administration. This includes cigarettes, cigars, chewing tobacco, smokeless tobacco, e-cigarettes and vapor products, with or without nicotine;

2. "Vapor product" means noncombustible products that may or may not contain nicotine, that employ a mechanical heating element, battery, electronic circuit, or other mechanism, regardless of shape or size, that can be used to produce a vapor in a solution or other form. "Vapor products" shall include any vapor cartridge or other container with or without nicotine or other form that is intended to be used with an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device. "Vapor products" do not include any products regulated by the United States Food, Drug and Cosmetic Act."

Section 2. All ordinances, or parts of ordinances, in conflict with this ordinance are repealed to the extent of conflict only.

Section 3. If any part or parts of this ordinance are held invalid or ineffective, the remaining portion shall not be affected but remain in full force and effect.

Section 4. EMERGENCY. Being immediately necessary that the provisions of this ordinance be put into full force and effect for the preservation of the public peace, health and safety of the City of Sapulpa, Oklahoma, an emergency is hereby declared to exist and this ordinance shall be in full force and effect after its passage, approval and publication as required by law.

PASSED AND APPROVED in regular session this ____ day of _____ 2016, with emergency clause separately voted on.

_____
Reg Green, Mayor

ATTEST:

_____
Shirley Burzio, City Clerk

APPROVED AS TO FORM:

_____
David R. Widdoes, City Attorney

ORDINANCE NUMBER _____

AN ORDINANCE OF THE CITY OF SAPULPA, OKLAHOMA, AMENDING PART 4, ANIMAL REGULATIONS, SECTION 4-102 (U) BY REPEALING AND REPLACING SAME; AND AMENDING THE MASTER FEE SCHEDULE TO THE SAPULPA CITY CODE, APPENDIX A, ADDING SECTION 4-4.102, BY PROVIDING FOR LICENSING FEES FOR MINIATURE PIGS; PROVIDING FOR AN EFFECTIVE DATE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; AND PROVIDING THAT IF ANY PART OR PARTS OF THIS ORDINANCE ARE HELD INVALID OR INEFFECTIVE, THE REMAINING PORTIONS SHALL NOT BE AFFECTED; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL, CITY OF SAPULPA, OKLAHOMA:

Section 1. The Sapulpa City Code, Part 4, Animal Regulations, Section 4-102 (U), is hereby amended to read as follows:

"SECTION 4-102 OFFENSES.

U. Harbor, keep, or possess any swine except under the following conditions:

1. Miniature pig is hereby defined as a pig which, at maturity, is less than 22 inches high at the shoulder, less than 32 inches long, weighing less than 125 pounds, and which is registered with the North American Pot-Bellied Pig Association.

2. A miniature pig may be kept as normal merchandise in commercially-zoned property, or may be kept as a household pet in single-family residential property under the following conditions:

   a. Each such miniature pig shall be a pet which is kept for personal enjoyment, and not raised for human consumption.

   b. There shall not be more than one (1) miniature pig in excess of six (6) months of age at each residence.

   c. The miniature pig must be kept by its owner in a manner which does not violate other ordinances of the city nor create a nuisance to the neighborhood.

d. A miniature pig must be kept confined within the building in which it is housed or within any associated fenced yards, or held by a harness and leash under the control of the owner or the owner's representative.

3. It shall be the duty of every resident owning or having in his charge or possession within the corporate limits of the City any miniature pig six (6) months or more of age to cause such miniature pig to be registered with the city clerk and pay the license fees herein required. Each license issued by the clerk shall be valid for a period of 5 calendar years (inclusive of the year of issuance) and must renewed by the owner prior to expiration.

   Upon registration, there shall be delivered to the owner metallic tags, stamped with the license number and the year in which issued. Such tags shall at all time be attached to the collar or harness worn by the animal for which the certificate was issued. The license and tag shall be valid for five calendar years inclusive of the year it was issued. Within 30 days of expiration of the license, the owner shall apply in writing or in person for a renewal tag by presentation of the applicable renewal application, accompanied by a fee as provided by the Master Fee Schedule. Each renewal tag shall be valid for a period of 5 calendar years, inclusive of the year it is issued. If any such tag is lost or destroyed, the owner shall apply in writing or in person for a new tag by presentation of the applicable registration ticket, accompanied by a fee as provided by the Master Fee Schedule.

4. The license fees for each miniature pig shall be as provided in the Master Fee Schedule, Section 4-102."

Section 2. The Sapulpa City Code, Appendix A, Section 4-4.102, of the Sapulpa City Code is added to read in its entirety as follows:

"SECTION 4.4-102 ANNUAL MINIATURE PIG LICENSE FEES.

The fees referenced in Section 4-4.102 are as follows:

Initial Registration and 5 year license	$75.00, for each miniature pig
Renewal Registration and License	$75.00, for each miniature pig
Lost Tag application	$10.00

Section 3. All ordinances, or parts of ordinances, in conflict with this ordinance are repealed to the extent of conflict only.

Section 4. If any part or parts of this ordinance are held invalid or ineffective, the remaining portion shall not be affected but remain in full force and effect.

Section 5. EMERGENCY. Being immediately necessary that the provisions of this ordinance be put into full force and effect for the preservation of the public peace, health and safety of the City of Sapulpa, Oklahoma, an emergency is hereby declared to exist and this ordinance shall be in full force and effect after its passage, approval and publication as required by law.

PASSED AND APPROVED in regular session this ____ day of _____ 2016, with emergency clause separately voted upon.

_____

Reg Green, Mayor

ATTEST:

_____

Shirley Burzio, City Clerk

APPROVED AS TO FORM:

_____

David R. Widdoes, City Attorney