

CITY OF SAPULPA, OKLAHOMA
COUNCIL PROCEEDINGS
Meeting of March 7, 2016

The City Council of Sapulpa, Oklahoma, met in regular session Monday, March 7, 2016, at 7:00 o'clock P.M. in the City Hall Council Chambers, 425 East Dewey Avenue, Sapulpa, Oklahoma.

Councilors Present: Reg Green, Mayor
Louis Martin, Jr., Vice-Mayor
John Anderson
Marty Cummins
Craig Henderson
Mike Hurt
Hugo Naifeh
Charles Stephens

Councilors Absent: Alan Jones
Theresa Jones

Staff Present: City Clerk Shirley Burzio, Manager Pro Tem Rick Rumsey, City Treasurer Pam Vann and City Attorney David Widdoes

INVOCATION:

The invocation was given by Mrs. Mary Walters.

PLEDGE OF ALLEGIANCE:

The "Pledge of Allegiance" was led by Mayor Reg Green.

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PUBLIC COMMENTS:

According to Mr. Andrew Probst, the contractor working on a city project at Hickory and Taft is using sewer pipe imported from Korea. He suggested the city use pipe made in the USA.

The new Sapulpa Fire Department IAFF Local 194 Union President, Levi Coats, introduced himself. He told the council he has been employed as a firefighter for over ten years. And as union president, he wants to have an open line of communication with the council. His top priority is the safety and health of the firefighters, which is the best thing for maintaining the level of protection and emergency response to the citizens of Sapulpa.

CONSENT AGENDA:

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Marty Cummins, to approve the consent agenda, which had the following items of business:

1. Approve the minutes of the February 15, 2016, regular city council meeting;
2. Approve regular claims in the amount of \$501,460.97;
3. Approve payroll claims in the amount of \$338,302.82.

ROLL CALL: AYE-John Anderson, Marty Cummins, Reg Green, Craig Henderson, Mike Hurt, Louis Martin, Hugo Naifeh, Charles Stephens. NAY-None. Motion carried 8-0.

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CURRENT BUSINESS:

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Marty Cummins, to approve the following:

1. Approve the appointment of Ms Wanda Lazor, with her term 2014-2017, and the reappointment of Ms. Mary Staiger and Mr. Ivan Wilson, with terms 2014-2017, all to the Senior Citizen's Advisory Board;
2. Approve an easement with the Oklahoma Gas and Electric Company across property owned by the City of Sapulpa located in Section 34, Township 18 North, Range 11 East, so electric can be provided to power the Route 66 Auto Museum.

ROLL CALL: AYE-John Anderson, Marty Cummins, Reg Green, Craig Henderson, Mike Hurt, Louis Martin, Hugo Naifeh, Charles Stephens. NAY-None. Motion carried 8-0.

ACKNOWLEDGE RECEIPT OF AN APPEAL SUBMITTED BY GEM DIRT, LLC, FROM THE RECOMMENDATION OF DENIAL BY THE SAPULPA METROPOLITAN AREA PLANNING COMMISSION IN THE MATTER OF SUP-001, AND CONSIDER ESTABLISHING A SCHEDULING ORDER FOR THE PRESENTATION AND DECISION OF SAID APPEAL PROCESS:

City Attorney David Widdoes told the council the city has received an appeal of denial recommendation of Sapulpa Metropolitan Area Planning Commission, which was filed by Stuart E. Van De Wiele, attorney, on behalf of Gem Dirt, LLC. The council will need to schedule an appeal hearing date and time, and a date for the submittal of material.

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Hugo Naifeh, to schedule a special council meeting on Monday, April 11, 2016, at 7:00 o'clock P.M., for the purpose of an appeal hearing in regard to Gem Dirt, LLC, and Monday, April 4, 2016, as the deadline date for briefs to be submitted.

ROLL CALL: AYE-John Anderson, Marty Cummins, Reg Green, Craig Henderson, Mike Hurt, Louis Martin, Hugo Naifeh, Charles Stephens. NAY-None. Motion carried 8-0.

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ORDINANCES:

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Craig Henderson, to approve the adoption of the following ordinance:

1. ORDINANCE NO. 2746 AMENDING THE ZONING ORDINANCE OF THE CITY OF SAPULPA BY CHANGING THE ZONE AND DISTRICT OF LAND DESCRIBED AS LOT 13, BLOCK 1, DIANE HOME'S ADDITION TO THE CITY OF SAPULPA, ACCORDING TO THE RECORDED PLAT THEREOF, FROM RS-3 (RESIDENTIAL SINGLE-FAMILY HIGH DENSITY) TO CS (COMMERCIAL SHOPPING CENTER DISTRICT) PER SAZ-931; DIRECTING THE CITY CLERK TO SHOW EACH CHANGE UPON THE OFFICIAL ZONING MAP; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY

ROLL CALL: AYE-John Anderson, Marty Cummins, Reg Green, Craig Henderson, Mike Hurt, Louis Martin, Hugo Naifeh, Charles Stephens. NAY-None. Motion carried 8-0.

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Craig Henderson, to approve the passage and adoption of the emergency clause.

ROLL CALL: AYE-John Anderson, Marty Cummins, Reg Green, Craig Henderson, Mike Hurt, Louis Martin, Hugo Naifeh, Charles Stephens. NAY-None. Motion carried 8-0.

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ORDINANCES - continued:

The council heard comments from the following individuals in regard to rezoning request SAZ-930: Joyce Bruner, Phil McCormack, Demica Adams, Andrew Probst, Ricky Bruner, Bobby McCloskey, Michael Zeigler, Timothy Colbert Grant, Fern Montgomery, and John Young.

Motion was made by Councilor Hugo Naifeh, seconded by Vice-Mayor Louis Martin, to approve the adoption of the following ordinance:

1. ORDINANCE NO. 2747 AMENDING THE ZONING ORDINANCE OF THE CITY OF SAPULPA BY CHANGING THE ZONE AND DISTRICT OF LAND DESCRIBED AS LOTS 6-9 AND LOTS 40-43, BLOCK 2, WESTPORT ADDITION TO THE CITY OF SAPULPA, ACCORDING TO THE RECORDED PLAT THEREOF; AND LOT 9, BLOCK 2, LOT 12, BLOCK 3, LOT 18, BLOCK 6 AND LOTS 7-11, BLOCK 8, BUSINESS MEN'S ADDITION TO THE CITY OF SAPULPA, ACCORDING TO THE RECORDED PLAT THEREOF; AND LOT 8, BLOCK 32, AND LOTS 10, 12, 15 AND 16, BLOCK 33, AND LOTS 9-16, BLOCK 36, AND LOTS 1-8, 14-16, BLOCK 37, AND LOTS 1-16, BLOCK 14, AND LOT 14, BLOCK 46, AND LOTS 4-5, BLOCK 47, TIGER ADDITION TO THE CITY OF SAPULPA, ACCORDING TO THE RECORDED PLAT THEREOF; FROM RS-3 (RESIDENTIAL SINGLE-FAMILY HIGH DENSITY) TO RD (RESIDENTIAL DUPLEX DISTRICT) PER SAZ-930; AND DIRECTING THE CITY CLERK TO SHOW EACH CHANGE UPON THE OFFICIAL ZONING MAP; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY

ROLL CALL: AYE-Marty Cummins, Reg Green, Craig Henderson, Mike Hurt, Louis Martin, Hugo Naifeh, Charles Stephens. NAY-John Anderson. Motion carried 7-1.

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Charles Stephens, to approve the passage and adoption of the emergency clause.

ROLL CALL: AYE-Marty Cummins, Reg Green, Craig Henderson, Mike Hurt, Louis Martin, Hugo Naifeh, Charles Stephens. NAY-John Anderson. Motion carried 7-1.

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ORDINANCES - continued:

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Hugo Naifeh, to approve the adoption of the following ordinance:

1. ORDINANCE NO. 2748 OF THE CITY OF SAPULPA, OKLAHOMA, CLOSING TO PUBLIC USE THE ALLEYWAY BETWEEN LOT 6, LOT 7, LOT 10, LOT 11, LOT 14, LOT 15, AND LOT 18, AND LOT 5, LOT 8, LOT 9, LOT 12, LOT 13, LOT 16, AND LOT 17, ALL IN BLOCK 3, FRISCO PLACE, AN ADDITION TO THE CITY OF SAPULPA, CREEK COUNTY, STATE OF OKLAHOMA; AND DECLARING AN EMERGENCY

ROLL CALL: AYE-John Anderson, Marty Cummins, Reg Green, Craig Henderson, Mike Hurt, Louis Martin, Hugo Naifeh, Charles Stephens. NAY-None. Motion carried 8-0.

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Charles Stephens, to approve the passage and adoption of the ordinance.

ROLL CALL: AYE-John Anderson, Marty Cummins, Reg Green, Craig Henderson, Mike Hurt, Louis Martin, Hugo Naifeh, Charles Stephens. NAY-None. Motion carried 8-0.

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Craig Henderson, to approve the adoption of the following ordinance:

1. ORDINANCE NO. 2749 OF THE CITY OF SAPULPA, OKLAHOMA, AMENDING THE SAPULPA CITY CODE PART 12, CHAPTER 8, SECTION 12-802, SPECIFIC USE PERMIT LIST, BY ADDING "ACCESSORY DWELLING UNITS" AS A SPECIFIED USE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING THAT IF ANY PART OR PARTS OF THIS ORDINANCES ARE HELD INVALID OR INEFFECTIVE, THE REMAINING PORTIONS SHALL NOT BE AFFECTED; AND DECLARING AN EMERGENCY

ROLL CALL: AYE-John Anderson, Marty Cummins, Reg Green, Craig Henderson, Mike Hurt, Louis Martin, Hugo Naifeh, Charles Stephens. NAY-None. Motion carried 8-0.

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Craig Henderson, to approve the passage and adoption of the emergency clause.

ROLL CALL: AYE-John Anderson, Marty Cummins, Reg Green, Craig Henderson, Mike Hurt, Louis Martin, Hugo Naifeh, Charles Stephens. NAY-None. Motion carried 8-0.

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BID AWARDS:

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Craig Henderson, to approve the following award of bids:

1. Approve the award of bid for round and elliptical galvanized pipe to Dub Ross Company for one year;
2. Approve the award of bid for emergency equipment plus installation on four police units to Visual Force, Inc., in the total amount of \$17,524.00;
3. Approve the award of bid for construction manager at risk services for the city's Phase I Youth Sports Complex Construction Project to D. C. Bass & Sons Construction Company, in the amount of 3.25% of the cost of work.

ROLL CALL: AYE-John Anderson, Marty Cummins, Reg Green, Craig Henderson, Mike Hurt, Louis Martin, Hugo Naifeh, Charles Stephens. NAY-None. Motion carried 8-0.

CONTRACTS:

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Hugo Naifeh, to approve the following contracts:

1. Approve the credit application from Texas Western Hospitality;
2. Accept the storm sewer system located at Polson Industrial Park, and establishing a one-year maintenance period for the project from February 11, 2016, through February 11, 2017;
3. Approve Amendment No. 3 in an additive amount of \$11,300.00 to the agreement with Meshek & Associates for the design of East Cobb Avenue from North Mission Street to North Brown Street, to provide for necessary sanitary sewer design improvements, and authorizing the mayor to execute said amendment;

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CONTRACTS - continued:

4. Approve the agreement with D. C. Bass & Sons Construction Company for construction management services associated with the development and construction of the new Sapulpa Youth Sports Complex, Phase I, and authorizing the mayor to execute the same.

ROLL CALL: AYE-John Anderson, Marty Cummins, Reg Green, Craig Henderson, Mike Hurt, Louis Martin, Hugo Naifeh, Charles Stephens. NAY-None. Motion carried 8-0.

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Craig Henderson, to approve the City of Sapulpa's employee health insurance renewal with Community Care Insurance Company, and authorizing the mayor to execute the necessary documents.

ROLL CALL: AYE-John Anderson, Marty Cummins, Reg Green, Craig Henderson, Mike Hurt, Louis Martin, Hugo Naifeh, Charles Stephens. NAY-None. Motion carried 8-0.

INFORMATIONAL ITEMS FROM MAYOR, CITY COUNCIL, CITY MANAGER OR CITY ATTORNEY:

The following informational items were submitted to the council for discussion and review only:

1. Correspondence from Northside Concerned Citizens regarding rezoning request #SAZ-930;
2. Project status report from Tetra Tech, Inc., regarding various city and trust authority projects.

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ADJOURNMENT:

There being no further business to consider, motion was made by Vice-Mayor Louis Martin, seconded by Councilor Charles Stephens, to adjourn the meeting.

ROLL CALL: AYE-John Anderson, Marty Cummins, Reg Green, Craig Henderson, Mike Hurt, Louis Martin, Hugo Naifeh, Charles Stephens. NAY-None. Motion carried 8-0.