

MINUTES

CITY COUNCIL MEETING

November 10, 2014

The Regular Session of the Glenpool City Council was held at 6:00 p.m., Glenpool City Hall, 3rd Floor, 12205 S. Yukon Ave, Glenpool, Oklahoma. Councilors present: Momodou Ceesay, Mayor; Alyce Korb, Vice-Mayor; Tim Fox, Councilor; Patricia Agee, Councilor and Jennifer Ballew, Councilor.

Staff present: Roger Kolman, City Manager; Lowell Peterson, City Attorney; Susan White, City Clerk; Lynn Burrow, Community Development Director; Rick Malone, City Planner; and Dennis Waller, Police Chief.

Also present were: Amy Rogers, Chamber of Commerce President, and Dwight Bock, Realtor.

- A) Mayor Ceesay called the meeting to order at 6:05 p.m.**
- B) Susan White, City Clerk called the roll. Mayor Ceesay declared a quorum present.**
- C) Reverend Rick Tabisz, King of Kings Lutheran Church offered the Invocation.**
- D) Mayor Ceesay led the Pledge of Allegiance.**
- E) Other Public Comments**
 - None
- F) Community Development Report – Lynn Burrow, Community Development Director.**
 - Mr. Burrow updated the Council on ongoing construction projects as well as the latest building permit statistics.
- G) City Manager Report – Roger Kolman, City Manager**
 - Mr. Kolman reminded the Council and audience to remember Veteran's Day and properly honor those whom have served.
 - Mr. Kolman encouraged everyone to report anything they feel looks suspicious to city hall or the non-emergency number at the police department. City staff will follow-up.
- H) Mayor Report – Momodou Ceesay, Mayor**
 - Mayor Ceesay introduced Amy Rogers. She has recently been appointed as the new Chamber of Commerce President.
 - Councilor Fox asked Mayor Ceesay and Mr. Kolman if they intended to spend more than one day at the upcoming ICSC Regional Conference. They affirmed their plan to attend the conference on Thursday and fly home the same day unless something developed that warranted a longer stay. Councilor Fox expressed disapproval noting his concern that Glenpool would not be adequately represented at the conference thereby giving other cities an advantage to land possible retail outlets that may have been interested in Glenpool had Glenpool staff been present to meet with retailers.

- Councilor Fox requested a Councilor Comments section be added to the upcoming agendas.

I) Scheduled Business

1) Discussion and possible action to approve minutes from October 20, 2014.

MOTION: Councilor Agee moved, second by Vice Mayor Korb to approve minutes as presented.

FOR: Councilor Fox; Councilor Agee; Councilor Ballew; Vice-Mayor Korb; Mayor Ceesay

AGAINST: None

Motion carried.

2) Discussion and possible action to approve 2015 Schedule of Regular Meetings.

Susan White, City Clerk presented the 2015 Schedule noting the only change from the 2014 Schedule is November and December 2015 reflect two meetings a month as opposed to one meeting each month.

MOTION: Vice-Mayor Korb moved, second by Councilor Agee to amend the 2015 Schedule of Regular Meetings to reflect one meeting each in November and December, and setting dates as November 9 and December 14, and approving Schedule as amended.

FOR: Councilor Agee; Councilor Ballew; Councilor Fox; Vice-Mayor Korb; Mayor Ceesay

AGAINST: None

Motion carried.

3) Discussion and possible action to approve recommendation of the Oklahoma Municipal Assurance Group (OMAG) to deny Tort Claim No. 139872-TW, John Tarrant, Claimant.

Lowell Peterson, City Attorney presented the Tort Claim, noting OMAG recommended denial because the city could not be liable for an unexpected environmental hazard.

MOTION: Councilor Agee moved, second by Vice-Mayor Korb to approve recommendation from OMAG to deny.

FOR: Councilor Ballew; Councilor Fox; Councilor Agee; Vice-Mayor Korb; Mayor Ceesay

AGAINST: None

Motion carried.

4) Discussion regarding options for disposal of 1999 Ford Goshen 14 passenger van.

Rick Malone, City Planner requested Council offer their suggested methods for disposal of the 1999 van, formerly the Senior Citizen van. Council discussed several options. Staff announced the van would be placed on the next regular agenda to be declared surplus.

5) Discussion and possible action to approve the Stormwater Detention Easement dedication from D&G Investments, site located at Lot 2, Block 1, Rolling Meadow Apartments Addition and fronts 146th Street west of US 75.

Lynn Burrow, Community Development Director presented the Easement dedication for approval. He described the purpose of the easement is to afford City access to a private stormwater detention facility.

MOTION: Councilor Fox moved, second by Councilor Agee to approve the Stormwater Detention Easement dedication from D&G Investments.

FOR: Councilor Fox; Councilor Agee; Councilor Ballew; Vice-Mayor Korb; Mayor Ceesay

AGAINST: None

Motion carried.

6) Discussion of the Glenpool Zoning Code as it pertains to Real Estate Signs.

Mr. Rick Malone recapped discussion during the October 20, 2014 Council meeting specific to suggested amendments to the Zoning Code as it applies to real estate signage. Mr. Dwight Bock, Keller Williams Realtor requested the Council consider a slight increase to the sign dimensions. Following the discussion, Mr. Malone announced an ordinance reflecting the amendments would be scheduled for the December agenda.

7) Discussion of possible amendments to the Fireworks Ordinance.

Lowell Peterson, City Attorney noted an ambiguity in the existing ordinance, as well as a few other suggested amendments. Mr. Peterson reviewed the suggestions and asked for further recommendations. Following the discussion Mr. Peterson announced he would prepare an amending ordinance for approval at the December meeting.

8) Discussion and possible action to enter into Executive Session.

Lowell Peterson, City Attorney announced that he would like to discuss the latest details of the possible settlement agreement between Creek County Rural Water District No. 2 and the City of Glenpool and the Glenpool Utility Services Authority.

MOTION: Councilor Ballew moved, second by Councilor Agee to enter into Executive Session.

FOR: Councilor Agee; Councilor Ballew; Councilor Fox; Vice-Mayor Korb; Mayor Ceesay

AGAINST: None

Motion carried.

9) Executive Session for the purpose of discussing confidential communications between the City Council and the City Attorney concerning a pending investigation, Claim, or action as to which the City, with the advice of its Attorney, has determined that disclosure will seriously impair the ability of the City to process the claim or conduct a pending investigation, litigation or proceeding in the public interest, pursuant to Title 25 Sec. 307(B)(4) of the Oklahoma Statutes (Open Meeting Act), to wit, discussion of terms and conditions of that certain 'Agreement of Compromise, Settlement and Release' between Creek County Rural Water District No. 2 and the City of

Glenpool and the Glenpool Utility Services Authority, as negotiated in accordance with terms and conditions discussed in Executive Session and agreed upon in substance in open session on Wednesday, August 20, 2014, for the purpose of resolving and dismissing all claims in pending federal litigation [USDC ND/OK Case No. 11-cv-441-JHP-FHM] between the Parties.

Council, City Manager and City Attorney entered Executive Session at 7:01 p.m.

10) Possible action to reconvene in Regular Session.

MOTION: Councilor Fox moved, second by Councilor Agee to reconvene in Regular Session.

FOR: Councilor Ballew; Councilor Fox; Councilor Agee; Vice-Mayor Korb; Mayor Ceesay

AGAINST: None

Motion carried.

Council reconvened in Regular Session at 7:29 p.m.

11) Discussion and possible action by the City of Glenpool City Council to adopt Resolution No. 14-11-01, approving and authorizing execution and implementation of the ‘Agreement of Compromise, Settlement and Release between Creek County Rural Water District No. 2 and the City of Glenpool and the Glenpool Utility Services Authority for the purpose of resolving and dismissing all claims between the parties, including those in pending federal litigation [USDC ND/OK Case No. 11-cv-441-JHP-FHM].

MOTION: Vice Mayor Korb moved, second by Councilor Agee to approve and authorize execution and implementation of the 'Agreement'.

FOR: Councilor Fox; Councilor Agee; Councilor Ballew; Vice-Mayor Korb; Mayor Ceesay

AGAINST: None

Motion carried.

12) Discussion and possible action by the City Council to approve and adopt Resolution No. 14-11-02, “Resolution Of The City Council Of Glenpool Approving An Increase In The Rates Charged For Water Delivery Services Within Areas Of The Glenpool Fenceline Not Incorporated As Of March 2, 2012, And Served By The Glenpool Utility Services Authority Pursuant To The ‘Agreement Of Compromise, Settlement And Release’ Between Creek County Rural Water District No. 2 And The City Of Glenpool And The Glenpool Utility Services Authority Approved And Executed November 10,

2014 (Such Unincorporated Areas Being Defined As The ‘Permissive Area’ In Said Agreement).”

Mr. Kolman presented the Resolution for approval. He referred to the settlement agreement (Item 11) and noted as part of the agreement a fee would be charged by CCRWD 2 for each Glenpool water customer located within the Glenpool fenceline but not incorporated as of March 2, 2012. The Resolution authorizes an increase in rates to cover the fee.

MOTION: Vice Mayor Korb moved, second by Councilor Fox to approve Resolution No. 14-11-02.

FOR: Councilor Agee; Councilor Ballew; Councilor Fox; Vice-Mayor Korb; Mayor Ceesay

AGAINST: None

Motion carried.

J) Adjournment.

- Meeting was adjourned at 7:34 p.m.

Date

Mayor

ATTEST:

City Clerk