City of Bixby
City Council Meeting
Minutes
City Hall Municipal Building
116 W Needles, Bixby, OK 74008
November 13th, 2018 6:00 P.M.

The agenda for the regularly scheduled meeting of the City Council of the City of Bixby was posted on the bulletin board at City Hall, 116 West Needles Avenue, Bixby, Oklahoma on November 9th, 2018 on or before 6:00 p.m.

Mayor Easton called the meeting to order at 6:05 p.m.

City Clerk Yvonne Adams called the roll and all members were present.

Members Present	**Staff Present**
Guthrie	**Jared Cottle, City Manager**
Blair	**Steve Oakley, City Attorney**
Girard	**Ike Shirley, Police Chief**
Decatur	**Jason Mohler, Dev. Service Dir.**
Easton	**Marcae' Hilton, City Planner**
	Charles Barnes, Finance Dir.
	Bea Aamodt, Public Works Dir.
	Yvonne Adams, City Clerk

PLEDGE OF ALLEGIANCE

Invocation was given by City Clerk Yvonne Adams.

Mayor Easton asked to start with the BPWA (Bixby Public Works Authority) first on the Agenda.

Mayor Easton said Item #1 on the Consent Agenda is:
CITY CLERKS REPORT

Consider and approve:

a) Minutes for the Special Work Session meeting dated 10/22/18.
b) Minutes for the Regular City Council meeting dated 10/22/18.
c) Schedule of Regular Bixby City Council calendar year for 2019.
d) Schedule of Regular Bixby City Council calendar year 2019 for the Bixby Industrial Authority.
e) Schedule of Regular Bixby City Council Work Session meetings for calendar year 2019.

f) Request to approve Amendment to Resolution 2018-12 by amending the fee schedule and addressing fees for Tier 1 & 2 Events.
g) Budget Revision to the Police Department in the Capital Improvement Fund for $710,000 for the new Police vehicles and equipment to be financed by lease purchase agreement with Valley National Bank.
h) Resolution #2018-16 renewing, ratifying and reaffirming, for Fiscal Year 2018-19, a certain "Security Agreement" between the City of Bixby and the Bixby Public Works Authority, dated November 30, 2017.
i) Authorize City Manager to execute Agreement for Construction and Operation of Improvements with Enable Oklahoma Intrastate Transmission, LLC associated with the Haikey Creek Flood Protection Project.
j) Endorse 2019 "One Voice" Regional Legislative Agenda.
k) Discuss and/or approve accepting infrastructure from Willow Creek Phase 2 located at 132nd and 93rd E Ave.
l) Discuss and/or approve accepting infrastructure from Windrush located at 132nd and Mingo.
m) Discuss and/or approve accepting infrastructure from Addison Creek Development located at 127th and Sheridan.
n) Public Notice is given and filed with the Bixby City Clerk that, for Calendar Year 2019, except as otherwise noted below, the Bixby Planning Commission of the City of Bixby, Oklahoma will hold its regular monthly meetings on the Third Monday of each month. These regular meetings will be held at 6:00 P.M. in the City Council Chambers of the Bixby Municipal Building, located at 116 West Needles Avenue, in the City of Bixby, Oklahoma. (Authority: Title 25 Oklahoma Statutes, Section 311(A).
o) Public Notice is given and filed with the Bixby City Clerk that, for Calendar Year 2019, except as otherwise noted below, the Bixby Planning Commission of the City of Bixby, Oklahoma will hold its regular "work session" monthly meetings on the Third Monday of each month. These work session meetings will be held at 5:00 P.M. in the Dawes Conference Room of the Dawes Building, located at 113 West Dawes Avenue, in the City of Bixby, Oklahoma. (Authority: Title 25 Oklahoma Statutes, Section 311(A).
p) Public Notice will be given and filed with the Bixby City Clerk that, for Calendar Year 2019, except as otherwise noted below, the Bixby Board of Adjustment of the City of Bixby, Oklahoma will hold its regular monthly meeting on the first Monday of each month. Should a meeting date fall on a holiday, the regular meeting will be held on the following Tuesday. These regular meetings will be held at 6:00 P.M. in the City Council Chambers of the Bixby Municipal Building, located at 116 West Needles Avenue, in the City of Bixby, Oklahoma.(Authority: Title 25 Oklahoma Statutes, Section 311(A).
q) Acknowledge receipt of Permit No. SL000072180729, Village of Scereno, Sanitary Sewer Line Extension, Facility No. S-20407.
r) Acknowledge receipt of Permit No. WL000072180728, Village of Scereno, Water line Extension, Facility No. 3007243.
s) Public Notice is given and filed with the Bixby City Clerk that, for Calendar Year 2019, except as otherwise noted below, the Bixby Technical Advisory Committee (TAC) of the City of Bixby, Oklahoma will hold its regular monthly meetings on

the first Wednesday of each month. Should a meeting date fall on a holiday, the regular meeting will be held on the following *Thursday. These regular meetings will be held at 10:00 A.M. in the Dawes Conference Room of the Dawes Building, located at 113 West Dawes, in the City of Bixby, Oklahoma. (Authority: Title 25 Oklahoma Statutes, Section 311(A).

Mayor Easton asked if there are any questions or amendments to the consent agenda. Councilor Decatur asked to discuss and vote on item "j" separately. Vice Mayor Guthrie made motion to approve less item "j" seconded by Councilor Decatur. The vote was taken with the following results:

Carried 5-0
Yes: Guthrie, Decatur, Girard, Blair, Easton.
No:

Item "J"

Councilor Decatur asked City Manager Jared Cottle some question on item 'j', City Manager Jared Cottle made clarification to the question asked by Councilor Decatur. Mayor Easton asked for a motion on item 'j". Councilor Decatur made motion to approve, seconded by Councilor Girard. The vote was taken with the following results:

Carried 4-1
Yes: Decatur, Girard, Blair, Guthrie.
No: Easton.

Mayor Easton moved item's 6, 7 and 8 up on the agenda.

Mayor Easton said item #1 on the Regular Agenda is:
Second reading and action on Ordinance No. 2260, a Comprehensive Plan amendment (*BXCP-18.01 White Hawk*) request to change the Comprehensive land use and map from Low Intensity-Recreational/Open Space to Low Intensity-Residential.

Presented by: Marcae' Hilton
Others that spoke: Dennis Peterson 14436 S. 52nd E Ave, Albert Andrews 14747 S. 53rd E. Ave, Rodger Rodich, Tom Holland 7818 E. 13st St.

City Planner Marcae' Hilton stated this item was heard by Planning Commission on October 15th 2015, and it is a second reading on Ordinance 2260 which is a Comprehensive Plan amendment.

Council had some questions for the City Planner Marcae' Hilton, Discussion continued on this item.

Mayor Easton asked for a motion on item #1. Mayor Easton made motion to reverse the denial by the Bixby Planning Commission, seconded by Councilor Girard. The vote was taken with the following results:

Failed 5-0
Yes: None
No: Easton, Girard, Decatur, Blair, Guthrie.

Mayor Easton said on Item #2 on the Regular Agenda is:
Request to approve City of Bixby Ordinance No. 2259 providing for a 25 year non-exclusive franchise in granting Public Service Company of Oklahoma the right to provide electric service within the city limits of Bixby; providing for typical safeguards for construction, etc., requiring zoning approval if a power plant were to be constructed; providing for a franchise fee payable to the City of Bixby equal to 2% of gross electric sales and 1% of gross electric sales for community enhancement purposes; providing for a "most favored nation clause" that provides that if PSO enters into a franchise agreement with any other city that provides a higher franchise fee than Bixby's that Council can request that the same be applied to Bixby; providing for option for City to purchase system; and, declaring an emergency.

Presented by: Steve Oakley
Others that spoke: Carol Hicks, PSO

City Attorney Steve Oakley stated that the current franchise agreement expires in 2019, Steve gave council more information on this item and would like approval of this Ordinance.

Mayor Easton asked for a motion on item #2, Vice Mayor Guthrie made motion to approve, seconded by Councilor Decatur. The vote was taken with the following results:

Carried 5-0
Yes: Guthrie, Decatur, Girard, Blair, Easton.
No: None.

Mayor Easton said on Item #3 on the Regular Agenda is:
Request to waive second reading of Ordinance No. 2259, and approve passage of Emergency Clause
Presented by: Steve Oakley
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Mayor Easton asked for a motion on item #3. Mayor Easton made motion to approve, seconded by Vice Mayor Guthrie. The vote was taken with the following results:

Carried 5-0
Yes: Easton, Guthrie, Decatur, Girard, Blair.
No: None.

Mayor Easton said on Item #4 on the Regular Agenda is:
Request to approve Resolution No. 2018-15 calling for a question to be submitted to the qualified electors of the City of Bixby for approval or disapproval of Ordinance No. 2259 granting a non-exclusive franchise agreement to Public Service Company of Oklahoma.

Presented by: Steve Oakley

Mayor Easton asked for a motion on item #4. Councilor Blair made motion to approve, seconded by Councilor Girard. The vote was taken with the following results:

Carried 5-0
Yes: Blair, Girard, Decatur, Guthrie, Easton.
No: None.

Mayor Easton said on Item #5 on the Regular Agenda is:
Request for Mayor to issue a Special Election Proclamation calling for a special election to be held February 12, 2019, for the purpose of the qualified electors of the City of Bixby to approve or disapprove Ordinance No. 2259 granting a 25 year non-exclusive franchise to Public Service Company of Oklahoma to provide electric service within the City of Bixby, Oklahoma.

Presented by: Steve Oakley

Mayor Easton asked for a motion on item #5. Mayor Easton made motion to approve, seconded by Councilor Blair. The vote was taken with the following results:

Carried 5-0
Yes: Easton, Blair, Decatur, Girard, Guthrie.
No: None.

Mayor Easton said on Item #6 on the Regular Agenda is:
Consider Bids and award sale of $4,000,000.00 General Obligation Bonds, Series 2018B to lowest bidder.

Presented by: Charles Barnes
Others that spoke: Jon Wolf, Municipal Financial Services

Finance Director Charles Barnes stated that we had the bid opening for the GO Bonds for $4,000,000.00 with the low bid from Country Club Bank. Charles stated that if you have any question our bond attorneys are here to answer any question that you might have.

Jon Wolf, Municipal Financial Services gave council more detail regarding this item and asked if there were any questions.

Mayor Easton asked for a motion on item #6. Councilor Blair made motion to approve, seconded by Mayor Easton. The vote was taken with the following results:

Carried 5-0
Yes: Blair, Easton, Decatur, Girard, Guthrie.
No: None.

Mayor Easton said on Item #7 on the Regular Agenda is:
Consider and adopt ordinance No.2266 providing for the issuance of general obligation bonds in the sum of four million and no/100s dollars ($4,000,000.00) by the city of Bixby, Oklahoma authorized at an election duly called and held for such purpose; prescribing form of bonds; providing for registration thereof; providing for a system of registration for uncertificated registered public obligations; providing levy of an annual tax for payment of principal and interest on the same; fixing other details of the issue; and declaring and emergency.

Presented by: Charles Barnes

Mayor Easton asked for a motion on item #7. Mayor Easton made motion to approve, seconded by Councilor Blair. The vote was taken with the following results:

Carried 5-0
Yes: Easton, Blair, Decatur, Girard, Guthrie.
No: None

Mayor Easton said on Item #8 on the Regular Agenda is:
Request to waiver second reading of Ordinance No.2266, and approve passage of Emergency Clause.
Presented by: Charles Barnes

Mayor Easton asked for a motion on item #8. Councilor Blair made motion to approve, seconded by Councilor Decatur. The vote was taken with the following results:

Carried 5-0
Yes: Blair, Decatur, Girard, Guthrie, Easton.
No: None.

Mayor Easton move to Item # 1 on the Regular Agenda.

Mayor Easton said on Item #9 on the Regular Agenda is:
Possible action to approve Ordinance No. 2264 agreeing to the closure and ultimate vacating, discontinuing and abandoning of a partial easement, affecting Part of Lot 13, Block 1, Quail Creek, Plat No. 6613, an addition to the City of Bixby, Tulsa County, State of Oklahoma in Section 2, Township 17-North, Range 13-East.

Presented by: Marcae' Hilton

Mayor Easton asked for a motion on Item #9. Vice Mayor Guthrie made motion to approve, seconded by Mayor Easton. The vote was taken with the following results:

Carried 5-0
Yes: Guthrie, Easton, Decatur, Girard, Blair.
No: None.

Mayor Easton said on Item #10 on the Regular Agenda is:
Possible action to approve the Emergency Clause for Ordinance No. 2264 by reason of which a second reading of this ordinance is waived and this ordinance shall take effect immediately upon its passage and approval for the preservation of the public health, safety and peace, the same being the removal of unnecessary burdens on private property rights.
Presented by: Marcae' Hilton

Mayor Easton asked for a motion on Item #10. Vice Mayor Guthrie made motion to approve, seconded by Councilor Decatur. The vote was taken with the following results:

Carried 5-0
Yes: Guthrie, Decatur, Girard, Blair, Easton.
No: None.

Mayor Easton said on Item #11 on the Regular Agenda is:
Discussion and action on the FY18 Contract for Public Improvements between Tulsa County and City of Bixby for the amount of $75,832.55; for the oversight of Stormwater improvements and new ADA sidewalks on both sides of the street on East Needles Avenue, between Stanley Street and Parker Street, to meet the objectives of the Community Development Block Grant Program in accordance with the terms and conditions as set forth.

Presented by: Marcae' Hilton

Mayor Easton asked for a motion on Item #11. Councilor Blair made motion to approve, seconded by Council Decatur. The vote was taken with the following results:

Carried 5-0
Yes: Blair, Decatur, Girard, Guthrie, Easton.
No: None.

Mayor Easton said on Item #12 on the Regular Agenda is:
Discussion and possible action on the adoption of a new zoning tool or Use Regulation, by Ordinance No. 2265, amending Title 11 of the Bixby City Code, entitled "Zoning Regulations", be amended by adding a new "Chapter 13" entitled "Specific Use Permit" setting forth purposes, conditions for approval, providing for a list of uses requiring a Specific Use Permit, Use Conditions and Administration.

Presented by: Marcae' Hilton

Mayor Easton asked for a motion on Item #12. Councilor Blair made motion to approve, seconded by Councilor Girard. The vote was taken with the following results:

Carried 5-0
Yes; Blair, Girard, Decatur, Guthrie, Easton.
No: None.

Mayor Easton said on Item #13 on the Regular Agenda is:
Consider and take action to approve attachment of an Emergency Clause to previous item Ordinance No. 2265.

Presented by: Marcae' Hilton

Mayor Easton asked for motion on Item #13. Mayor Easton made motion to approve, seconded by Councilor Blair. The vote was taken with the following results:

Carried 4-1
Yes: Easton, Blair, Decatur, Guthrie.
No: Girard.

Mayor Easton said on Item #14 on the Regular Agenda is:
Request to approve Ordinance No. 2263 amending Section 3-2D-1 of City Code by correcting the hours of sale wherein the sale of alcoholic beverages for on premise consumption is prohibited; and declaring an emergency.

Presented by: Steve Oakley

Mayor Easton asked for a motion on Item #14. Vice Mayor Guthrie made motion to approve, seconded by Councilor Girard. The vote was taken with the following results:

Carried 5-0
Yes: Guthrie, Girard, Decatur, Blair, Easton.
No: None

Mayor Easton said on Item #15 on the Regular Agenda is:
Request to waive second reading of Ordinance No. 2263, and approve passage of Emergency Clause.

Presented by: Steve Oakley

Mayor Easton asked for a motion on Item #15. Councilor Decatur made motion to approve, seconded by Councilor Blair. The vote was taken with the following results:

Carried 5-0
Yes: Decatur, Blair, Girard, Guthrie, Easton.
No: None.

Mayor Easton said on Item #16 on the Regular Agenda is:
Motion to enter into Executive Session for the following purposes: Mayor Easton

a) *Request to discuss the resignation of Fire Chief Bryan Wood pursuant to Title 25 O.S. Sec. 307 B.1.* *Mayor Easton*

Mayor Easton asked for a motion to enter into Executive Session. Councilor Blair made motion, seconded by Councilor Decatur. The vote was taken with the following results:

Carried 5-0
Yes: Blair, Decatur, Girard, Guthrie, Easton.
No: None.

Reopened at 7:50 pm.
No action taken in Executive Session.

Mayor Easton said on Item #17 on the Regular Agenda is:
City Manager's Report

Mellissa Smith is here to address the council about our local Library.

Mayor Easton said on Item #18 on the Regular Agenda is:
New Business
There being none.

Adjournment was called at 7:50 p.m.

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MAYOR

ATTEST

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CITY CLER

BIXBY PUBLIC WORKS AUTHORITY MEETING
Board of Trustees
Municipal Building
Minutes
116 W. Needles, Bixby, OK 74008
November 13, 2018 6:00 P.M.
Time: 6:00 P.M. or immediately Following the City Council Meeting

The agenda for the regularly scheduled meeting of the City Council of the City of Bixby was posted on the bulletin board at City Hall, 116 West Needles Avenue, Bixby, Oklahoma on November 9th 2018 on or before 5:00 p.m.

Mayor Easton called the Bixby Public Works Authority Meeting to order at 6:05 p.m. All members were present.

Members Present	**Staff Present**
Guthrie	**Jared Cottle, City Manager**
Blair	**Steve Oakley, Attorney**
Girard	**Charles Barnes, Finance Director**
Decatur	**Marcae' Hilton, City Planner**
Easton	**Jason Mohler, Dev. Services Dir.**
	Ike Shirley, Police Chief
	Bea Aamodt, Public Works Dir.
	Yvonne Adams, City Clerk

Mayor Easton said Item #1 on the BPWA Consent Agenda is:
CITY CLERKS REPORT

Consider and approve:

a) Minutes for the Bixby Public Works Authority meeting dated 10/22/18.
a) Schedule of the Regular Bixby City Council calendar year 2019 for the Bixby Public Works Authority.
b) Discuss and/or approve repairs to Crane Truck Equipment for $33,842.77.

Mayor Easton asked for a motion on the consent agenda. Councilor Decatur had some question on item "c". Public Works Director Bea Aamodt gave some clarification on this item. Councilor Decatur made motion to approve, seconded by Vice Mayor Guthrie. The vote was taken with the following results.

Carried 5-0
Yes: Decatur, Guthrie, Girard, Blair. Easton.
No: None

Mayor Easton said on Item #1 on the Regular BPWA agenda is:
New Business

There being none.

Adjournment was called at 6:09 p.m.

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MAYOR

ATTEST

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CITY CLERK

Mayor Easton opened up the Regular City Council meeting at 6:10 p.m.