



City of Bixby City Council Meeting Agenda

**Mayor Brian Guthrie
Vice Mayor Robert Founds
Council Member Brad Girard
Council Member Ken Hirshey
Council Member Bobby Schultz**

Monday, August 12, 2024

6:00 PM

**City Hall Municipal Building
116 W. Needles Ave., Bixby,
OK 74008**

Public comments are limited to items on the agenda. Those wishing to speak on agenda items will need to appear in the City Council Chamber.

Call to Order

Mayor Guthrie

Roll Call

Shannon Duran, City Clerk

Pledge of Allegiance

Invocation

Consent Agenda

City Clerk's Report

Consider and Approve:

- 1) Minutes for the Work Session dated 07/22/2024.
- 2) Minutes for the City Council Meeting dated 07/22/24.
- 3) Consider and/or approve the purchase of Bunker Gear Extractor for Station 1 to fulfill Article 32 Station Allowance in the CBA in the amount of \$16,958.00.
- 4) Consider and/or approve the: Myers-Cherry Construction Pay Application No. 18 (FINAL) of Fire Station 1 Headquarters in the amount of \$61,751.39.
- 5) Consider and/or approve the Medical Control Board ALS Quality Assurance Subsidy for July 1, 2024–June 30, 2025, in the amount of \$12,103.00.
- 6) Consider and approve the OMAG (Oklahoma Municipal Assurance Group) recommendation for denial for claimant Ralph Osborn, Claim 215150-1-MR.

- 7) Consider and/or approve a Temporary Construction Easement Dedication by Irene Ellisor.
- 8) Consider and/or approve a Drainage Easement Dedication by Irene Ellisor.
- 9) Discuss and/or take action on Utility Easement Dedication for off-site sanitary sewer to serve The Preserve. (1st Easement location on map)
- 10) Discuss and/or take action on Utility Easement Dedication for off-site sanitary sewer to serve The Preserve. (2nd Easement location on map)
- 11) Discuss and/or take action on Temporary Emergency Access Easement Dedication for Robinson Ranch IV.
- 12) Discuss and/or take action on Utility Easement Dedication to serve Robinson Ranch South. (1st Easement location on map)
- 13) Discuss and/or take action on Utility Easement Dedication to serve Robinson Ranch South. (2nd Easement location on map)
- 14) Discuss and/or take action on Utility Easement Dedication to serve Robinson Ranch South. (3rd Easement location on map)
- 15) Discuss and/or take action on Utility Easement Dedication to serve Robinson Ranch South. (4th Easement location on map)
- 16) Consider and/or approve the contract with Aimright for Testing Services for the 111th St Widening Project for \$17,840.

Regular Agenda

- 1) Consider and/or take action on Resolution 2024-14 amending Bixby City Code, Finance & Taxation 2-5A-9 to continue 3% sales tax until November 30, 2054, and calling for a vote by registered voters of the City of Bixby, Oklahoma.
Phil Frazier, City Attorney
- 2) Discussion, consideration and possible vote for approval of Bixby Zoning (B.X.Z.O.) number 24.05 a Rezoning for Froning 121, from Agriculture (AG) to Residential Single-Family (RS-2). The property contains +/- 40.016 acres, located at 10319 East 121st Street South.
Joey Wiedel, Development Services Director
- 3) Discussion, consideration and possible vote for approval of Ordinance Number 2475 Bixby Zoning (B.X.Z.O.) number 24.05 to Rezoning for Froning 121, from Agriculture (AG) to Residential Single-Family (RS-2) the property contains +/- 40.016 acres, located at 10319 East 121st Street South.
Joey Wiedel, Development Services Director
- 4) Discussion, consideration, and possible vote to approve an emergency clause for Ordinance Number 2475, making it effective immediately upon passage since the

immediate operation of the provisions of the Ordinance is necessary for the preservation of public health, safety, welfare, morals, and service to the citizens.

Joey Wiedel, Development Services Director

- 5) Discussion, consideration, and possible vote for approval of Bixby Planned Unit Development (B.X.P.U.D.) number 24.04 for Froning 121. The property contains +/- 40.016 acres, located at 10319 East 121st Street South.

Joey Wiedel, Development Services Director

- 6) Discussion, consideration, and possible vote for approval of Ordinance Number 2476 Bixby Zoning (B.X.P.U.D.) number 24.04 Planned Unit Development for Froning 121. The property contains +/- 40.016 acres, located at 10319 East 121st Street South.

Joey Wiedel, Development Services Director

- 7) Discussion, consideration, and possible vote to approve an emergency clause for Ordinance Number 2476, making it effective immediately upon passage since the immediate operation of the provisions of the Ordinance is necessary for the preservation of public health, safety, welfare, morals, and service to the citizens.

Joey Wiedel, Development Services Director

- 8) Discussion, consideration, and possible vote for approval of Bixby Zoning (B.X.Z.O.) number 24.02 for Spartan Crossing, a proposed amendment to a zoning district in the City of Bixby, from Agriculture (AG) to Residential Single Family (R.S.-3), to allow for a Residential Development in Bixby, containing approximately 112.481 acres in Section 26, Township 17N, Range 13E, located 1/4 mile East of the Southeast Corner of East 161st Street South and South Sheridan Road.

Joey Wiedel, Development Services Director

- 9) Discussion, consideration, and possible vote for approval of Ordinance Number 2468 Bixby Zoning (B.X.Z.O) number 24.02 Rezoning for Spartan Crossings, from Agriculture (AG) to Residential Single-Family (RS-2). The property contains (+/-) 112.481 acres in Section 26, Township 17 North, Range 13 East, located approximately 1/4 mile South Sheridan Road, 6900-Block of East 161st Street South.

Joey Wiedel, Development Services Director

- 10) Discussion, consideration, and possible vote to approve an emergency clause for Ordinance Number 2468, making it effective immediately upon passage since the immediate operation of the provisions of the Ordinance is necessary for the preservation of public health, safety, welfare, morals, and service to the citizens.

Joey Wiedel, Development Services Director

- 11) Discussion, consideration, and possible vote for approval of Bixby Planned Unit Development (B.X.P.U.D.) number 24.02 for Spartan Crossing, containing approximately 112.481 acres in Section 26, Township 17N, Range 13E, located 1/4 mile East of the Southeast Corner of East 161st Street South and South Sheridan Road.

Joey Wiedel, Development Services Director

- 12) Discussion and possible approval of Ordinance Number 2469 Bixby Planned Unit Development (B.X.P.U.D.) number 24.02 Planned Unit Development for Spartan Crossing, containing approximately 112.481 acres in Section 26, Township 17N, Range 13E, located 1/4 mile East of the Southeast Corner of East 161st Street South and South Sheridan Road.

Joey Wiedel, Development Services Director

- 13) Discussion, consideration, and possible vote to approve an emergency clause for Ordinance Number 2469 making it effective immediately upon passage since the immediate operation of the provisions of the Ordinance is necessary for the preservation of public health, safety, welfare, morals, and service to the citizens.

Joey Wiedel, Development Services Director

- 14) Motion to enter into Executive Session:

a. *Confidential communications and discussions among the City Council and its attorney concerning potential and current litigation status. Authority: Oklahoma Open Meeting Act, Title 25 Oklahoma Statutes Section 307.B.4.*

Brian Guthrie, Mayor

- 15) Motion to exit Executive Session and reconvene in open session.

Brian Guthrie, Mayor

- 16) Consider and/or take action, if necessary, on directing City Attorney action regarding potential and current litigation.

Brian Guthrie, Mayor

- 17) New Business

In accordance with the Open Meeting act, Title 25 O.S. § 311.A.10, new business is defined as any matter not known about or which could not have been reasonably foreseen prior to the time of posting the agenda.

- 18) City Manager's Report

- 19) Adjournment

Notice of Posting

This Notice and Agenda was posted on the bulletin board this day of August 9, 2024, on or before 5:00 p.m., at City Hall, 116 W. Needles Bixby, Oklahoma.

Respectfully Submitted

Shannon Duran
City Clerk

Note: All cell phones and pagers must be turned off or operated silently during all meetings.

21 O.S. Section 280 provides the following: A. It is unlawful for any person, alone or in concert with others and without authorization, to willfully disturb, interfere or disrupt state business, agency operations or any employee, agent, official or representative of the state. B. It is unlawful for any person who is without authority or who is causing any disturbance, interference or disruption to willfully refuse to disperse or leave any property, building or structure owned, leased or occupied by state officials, employees, agents or representatives or used in any manner to conduct state business or operations after proper notice by a peace officer, sergeant-at-arms, or other security personnel. C. Any violation of the provisions of this section shall be a misdemeanor punishable by imprisonment in the county jail for a term Oklahoma Statutes - Title 21. Crimes and Punishments Page 94 of not more than one (1) year, by a fine not exceeding One Thousand Dollars (\$1,000.00), or by both such fine and imprisonment. D. For purposes of this section, “disturb, interfere or disrupt” means any conduct that is violent, threatening, abusive, obscene, or that jeopardizes the safety of self or others.

For Special Accommodations

Persons who require special accommodation to participate in this meeting should contact City Clerk, Shannon Duran: 116 West Needles Avenue, Bixby, Oklahoma, 918-366-4430 or email [City Clerk, Shannon Duran](mailto:sduran@bixbyok.gov) (sduran@bixbyok.gov), as far in advance as possible and preferably at least 48-hours before the date of the meeting. Persons using a Telecommunication Device for the Deaf may contact Oklahoma Relay at 1-800-722-0353 and voice calls should be made to 1-800-522-8506 to communicate via telephone with hearing telephone users and vice versa.