

**City of Bixby
City Council Meeting
Minutes
City Hall Municipal Building
116 W Needles, Bixby, OK 74008
January 25, 2016 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 January 22 on or before 5:00 p.m.

Mayor Easton called the meeting to order at 6:01 p.m.

Gladys Gill Deputy City Clerk called roll and all members were present except.

Members Present

**Guthrie
King
Stewart
Loudermilk
Easton**

Staff Present

**Patrick Boulden, City Attorney
Charles Barnes, Finance Director
Jared Cottle, City Manager
Bea Aamodt, Public Works Dir
Ike Shirley, Police Chief
Yvonne Adams, City Clerk
Gladys Gill, Deputy City Clerk**

PLEDGE OF ALLEGIANCE

Invocation was given by City Clerk Yvonne Adams

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

CITY CLERKS REPORT

Consider and approve:

- a) Minutes for the Regular City Council meeting dated 01/11/16.
- b) Minutes for the Special Work Session meeting dated 01/11/16.
- c) Budget Revision to the General Fund – Police for \$310.02 in reimbursements and the expenditure of those funds.
- d) Budget Revision to the Park Fund for \$36,320 to budget funds received in prior fiscal year and the expenditure of those funds.

Mayor Easton asked if there are any questions or amendments to the consent agenda. Councilman Stewart made motion, seconded by Vice Mayor Loudermilk. The vote was taken with the following results:

Carried 5-0

Yes: Stewart, Loudermilk, King, Guthrie, Easton

No: None

Mayor Easton said item #1 on the Regular Agenda is:

Second Reading and discussion and consideration to approve an ordinance amending Ordinance No. 272 and approving supplemental zoning **PUD 92 and rezoning from AG to OL per BZ-387** for approximately 1.172 acres in part of the NE/4 NW/4 of Section 02, T17N, R13E, located at the 6900-block of E. 121st St. S.

Presented by: Erik Enyart

Others that spoke: Marc Bullock, Lee Jenkins, Matthew McCormick

City Planner Erik Enyart stated that at the December 14, 2015 Regular Meeting the City Council condition approved the application for PUD 92 with certain conditions of approval which were recommended by the Planning Commission and Staff and Erik explained what was removed. Erik stated that the City Council conditional approved the application and the PUD document we have meets the conditions that was approved by the Council on December 14th, Erik explained that it does meet the conditions for the PUD rezoning.

Lee Jenkins 12205 S. 68th E Ave, stated that he has some concerns about the proposed development wanted to know if once the land had been cleared the grading has to be good so the drainage would not flow on his property causing problems, Lee expressed his concerns that it has to be done correctly, also he expressed his concerns about the fence and I would like for that fence to be put up soon as the ground is prepared and before the year this is supposed to be built because I don't want any damage to my property. Lee explained that he would more of a buffer zone that would blocks us out from the construction.

Discussion continued on some concerns that was brought to Council from Mr. Jenkins.

Marc Bullock stated that Matthew McCormick suggestion of a fence on the south side unfortunately his line of sight is of your east property line Tom Rains with Tulsa County who owns the property back there would need to put a fence of his own.

Matthew McCormick 12225 S. 68th E. Ave stated that he thinks that we came to an agreement this last meeting most of everything, the issue is about rising up the level of the land.

Discussion Ensued

Mayor Easton asked for a motion on item #1. Councilman Stewart made motion, seconded by Vice Mayor Loudermilk. The vote was taken with the following results:

Carried 5-0

Yes: Stewart, Loudermilk, King, Guthrie, Easton

No: None

Mayor Easton said on Item #2 on the Regular Agenda is:

Discussion and consideration to approve **an application for** Major Amendment # 2 to supplemental zoning **PUD 81** for approximately 23 acres in part of the NW/4 of the NW/4 of Section 01, T17N, R13E, located at 12303 S. Memorial Dr. and the 8300-block of E. 121st St. S.

Presented by: Erik Enyart

Others that spoke: Tim Homburg, NSPJ Architects stated that through the email process it crossed and stated that the PUD Amendment is complete and we just verified that we sent it to Erik in an email prior to this meeting and is currently sitting in his inbox, the Major Amendment #2 with the information he just discussed.

Mayor Easton suggested to Erik to move this to the end of the agenda so you can get that email.

Vice Mayor Loudermilk left the council chambers at 6:44 p.m. and returned at 6:46 p.m.

Tim had a presentation to show council some concerns that was asked by councilors.

Mayor Easton asked for a motion on item #2. Councilman King made motion to approve site plan, seconded by Vice Mayor Loudermilk. The vote was taken with the following results:

Carried 5-0

Yes: King, Loudermilk, Stewart, Guthrie, Easton

No: None

Mayor Easton said on Item #3 on the Regular Agenda is:

First Reading of and/or discussion and consideration to approve ordinance to amend Ordinance No. 272 and approving Major Amendment # 2 to supplemental zoning **PUD 81** for approximately 23 acres in part of the NW/4 of the NW/4 of Section 01, T17N, R13E, located at 12303 S. Memorial Dr. and the 8300-block of E. 121st St. S

Presented by: Erik Enyart

Mayor Easton asked for a motion on item #3. Mayor Easton made motion for approval of the Ordinance approving Major Amendment #2 to PUD 81 subject to final review by Erik Enyart and approval by the Mayor with a date of Jan 29, 2016, seconded by Vice Mayor Loudermilk. The vote was taken with the following results:

Carried 5-0

Yes: Easton, Loudermilk, Stewart, King, Guthrie

No: None

Mayor Easton said on Item #4 on the Regular Agenda is:

. Discussion and consideration to attach an Emergency Clause to the previous item **ordinance**.

Presented by: Erik Enyart

Mayor Easton asked for a motion on item #4. Councilman King made motion, seconded by Vice Mayor Loudermilk. The vote was taken with the following results:

Carried 5-0

Yes: King, Loudermilk, Stewart, Guthrie, Easton

No: None

Mayor Easton said on item #5 on the Regular Agenda is:

Discussion and consideration to approve a Final Plat and certain Modifications/Waivers for “Chateau Villas,” approximately 23 acres in part of the NW/4 of the NW/4 of Section 01, T17N, R13E, located at 12303 S. Memorial Dr. and the 8300-block of E. 121st St. S.

Presented by: Erik Enyart

Others that spoke: Kevin Jordan

City Planner Erik Enyart stated that this the Final Plat of the Chateau Villas and in September the Planning Commission recommended conditionally the Council to approve Preliminary Plat. Erik continued to explain some of the changes that were made. Erik stated that with the corrections, modifications and conditions of approval Staff and Planning Commission concur recommending approval.

Kevin Jordan stated that in the initial drainage system an additional retention pond just strictly taking care of water. Kevin stated that at that time when Jared was City Engineer gave us an idea to drain the water under Memorial and he has not signed off on that yet, and assuming that works we would like to have the flexibility to have that pond removed, which is strictly for drainage. City Manager Jared Cottle stated that it’s not a plat issue.

Mayor Easton asked for a motion on item #5. Councilman King made motion to approve the Final Plat PUD 81 as recommended by the Planning Commission and Staff, seconded by Mayor Easton. The vote was taken with the following results:

Carried 4-1

Yes: King, Easton, Guthrie, Loudermilk

No: Stewart

Mayor Easton said on item #6 on the Regular Agenda is:

Discussion and possible action to approve a PUD Detailed Site Plan per BSP 2015-07 for “Chateau Villas” for approximately 23 acres in part of the NW/4 of the NW/4 of Section 01, T17N, R13E, located at 12303 S. Memorial Dr. and the 8300-block of E. 121st St. S.

Presented by: Erik Enyart

Jason Molding, Cedar Creek Consulting

City Planner Erik Enyart stated that this is where you see all the detail for how they are going to put the multi-family development together. This PUD Site Plan is a requirement of the PUD and

it requires Planning Commission approval and the City Council Approval, we do require these multi-family developments include that Council must approve the Site Plan that Council has the ability to ensure all the development overall quality outcome for that multi-family development. Erik continued to explain in detail some of the changes that were made.

Councilman Stewart stepped out of the Council Chambers at 7:07 p.m. and returned at 7:09 p.m.

Jason Molding explained to council the presentation showing the existing retention pond and the drainage regarding this development.

Discussion Ensued Tim Homburg NSPJ Architects presented Council with a 3-D look at the proposed development.

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

Carried 5-0

Yes: Guthrie King, Loudermilk, Guthrie, Easton

No: None

Mayor Easton said on item #7 on the Regular Agenda is:

First Reading of an ordinance amending Ordinance No. 272 and **rezoning from RS-2 to AG per BZ-388** for approximately 2.94 acres in part of the SE/4 of Section 22, T17N, R13E, located at the 15800-block of S. Sheridan Rd.

Presented by: Erik Enyart

Discussion Ensued

Mayor Easton asked for a motion on item #7. Councilman Stewart made motion to continue to next meeting, seconded by Vice Mayor Loudermilk. The vote was taken with the following results:

Carried 5-0

Yes: Stewart, Loudermilk, King, Guthrie, Easton

No: None

Mayor Easton said on item #8 on the Regular Agenda is:

Acceptance of the FY-15 Audit prepared by CBEW Professional Group, LLP. Certified Public Accountants

Presented by: Charles Barnes

Others that spoke: Katy McAdams, CBEW Professional Group

Finance Director Charles Barnes explained that Katy McAdams is here from the audit firm of CBEW to explain the audit and I would recommend that you approve it.

Katy McAdams wanted to thank the Council for allowing CBEW to perform the audit. Katy explained that we did issue a clean and unmodified opinion, we didn't find anything in the financials that would cause us to have any concerns.

Mayor Easton asked for a motion on item #8. Councilman King made motion, seconded by Vice Mayor Loudermilk, The vote was taken with the following results:

Carried 4-1

Yes: King, Loudermilk, Guthrie Easton

No: Stewart

Mayor Easton said on item #9 on the Regular Agenda is:

Consider and take action on Ordinance Number 2181, amending the Bixby City Code Title 9, "Building and Construction Regulations", Chapter 3, "Electrical Code", by adopting the National Electrical Code, 2014 Edition (NFPA 70-2014), as part of Bixby's ordinances. Action includes separate approval of an Emergency Clause

Presented by: Patrick Boulden

City Attorney Patrick Boulden stated that he would recommend amending the Bixby City Code Title 9, Building and Construction Regulations, Chapter3, Electrical Code, by adopting the National Electrical Code, 2014 Edition as part of the Bixby's ordinances.

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

Carried 5-0

Yes: Loudermilk, Stewart, King, Guthrie, Easton

No: None

Emergency Clause

Mayor Easton asked for a motion for the Emergency Clause. Vice Mayor Loudermilk made motion, seconded by Mayor Easton. The vote was taken with the following results:

Carried 5-0

Yes: Loudermilk, Easton, King, Guthrie, Easton

No: None

Mayor Easton said on item #10 on the Regular Agenda is:

Consider and take action on Resolution Number 2016-03, supporting The Friends of Irving Foundation's "Art In the Park" project for Washington Irving Memorial Park and Arboretum.

Presented by: Patrick Boulden

City Attorney Patrick Boulden stated that we were given a draft by the Friends of Irving Foundation and we have review it with some modifications to conform to our format as well as some editing and this will accomplish what The Friends of Irving Foundation would like is the support for their Art in the Park program.

Mayor Easton asked for a motion on item #10. Councilman Stewart made motion, seconded by Vice Mayor Loudermilk. The vote was taken with the following results:

Carried 5-0

Yes: Stewart, Loudermilk, King, Guthrie, Easton

No: None

Mayor Easton said on item #11 on the Regular Agenda is:

. City Manager's Report

1. Trails application coming up inside and outside of the City limits with perhaps Trail opportunities with Public Meeting on the next two Tuesday's with wards focusing on 1 and 2 on Master Plan Trail in particular neighborhoods here are City Hall at 6:00 p.m.
2. Bixby Public Schools will be having election on February 9th for their bond issues.

Mayor Easton said on item #12 on the Regular Agenda is:

New Business

There being no new business.

Mayor Easton called adjournment at 7:58 p.m.

MAYOR

ATTEST

DEPUTY CITY CLERK

BIXBY PUBLIC WORKS AUTHORITY MEETING
Board of Trustees
Municipal Building
Minutes
116 W. Needles, Bixby, OK 74008
January 25, 2016 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 January 22nd on or before 5:00 p.m.

Mayor Easton called the Bixby Public Works Authority Meeting to order at 7:58 p.m. all members were present.

Members Present

Guthrie
King
Stewart
Loudermilk
Easton

Staff Present

Patrick Boulden, City Attorney
Charles Barnes, Finance Dir.
Jared Cottle, City Manager
Ike Shirley, Police Chief
Bea Aamodt, Public Works Dir
Yvonne Adams, City Clerk
Erik Enyart, City Planner
Gladys Gill, Deputy City Clerk

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

CITY CLERKS REPORT

Consider and approve:

- a. Minutes for Bixby Public Works Authority regular meeting of 12/14/15.

Mayor Easton asked if there were any questions or amendments to the consent agenda. Mayor Easton asked for a motion on the consent agenda. Councilman Stewart made motion to approve, seconded by Loudermilk. The vote was taken with the following results.

Carried 5-0

Yes: Stewart, Loudermilk, Guthrie, King, Easton

No: None

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

New Business

There being none.

Adjournment was called at 7:55 p.m.

MAYOR

ATTEST

DEPUTY CITY CLERK