

**City of Bixby
City Council Meeting
Minutes
City Hall Municipal Building
116 W Needles, Bixby, OK 74008
April 22, 2019 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 April 18th, 2019 on or before 6:00 p.m.

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

City Clerk Yvonne Adams called the roll and all members were present, except Councilor Decatur.

Members Present

**Blair
Girard
Guthrie
Easton**

Staff Present

**Jared Cottle, City Manager
Steve Oakley, City Attorney
Ike Shirley, Police Chief
Jason Mohler, Dev. Service Dir.
Marcae' Hilton, City Planner
Charles Barnes, Finance Dir.
Bea Aamodt, Public Works Dir.
Joey Wiedel, Fire Chief
John Wood, Parks Director
Yvonne Adams, City Clerk**

PLEDGE OF ALLEGIANCE

Invocation was given by City Clerk Yvonne Adams.

ELECTION OF A MAYOR AND VICE MAYOR, PURSUANT TO BIXBY CHARTER SECTION 2.2 (a).

Mayor Easton asked for recommendation for Mayor. Mayor Easton made motion to elect Brian Guthrie as Mayor, seconded by councilor Blair. The motion was made with the following results:

Carried 4-0

Yes: Easton, Blair, Girard, Guthrie.

No: None.

Mayor Guthrie asked for recommendation for Vice Mayor. Mayor Guthrie made motion to elect John Easton as Vice Mayor, seconded by councilor Girard. The vote was taken with the following results:

Carried 4-0

Yes: Guthrie, Girard, Blair, Easton.

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

Consider and approve:

- a) Minutes for the Regular City Council meeting dated 04/08/19.
- b) Minutes for the Regular City Council meeting dated 04/08/19.
- c) Discuss and/or approve the Proclamation for the National Police Officer Week 2019.
- d) Request to approve resolutions 2019-10 and 2019-11, approving City of Bixby Tax Increment Financing Districts No. 1 and No. 2 Project Plans, for submission to the Bixby Planning Commission for review, comments and recommendations.
- e) Approve renewing mowing contract with Precision Fencing for FY20 to mow Fry Creek channels, Bixby Creek channel, and R-O-W.
- f) Approve renewing mowing contract for FY20 to mow Bixby Cemetery.
- g) Approve renewing mowing contract with Prodigy Lawn and Care for FY20 to mow R-O-W.
- h) Consider and/or approve a release of a temporary easement no longer needed.
- i) Acknowledge receipt of Permit No. WL000072190200, Kowen Office Park, Potable Water Line Extension, Facility No. 1020406 and Permit No. SL000072190201, Kowen Office Park, Sanitary Sewer Line Extension, Facility No. S-20438.

Public comments are limited to items listed on the agenda.

Mayor Guthrie asked if there are any questions or amendments to the consent agenda. Councilor Blair asked to pull item “h” and “d for more clarification on these items. City Attorney Steve Oakley gave council some clarification on this item with discussions from council. Councilor Blair had some question on item ‘h’, Development Services Director Jason Mohler gave some clarification to the item in question. Mayor Guthrie asked for a motion on the consent agenda with the exception of item ‘d’. Vice Mayor Easton made motion to approve all items except for item “d”, seconded by Councilor Girard. The vote was taken with the following results:

Carried 4-0

Yes: Easton, Girard, Blair, Guthrie.

No: None.

Item “d” on Tax Increment No. 1

Mayor Guthrie asked for a motion. Councilor Blair made motion to approve with the wording to remove the industrial, seconded by Mayor Guthrie. The vote was taken with the following results:

Carried 4-0

Yes: Blair, Guthrie, Girard, Easton.

No: None.

Item “d” on Tax Increment No. 2

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

Failed 2-2

Yes: Easton, Guthrie

No: Blair, Girard.

Mayor Guthrie skipped to Item #3.

Mayor Guthrie recused himself before this item was read and voted on at 8:00 p.m.

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

Continuation from April 8, 2019, discussion and possible action on a second reading to a proposed amendment to a zoning district in the City of Bixby (*BXZO-19.01Momeni*), applicant | Abbas Momeni, currently zoned AG | Agriculture, to proposed zoning CG | Commercial General to allow for commercial uses, in Section 26, Township 17 and Range 13 in the City of Bixby, OK, general location: 16800 S Memorial Dr. E., west of Memorial and North of 171st.

Presented by: Marcae’ Hilton

Others that spoke: Jerry Perez

City Planner Marcae’ Hilton stated that was continued from April 8, 2019, and lack the vote for an Emergency Clause and this is a second reading.

Jerry Perez made public comments regarding this item.

Mayor Guthrie asked for a motion on item #1. Councilor Girard made motion to approve, seconded by Vice Mayor Easton. The vote was taken with the following results:

Carried 3-0

Yes: Girard, Easton, Blair.

No: None.

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

Action includes possible approval of Ordinance No. 2271, with separate approval of an emergency Clause.

No action taken on item #2.

Mayor Guthrie enter the council chambers at 8:05 pm.

Vice Mayor Easton recused himself from the council chambers at 6:25 p.m.

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

Discussion and possible action on a second reading of proposed amendment to a zoning district in the City of Bixby (*BXZO-19.03 SWTURF*), applicant | JR Donelson, currently zoned FD | Flood District & AG | Agriculture, to proposed zoning IL | Industrial Light to allow for industrial light uses, in Section 14, Township 17, Range 13 in the City of Bixby, OK, general location: West of Memorial and north of 141ST.

Presented by: Marcae' Hilton
Others that spoke: JR Donelson

City Planner Marcae' Hilton stated that this item was heard April 8th 2019 which is a continuation and second reading and the applicant is asking for industrial light and the area surrounding the parcel is industrial already with industrial zoning and industrial uses. Marcae' stated that Staff and Planning Commission has recommended approval.

Mayor Guthrie asked for a motion on item #3. Mayor Guthrie made motion to approve, seconded by Councilor Girard. The vote was taken with the following results:

Carried 3-0
Yes: Guthrie, Girard, Blair.
No: None.

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

Action includes of possible approval of Ordinance No.2272, with separate approval of an emergency Clause.

Presented by: Marcae' Hilton

Vote was not taken on item #4.

Vice Mayor Easton came back in the council at 6:35 p.m.

Mayor Guthrie said on Item #5 on the Regular Agenda is:

Discussion and possible action on the approval of the Conditional Final Plat for *Conrad Village Blocks 1-7 part of BXPUD-16.04 "Development Area D"*, 35.754 Acres, Ninety-six (96) Lots, Seven (7) Blocks and Seven (7) Reserves on an undeveloped lot for a single-family residential development, in Section 23, Township 17 North, Range 13 East in Bixby, OK; general location: north of 161st Street and ½ mile west of Memorial Drive.

Presented by: Marcae' Hilton
Others that spoke: Erik Enyart Tanner Consulting, Jerry Perez

Discussion continued on this item.

Jerry Perez made public comments regarding this item.

City Planner Marcae' Hilton stated that the applicant requests recommendation of approval of the Final Plat for Conrad Village, Blocks 1-7, Staff believes the Final Plat for Conrad Village locks 1-7 meets the requirements of the Zoning Regulations and Bixby Land Use and recommends approval .

Dissuasion continued on this item.

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

Carried 3-1

Yes: Easton, Guthrie, Blair.

No: Girard

Mayor Guthrie said on Item #6 on the Regular Agenda is:

Consider, discuss and approve Ordinance No. 2274, AN ORDINANCE AMENDING TITLE 11 OF THE BIXBY CITY CODE, ENTITLED "ZONING REGULATIONS", CHAPTER 2 ENTITLED "DEFINITIONS", BY ADDING DEFINITIONS OF "BREWERY", BREWPUB", DRINKING ESTABLISHMENT", "COMMERCIAL MARIJUANA GROWER", "MEDICAL MARIJUANA PROCESSING FACILITY", "MEDICAL MARIJUANA DISPENSARY", "AGRICULTURAL EVENT CENTER", "COMMUNITY CENTER", AND, "COMMERCIAL EVENT CENTER".

Presented by: Marcae' Hilton

City Planner Marcae' Hilton stated that this has been a joint project with myself and our City Attorney Steve Oakley and we have some research with other communities on their definitions on this particular wording in an Ordinance. Marcae' stated that this has been to work session and Planning Commission for review with any comments and I have not received any yet, so at this time we are asking for adoptions for these definitions

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

Carried 4-1

Yes: Blair, Guthrie, Girard, Easton.

No: No.

Mayor Guthrie said on Item #7 on the Regular Agenda is:

Action include first reading and/or possible approval of Ordinance No. 2274, with separated approval of an Emergency Clause.

Presented by: Marcae' Hilton

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

Carried 4-0

Yes: Guthrie, Blair, Girard, Easton

No None.

Abstain:

Mayor Guthrie said on Item #8 on the Regular Agenda is:

Discussion and possible action to approve Ordinance No. 2277 closing 170 feet of street-right-of-way being a portion of North Edison Street lying south on 151st S. South (State Highway 67) of the City of Bixby.

Presented by: Jason Mohler

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

Carried 4-0

Yes: Blair, Girard, Easton Guthrie.

No: None.

Mayor Guthrie said on Item #9 on the Regular Agenda is:

Action includes first reading and/or possible approval of Ordinances No. 2277, with separated approval of an Emergency Clause.

Presented by: Marcae' Hilton

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

Carried 4-0

Yes: Blair, Easton, Girard, Guthrie.

No: None

Mayor Guthrie said on Item #10 on the Regular Agenda is:

Discuss and/or take action on a Screening Appeal, alternative screening solution, for a proposed development at the southwest corner of 111th & Mingo.

Presented by: Jason Mohler

Others that spoke: John Taber

Development Services Director Jason Mohler stated that this is a proposed development at the southwest corner of 111th & Mingo. Jason stated that the applicant submitted the attached application for screening appeal for City Council consideration.

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

Deny 4-0

Yes: Blair, Easton, Girard, Guthrie.

No: None.

Mayor Guthrie said on Item #11 on the Regular Agenda is:

Request to designate City Manager, or designee, instead of City Council to authorize modifications to Section 3-11-7 of the City Code entitled "Mobile Food Vendor Standards and Restrictions".

Presented by: Steve Oakley

Discussion continued on this item.

Mayor Guthrie asked for a motion on item #11. Mayor Guthrie made motion to approve, seconded by Vice Mayor Easton. The vote was taken with the following results:

Carried 4-0

Yes: Guthrie, Easton, Girard, Blair.

No: None.

Mayor Guthrie said on Item #12 on the Regular Agenda is:

Request to declare all or portions of the following property owned by the City of Bixby as surplus and no longer needed for municipal purposes, to-wit: Lot 1,2,3,4,5,6 and 7 of Block 6, and Lots 1,2,3,4,5,6, and 7 of Block 9 of MIDLAND ADDITION, an Addition to the City of Bixby, Tulsa County, State of Oklahoma, according to the recorded plat thereof.

Presented by: Steve Oakley/Jared Cottle

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

Carried 4-0

Yes: Easton, Blair, Girard, Guthrie.

No: None.

Mayor Guthrie said on Item #13 on the Regular Agenda is:

Discuss and/or take action on awarding contract to American Native for the 2019 CIRP Concrete Pavement Rehabilitation Project; American Native submitted the lowest and best bid of \$369,700.

Presented by: Bea Aamodt

Discussion continued on this item with the representatives of the company.

Public Works Director Bea Aamodt stated that there was eight bids submitted, and would recommend that American Native receive the bid with the lowest and best bid.

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

Carried 4-0

Yes: Blair, Girard, Easton, Guthrie.

No: None.

Mayor Guthrie recused himself from the council chambers at 8:00 p.m. and Vice Mayor Easton asked to go back to item #1 on the regular agenda.

Mayor Guthrie said on Item #14 on the Regular Agenda is:

City Manager's Report

- April 26, music in the park at the Charley Young Event Park.
- Bar-b-que & Blues on May 3rd and 4th at Washington Irving Park.
- Smokin' Pig 5K & Fun Run on the 4th hosted by the Bixby Outreach Center.
- Farmers' Market on the 4th at Charley Young Park in downtown Bixby.
- Movies in the Park: Mary Poppins returns on May 11th at Charley Young Event Park.
- Food Truck night on May 16th at Charley Young Event Park.
- Farmers Market will be May 18th at the Charley Young Event Park.

Mayor Guthrie said on Item #15 on the Regular Agenda is:

New Business

There being none.

Adjournment was called at 8:07 p.m.

MAYOR

ATTEST

CITY CLERK

BIXBY PUBLIC WORKS AUTHORITY MEETING
Board of Trustees
Municipal Building
Minutes
116 W. Needles, Bixby, OK 74008
April 22, 2019 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 April 18th, 2019 on or before 5:00 p.m.

Mayor Easton called the Bixby Public Works Authority Meeting to order at 8:07 p.m. All members were present except Councilor Decatur.

Members Present

Blair
Girard
Guthrie
Easton

Staff Present

Jared Cottle, City Manager
Steve Oakley, Attorney
Charles Barnes, Finance Director
Marcae' Hilton, City Planner
Jason Mohler, Dev. Services Dir.
Ike Shirley, Police Chief
Bea Aamodt, Public Works Dir.
Joey Wiedel, Fire Chief
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 04/08/19.
- a) Discuss and/or approve renewing contract with Dunn-Right Cleaning Service, Inc. to provide Janitorial Services for Dawes Building at cost of \$1,045/month.
- b) Discuss and/or approve purchasing a Kubota compact tractor with 60" mowing deck and backhoe attachment for the Water and Sewer Department from Kubota for \$21,212.98.
- c) Discuss and/or take action on Water Tap Application for Johnathan McCann.

Mayor Easton asked for a motion on the consent agenda. Vice Mayor Easton made motion to approve, seconded by Councilor Girard. The vote was taken with the following results.

Carried 4-0

Yes: Easton, Girard, Blair, Guthrie.

No: None.

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

New Business.

There being none.

Adjournment was called at 8:08 p.m.

MAYOR

ATTEST

CITY CLERK