



CITY COUNCIL MINUTES  
June 19, 2017

The City Council of the City of The Village, Oklahoma, met in regular session at City Hall on Monday, June 19, 2017, at 7:30 p.m., at 2304 Manchester Drive.

**COUNCIL PRESENT**

Dave Bennett, Mayor  
Sonny Wilkinson, Vice-Mayor  
Cathy Cummings, Council Member  
Hutch Hibbard, Council Member

**STAFF PRESENT**

Bruce K. Stone, City Manager  
Beverly K. Whitener, City Treasurer  
Jeff Sabin, Assistant City Attorney

**ABSENT**

Bubba Symes, Council Member

**ITEM I: CALL TO ORDER.**

Mayor Bennett called the meeting to order at 7:30 p.m.

**ITEM II: INVOCATION & PLEDGE OF ALLEGIANCE.**

Mayor Bennett gave the invocation and led the Council in the Pledge of Allegiance.

**ITEM III: APPROVAL OF MINUTES.**

The Mayor asked if there were any corrections, additions or deletions to the Minutes of the June 5, 2017 regular meeting or to the minutes of the June 15, 2017 special meeting. Council Member Hibbard noted that the minutes of the June 5, 2017 meeting should be revised to reflect that he was absent and did not vote on Agenda Item V. There were no further corrections, additions or deletions and the Council approved the Minutes of the meeting held on June 5, 2017, as corrected and approved the Minutes of the special meeting held on June 15, 2017, as written.

**ITEM IV: CITIZENS DESIRING TO BE HEARD, PRESENTATIONS.**

- a) *Proclamation 06-19-2017 (A) Recognizing the 65th Anniversary of Village Christian Church.*

*Mayor Bennett read aloud Proclamation 06-19-2017 (A) recognizing the 65<sup>th</sup> Anniversary of Village Christian Church and proclaiming the week of June 25, 2017 as "Village Christian Church Week" in the City of The Village. Mayor Bennett presented the framed proclamation to church representative, Sharon Sughru.*



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*Beverly Boyd asked when the Police Department vs. Fire Department softball game would be held. Mr. Stone advised that it would be held on Saturday, July 15<sup>th</sup> at Casady School.*

*Peggy Vogt asked if the agenda for the special meeting on June 15 was posted on Facebook. Mr. Stone advised that the agenda for the public hearing was posted at City Hall and on the City webpage. Mr. Stone advised that a notice of Public Hearing was also published in the newspaper.*

*Council Member Cummings read a note from Charlotte Mounger thanking the Council for recognizing her academic achievement at the last City Council meeting.*

### **ITEM V. CONSIDERATION OF RESOLUTION 06-19-2017 (A) APPROVING LOTS SPLITS FOR 10816 LAKESIDE DRIVE AND 10409 LAKESIDE DRIVE.**

City Manager Bruce Stone advised that the Planning & Zoning Commission reviewed both of the proposed lot splits and recommended that they be approved by the Council. Mr. Stone told the Council that the proposed lot splits comply with all requirements of the City Code. Assistant City Attorney Jeff Sabin concurred.

Council Member Cummings asked for clarification on the purpose of the lot splits. Mr. Bruce Mulford, the applicant, advised that each lot would be split into two tracts to allow the construction of two new homes for a total of four new homes. Mr. Mulford advised that the two existing homes would be demolished.

Council Member Hibbard asked Mr. Mulford if the new homes would be the same theme as the other homes he is building in the area. Mr. Mulford advised that he would build custom homes that are generally the same style but that the owners might desire some variations.

After a brief discussion, Vice-Mayor Wilkinson moved to approve Resolution 06-19-2017 (A) approving lots splits for 10816 and 10409 Lakeside Drive. Council Member Cummings seconded the motion. The vote: Yea – Hibbard, Wilkinson, Bennett and Cummings. Nay – none.

### **ITEM VI. CONSIDERATION OF CONTRACT WITH WASTE CONNECTIONS OF OKLAHOMA, INC., FOR RECYCLING SERVICE.**

City Manager Bruce Stone advised that the contract proposed for approval by the Council provides for the continuation of the curb side recycling program with a few changes. Mr. Stone advised that the proposed contract does not include the Recyclebank Rewards program, which has been under-utilized and which has not worked according to expectations. Mr. Stone advised that Waste Connections is raising rates by 2.7% but that the cost savings realized from the



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cancellation of Recyclebank Rewards would more than offset the cost increase in the base rate charged by Waste Connections.

Waste Connections representative Brenda Merchant appeared before the Council to answer questions from the Council.

Council Member Hibbard asked about the redemption of reward points after the contract with Recyclebank terminates. Ms. Merchant advised that participants would have until September 30 to use their accumulated reward points. Ms. Merchant told the Council that participants can still participate in the rewards program on an individual basis and can continue to earn reward points by taking the educational quizzes provided by Recyclebank.

Vice-Mayor Wilkinson stated that, in addition to the use of social media, the City should do a bill-stuffer to educate citizens about the cancellation of the Recyclebank Rewards program.

After a brief discussion, Council Member Hibbard moved to approve the contract with Waste Connections for recycling service. Vice-Mayor Wilkinson seconded the motion. The vote: Yea – Hibbard, Wilkinson, Bennett and Cummings. Nay – none.

**ITEM VII. CONSIDERATION OF CONTRACT WITH GANO COLEMAN FOR INDEPENDENT SALES AND USE TAX AUDITING SERVICES.**

City Manager Bruce Stone advised that this is a renewal of the agreement that expires June 30<sup>th</sup>. Mr. Stone advised that the hourly rate for service is increasing by \$10 an hour.

After a brief discussion, Council Member Hibbard moved to approve the contract with Gano Coleman for independent sales and use tax auditing services. Council Member Cummings seconded the motion. The vote: Yea – Hibbard, Wilkinson, Bennett and Cummings. Nay – none.

**ITEM VIII. CONSIDERATION OF ORDINANCE 728 AMENDING CHAPTER 14 OF THE CITY OF THE VILLAGE MUNICIPAL CODE BY ADDING A NEW SECTION 14-29; PROVIDING FOR THE ASSESSMENT OF A TECHNOLOGY FEE TO CERTAIN CITATIONS UPON A JUDGEMENT OF CONVICTION; ADDING A NEW SECTION 14-30 AUTHORIZING THE COURT CLERK TO FILE A CLAIM WITH THE OKLAHOMA TAX COMMISSION REQUESTING THAT THE AMOUNT OWED TO THE CITY FOR UNPAID FINES BE DEDUCTED FROM THE APPLICABLE STATE INCOME TAX REFUND; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.**

City Manager Bruce Stone explained the technology fee proposed by Ordinance 728. Mr. Stone told the Council that other cities in the state have adopted this kind of fee to fund the acquisition of modern technology. Mr. Stone advised that the Technology Fee proposed is \$10,



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which would be added to the fine for each conviction in Municipal Court. Mr. Stone advised that the funds would be accounted for separately and used only for technology purchases approved by the Council. Mr. Stone advised that funds collected in FY 2017-18 would be used to modernize and streamline the municipal court computer recordkeeping system and to acquire electronic ticket books for use by patrol officers. Mr. Stone also advised that proceeds from the fee would provide funds for a new more interactive and user-friendly webpage for the City.

Assistant City Attorney Jeff Sabin explained the proposed provisions in Ordinance 728, which would authorize the Court Clerk to file a claim with the Oklahoma Tax Commission to recover money owed to the City for unpaid fines by deducting the amount owed to the City from applicable state income tax refunds.

After a brief discussion, Vice-Mayor Wilkinson moved to approve Ordinance 728. Council Member Hibbard seconded the motion. The vote: Yea – Hibbard, Wilkinson, Bennett and Cummings. Nay – none.

Vice-Mayor Wilkinson moved to approve the Emergency Clause. Council Member Cummings seconded the motion. The vote: Yea – Hibbard, Wilkinson, Bennett and Cummings. Nay – none

### **ITEM IX. CONSIDERATION OF FIRE EQUIPMENT AGREEMENT WITH THE OKLAHOMA COUNTY BOARD OF COMMISSIONERS.**

City Manager Bruce Stone advised that this is a renewal of the agreement that expires June 30<sup>th</sup>.

After a brief discussion, Council Member Cummings moved to approve the agreement with Oklahoma County for the use of a County-owned rural fire-fighting vehicle and related equipment. Council Member Hibbard seconded the motion. The vote: Yea – Hibbard, Wilkinson, Bennett and Cummings. Nay – none.

### **ITEM X. CONSIDERATION OF RESOLUTION 06-19-2017 (B) ADOPTING THE FY 2017-18 MUNICIPAL BUDGET.**

City Manager Bruce Stone advised that state law requires the Council to adopt the budget at least seven (7) days before the beginning of the new fiscal year. Mr. Stone told the Council that a Budget Summary was published in the Friday Newspaper and the Council held a Public Hearing on June 15 to provide the public an opportunity to comment on the proposed budget.



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After a brief discussion, Council Member Hibbard moved to approve Resolution 06-19-2017 (B) adopting the FY 2017-18 Municipal Budget. Council Member Cummings seconded the motion. The vote: Yea – Hibbard, Wilkinson, Bennett and Cummings. Nay – none.

### ITEM XI:      REPORTS:

a) **Expenditure Reports:** *The Council reviewed the following expenditure reports:*

1. *05/24/2017: Village Public Works Authority, \$105,729.07;*
2. *05/30/2017: General Fund, \$133,019.62;*
3. *05/30/2017: Uniform Building Code Commission Fund, \$264.00.*

b) **Manager's Report:**

*City Manager Bruce Stone reported that the monthly sales tax check was for \$431,825, which is a decrease of \$15,233 or 4.42% over the same period last year. Mr. Stone told the Council that Use Tax, was up by \$28,671 over the same period last year and that between the two revenue sources there was a net increase of \$13,438.*

*Mr. Stone reported that Jeremy Bryant has sold the 2.5-acre tract where the church is located on Center Street to Bruce Mulford who plans to split the lot in order to build more new homes.*

*The city manager reported that Chapel Hill United Methodist Church donated a gas grill to the City for use at the pavilion in Duffner Park.*

*Mr. Stone told the Council that Bud Bauer was expected to attend the meeting to ask if he can have a temporary sign on Hefner.*

*The city manager gave the Council an update on the status of a complaint from the resident who lives at Dublin and Nichols Road.*

*The city manager asked the Council for input on policy for the use of roll off dumpsters at Public Works. Mr. Stone advised that the Council adopted a Resolution setting disposal rates and providing that roll off dumpster service is only for residential customers and is not authorized for commercial use. Mr. Stone advised that use of the roll off dumpsters by landlords is currently considered a commercial use since the properties where the debris comes from are income producing assets. Mr. Stone asked if the City should allow Landlords to use the service as if they are the residents living in the home from which the debris was generated. After a brief discussion, the Council asked the city manager to check with other cities to see how they handle*



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*similar situations. Waste Connections State Sales Representative, Brenda Merchant offered to provide policies from other cities served by Waste Connections.*

*Mr. Stone gave a report on the status of abatements for houses needing paint and new roofs. Mr. Stone advised that 29 homes had been painted and that 16 homes have been re-roofed, Mr. Stone told the Council that Bruce Mulford re-roofed, at his expense, a house owned by an elderly resident who did not have the money to get the work done. Mr. Stone reported that one (1) house on the list still needs a new roof and that seven (7) homes on the list have not yet been painted.*

*Mr. Stone showed the Council pictures of streets in need of repair. Mr. Stone advised that the cost to repair the items on the list is approximately \$69,000 and that Public Works is working on additional locations to be added to the list. Mr. Stone told the Council that he hopes to put the work out for bid in July.*

*The city manager reported that he, the city engineer and city attorney would meet with ACOG on Wednesday to discuss funding for the Britton Road project.*

c) **Monthly Department Reports.** *The Council reviewed the Monthly Department Reports.*

d) **Reports from the Council:**

*Council Member Cummings told the Council that she would be working on the Yard of the Month and Yard of Excellence programs.*

*Council Member Cummings gave the Council a brief report of activities including Fit City in the Park, Yoga in the Park and Movie Night in the Park. Council Member Cummings also mentioned the sale of fresh peaches at Sun and Ski. Council Member Cummings noted that Sun and Ski's business has spiked as a result of the peach sales.*

*Council Member Hibbard gave the Council a brief report on the awards program he attended. Council Member Hibbard stated that City Attorney Leslie Batchelor received the Dean A. McGee award and gave the best speech of the night. Council Member Hibbard stated that The Village is blessed to have Leslie on the team.*

*Vice-Mayor Wilkinson told the Council that traffic cones on Britton Road have been knocked down again.*



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*Vice Mayor Wilkinson complained about a “kiddie” pool and canopy that is left for days in his neighbor’s front yard. Vice-Mayor Wilkinson stated that he would like codes to be tightened up to regulate activities such as this.*

*Vice-Mayor Wilkinson noted the constant complaining by people on Facebook and stated that these negative people should attend the Council Meetings and see what is happening.*

*Assistant City Attorney Jeff Sabin reminded the Council that The Village Vision Steering Committee meets at the library at 5:00 pm on June 22. Mr. Sabin advised that signage and landscaping would be discussed.*

*Mayor Bennett told the Council about a recent special Nichols Hills City Council meeting in which one of the topics discussed was building regulation and permits.*

**ITEM XII: NEW BUSINESS**

There was no New Business to come before the Council.

**ITEM XIII: ADJOURNMENT**

There being no further business, the Mayor adjourned the meeting at 9:35 p.m.

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Mayor Bennett

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Vice-Mayor Wilkinson

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Council Member Symes

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Council Member Cummings

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City Clerk

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Council Member Hibbard