



CITY COUNCIL MINUTES
November 7, 2016

The City Council of the City of The Village, Oklahoma, met in regular session at City Hall on Monday, November 7, 2016, at 7:30 p.m., at 2304 Manchester Drive.

COUNCIL PRESENT

Hutch Hibbard, Mayor
Dave Bennett, Council Member
Sonny Wilkinson, Council Member
C. Scott Symes, Council Member

STAFF PRESENT

Bruce K. Stone, City Manager
Beverly Whitener, City Treasurer
Leslie Batchelor, City Attorney

ABSENT:

Chris Bernardy, Vice-Mayor

ITEM I: CALL TO ORDER.

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

ITEM II: INVOCATION & PLEDGE OF ALLEGIANCE.

Council Member Wilkinson 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 October 17, 2016 regular meeting. Mayor Hibbard asked to revise the Minutes of the October 17, 2016 meeting to reflect that he was not present at the meeting held on October 3, 2016. There were no further corrections, additions or deletions and the Council approved the Minutes of the October 17, 2016 regular meeting as corrected.

ITEM IV: CITIZENS DESIRING TO BE HEARD, PRESENTATIONS.

The Mayor stated that this is a time for citizens to address the Council on any matter not on the posted agenda.

Wendy Mounger appeared before the Council to get an update on 9420 Mahler Place. Mr. Stone advised that several cars have been removed and that all other cars at the residence are now in compliance with the Ordinance passed on October 17. Ms. Mounger asked for traffic enforcement on Mahler Place and if it would be possible to install speed bumps on the street. The city manager advised that it is not a common



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practice to place speed bumps on a public street. Mr. Stone advised that if a citizen makes a formal request to the Traffic & Safety Commission, the Commission would consider the request and make a recommendation to the City Council.

Ben Mead-Harvey, The Village Library Manager, appeared before the Council. Mr. Mead-Harvey was accompanied by the Director of the Metropolitan Library System, Tim Rogers. Mr. Harvey gave the Council an update on library programs and activities.

Carol Jenson told the Council that The Village Police and Fire responded to a 911 call at her neighbor's house on November 5. Ms. Jenson said that the officers and firefighters were professional and compassionate.

ITEM V: CONSIDERATION OF ORDINANCE 715 AMENDING SECTION 12-51 OF THE CODE OF ORDINANCES OF THE CITY OF THE VILLAGE; PERTAINING TO THE POSSESSION AND TRANSPORTATION OF WEAPONS; PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.

City Manager Bruce Stone told the Council that Ordinance 715 is a housekeeping measure. Mr. Stone advised that the wording of Chapter 12, Section 51, Subsection (2) of the City Code pertaining to the transportation of weapons is not consistent with State law, which specifically preempts local regulation of weapons.

After a brief discussion, Council Member Wilkinson moved to approve Ordinance 715. Council Member Symes seconded the motion. The vote: Yea – Symes, Wilkinson, Bennett and Hibbard. Nay – none.

Council Member Symes moved the approval of the Emergency Clause. Council Member Bennett seconded the motion. The vote: Yea – Symes, Wilkinson, Bennett and Hibbard. Nay – none.

ITEM VI: CONSIDERATION OF RESOLUTION 11-07-2016 (A) MAKING APPOINTMENTS TO THE VILLAGE DEVELOPMENT AUTHORITY.

City Manager Bruce Stone advised that the term of TVDA Commissioner Don Anderson expired on September 30. Mr. Stone further advised that the passing of Commissioner Robert Jackson has left an unexpired term that needs to be filled.

City Attorney Leslie Batchelor advised that state law provides for the terms of Urban Renewal Authority Commissioners to continue in effect indefinitely if not re-appointed at the end of their term.



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After a brief discussion, the Council agreed to table action on this item until the Council determines a replacement for Robert Jackson.

ITEM VII. CONSIDERATION OF ORDINANCE 713 OF THE CITY OF THE VILLAGE, OKLAHOMA, AMENDING CHAPTER 20, SECTIONS 20-1, 20-3, 20-5, 20-7, 20-8, 20-9, 20-10, 20-11, 20-12, 20-13, 20-16, AND 20-18 OF THE VILLAGE CITY CODE PERTAINING TO GENERAL SIGN REGULATIONS; PROVIDING FOR REPEALER AND DECLARING AN EMERGENCY.

City Attorney Leslie Batchelor explained the proposed revisions to the City's sign regulations. Ms. Batchelor advised that Ordinance 713 imposes a scaled size and height calculation for most signs based on the length of a business's or organization's street frontage. Ms. Batchelor advised that the ordinance generally reduces the size of signs allowed and limits the height of signs to a maximum of 25 feet instead of the current maximum height of 35 feet.

Ms. Batchelor further advised that the Ordinance removes the references to political signs in Section 20-13 by disallowing any signs on public property, thereby bringing The Village into compliance with the recent United States Supreme Court ruling in *Reed v. Town of Gilbert*, whose holding effectively requires regulation of signs by form or structure and which removed the ability of cities from isolating specific regulations for signs based on the sign's content—particularly for content that has strong First Amendment protections like political speech.

Ms. Batchelor also told the Council that Ordinance 713 adds design guidelines for sign poles and adds provisions designed to promote monument signs as an alternative to pole signs.

After a brief discussion, Council Member Bennett moved the approval of Ordinance 713. Council Member Wilkinson seconded the motion. The vote: Yea – Symes, Wilkinson, Bennett and Hibbard. Nay – none.

Council Member Wilkinson moved the approval of the Emergency Clause. Council Member Bennett seconded the motion. The vote: Yea – Symes, Wilkinson, Bennett and Hibbard. Nay – none.

ITEM VIII: REPORTS:

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

1. 10/12/2016: General Fund, \$357.00;



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2. 10/18/2016: *General Fund, \$53,704.75.*
3. 10/19/2016: *General Fund, \$3,852.00.*
General Fund, \$24.00.
UBBC Fund, \$196.00

b) Manager's Report:

City Manager Bruce Stone reported on the proposed location of a pavilion in Bumpass Park. Mr. Stone told the Council that moving the donated building would require disassembly.

The city manager briefed the Council on plans for a Veterans Day Event at City Hall.

Mr. Stone showed the Council pictures of an illegal open fire at 10316 Northland and advised that the resident now has a chiminea, which the City does not regulate.

The city manager reported that Casady School is considering the installation of a lightning warning system. Mr. Stone advised that the City does not regulate privately owned and operated warning systems and noted the potential for noise complaints and confusion over the meaning of the siren.

Mr. Stone reported that the City would receive a Worker's Compensation insurance refund from OMAG in the amount of \$64,929.36.

The city manager proposed work sessions to discuss possible new regulations pertaining to boats, trailers, recreational vehicles, and other similar things. The Council agreed to consider times to meet and discuss these issues.

City Attorney Leslie Batchelor gave a brief report on the status of discussions with Little Caesar's pertaining to parking, setbacks and signs.

The Council briefly discussed infrastructure needs and ways to finance needed capital improvements.

The Council discussed long range planning at length. The Council agreed on the need to have a comprehensive strategic plan but were at odds over the scope, timeline and cost of the planning study. After a lengthy discussion, the Council agreed to bring this matter up after the holidays.



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c) Reports from the Council:

Council Member Wilkinson told the Council that he would not be at the next meeting.

Council Member Bennett told the Council about the Veterans Day program and invited members of the Council to attend.

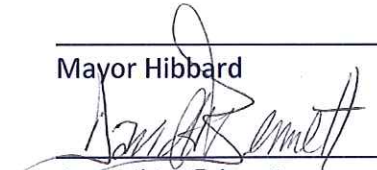
ITEM IX: NEW BUSINESS

There was no New Business to come before the Council.


ITEM X: ADJOURNMENT

There being no further business, the Mayor adjourned the meeting at 9:50 p.m.

Mayor Hibbard

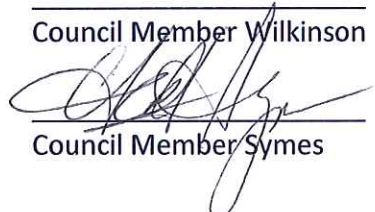


Council Member Bennett

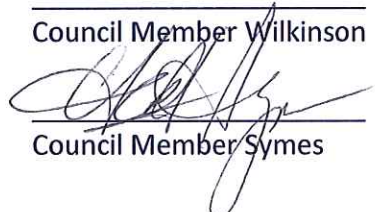


City Clerk

Vice-Mayor Bernardy



Council Member Wilkinson



Council Member Symes