

# OWASSO CITY COUNCIL

## MINUTES OF REGULAR MEETING TUESDAY, FEBRUARY 15, 2022

The Owasso City Council met in regular session on Tuesday, February 15, 2022, in the Council Chambers at Old Central, 109 North Birch, Owasso, Oklahoma per the Notice of Public Meeting filed Friday, December 10, 2021; and the Agenda filed in the office of the City Clerk and posted at City Hall, 200 South Main Street, at 1:00 pm on Friday, February 11, 2022.

### 1. Call to Order

Mayor Bill Bush called the meeting to order at 6:30pm.

*\*Mayor Bush recognized Cub Scout Pack 840 members Xander Harris, Colten McCarty, Hudson Shaw, Spencer Pelton, and Den Leader Jesse Harris; and Boy Scout Troop 18 member, Braylon Sport.\**

### 2. Invocation

The Invocation was offered by Pastor Bill Ascol of Bethel Baptist Church.

### 3. Flag Salute

Pack 840 led the flag salute.

### 4. Roll Call

Present

Mayor – Bill Bush

Vice Mayor – Kelly Lewis

Councilor – Alvin Fruga

Councilor – Doug Bonebrake

A quorum was declared present.

Absent

Councilor – Lyndell Dunn

Staff:

City Manager - Warren Lehr

City Attorney - Julie Lombardi

### 5. Presentation of the Employee of the Quarter

Warren Lehr presented the item recognizing the following Streets Department employees: Nick Layton, Steven "Posie" Pfaff, Rigoberto Jimenez and Todd Kimball.

### 6. Consideration and appropriate action relating to a request for approval of the Consent Agenda. (All matters listed under "Consent" are considered by the City Council to be routine and will be enacted by one motion. Any Councilor may, however, remove an item from the Consent Agenda by request. A motion to adopt the Consent Agenda is non-debatable.)

- A. Approve minutes – February 1, 2022, and February 8, 2022, Regular Meetings
- B. Approve claims
- C. Approve normal retirement benefits for Carl "Dale" McCallie, Jr. through the Oklahoma Municipal Retirement Fund

Mr. Bonebrake moved, seconded by Ms. Lewis to approve the Consent Agenda, as presented with claims totaling \$637,729.51.

YEA: Bonebrake, Fruga, Lewis, Bush

NAY: None

Motion carried: 4-0

### 7. Consideration and appropriate action relating to items removed from the Consent Agenda

None

- 8. PUBLIC HEARING – The City Council will conduct a public hearing for the purpose of receiving citizen input on a proposed amendment to the list of Capital Improvement Projects eligible for funding from the Capital Improvements Fund to include the Public Works and Parks Facilities, Regional Stormwater Detention south and east of the East 116<sup>th</sup> Street North and North Mingo Road intersection and Owasso Police Department Firing Range Shoot House and a Multi-Use Facility**

Teresa Willson, Roger Stevens and Jason Woodruff presented the item. At 6:50 pm, the Mayor opened the Public Hearing for comment. There were no comments from the audience. At 6:51 pm, the Mayor closed the Public Hearing.

- 9. Consideration and appropriate action relating to Ordinance 1190, approving a major amendment to Planned Unit Development 14-02, of approximately 0.42 acres located at 203 East 3<sup>rd</sup> Street North, as referenced in Application OPUD 14-02A**

Alexa Beemer presented the item, recommending adoption of Ordinance 1190.

There were no comments from the audience. After discussion, Mr. Bonebrake moved, seconded by Ms. Lewis to adopt Ordinance 1190, as recommended.

YEA: Bonebrake, Fruga, Lewis, Bush

NAY: None

Motion carried: 4-0

- 10. Consideration and appropriate action relating to a final plat for property containing approximately 16.69 acres, located at the southeast corner of East 86<sup>th</sup> Street North and North Memorial Road (Casa Del Mar)**

Karl Fritschen presented the item, recommending approval of the Casa Del Mar Final Plat.

There were no comments from the audience. Ms. Lewis moved, seconded by Mr. Bonebrake to approve the final plat, as recommended.

YEA: Bonebrake, Fruga, Lewis, Bush

NAY: None

Motion carried: 4-0

- 11. Consideration and appropriate action relating to bids received for the 2021 Annual Street Rehabilitation Program**

Dwayne Henderson presented the item, recommending to award the Base Bid and Alternates One, Two, and Three to Becco Contractors, Inc., of Tulsa, Oklahoma, in the amount of \$1,397,000.00, and authorization to execute the necessary documents.

There were no comments from the audience. After discussion, Ms. Lewis moved, seconded by Mr. Fruga to award the bid and authorize execution of the necessary documents, as recommended.

YEA: Bonebrake, Fruga, Lewis, Bush

NAY: None

Motion carried: 4-0

- 12. Consideration and appropriate action relating to the purchase of right-of-way for the North 135<sup>th</sup> East Avenue Service Road Realignment Project**

Roger Stevens presented the item, recommending authorization for payment in the amount of \$234,396.00 to Go North, LLC, for the acquisition of right-of-way, located south of East 106<sup>th</sup> Street North at North 135<sup>th</sup> East Avenue.

There were no comments from the audience. After discussion, Ms. Lewis moved, seconded by Mr. Bonebrake to authorize payment, as recommended.

YEA: Bonebrake, Fruga, Lewis, Bush

NAY: None

Motion carried: 4-0

**13. Consideration and appropriate action relating to an engineering services agreement for the East 5<sup>th</sup> Avenue Floodplain Mitigation Project**

Roger Stevens presented the item, recommending approval of an Agreement for Engineering Services for the engineering design of the East 5<sup>th</sup> Avenue Floodplain Mitigation Project with Freese and Nichols, Inc., of Tulsa, Oklahoma, in the amount of \$54,675.00 and authorization to execute the necessary documents.

There were no comments from the audience. After discussion, Mr. Bonebrake moved, seconded by Mr. Fruga to approve the agreement and authorize execution of the necessary documents, as recommended.

YEA: Bonebrake, Fruga, Lewis, Bush

NAY: None

Motion carried: 4-0

**14. Report from City Manager**

Warren Lehr reported on the Owasso Strong Neighborhood Initiative Conference, and a City Survey.

**15. Report from City Attorney**

None

**16. Report from City Councilors**

None

**17. Official Notices (documents for acknowledgment of receipt or information only, no discussion or action will be taken)**

The Mayor acknowledged receipt of the following:

- Payroll Payment Report – Pay Period Ending Date January 29, 2022
- Health Care Self-Insurance Claims – dated as of February 10, 2022
- Monthly Budget Status Report – January 2022

**18. New Business (New Business is any item of business which could not have been foreseen at the time of posting of the agenda)**

None

**19. Consideration and appropriate action relating to an executive session, as provided for in Title 25, O. S. § 307(B)(4), for the purposes of discussing confidential communications between the City Council and its Attorneys concerning litigation styled City of Owasso v. Pinnacle Performance, et al., CV-2019-00884, District Court of Tulsa County and Tayleur Rave Pickup, et al., v. City of Owasso, et al., 20-CV-346-JED-FHM, United States District Court for the Northern District of Oklahoma**

Julie Lombardi presented the item, recommending the City Council enter into executive session.

Mr. Bonebrake moved, seconded by Ms. Lewis to enter into executive session, as recommended.

YEA: Bonebrake, Fruga, Lewis, Bush

NAY: None

Motion Carried: 4-0

At 7:21 pm, the City Council along with Julie Lombardi, Warren Lehr, Chris Garrett, and Keith Wilkes, entered into executive session. At 7:54 pm, the City Council returned to open session.

**20. Adjournment**

Mr. Bonebrake moved, seconded by Ms. Lewis. to adjourn the meeting.  
YEA: Bonebrake, Fruga, Lewis, Bush  
NAY: None  
Motion carried: 4-0 and the meeting adjourned at 7:54 pm.

  
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Juliann M. Stevens, City Clerk



  
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Bill Bush, Mayor