

OWASSO CITY COUNCIL

MINUTES OF REGULAR MEETING

Tuesday, February 18, 2020

The Owasso City Council met in regular session on Tuesday, February 18, 2020, in the Council Chambers at Old Central, 109 North Birch, Owasso, Oklahoma, per the Notice of Public Meeting filed Friday, December 13, 2019; and the Agenda filed in the office of the City Clerk and posted at City Hall, 200 South Main Street, at 6:00 pm on Friday, February 14, 2020.

1. **Call to Order** Mayor Chris Kelley called the meeting to order at 6:30pm.
2. **Invocation** The Invocation was offered by Father Christopher Waters of the Anglican Church of Saint Paul.
3. **Flag Salute** Boy Scouts from Troop 2002 Owasso and Troop 26 Tulsa led the flag salute.

4. **Roll Call**

Present

Mayor – Chris Kelley

Vice-Mayor – Bill Bush

Councilor – Doug Bonebrake

Councilor – Kelly Lewis

A quorum was declared present.

Absent

Councilor – Lyndell Dunn

Staff:

Assistant City Manager – Chris Garrett

City Attorney - Julie Lombardi

5. **Report - Tulsa County Criminal Justice Authority Sales Tax Overview Committee**

Kent Inouye, Owasso Representative on the committee, provided a status report of the committee's activities.

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 4, 2020, and February 11, 2020, Regular Meetings
- B. Approve claims
- C. Accept sanitary sewer infrastructure improvements of one sanitary sewer lift station, approximately 6,557 feet of 8" sewer pipe, 836 feet of 6" sewer pipe, and all other appurtenances, located in the Magnolia Ridge I subdivision (East 86th Street North, approximately ¼ mile west of North Memorial Drive)
- D. Accept sanitary sewer infrastructure improvements of two sanitary sewer manholes and approximately 200 LF of 8" PVC sanitary sewer pipe located at the southwest corner of the Nottingham Hill subdivision (East 96th Street North, west of North 145th East Avenue)
- E. Accept a donation from the Owasso Golden Agers - Community Expansion of Nutrition Assistance (CENA) and approve a budget amendment in the General Fund increasing estimated revenues, and the appropriation for expenditures in the Community Center Department by \$3,702.00

Mr. Bush moved, seconded by Ms. Lewis, to approve the Consent Agenda as presented, with claims totaling \$618,077.33.

YEA: Bonebrake, Bush, Lewis, Kelley

NAY: None

Motion carried: 4-0

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

8. Consideration and appropriate action relating to a Final Plat for Abbott Farms II, approximately 13 acres located east of the northeast corner of East 106th Street North and North Mingo Road

Karl Fritschen presented the item, recommending approval of the Final Plat for Abbott Farms II.

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

YEA: Bonebrake, Bush, Lewis, Kelley

NAY: None

Motion carried: 4-0

9. Consideration and appropriate action relating to the Ordinance 1159, relating to Part 3, Alcoholic Beverages, Chapter 1, Alcoholic Beverages; Taxation and Regulation, of the Owasso Code Of Ordinances, amending Section 3-108, Offenses; Section 3-111 Transportation; Section 3-114 Consuming Spirits in Public; Section 3-115 Penalty; adding Section 3-116 Possession or Consumption of Alcohol by a Minor; Adding Section 3-117 Sale, Delivery or Furnishing Alcoholic Beverages to Any Person under Twenty-One Years of Age; Section 3-118 Sale, Delivery or Furnishing Alcoholic Beverages to Any Person Who Is Intoxicated or Who Has Been Adjudged Insane or Mentally Deficient; and providing for codification

Beth Anne Childs presented the item, recommending adoption of Ordinance 1159.

There were no comments from the audience. After discussion, Mr. Bush moved, seconded by Mr. Bonebrake, to adopt Ordinance 1159, as recommended.

YEA: Bonebrake, Bush, Lewis, Kelley

NAY: None

Motion carried: 4-0

10. Consideration and appropriate action relating to the Ordinance 1160, relating to Part 10, Offenses and Crimes, Chapter 4, Offenses Against the Health, Welfare and Morals, of the Owasso Code Of Ordinances, amending Section 10-401, Public Intoxication; adding Section 10-401.1, Consumption of Intoxicating Substances; and providing for codification

Beth Anne Childs presented the item, recommending adoption of Ordinance 1160.

There were no comments from the audience. Mr. Bonebrake moved, seconded by Ms. Lewis, to adopt Ordinance 1160, as recommended.

YEA: Bonebrake, Bush, Lewis, Kelley

NAY: None

Motion carried: 4-0

11. Consideration and appropriate action relating to the Ordinance 1161, relating to Part 10, Offenses and Crimes, Chapter 4, Offenses Against the Health, Welfare and Morals, of the Owasso Code of Ordinances amending Section 10-402, Marijuana Prohibited to Possession of Controlled Dangerous Substances; Section 10-403, Drug Paraphernalia to Possession of Paraphernalia; and providing for codification

Beth Anne Childs presented the item, recommending adoption of Ordinance 1161.

There were no comments from the audience. After discussion, Mr. Bush moved, seconded by Ms. Lewis, to adopt Ordinance 1161, as recommended.

YEA: Bonebrake, Bush, Lewis, Kelley

NAY: None

Motion carried: 4-0

- 12. Consideration and appropriate action relating to the Ordinance 1162, relating to Part 10, Offenses and Crimes, Chapter 2, Offenses Against Property, and Chapter 4, Offenses Against the Health, Welfare and Morals, of the Owasso Code Of Ordinances, amending Section 10-201, Petit Larceny Prohibited; Section 10-424, Embezzlement; Section 10-417, Defrauding Hotels, Restaurants; Section 10-425 Obtaining Money by Trick or Deception, False Representation, or Pretense; repealing Section 10-415 Harmful Deception; and providing for codification**

Beth Ann Childs presented the item, recommending adoption of Ordinance 1162.

There were no comments from the audience. After discussion, Mr. Bush moved, seconded by Ms. Lewis to adopt Ordinance 1162, as recommended.

YEA: Bonebrake, Bush, Lewis, Kelley

NAY: None

Motion carried: 4-0

- 13. Consideration and appropriate action relating to a request for 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 Attorney concerning assigning a representative for mediation in the case of City of Owasso v. Key Plus Properties, LLC, to obtain property deemed necessary for the East 116th Street North and North Garnett Road Intersection Improvement Project**

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

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

YEA: Bonebrake, Bush, Lewis, Kelley

NAY: None

Motion carried: 4-0

At 6:58 pm, the City Council, along with Chris Garrett, Julie Lombardi, and Travis Blundell entered into executive session. At 7:28 pm, the City Council returned to open session.

- 14. Consideration and appropriate action relating to Resolution 2020-05, designating the City Manager, Warren Lehr, as the City's authorized settlement representative for mediation in the case of City of Owasso v. Key Plus Properties, LLC, and conferring full and final settlement authority upon the City Manager, or his designee**

Julie Lombardi presented the item, recommending approval of Resolution 2020-05.

There were no comments from the audience. Mr. Bonebrake moved, seconded by Mr. Bush, to approve Resolution 2020-05, as recommended.

YEA: Bonebrake, Bush, Lewis, Kelley

NAY: None

Motion carried: 4-0

- 15. Report from City Manager**

None

- 16. Report from City Attorney**

None

- 17. Report from City Councilors**

Ms. Lewis commented on the 2020 Owasso Strong Neighborhood Leadership Conference.

18. Official Notices to Council (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 February 1, 2020
- Health Care Self-Insurance Claims – dated as of February 13, 2020
- Monthly Budget Status Report – January 2020
- Department of Environmental Quality Permit No. SL000066200065 for Stone Creek of Owasso Sanitary Sewer Line Extension, Rogers County, Oklahoma

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

None

20. Adjournment

Mr. Bush moved, seconded by Ms. Lewis to adjourn the meeting.

YEA: Bonebrake, Bush, Lewis, Kelley

NAY: None

Motion carried: 4-0 and the meeting adjourned at 7:31 pm.


Juliann M. Stevens, City Clerk




Chris Kelley, Mayor


VICE
MAYOR