

OWASSO CITY COUNCIL

MINUTES OF REGULAR MEETING TUESDAY, MAY 16, 2023

The Owasso City Council met in regular session on Tuesday, May 16, 2023, in the Council Chambers at Old Central, 109 North Birch, Owasso, Oklahoma per the Notice of Public Meeting filed Friday, December 9, 2022; 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, May 12, 2023.

1. **Call to Order** - Mayor Kelly Lewis called the meeting to order at 6:30pm.
2. **Invocation** - The Invocation was offered by Pastor Claud Slate of Fireside Baptist Church.
3. **Flag Salute** - Councilor Lyndell Dunn led the flag salute.
4. **Roll Call** - A quorum was declared present.

Present	Absent
Mayor – Kelly Lewis	None
Vice Mayor – Alvin Fruga	
Councilor – Doug Bonebrake	
Councilor – Lyndell Dunn	
Councilor – Dr. Paul Loving	

Staff: City Manager - Warren Lehr / City Attorney - Julie Lombardi

5. **Presentation of the Employee of the Quarter** - Warren Lehr presented the Employee of the Quarter to Alexa Beemer, Planning Manager.
6. **Consideration and appropriate action relating to the Consent Agenda. (All matters listed under "Consent" are considered by the Trustees to be routine and will be enacted by one motion. Any Trustee may, however, remove an item from the Consent Agenda by request. A motion to adopt the Consent Agenda is non-debatable.)**
 - A. Approve minutes – May 2, 2023, and May 9, 2023, Regular Meetings
 - B. Approve claims

Mr. Bonebrake moved, seconded by Mr. Dunn to approve the Consent Agenda as presented, with claims totaling \$832,922.98.

YEA: Bonebrake, Dunn, Loving, Fruga, Lewis

NAY: None

Motion carried: 5-0

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 East 86th Street North Widening from North Main Street to North Garnett Road
Chris Garrett and Dwayne Henderson presented the item. At 6:43 pm, the Mayor opened the Public Hearing for comment. There were no comments from the audience. At 6:44 pm, the Mayor closed the public hearing.
9. **Consideration and appropriate action relating to citizen appointments to various City Boards and Committees**
Mayor Kelly Lewis presented the item recommending the following appointments:

AUDIT COMMITTEE:

Doug Bonebrake, Seat 1, City Council – term expires June 30, 2024

Robert Curfman, Seat 3, Business Person – term expires June 30, 2026

Andrea O'Dell, Seat 4, Non Practicing CPA – term expires June 30, 2026

BOARD OF ADJUSTMENT:

Dean Knoten - term expires June 30, 2026

Heather Cunningham - term expires June 30, 2026
CAPITAL IMPROVEMENTS COMMITTEE: term expires June 30, 2024

Doug Bonebrake, City Council Representative
Lyndell Dunn, City Council Representative
David Smith, Planning Commission Representative
Dirk Thomas, OEDA Representative
Jeff Davis, Citizen Representative
Keith Whitfield, Citizen Representative
Jason Drake, Citizen Representative
Rob Haskins, Citizen Representative
Jim Hunter, Citizen Representative
Kent Inouye, Citizen Representative
Chris Garrett, Assistant City Manager
Warren Lehr, City Manager
Carly Novozinsky, Finance Director

OWASSO ECONOMIC DEVELOPMENT AUTHORITY:

Dee Sokolosky – term expires June 30, 2028
Alvin Fruga, City Council – term expires June 30, 2024
Chelsea Levo Feary, Owasso Chamber of Commerce – term expires June 30, 2024

PERSONNEL BOARD: Jerry Duke – term expires June 30, 2026

PLANNING COMMISSION: Chad Ballthrop – term expires June 30, 2026

SALES TAX OVERSIGHT COMMITTEE: term for lifetime of sales tax or resignation

Matt Inouye, Citizen Representative
Brian Johnston, Citizen Representative

INDIAN NATIONS COUNCIL OF GOVERNMENTS BOARD OF DIRECTORS, GENERAL ASSEMBLY: term expires June 30, 2025

Kelly Lewis, City Council
Warren Lehr, City Manager (Alternate)

INCOG TRANSPORTATION POLICY COMMITTEE: term expires June 30, 2024

Doug Bonebrake, City Council
Warren Lehr, City Manager (Alternate)

INCOG TRANSPORTATION TECHNICAL COMMITTEE: term expires June 30, 2024

Roger Stevens, Public Works Director
Dwayne Henderson (Alternate)

REGIONAL METROPOLITAN UTILITY AUTHORITY: term expires June 30, 2024

Roger Stevens, Public Works Director
Dwayne Henderson (Alternate)

There were no comments from the audience. Mr. Bonebrake moved, seconded by Mr. Dunn to approve the appointments, as recommended.

YEA: Bonebrake, Dunn, Loving, Fruga, Lewis

NAY: None

Motion carried: 5-0

10. Consideration and appropriate action relating to a payment to the Owasso Community Foundation for the Owasso Strong Neighborhood Initiative's 2023 Neighborhood Matching Grant Program

Jerry Fowler presented the item, recommending authorization for payment in the amount of \$30,000.00 to the Owasso Community Foundation. There were no comments from the audience. After discussion, Mr. Dunn moved, seconded by Dr. Loving to authorize payment, as recommended.

YEA: Bonebrake, Dunn, Loving, Fruga, Lewis

NAY: None

Motion carried: 5-0

11. Consideration and appropriate action relating to request for a final plat for Garnett Business Plaza, consisting of approximately 1.185 acres and located west of North Garnett Road and north of East 103rd Street North

Wendy Kramer presented the item, recommending approval of the Garnett Business Plaza Final Plat. 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, Dunn, Loving, Fruga, Lewis

NAY: None

Motion carried: 5-0

12. Consideration and appropriate action relating to the acquisition of right-of-way and easement for the East 106th Street North and North 129th East Avenue Intersection Improvement Project

Roger Stevens presented the item, recommending authorization for payment in the amount of \$40,000.00 to Jerry D. Mercer Family Trust for right-of-way and easement located at 12712 East 107th Street North. There were no comments from the audience. Mr. Dunn moved, seconded by Mr. Bonebrake to authorize payment, as recommended.

YEA: Bonebrake, Dunn, Loving, Fruga, Lewis

NAY: None

Motion carried: 5-0

13. Consideration and appropriate action relating to the acquisition of permanent easement for the East 106th Street North and North 129th East Avenue Intersection Improvement Project

Roger Stevens presented the item, recommending authorization for payment in the amount of \$26,500.00 to Church of Christ of Owasso, Inc. for permanent easement and other damages located at 10510 North 129th East Avenue. There were no comments from the audience. Mr. Bonebrake moved, seconded by Ms. Lewis to authorize payment, as recommended.

YEA: Bonebrake, Dunn, Loving, Fruga, Lewis

NAY: None

Motion carried: 5-0

14. Consideration and appropriate action relating to an agreement between the City of Owasso and the Oklahoma Department of Transportation (ODOT) for the East 106th Street North and North 129th East Avenue Intersection Improvement Project

Dwayne Henderson presented the item, recommending approval of the Project Maintenance, Financing, and Right-of-Way Agreement in an estimated amount of \$9,549,610.00 and authorization to execute all necessary documents. There were no comments from the audience. After discussion, Mr. Bonebrake moved, seconded by Mr. Dunn to approve the agreement and authorize execution of all necessary documents, as recommended.

YEA: Bonebrake, Dunn, Loving, Fruga, Lewis

NAY: None

Motion carried: 5-0

15. Consideration and appropriate action relating to bids received for the Pavement Striping Project March 2023

Daniel Dearing presented the item, recommending to award the base bid and alternates 1 and 2 to Roadsafe Traffic Systems, Inc., of Tulsa, Oklahoma, in the amount of \$255,411.50 and authorization to execute all necessary documents. There were no comments from the audience. After discussion, Ms. Lewis moved, seconded by Mr. Bonebrake to award the bid and authorize execution of all necessary documents, as recommended.

YEA: Bonebrake, Dunn, Loving, Fruga, Lewis

NAY: None

Motion carried: 5-0

16. Consideration and appropriate action relating to the bid received for the City Hall Hydraulic Elevator and Car Upgrade

Larry White presented the item, recommending to award the bid to Schindler Elevator Corporation, of Tulsa, Oklahoma, in the amount of \$178,750.00 and authorization to execute all necessary documents. There were no comments from the audience. After discussion, Dr. Loving moved, seconded by Mr. Bonebrake to award the bid and authorize execution of all necessary documents, as recommended.

YEA: Bonebrake, Dunn, Loving, Fruga, Lewis

NAY: None

Motion carried: 5-0

17. Consideration and appropriate action relating to the bids received for the Outdoor Warning System Replacement Project

Don Lynch presented the item, recommending rejection of the bids from Acoustic Technology, Inc., American Signal Corporation, and Alertus Technologies for failure to meet the bid specifications and inability to provide the required product; to award the base bid and alternates 1 and 2 to Safety Com, Incorporated of North Little Rock, Arkansas in the amount of \$868,525.00; and, authorization to execute all necessary documents. There were no comments from the audience. After discussion, Ms. Lewis moved, seconded by Mr. Bonebrake to reject certain bids for failure to meet specifications, award the bid to Safety Com, Incorporated, and authorize execution of all necessary documents, as recommended.

YEA: Bonebrake, Dunn, Loving, Fruga, Lewis

NAY: None

Motion carried: 5-0

18. Consideration and appropriate action relating to the payment of the Commissioners' Award, Commissioners' Fees, Poundage, and any other assessed court fees in Case No. CJ-2023-00566, City of Owasso v. Crawford, et al., for property located at 10808 North 97th East Avenue, Owasso, Oklahoma

Julie Lombardi presented the item, recommending authorization for payment of the Commissioners' Award to the Court in the amount of \$5,500.00, compensatory fees to each Commissioner for his or her service in the amount of \$1,000.00 each, and poundage in the amount of \$85.00, totaling \$8,585.00. There were no comments from the audience. Mr. Dunn moved, seconded by Mr. Bonebrake to authorize payment, as recommended.

YEA: Bonebrake, Dunn, Loving, Fruga, Lewis

NAY: None

Motion carried: 5-0

*** City Council Meeting recessed at 7:28 pm, and reconvened at 7:40 pm ***

19. Consideration and appropriate action relating to a request for an executive session for the purposes of discussing the City Attorney and the City Manager employment contract, annual evaluation, and succession planning, as provided for in Title 25, O.S. § 307(B)(1)

Mayor Lewis presented the item, recommending to enter into executive session. There were no comments from the audience. Mr. Bonebrake moved, seconded by Mr. Dunn to enter into executive session, as recommended.

YEA: Bonebrake, Dunn, Loving, Fruga, Lewis

NAY: None

Motion carried: 5-0

At 7:40 pm, the City Council members and Warren Lehr entered into Executive Session.

At 8:11 pm, Warren Lehr exited Executive Session.

At 8:11 pm, Julie Lombardi entered into Executive Session.

At 8:31 pm, Julie Lombardi exited Executive Session.

At 8:35 pm, Alvin Fruga exited Executive Session.

At 8:37 pm, Alvin Fruga entered into Executive Session.

At 8:44 pm, the City Council exited executive session and returned to open session.

20. Report from City Manager - None

21. Report from City Attorney - None

22. Report from City Councilors - None

23. Official Notices - The Mayor acknowledged receipt of the following:

- Payroll Payment Report – Pay Period Ending Date May 6, 2023
- Health Care Self-Insurance Claims – dated as of May 11, 2023
- Monthly Budget Status Report – April 2023
- Red Flag Policy Annual Report dated May 11, 2023

24. New Business – None

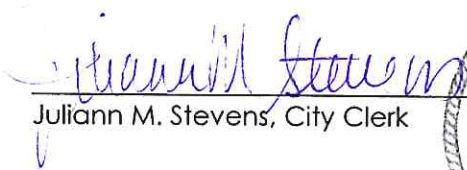
25. Adjournment

Mr. Bonebrake moved, seconded by Mr. Dunn to adjourn the meeting.

YEA: Bonebrake, Dunn, Loving, Fruga, Lewis

NAY: None

Motion carried: 5-0 and the meeting adjourned at 8:45 pm.


Juliann M. Stevens, City Clerk




Kelly Lewis, Mayor