IN ACCORDANCE WITH THE OKLAHOMA OPEN MEETING LAW, THE AGENDA WAS POSTED JANUARY 7, 2016 AT 11:20 A.M. AT THE MUNICIPAL BUILDING, 723 SOUTH LEWIS, STILLWATER, OKLAHOMA

MINUTES
STILLWATER CITY COUNCIL
REGULAR MEETING
COUNCIL HEARING ROOM
723 S. LEWIS
JANUARY 11, 2016

PRESENT: MAYOR GINA J. NOBLE, VICE MAYOR PAT DARLINGTON, COUNCILORS JOE WEAVER, MIGUEL NAJERA AND ALANE ZANNOTTI
ABSENT: NONE

1. CALL MEETING TO ORDER

Mayor Noble called the meeting to order at 5:30 p.m.

2. PLEDGE OF ALLEGIANCE

Micheala Daniels, 5th grader at Richmond Elementary, and Jay Nebar, student at Oklahoma Connections Academy online charter school, led the audience in the Pledge of Allegiance.

3. PROCLAMATIONS & PRESENTATIONS

a. Jay Nebar – Presentation of school recycling project

Mayor Noble recognized Jay Nebar for his school recycling project and presented him with a certificate of recognition.

4. CONSENT DOCKET

a. Release of funds and environmental review for 2015 Community Development Block Grant (CC-16-12)
b. Bid recommendation for the S. Black Oak and vicinity Stormwater Project 15SD01 (CC-16-11)
c. Acceptance of temporary construction easements and permanent drainage easements for S. Black Oak & vicinity Stormwater Project 15DS01 (CC-16-10)
d. Acceptance of Comprehensive Annual Financial Review (CC-16-14)

MOTION BY COUNCILOR NAJERA, SECOND BY VICE MAYOR DARLINGTON TO APPROVE THE CONSENT DOCKET AS PRESENTED.

ROLL CALL VOTE: NOBLE-YEA, DARLINGTON-YEA, WEAVER-YEA, NAJERA-YEA, ZANNOTTI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

5. PUBLIC COMMENT ON AGENDA ITEMS NOT SCHEDULED FOR PUBLIC HEARING

None.

6. ITEMS REMOVED FROM THE CONSENT DOCKET

None.

7. PUBLIC HEARINGS

a. Receive public comment regarding adoption of the Stormwater Quality Management Plan for the 2015-2020 permit cycle (CC-16-13)

Development Services Director Paula Dennison presented the final draft of the Stormwater Quality Management Plan prepared by staff and a citizen committee. No public remarks were received on the draft during the comment period. The final report will be submitted to the Department of Environmental Quality (DEQ) for approval prior to the deadline date.

Mayor Noble opened and closed the public hearing as no one was present for or against.

Staff recommended City Council approve the Stormwater Quality Management Plan and authorize the City Manager to sign the Notice of Intent and associated documents.

MOTION BY COUNCILOR ZANNOTTI, SECOND BY VICE MAYOR DARLINGTON TO APPROVE THE STORMWATER QUALITY MANAGEMENT PLAN AND AUTHORIZE THE CITY MANAGER TO SIGN THE NOTICE OF INTENT AND ASSOCIATED DOCUMENTS.

ROLL CALL VOTE: NOBLE-YEA, DARLINGTON-YEA, WEAVER-YEA, NAJERA-YEA, ZANNOTTI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

8. GENERAL ORDERS

a. Contract with Stillwater Medical Center to construct splash pads at Boomer Lake and Southern Woods parks

Parks and Recreation Manager Jim Scott reported on the splash pads to be installed at Boomer Lake and Southern Woods parks. Stillwater Medical Center (SMC) has issued bids for the installation of the two splash pads. Mr. Scott said if the weather cooperates, the splash pads should be operational by May 2016. Discussion occurred regarding locations, lighting, discharge of the used water and items contained in the bids. Appreciation was expressed to SMC for taking the lead in this project.

City Attorney John Dorman expressed that the contract that has been prepared is to accept a donation from the SMC Board of Trustees to fund the two splash pads. The City of Stillwater is responsible for electric and water to the splash pads. SMC will have the splash pads constructed and will then turn them over to the City to operate. Once the improvements have been made, a document will be signed turning them over to the City; at that time liability will move from SMC to the City.

MOTION BY COUNCILOR WEAVER, SECOND BY COUNCILOR NAJERA TO ACCEPT THE CONTRACT WITH STILLWATER MEDICAL CENTER SUBJECT TO FINAL LEGAL REVIEW.

ROLL CALL VOTE: NOBLE-YEA, DARLINGTON-YEA, WEAVER-YEA, NAJERA-YEA, ZANNOTTI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

9. ORDINANCES

First Reading

None.

Second Reading

a. **ORDINANCE NO. 3333: AN ORDINANCE AUTHORIZING THE LONG-TERM LEASE OF A CERTAIN PARCEL OF PROPERTY LOCATED 701 EAST 12TH AVENUE; PROVIDING FOR CITIZEN INNTIATED REFERNDUM OF SAID LEASE IN ACCORDANCE WITH SECTION 4-2 OF THE CITY CHARTER AND DECLARING AN EMERGENCY**

MOTION BY COUNCILOR WEAVER, SECOND BY COUNCILOR ZANNOTTI TO ADOPT ORDINANCE NO. 3333 AS PRESENTED.

ROLL CALL VOTE: NOBLE-YEA, DARLINGTON-YEA, WEAVER-YEA, NAJERA-YEA, ZANNOTTI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

10. REPORTS FROM OFFICERS & BOARDS

a. Miscellaneous items from the City Attorney
   i) Request for Executive Session pursuant to 25 O.S. 307 (B)(4) to engage in confidential communication with the City Attorney regarding the pending Workers' Compensation claim of John Dilley. It is the opinion of the City Attorney that public disclosure of this matter will seriously impair the ability of the City Commission to process this claim and/or conduct an investigation and/or to prosecute/defend any resulting litigation or proceeding in the public interest.
   ii) Request for Executive Session pursuant to 25 O.S. 307 (B)(4) to engage in confidential communication with the City Attorney regarding the pending Workers' Compensation claim of Craig Reid. It is the opinion of the City Attorney that public disclosure of this matter will seriously impair the ability of the City Commission to process this claim and/or conduct an investigation and/or to prosecute/defend any resulting litigation or proceeding in the public interest.
   iii) Request for an Executive Session pursuant to 25 0.S. §307 (C) (10) for the purpose of conferring on matters pertaining to economic development, including the transfer of property, financing, or the creation of a proposal to entice a business to locate within the City of Stillwater because public disclosure of the matter to be discussed would interfere with the development of products and services and would violate the confidentiality of the business.

b. Miscellaneous items from the City Manager: Mr. McNickle praised the success of the public/private partnerships and gave a brief update on the progress at the new Stillwater Energy Center.

c. Miscellaneous items from the City Council: Councilor Zannotti shared the schedule for the Martin Luther King Day Celebration and announced that the Municipal Building would be closed on Monday, January 18. Vice Mayor Darlington shared that glass recycling totes are available. Councilor Najera announced the City's Budget Fair to be held on February 4 at the Community Center. Councilor Weaver welcomed OSU students back to town. Mayor Noble invited citizens to meet their legislators on January 14 at the Stillwater Public Library.
   i) Discussion about scheduling items for upcoming meetings

11. QUESTIONS & INQUIRIES

None.

12. APPOINTMENTS

a. Stillwater Regional Airport Authority Board

MOTION BY COUNCILOR NAJERA, SECOND BY COUNCILOR ZANNOTTI TO REAPPOINT LEE ROY SMITH AND JERRY FRANKLIN TO THE STILLWATER REGIONAL AIRPORT AUTHORITY BOARD FOR A TERM TO EXPIRE JANUARY 2019.

ROLL CALL VOTE: NOBLE-YEA, DARLINGTON-YEA, WEAVER-YEA, NAJERA-YEA, ZANNOTTI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

b. Library Trust Board

MOTION BY COUNCILOR WEAVER, SECOND BY COUNCILOR ZANNOTTI TO APPOINT SANDEEP M. NABAR TO THE STILLWATER PUBLIC LIBRARY TRUST BOARD FOR A TERM TO EXPIRE JUNE 2016.

ROLL CALL VOTE: NOBLE-YEA, DARLINGTON-YEA, WEAVER-YEA, NAJERA-YEA, ZANNOTTI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

c. Audit Committee

MOTION BY COUNCILOR WEAVER, SECOND BY COUNCILOR ZANNOTTI TO REAPPOINT JERRY FRANKLIN TO THE AUDIT COMMITTEE.

ROLL CALL VOTE: NOBLE-YEA, DARLINGTON-YEA, WEAVER-YEA, NAJERA-YEA, ZANNOTTI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

Staff will contact Angela Wheeler Spencer regarding her interest in becoming a member of the Audit Committee.

d. Community Development Block Grant Advisory Committee – Eric London nominated by Councilor Zannotti

MOTION BY COUNCILOR ZANNOTTI, SECOND BY COUNCILOR WEAVER TO APPOINT ERIC LONDON TO THE COMMUNITY DEVELOPMENT BLOCK GRANT ADVISORY COMMITTEE.

ROLL CALL VOTE: NOBLE-YEA, DARLINGTON-YEA, WEAVER-YEA, NAJERA-YEA, ZANNOTTI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

The Stillwater City Council recessed to Stillwater Economic Development Authority at 6:05 p.m. and reconvened at 6:06 p.m.

13. EXECUTIVE SESSION

a. Confidential communication regarding the pending Workers' Compensation claim of John Dilley.
b. Confidential communication regarding the pending Workers' Compensation claim of Craig Reid.
c. Confidential communication pertaining to economic development, including the transfer of property, financing, or the creation of a proposal to entice a business to locate within the City of Stillwater

MOTION BY VICE MAYOR DARLINGTON, SECOND BY COUNCILOR ZANNOTTI TO ENTER INTO EXECUTIVE SESSION.

ROLL CALL VOTE: NOBLE-YEA, DARLINGTON-YEA, WEAVER-YEA, NAJERA-YEA, ZANNOTTI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

The Stillwater City Council entered into Executive Session at 6:07 p.m. and returned to open session at 6:46 p.m.

14. RETURN FROM EXECUTIVE SESSION

MOTION BY COUNCILOR ZANNOTTI, SECOND BY VICE MAYOR DARLINGTON TO RECONVENE THE JANUARY 11, 2016 MEETING OF THE STILLWATER CITY COUNCIL.

ROLL CALL VOTE: NOBLE-YEA, DARLINGTON-YEA, WEAVER-YEA, NAJERA-YEA, ZANNOTTI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

a. Possible action regarding the pending Workers' Compensatation claim of John Dilley.

MOTION BY COUNCILOR ZANNOTTI, SECOND BY VICE MAYOR DARLINGTON TO AUTHORIZE THE CITY ATTORNEY TO ENTER INTO A COMPROMISE SETTLEMENT IN THE AMOUNT OF $40,375.00, AND TO WAIVE ANY AMOUNTS ALREADY PAID ON CLAIM UP TO $6,939.00.

ROLL CALL VOTE: NOBLE-YEA, DARLINGTON-YEA, WEAVER-YEA, NAJERA-YEA, ZANNOTTI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

b. Possible action regarding the pending Workers' Compensation claim of Craig Reid.

MOTION BY COUNCILOR ZANNOTTI, SECOND BY VICE MAYOR DARLINGTON TO AUTHORIZE THE CITY ATTORNEY TO ENTER INTO A COMPROMISE SETTLEMENT IN THE AMOUNT OF $20,349.00.

ROLL CALL VOTE: NOBLE-YEA, DARLINGTON-YEA, WEAVER-YEA, NAJERA-YEA, ZANNOTTI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

c. No action will be taken on this item.

No action was taken on Item c.

15. ADJOURN

MOTION BY COUNCILOR NAJERA, SECOND BY COUNCILOR ZANNOTTI TO ADJOURN THE JANUARY 11, 2016 REGULAR MEETING OF THE STILLWATER CITY COUNCIL.

ROLL CALL VOTE: NOBLE-YEA, DARLINGTON-YEA, WEAVER-YEA, NAJERA-YEA, ZANNOTTI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

The January 11, 2016 meeting of the Stillwater City Council adjourned at 6:48 p.m.

GINA J. NOBLE, MAYOR
STILLWATER CITY COUNCIL

ELIZABETH CHRZ
CITY CLERK