

**IN ACCORDANCE WITH THE OKLAHOMA OPEN MEETING LAW, THE AGENDA WAS
POSTED MARCH 16, 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
MARCH 21, 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

Keegan Thomas, 5th grader at Richmond Elementary School, led the audience in the Pledge of Allegiance.

3. PROCLAMATIONS & PRESENTATIONS

a. Traumatic Brain Injury Week – Allie Murie

Mayor Noble proclaimed the week of March 20-26, 2016, as “TBI Raiders Week” in the City of Stillwater. Ms. Murie expressed her gratitude to the City of Stillwater for what has been done to bring awareness to the public about those living with a traumatic brain injury.

b. National Safe Place Week – Angie Freaney

Mayor Noble proclaimed the week of March 20-26, 2016, as “National Safe Place Week” in the City of Stillwater. Ms. Freaney thanked the City of Stillwater for their continued support of the Safe Place program.

c. Sunshine Week – League of Women Voters

Mayor Noble proclaimed the week of March 20-26, 2016, as “Sunshine Week: Open Government” in the City of Stillwater. Pat Jaynes, Jan Largent and Gladeen Allred were present to accept the proclamation on behalf of the League of Women Voters. Ms. Jaynes and Ms. Largent spoke regarding the history and purpose of “Sunshine Week: Open Government”.

Mayor Noble recognized Stillwater Makes a Change (SMAC) students, Samantha Dennison and Ella Luttbeg, along with SMAC advisor Josh Taylor. Ms. Dennison and Ms. Luttbeg shared information about the events planned for SMAC Week. This year’s beneficiary is the Saville Center with a goal of \$85,000.

4. CONSENT DOCKET

- a. Approval of minutes:

Regular Meeting	February 22, 2016
Executive Session	February 22, 2016
Regular Meeting	March 7, 2016
Executive Session	March 7, 2016
- b. Rejection of bids to construct tennis courts at Couch Park (CC-16-37)
- c. Bid recommendation for lawn care of City facilities, rights-of-way, parking lots and small parks (CC-16-32)
- d. Accept pedestrian easement & sidewalks at 202 W. Hall of Fame (CC-16-33)
- e. Accept general utility easement at Bourbon Street Square, 4310 W. 6th Avenue (CC-16-34)
- f. Accept general utility & streetlight easements at 101 S. Duck (CC-16-35)
- g. Accept streetlight easement at 1926/1928 S. Devin Lea Street (CC-16-36)
- h. Budget amendment adjusting the Transportation Improvement Fund due to sales tax shortfall in fiscal year 2015
- i. Authorize conveyance of quit claim deed for real property located at 317 W. 12th Avenue to Stillwater Girls, Inc. and acceptance of surrender of long term lease from Stillwater Girls, Inc. for property located at Boomer Lake Park

MOTION BY COUNCILOR NAJERA, SECOND BY COUNCILOR ZANNOTTI 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

There were no public comments on agenda items not scheduled for public hearing.

6. ITEMS REMOVED FROM THE CONSENT DOCKET

None.

7. PUBLIC HEARINGS

- a. Receive public comment regarding the proposed City of Stillwater operating budget for fiscal year 2016-17

City Manager Norman McNickle stated that this public hearing is an opportunity for the public to speak regarding the proposed fiscal year 2016-2017 operating budget. Mr. McNickle expressed that the budget is scheduled to come before City Council for final approval on May 2, 2016.

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

No action was taken on this item.

- b. **Proposed Increment District No. 2, City of Stillwater and Stillwater West 51 Development District Project Plan Public Hearing #2:** Public hearing for the purpose of providing citizens and interested parties an opportunity to express their views regarding the proposed Increment District and Project Plan

City Manager Norman McNickle said that this public hearing is for public input regarding the proposed Increment District No. 2.

Mayor Noble opened the public hearing.

Robert Williams, PO Box 729, questioned why the tax increment financing district is being proposed for the west side of town and not the east side of town.

John Killam, 1024 Woodcrest Drive, expressed concern about the effectiveness of tax increment financing districts, how much new revenue is generated and how the revenue is used.

Mayor Noble closed the public hearing.

Councilor Najera suggested that funds from the proposed TIF district not be placed in the General Fund, but be earmarked for a particular purpose to continue the growth in that area. Councilor Weaver stated that the proposed increment district is a framework for how future deals would be arranged and those types of adjustments could be made then. Councilor Zannotti expressed a desire to have a process in place for incentives and that Stillwater needs to be developed as a whole in a balanced manner. Vice Mayor Darlington shared that businesses will come to places where there is a high probability of success, not necessarily because of incentives; and expressed concern about future City Councils working with the TIF district. Councilor Weaver said he was confident future City Councils will make decisions to the benefit of Stillwater and the current plan was modeled after other cities in Oklahoma. Vice Mayor Darlington shared a desire for more specific criteria in the ordinance for vetting businesses. Mayor Noble expressed that this is a tool to be used and that City Council has the authority to approve or deny a project. Mr. Dorman explained that until a development agreement is approved, no money is spent. Councilor Weaver requested that the TIF Review Committee be allowed to review any changes in the language prior to the next reading of the ordinance.

8. ORDINANCES

First Reading

- a. **ORDINANCE NO. 3337: AN ORDINANCE RELATING TO PUBLIC HEALTH AND SAFETY REVISING THE 911 EMERGENCY NUMBER ORDINANCE, SECTION 5, EMERGENCY TELEPHONE SERVICE AND FEE, THEREBY MAINTAINING THE CURRENT FIVE PERCENT USER FEE ESTABLISHED; AND DECLARING AN EMERGENCY (CC-16-31)**

MOTION BY COUNCILOR WEAVER, SECOND BY COUNCILOR NAJERA TO ADVANCE ORDINANCE NO. 3337 AS PRESENTED.

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

- b. **ORDINANCE NO. 3338: AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF STILLWATER BY AMENDING CHAPTER 2, ADMINISTRATION, ARTICLE I, IN GENERAL, BY AMENDING SECTION 2-1, TORT CLAIMS; PAYMENT**

MOTION BY VICE MAYOR DARLINGTON, SECOND BY COUNCILOR ZANNOTTI TO ADVANCE ORDINANCE NO. 3338 AS PRESENTED.

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

- c. **ORDINANCE NO. 3339: AN ORDINANCE APPROVING AND ADOPTING THE STILLWATER WEST 51 DEVELOPMENT DISTRICT PROJECT PLAN; DESIGNATING AND ADOPTING PROJECT AREA AND INCREMENT DISTRICT BOUNDARIES;**

ESTABLISHING A DATE FOR THE CREATION OF INCREMENT DISTRICT NO. TWO, CITY OF STILLWATER; ADOPTING CERTAIN FINDINGS; AUTHORIZING THE CITY OF STILLWATER TO CARRY OUT AND ADMINISTER THE PROJECT PLAN; ESTABLISHING A TAX APPORTIONMENT FUND; DECLARING APPORTIONED FUNDS TO BE SPECIAL FUNDS OF THE CITY OF STILLWATER OR ALTERNATIVE AUTHORIZED ENTITY; AUTHORIZING THE USE OF SALES TAX INCREMENT REVENUES FOR THE PAYMENT OR FINANCING OF CERTAIN PROJECT COSTS; AUTHORIZING THE USE OF OTHER RESOURCES TO PAY FOR OR FINANCE PROJECT COSTS; AUTHORIZING THE STILLWATER ECONOMIC DEVELOPMENT AUTHORITY OR ALTERNATIVE AUTHORIZED ENTITY TO ISSUE APPORTIONMENT NOTES AND CARRY OUT CERTAIN PROVISIONS OF THE PROJECT PLAN; RATIFYING AND CONFIRMING THE ACTIONS, RECOMMENDATIONS AND FINDINGS OF THE REVIEW COMMITTEE AND THE PLANNING COMMISSION; DIRECTING CONTINUING APPORTIONMENT; PROVIDING FOR SEVERABILITY (*FIRST READING WILL BE BY TITLE ONLY PER STILLWATER CITY CHARTER SECTION 2-13*)

MOTION BY COUNCILOR ZANNOTTI, SECOND BY COUNCILOR NAJERA TO ADVANCE ORDINANCE NO. 3339 BY TITLE ONLY.

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

Second Reading

- a. **ORDINANCE NO. 3336: AN ORDINANCE CLOSING A PORTION OF THE RIGHT-OF-WAY OF RAMSEY STREET ADJACENT TO PROPERTY ADDRESSED AS 616 SOUTH RAMSEY STREET**

MOTION BY VICE MAYOR DARLINGTON, SECOND BY COUNCILOR ZANNOTTI TO ADOPT ORDINANCE NO. 3336 AS PRESENTED.

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

9. REPORTS FROM OFFICERS & BOARDS

- a. Miscellaneous items from the City Manager: Mr. McNickle reported that the Stillwater Energy Center project is on schedule for its June 2016 completion. Live video of the project may be viewed on the City's website.
- b. Miscellaneous items from the City Attorney:
 - i) Request for Executive Session pursuant to 25 O.S. Section §307 (B)(1) of the Oklahoma Open Meeting Act for the purpose of confidential communication regarding the employment, appointment, promotion, demotion, disciplining or resignation of City Attorney John Dorman.
 - ii) Miscellaneous items from the City Council: Councilor Najera reminded citizens to register their storm shelters on the City's website. Mayor Noble announced upcoming office hours for Vice Mayor Darlington and Councilor Zannotti; and announced the weekly radio schedule. Vice Mayor Darlington reminded citizens of the upcoming election on April 5 for City Council Seat 1 and Charter amendments; and announced that the League of Women Voters is hosting a forum on March 31. Councilor Zannotti shared that the Sheerar Museum has a new exhibit, "Stillwater in the 1920s".
- i) Discussion about scheduling items for upcoming meetings

10. QUESTIONS & INQUIRIES

None.

Stillwater City Council recessed at 6:28 p.m. and reconvened at 6:30 p.m.

11. EXECUTIVE SESSION

- a. Confidential communication regarding the employment, appointment, promotion, demotion, disciplining, or resignation of City Attorney John Dorman.

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 6:30 p.m. and returned to open session at 7:08 p.m.

12. RETURN FROM EXECUTIVE SESSION

MOTION BY COUNCILOR WEAVER, SECOND BY COUNCILOR NAJERA TO RECONVENE THE MARCH 21, 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. No action taken.

13. ADJOURN

MOTION BY COUNCILOR WEAVER, SECOND BY COUNCILOR ZANNOTTI TO ADJOURN THE MARCH 21, 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 March 21, 2016 meeting of the Stillwater City Council adjourned at 7:09 p.m.

GINA J. NOBLE, MAYOR
STILLWATER CITY COUNCIL

ELIZABETH CHRZ
CITY CLERK