

MINUTES

Regular Meeting of the
Nichols Hills City Council
Tuesday, October 9, 2018 at 5:30 PM
City Hall, 6407 Avondale Drive
Nichols Hills, OK 73116

Original agenda filed in the Office of the City Clerk at 3:55 PM on the 5th day of October, 2018.

1. Call to Order and Pledge of Allegiance
2. Roll Call

Attendee Name	Title	Status	Arrived
Sody Clements		Present	
Steven J. Goetzinger		Present	
E. Peter Hoffman		Present	

3. Minutes
 - a. September 11, 2018

MOTION: Clements moved to approve the September 11, 2018 minutes as presented. Goetzinger seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	Steven J. Goetzinger
AYES:	Clements, Goetzinger, Hoffman

4. Departmental Reports for September 2018

Discussion, consideration, and possible approval or acceptance of the following:

- a. Police Department Report
- b. Court Report

- c. Fire Department Report
- d. Public Works Report
- e. Risk Manager Report
- f. New Resident List
- g. Treasurers Report
- h. Finance Director's Report
- i. Information System Manager's Report
- j. Engineers Report
- k. ACOG Report

Vice Mayor Steven Goetzinger thanked everyone for their hard work on getting Grand Boulevard open.

Mayor Hoffman received a note from a resident in the City thanking Kelvin Green and George Decher in their help in locating some lost items.

Mayor Hoffman gave an update from recent ACOG meetings and reported that Mark Sweeney is the new CEO of ACOG.

MOTION: Goetzinger moved to approve the September 2018 departmental reports as presented. Clements seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steven J. Goetzinger
SECONDER:	Sody Clements
AYES:	Clements, Goetzinger, Hoffman

5. Total Warrants & Claims \$ 486,278.22
- a. Discussion, consideration and possible approval of the following:

a. General Fund	142,296.64
b. Designated Funds	253.17
c. Nichols Hills Municipal Authority	125,215.39

d. General Fund Capital Improvement	6,786.75
e. Municipal Authority – CIP	237.17
f. General Obligation Bond Funds	211,489.10

MOTION: Clements moved to approve the total warrants and claims as presented. Goetzinger seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	Steven J. Goetzinger
AYES:	Clements, Goetzinger, Hoffman

6. Consent Docket - Construction

Items on Consent Dockets are usually approved as a group upon a motion by one of the City Council members. However, members of the City Council may request discussion or separate action on any item on the Consent Dockets.

Discussion, consideration, and possible approval of the following:

- a. Amendment No. 1 for Project No. WW-1702 with Layne Christensen Co. for Water Well #23 in the amount of \$21,022.00.

BACKGROUND

This change order increases the final contract amount to \$662,195. The original contract amount was \$641,173.

- b. Pay Estimate No. 6 for Project No. PC-1702 with Atlas Paving Co., for Grand Boulevard Paving Improvements, Phase II in the amount of \$132,635.30.

BACKGROUND

City Engineer has verified quantities and recommends approval, to be paid from 2012 GO Bonds and other funds.

MOTION: Goetzinger moved to approve item 6a - 6b Consent Docket Construction as presented. Clements seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steven J. Goetzinger
SECONDER:	Sody Clements
AYES:	Clements, Goetzinger, Hoffman

7. Consent Docket - General

Items on Consent Dockets are usually approved as a group upon a motion by one of the City Council members. However, members of the City Council may request discussion or separate action on any item on the Consent Dockets.

Discussion, consideration, and possible approval of the following:

- a. Request from Fire Chief Kevin Boydston to purchase 10 new 100 foot sections of 4 inch supply line fire hose for an amount not to exceed \$4,850, as approved in the FY 2018-2019 CIP budget.
- b. Request from Police Chief Steven Cox to purchase new furniture for administrative offices and booking room, for an amount not to exceed \$25,400 as approved in the FY 2018-2019 CIP budget.
- c. Request from Fire Chief Kevin Boydston to purchase and replace the fire Chief's vehicle and all necessary equipment needed to put the vehicle into service from Oklahoma State Contract SW-035, not to exceed \$40,000 as approved in the FY 2018-2019 CIP budget; declare 2007 Chevy Silverado LS 1500 Pickup VIN (1GCEC19Z97Z151784) as surplus; and approval to trade or sell to the highest and best bidder, or to properly dispose of should no successful bid be received.

- d. Schedule of 2019 Regular Nichols Hills City Council Meetings.
Annual Contracts and Agreements
- e. Interlocal agreement with Oklahoma County for jail services.
- f. United Engines Agreement

MOTION: Clements moved to approve item 7a - 7f Consent Docket General as presented. Goetzinger seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	Steven J. Goetzinger
AYES:	Clements, Goetzinger, Hoffman

8. Citizens desiring to be heard

The purpose of this time is to allow members of the public to speak to the City Council on any matter that is not otherwise set for consideration on this Agenda.

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No one expressed a desire to be heard.

9. Items for Separate Vote - Ordinances, Resolutions and Other Matters

Items listed in this section of this Agenda must be discussed, considered, and voted on individually by the City Council.

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Discussion, consideration, and possible approval of the following:

- a. Request from Allied Arts to install 100 banners in recognition of Allied Arts Month. Banners will be displayed within the City of Nichols Hills between February 1, 2019 and February 14, 2019.

Allied Arts representative, Manikandan Arumugam, reviewed the banner application for their upcoming event in February 2019 to recognize Allied Arts individual donors and answered questions from the City Council.

MOTION: Goetzinger moved to approve agenda item 9a as presented. Clements seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steven J. Goetzinger
SECONDER:	Sody Clements
AYES:	Clements, Goetzinger, Hoffman

- b. Discussion, consideration, and possible action regarding the appointment of Stephen Haynes as an Associate Municipal Judge.

MOTION: Clements moved to approve agenda item 9b as presented. Goetzinger seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	Steven J. Goetzinger
AYES:	Clements, Goetzinger, Hoffman

- c. PUBLIC HEARING: Discussion, consideration, and possible approval or disapproval of an ordinance amending the Nichols Hills City Code by clarifying when building permits are required; repealing all conflicting ordinances or parts of ordinances; providing for severability.

Following discussion among City Council members and staff, Mayor Hoffman opened the public hearing.

No one expressed a desire to be heard, the public hearing was closed.

MOTION: Goetzinger moved to approve agenda item 9c, as presented. Clements seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steven J. Goetzinger
SECONDER:	Sody Clements
AYES:	Clements, Goetzinger, Hoffman

Emergency Section of Ordinance

- i. Consider, discuss and approve or disapprove the emergency section of the foregoing ordinance.

MOTION: Clements moved to approve agenda item 9c(i) - Emergency clause of the foregoing ordinance. Goetzinger seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	Steven J. Goetzinger
AYES:	Clements, Goetzinger, Hoffman

- d. PUBLIC HEARING: Discussion, consideration, and possible approval or disapproval of an ordinance amending the Nichols Hills City Code by clarifying the definitions and use of the words "Addition," "Alteration," and "Repair" and removing the word "remodel," all related to construction of buildings in various contexts; repealing all conflicting ordinances or parts of ordinances; providing for severability; and declaring an emergency.

Following discussion among City Council members and staff, Mayor Hoffman opened the public hearing.

No one expressed a desire to be heard, the public hearing was closed.

MOTION: Goetzing moved to approve agenda item 9d as presented. Clements seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steven J. Goetzing
SECONDER:	Sody Clements
AYES:	Clements, Goetzing, Hoffman

Emergency Section of Ordinance

- i. Consider, discuss and approve or disapprove the emergency section of the foregoing ordinance.

MOTION: Clements moved to approve agenda item 9d(i) - Emergency clause of the foregoing ordinance. Goetzing seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	Steven J. Goetzing
AYES:	Clements, Goetzing, Hoffman

- e. PUBLIC HEARING: Discussion, consideration and possible approval or disapproval of an ordinance amending the Nichols Hills City Code regarding code compliance required for additions and alterations of dwellings; repealing all conflicting ordinances or parts of ordinances; providing for severability; and declaring an emergency.

Following discussion among City Council members and staff, Mayor Hoffman opened the public hearing.

No one expressed a desire to be heard, the public hearing was closed.

MOTION: Goetzinger moved to approve agenda item 9e as presented. Clements seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steven J. Goetzinger
SECONDER:	Sody Clements
AYES:	Clements, Goetzinger, Hoffman

Emergency Section of Ordinance

- i. Consider, discuss and approve or disapprove the emergency section of the foregoing ordinance.

MOTION: Clements moved to approve agenda item 9e(i) - Emergency clause of the foregoing ordinance. Goetzinger seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	Steven J. Goetzinger
AYES:	Clements, Goetzinger, Hoffman

- f. Discussion, consideration and possible approval or disapproval of an ordinance amending the schedule of fines; repealing all conflicting ordinances or parts of ordinances; providing for severability; and declaring an emergency.

MOTION: Goetzinger moved to approve agenda item 9f as presented. Clements seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steven J. Goetzinger
SECONDER:	Sody Clements
AYES:	Clements, Goetzinger, Hoffman

Emergency Section of Ordinance

- i. Consider, discuss and approve or disapprove the emergency section of the foregoing ordinance.

MOTION: Clements moved to approve agenda item 9f(i) - Emergency clause of the foregoing ordinance. Goetzinger seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	Steven J. Goetzinger
AYES:	Clements, Goetzinger, Hoffman

- g. Discussion, consideration and possible approval or disapproval of an ordinance amending Chapter 38, Streets, Sidewalks and other Public Places, of the Nichols Hills City Code to reaffirm and re-adopt Article VIII that was inadvertently repealed and to renumber provisions in Chapter 38 that were inadvertently adopted as Article VIII; repealing all conflicting ordinances or parts of ordinances; providing for severability; and declaring an emergency.

MOTION: Goetzinger moved to approve agenda item 9g as presented. Clements seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steven J. Goetzinger
SECONDER:	Sody Clements
AYES:	Clements, Goetzinger, Hoffman

Emergency Section of Ordinance

- i. Consider, discuss and approve or disapprove the emergency section of the foregoing ordinance.

MOTION: Clements moved to approve agenda item 9g(i) - Emergency clause of the foregoing ordinance. Goetzinger seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	Steven J. Goetzinger
AYES:	Clements, Goetzinger, Hoffman

- h. Discussion, consideration and possible approval or disapproval of a Joint Resolution authorizing and approving the proposed "Agreement Regarding Water Well #10" by and among the City of Nichols Hills, Oklahoma, the Nichols Hills Municipal Authority, and 82nd Street Development, LLC which will allow for the relocation of Water Well #10 to a different location within the 82nd Street Development, reconnection of the waterline to Water Well #10 at the new location, and permanent platted access to it through public streets in the City.

MOTION: Goetzinger moved to approve agenda item 9h as presented. Clements seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steven J. Goetzinger
SECONDER:	Sody Clements
AYES:	Clements, Goetzinger, Hoffman

- i. Discussion, consideration, and possible approval or disapproval of a Temporary Access Agreement between Garrett and Company, LLC and the City of Nichols Hills, Oklahoma, granting the City temporary access across Garrett and Company's property for ingress and egress and the staging of materials for drilling a new Water Well # 23 on City-owned property.

MOTION: Clements moved to approve agenda item 9i as presented. Goetzinger seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	Steven J. Goetzinger
AYES:	Clements, Goetzinger, Hoffman

- j. Approving, agreeing and determining that the City Manager's benefits shall be as provided for by the City Employee Manual, amended dated August 1, 2018.

MOTION: Goetzinger moved to approve agenda item 9j as presented. Clements seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steven J. Goetzinger
SECONDER:	Sody Clements
AYES:	Clements, Goetzinger, Hoffman

- k. Discussion, consideration and possible action regarding replacement Park Rules signs in Nichols Hills.

MOTION: Clements moved to approve agenda item 9k as presented. Goetzinger seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	Steven J. Goetzinger
AYES:	Clements, Goetzinger, Hoffman

- l. Discussion, consideration and possible approval or disapproval of a resolution authorizing the disposal and destruction of certain original records and papers of records prior to the retention period for such records established in the Revised Records Retention Manual, 2015; and directing the City Manager to take all actions necessary to provide for the disposal and destruction of such records.

MOTION: Goetzinger moved to approve agenda item 9l as presented. Clements seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steven J. Goetzinger
SECONDER:	Sody Clements
AYES:	Clements, Goetzinger, Hoffman

- m. Discussion, consideration and possible approval or disapproval of the amended City of Nichols Hills Budgeting and Financial Planning Policies.

MOTION: Clements moved to approve agenda item 9m as presented. Goetzinger seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	Steven J. Goetzinger
AYES:	Clements, Goetzinger, Hoffman

- n. Discussion, consideration and possible approval or disapproval of the "City of Nichols Hills Debt Management Policy."

MOTION: Goetzinger moved to approve agenda item 9n as presented. Clements seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steven J. Goetzinger
SECONDER:	Sody Clements
AYES:	Clements, Goetzinger, Hoffman

- o. Discussion, consideration and possible action regarding a resolution authorizing the sale of \$3,000,000 of General Obligation Bonds, Series 2019 of the City of Nichols Hills, Oklahoma; fixing the amount of bonds to mature each year; fixing the manner, time and place the bonds are to be sold; authorizing the City Clerk to give notice of said sale as required by law and to publish notice of sale; approving and authorizing official statements; authorizing and approving contracts for bond counsel, financial advisor and paying agent-registrar services and amendments thereto, and waiving selection pursuant to a competitive process; and, authorizing executions and actions necessary for issuance and delivery of the bonds, and providing for other aspects of the bonds.

MOTION: Clements moved to approve agenda item 9o as presented. Goetzinger seconded the motion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Sody Clements
SECONDER:	Steven J. Goetzinger
AYES:	Clements, Goetzinger, Hoffman

10. Adjournment

MOTION: There being no further business, Goetzinger moved to adjourn the meeting. Clements seconded the motion.

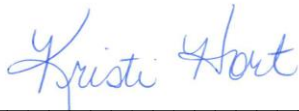
RESULT:	APPROVED [UNANIMOUS]
MOVER:	Steven J. Goetzinger
SECONDER:	Sody Clements
AYES:	Clements, Goetzinger, Hoffman



Mayor
City of Nichols Hills, Oklahoma



City Manager
City of Nichols Hills, Oklahoma



City Clerk
City of Nichols Hills, Oklahoma