

MINUTES

Regular Meeting of the
Nichols Hills City Council
Tuesday, December 8, 2015 at 5:30 PM
Town Hall, 6407 Avondale Drive
Nichols Hills, OK 73116

Original Agenda Filed in the Office of the Municipal Clerk at 3:15 PM on the 4th day of December, 2015.

1. Call to Order and Pledge of Allegiance

2. Roll Call

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

3. Minutes

a. November 10, 2015 Minutes

Goetzinger moved to approve the November 10, 2015 minutes as presented.
Clements seconded the motion.

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

4. Departmental Reports for November 2015

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

- Police Department Report
- Court Report
- Fire Department
- Public Works
- Risk Manager
- New Resident List
- City Treasurer's Report
- Finance Director's Report

- i. Information System Management Report
- j. Engineers Report

Clements moved to accept the November 2015 departmental reports as presented.
Goetzinger seconded the motion.

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

5. Total Warrants & Claims \$777,923.10

- a. Discussion, consideration and possible approval of the following:

a. General Fund	169,463.44
b. Street & Alley	0.00
c. Designated Funds	449.94
d. Nichols Hills Municipal Authority	92,946.40
e. General Fund Capital Improvement	0.00
f. 9-1-1 Fund	0.00
g. Nichols Hills Municipal Authority - Capital Improvement	0.00
h. Architect, Engineer & Design Fund	9,650.00
i. General Obligation Bond Funds	505,413.32

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

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

6. Consent Docket - Construction

Discussion, consideration and possible approval of the following:

- a. Award Project FC-1401 for 2014 GO Bond Public Works Fueling Station to the lowest responsible bidder as recommended by City Engineer Karl Baldischwiler.
- b. Amendment No. 1, the amount of \$130,391.19 for Project No. SC-1302 for the Sanitary Sewer Rehabilitation - City Wide. This increases the original contract amount to \$1,143,698.41 To Be Paid Out Of The 2013 GO Bonds and other funds.
- c. Pay Estimate No. 4 for Project No. PC-1201, Paving Improvements on Wilshire Boulevard in the amount of \$126,102.90 to Nash Construction Co. To be paid out of 2012 GO Bonds and other funds.

- d. Pay Estimate No. 5 for Project No. WC-1301, City-Wide Waterline Replacement in the amount of \$116,486.63, to Southwest Water Works, LLC. City Engineer has verified quantities and recommends approval to be paid out of 2012 GO Bonds and other funds.
- e. Pay Estimate No. 8 for Project No. FC-1302, Public Works Facility Expansion Project in the amount of \$97,682.68, to Pillar Contracting, Inc. City Engineer has verified quantities and recommends approval to be paid out of 2014 GO Bonds and other funds.
- f. Pay Estimate No. 11 For Project No. SC-1302, City-Wide Sanitary Sewer Rehabilitation in the amount of \$122,907.27, to Urban Contractors, LLC. City Engineer has verified quantities and recommends approval. To be paid out of 2011 GO Bonds and other funds.

Clements moved to approve agenda items 6a through 6f - Consent Docket - Construction as presented. Goetzinger seconded the motion.

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

7. Consent Docket - General

Discussion, consideration and possible approval of the following:

- a. Discussion, consideration and possible action regarding Christmas Bonuses for City Employees.

Goetzinger moved to approve agenda item 7a. Clements seconded the motion.

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

8. Citizens Desiring to be heard

Ms. Alyssa Farrell address council about request to hold a "CK Run" in Nichols Hills.

9. Items for Separate Vote - General

Discussion, consideration and possible approval of the following:

- a. Discussion, consideration and possible approval or disapproval of an Agreement for Professional Services with Howard - Fairbairn Site Design, Incorporated concerning landscape architectural services for playground improvements at Davis Park.

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

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

- b. Discussion, consideration and possible approval or disapproval of a Lease and Shared Use Agreement between the City of The Village and Nichols Hills, Oklahoma to lease a portion of The Village Fire Department premises and to share use of a portion of the same.

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

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

- c. Discussion, consideration and possible approval or disapproval of a request authorizing the City Manager to obtain professional services from a drainage consultant for the purpose of evaluating and providing a recommendation for regulations for surface drainage water in Nichols Hills, Oklahoma.

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

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

- d. Award bid for the Fire Department SCBA (Self-Contained Breathing Appartus) equipment to the lowest responsible bidder as recommended by Fire Chief Kevin Boydston.

Goetzinger moved to approve agenda item 9d as presented. Clements seconded the motion.

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

- e. Requesting approval to seek bids for constructing, acquiring and installing traffic control equipment and improvements, signals, signs and devices to be paid from the 2015 GO Bond Funds.

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

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

- f. Schedule of 2016 Regular Nichols Hills City Council Meetings.

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

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

- g. Planning Commission Appointment for Ward Two.

No action taken.

10. Items for Separate Vote - Ordinances, Resolutions and Related Matters

Discussion, consideration and possible approval of the following:

- a. Discussion, consideration and possible approval or disapproval of a Revocable Right-of-Way Use Permit issued to OKC-NHP, LLC for the purpose of constructing, installing, operating, displaying and maintaining freestanding and ground signs in certain public rights-of-way of the Nichols Hills Plaza.

Clements moved to approve agenda item 10a as presented. Goetzinger seconded the motion.

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

- b. PUBLIC HEARING: Discussion, consideration and possible approval or disapproval of an ordinance amending the Nichols Hills City Code regarding sign regulations in the "C-2" Retail Business District; repealing all conflicting ordinances or parts of ordinances; providing for severability; and declaring an emergency.

Public Hearing opened. Seeing that no one present expressed a desire to speak, the public hearing was closed.

Goetzinger moved to approve agenda item 10b as presented. Clements seconded the motion.

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

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

Clements moved to approve the emergency section of agenda item 10b(i). Goetzinger seconded the motion.

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

- c. PUBLIC HEARING: Discussion, consideration and possible approval or disapproval of an ordinance amending Section 50-26 of the Nichols Hills City Code and the Official Zoning District Map to rezone and redistrict property in Nichols Hills, Oklahoma located at 7601 Dorset Drive, 7605 Dorset Drive, 7607 Dorset Drive, 7609 Dorset Drive, and 7611 Dorset Drive from the "E-2" Urban Estate Zoning District to the "R-1-75" Single-Family Residential Zoning District; repealing all ordinances or parts of ordinances in conflict; providing for severability; and declaring an emergency.

Following discussion, Mayor Hoffman opened the Public Hearing. Seeing that no one present expressed a desire to speak, the public hearing was closed.

Clements moved to approved agenda item 10c as presented. Goetzinger seconded the motion.

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

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

Clements moved to approve the emergency section of agenda item 10c(i). Goetzinger seconded the motion.

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

- d. PUBLIC HEARING: Discussion, consideration and possible approval or disapproval of an ordinance amending Section 50-26 of the Nichols Hills City Code and the Official Zoning District Map to rezone, redistrict and include additional territory within the "PUD" Planned Unit Development District and adopting and approving the Planned Unit Development of Cumberland Court for property along Cumberland Drive in between Avondale Drive and N. Western Avenue in Nichols Hills, Oklahoma; repealing all ordinances or parts of ordinances in conflict; providing for severability; and declaring an emergency.

Staff discussion followed the presentation of the application for Cumberland Court PUD (Planned Unit Development). The public hearing was opened. Mr. Curtis Wilson resides on Marlboro, questions some of the plans for this development. Following discussion and seeing that no one else expressed a desire to speak, the public hearing was closed.

Goetzinger moved to approve agenda item 10d as presented. Clements seconded the motion.

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

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

Clements moved to approve the emergency section of agenda item 10d(i). Goetzinger seconded the motion.

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

- e. Discussion, consideration and possible approval or disapproval of an ordinance amending the Nichols Hills City Code regarding a prohibition on constructing fences or walls within 110 feet of a street right-of-way line; repealing all conflicting ordinances or parts of ordinances; providing for severability; and declaring an emergency.

Goetzinger moved to approve agenda item 10e as presented. Clements seconded the motion.

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

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

Clements moved to approve the emergency section of agenda item 10e(i). Goetzinger seconded the motion.

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

- f. Discussion, consideration and possible approval or disapproval of an ordinance amending Chapter 8, Section 8-248, of the Nichols Hills City Code regarding fence and wall restrictions; repealing all conflicting ordinances or parts of ordinances; providing for severability; and declaring an emergency.

Clements moved to approve agenda item 10f as presented. Goetzinger seconded the motion.

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

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

Goetzinger moved to approve the emergency section of agenda item 10f(i). Clements seconded the motion.

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

- g. Discussion, consideration and possible approval or disapproval of an ordinance amending the Nichols Hills City Code regarding private improvement surface water management; repealing all conflicting ordinances or parts or ordinances; providing for severability; and declaring an emergency.

Clements moved to approve agenda item 10g as presented. Goetzinger seconded the motion.

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

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

Goetzinger moved to approve the emergency section of agenda item 10g(i). Clements seconded the motion.

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

- h. Discussion, consideration and possible approval or disapproval of a resolution of the City Council of the City of Nichols Hills, Oklahoma (the "City") declaring an emergency to exist in the City; ratifying and approving the City Manager's November 30, 2015 declaration of an emergency ("City Manager's Declaration"); ratifying and approving purchases made and contracts entered into by the City Manager pursuant to the City Manager's Declaration; and authorizing and directing the City Manager to make additional emergency purchases related to disaster relief and preparedness.

Goetzinger moved to approve agenda item 10h as presented. Clements seconded the motion.

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

- i. Discussion, consideration and possible approval or disapproval of a resolution declaring certain supplies, materials and equipment owned by the City to be surplus ("Surplus Property"); directing the City Manager to sell such Surplus Property at public auction; and directing the City Manager to dispose of any such Surplus Property which does not receive a successful bid.

Clements moved to approve agenda item 10i as presented. Goetzinger seconded the motion.

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

- j. 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.

Goetzinger moved to approved agenda item 10j as presented. Clements seconded the motion.

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

- k. PUBLIC HEARING: Discussion, consideration and possible approval or disapproval of an ordinance amending the Nichols Hills City Code regarding notice requirements for zoning changes; repealing all conflicting ordinances or parts of ordinances; providing for severability; and declaring an emergency.

Clements moved to continue agenda item 10k until the next regular meeting of January 12th, 2016. Goetzinger seconded the motion.

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

11. Adjournment

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:	Goetzinger, Clements, Hoffman



Mayor
City of Nichols Hills, Oklahoma



City Manager
City of Nichols Hills, Oklahoma



City Clerk
City of Nichols Hills, Oklahoma