**GROVE CITY COUNCIL**

**REGULAR MEETING**

**TUESDAY, FEBRUARY 4, 2014**

**6:00 PM**

The Grove City Council met in regular session on Tuesday, February 4, 2014 at 6:00 PM with Mayor Marty Follis presiding. Members present Ed Trumbull, Don Nielsen, Marty Dyer and Ivan Devitt. Also present was City Manager, Bill Keefer; Attorney, Brandon Watkins; Assistant City Manager, Debbie Bottoroff; City Treasurer, Lisa Allred; Public Works Director, Jack Bower and City Clerk, Bonnie Buzzard.

Devitt made the motion to approve the minutes of the previous meeting. Seconded by Trumbull. AYE: Trumbull, Nielsen, Dyer, Devitt and Follis. NAY: None. Motion carried.

Dyer made the motion to approve the minutes of the 01-14-14 special meeting. Seconded by Nielsen. AYE: Trumbull, Nielsen, Dyer, Devitt and Follis. NAY: None. Motion carried.

Follis opened the floor for discussion regarding the purchase order register. Allred present an amendment to register to include payment to:

* Watkins Law Office $3,499.00

Dyer made the motion to approve the purchase order register as presented and amended by Allred. Seconded by Nielsen. AYE: Trumbull, Nielsen, Dyer, Devitt and Follis. NAY: None. Motion carried.

Follis opened the floor for discussion with respect to the bids received for asphalt materials for the second half of the Fiscal Year ending June 30, 2014. Bower reported that the Staff advertised for bids for asphaltic supplier and received bids from the following individuals:

1. APAC – Oklahoma, Inc – Vinita Plant:
   1. 1999 ODOT Specifications:
      1. Type B Hot Mix F.O.B. $54.00 per ton
      2. Type C Hot Mix $56.00 per ton
2. Longan Construction Company:
   1. 1999 ODOT Specifications:
      1. Type B Hot Mix F.O.B. $57.50 per ton
      2. Type C Hot Mix $62.50 per ton
3. Swift Construction
   1. 1999 ODOT Specifications:
      1. Type B Hot Mix F.O.B. $57.25 per ton
      2. Type C Hot Mix $59.50 per ton

Bower added that it is Staff recommendation that the Council accept both bids with Longan being the primary supplier of hot mix Type B&C, and the secondary supplier being APAC depending upon availability. Bower entertained questions, comments and concerns from the Council. Devitt made the motion to approve Staff recommendations and accept both bids with Longan being the primary supplier of hot mix Type B&C, and the secondary supplier being APAC depending upon availability. Seconded by Nielsen. AYE: Trumbull, Nielsen, Dyer, Devitt and Follis. NAY: None. Motion carried.

Follis opened the floor for discussion with respect to approval of an Ordinance amending the following: Chapter 1, Section 4 (Zoning Districts); Chapter 1, Section 6 (Interpretation of Words and Terms); Chapter 2, (General Description of Districts); Chapter 5, Section 5-5 (Storage and Parking of Trailers and Commercial Vehicles); Chapter 5 Section 5-6 (Mobile Home Park or Court); and Deleting Chapter 6, Section 6-1.5 (Replacement of Non-conforming Mobile Homes); All to the Zoning Ordinances of the City of Grove, Oklahoma. Bottoroff reported that in July 2013 the City Council held a public hearing to provide citizens the opportunity to speak in regards to regulations proposed for manufactured housing located within the corporate limits of Grove. Following the public hearing Staff considered concerns and suggestions obtained from the public, information received from the Oklahoma Manufactured Housing Association, as well as information provided in Oklahoma State statutes and the Oklahoma Used Motor Vehicle and Parts Commission regarding regulations for manufactured housing. Bottoroff noted that in addition, the Staff held a meeting with the following representatives to discuss and review a proposed Ordinance:

* Beacon Point Resort
* Woodland Hills resort
* Firebird Mobile Home Park, and
* Pelican Mobile Home Park

The Staff received good input and strong suggestions were recommended from the individual owners at that meeting. Bottoroff added that the Planning and Zoning Commission met and approved the Ordinance upon recommendation to the Mayor and City Council. The Council entertained questions, comments and concerns from the following individuals:

* Bobby Warden
* Jon Troppman
* Dave Helms
* Fran VonLintel

Trumbull made the motion to approve the Ordinance as presented and discussed. Seconded by Dyer. AYE: Trumbull, Nielsen, Dyer, Devitt and Follis. NAY: None. Motion carried.

Follis opened the floor for discussion with respect to an Ordinance repealing and replacing Part 5, Chapter 10 of the Code of Ordinances for the City of Grove, Oklahoma. Bottoroff reported that there are Ordinances in place regarding mobile homes and manufactured homes in the City of Grove Code of Ordinances, and the Planning & Zoning Ordinances. To avoid discrepancy and confusion by having the regulations in two different places, the proposed Ordinance will set-forth the mobile home and manufactured home regulations in the Planning & Zoning Ordinances. Devitt made the motion to approve the Ordinance as presented and discussed. Seconded by Dyer. AYE: Trumbull, Nielsen, Dyer, Devitt and Follis. NAY: None. Motion carried.

Devitt made the motion to approve an Ordinances amending Chapter 3 (Uses Permitted in Districts) of the Zoning Ordinances of the City of Grove, Oklahoma by repealing and replacing the Permitted Use Table. Seconded by Nielsen. AYE: Trumbull, Nielsen, Dyer, Devitt and Follis. NAY: None. Motion carried.

Follis opened the floor for discussion with respect to an Administrative Order and request from Property Owner for an extension of time to complete provisions of Administrative Order pertaining to dilapidated structure located at 901 S. Grand. Bottoroff reported that she has visited with Code Enforcement Officer / Building Inspector John Fasano, and he had reported that the property owner has pulled his permit for construction, and that several walk-thru has been made. Fasano indicated that the property owner Jimmy Loveday is continually making upgrades to the structure, and has respectfully requested a sixty (60) day extension to his permit. Dyer made the motion to approve the sixty (60) day extension as requested by Loveday. Seconded by Nielsen. AYE: Trumbull, Nielsen, Dyer, Devitt and Follis. NAY: None. Motion carried.

**CITY MANAGERS REPORT**:

Attorney Watkins reported that he has received verbal notification that the Crossland Heavy Contractors, Inc. lawsuit has been settled, and dismissed with prejudice.

**WARD REPORTS**:

Trumbull reported that the Mid-School recently held their annual Science Fair at the Civic Center. Trumbull commended Civic Center Maintenance Manager, Audrey Brewer for her service she extended to him & the Grove Public Schools during the event.

Nielsen commended the Street Department for the clearing of the streets during the recent weather conditions.

Devitt commended the Staff on the maintenance of the demolish projects.

**EXECUTIVE SESSION**:

At 6:33 PM Devitt made the motion for the Council to recess into Executive Session for the purpose of confidential communication between a public body and its Attorney concerning a pending investigation, claim, or action if the public body, with the advice of its Attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation or proceeding in the public interest pursuant to Title 25 O.S. Section 307.B.4 (Wireless 911 negotiations and agreement with Delaware County 911 Board) to include an invitation to City Manager, Bill Keefer and Police Chief, Mark Morris to participate in the session. Seconded by Trumbull. AYE: Trumbull, Nielsen, Dyer, Devitt and Follis. NAY: None. Motion carried.

At 7:17 PM Nielsen made the motion for the Council to come out of Executive Session with no action taken. Seconded by Devitt. AYE: Trumbull, Nielsen, Dyer, Devitt and Follis. NAY: None. Motion carried.

Follis opened the floor for discussion with respect to Executive Session agenda item as above-mentioned. Devitt made the motion to authorize the City Manager to submit what will be the best and final agreement offer to the Delaware County 911 Board, and requesting a response within two (2) weeks. Seconded by Dyer. AYE: Trumbull, Nielsen, Dyer, Devitt and Follis. NAY: None. Motion carried.

At 7:18 PM Devitt made the motion to adjourn. Seconded by Nielsen. AYE: Trumbull, Nielsen, Dyer, Devitt and Follis. NAY: None. Motion carried.