

**CITY OF SAPULPA, OKLAHOMA**  
**COUNCIL PROCEEDINGS**  
Meeting of June 19, 2017

The City Council of Sapulpa, Oklahoma, met in regular session Monday, June 19, 2017, at 7:00 o'clock P.M. in the City Hall Council Chambers, 425 East Dewey Avenue, Sapulpa, Oklahoma.

Present: Reg Green, Mayor  
Louis Martin, Jr., Vice-Mayor  
John Anderson  
Marty Cummins  
Wes Galloway  
Craig Henderson  
Alan Jones  
Hugo Naifeh  
Charles Stephens  
Carla Stinnett

Staff Present: Joan Riley, City Manager; Rick Rumsey, Assistant City Manager; Pam Vann, City Treasurer; David Widdoes, City Attorney; Shirley Burzio, City Clerk

**1. INVOCATION.**

The invocation was given by Mrs. Mary Walters.

**2. PLEDGE OF ALLEGIANCE.**

The "Pledge of Allegiance" was led by Mayor Reg Green.

**3. MINUTES AND CONSENT ITEMS:**

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Wes Galloway, to approve the following items of business:

- A.** Approve the minutes of the June 5, 2017, regular City Council meeting;
- B.** Approve claims in the amount of \$314,893.86;
- C.** Approve the Compilation & Single Audit Engagement Letters with Arledge & Associates, P.C. for services in connection with FY 2016/2017 Annual Audit;
- D.** Approve the sewer easement agreement with the Church of Jesus Christ of Latter-Day Saints for the property located at 950 Pioneer Road, Sapulpa, Oklahoma;

- E. Approve the July 1, 2017, through June 30, 2018, Workers' Compensation Renewal Participant Agreement with Oklahoma Municipal Assurance Group (OMAG);
- F. Approve the consulting and advisory services engagement letter with Crawford and Associates, P.C., for services in connection with the preparation of the 2017 Annual Financial Statements;
- G. Approve the renewal of the planned maintenance agreement between Cummins Southern Plains and the Sapulpa Police Department and the Sapulpa Fire Department for a one year term;
- H. Approve the renewal of the asset disposition services agreement between PropertyRoom.com and Sapulpa Police Department for a one year term.

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

#### **4. COMMUNITY DEVELOPMENT.**

- A. Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Marty Cummins, to approve the adoption of an ordinance amending the Zoning Ordinance of the City of Sapulpa; changing the zone and district of Lots 1, 4, 5, Block 63, Original Town, City of Sapulpa, Creek County, State of Oklahoma, from RM-1 (Residential Single-Family Low Density District) and OM (Office Medium Intensity District) to CBD (Central Business District), per SAZ-941; directing the City Clerk to show each change upon the official zoning map; repealing all ordinances or parts of ordinances in conflict herewith; providing for severability; and declaring an emergency. (Ordinance #2775)

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Charles Stephens, to approve the adoption and passage of the emergency clause.

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

- B. Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Wes Galloway, to approve SUP-008, Specific Use Permit for Government Uses, for Creek County Board of County Commissioners, for the property at 314 E. Lee Avenue, Sapulpa, Oklahoma.

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg

Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

- C.** Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Marty Cummins, to approve the adoption of an ordinance amending the Zoning Ordinance of the City of Sapulpa; changing the zone and district of Lots 6 and 7, Block 16, Frisco Place Addition, City of Sapulpa, Creek County, State of Oklahoma, from RS-3 (Residential Single-family High Density District) to RD (Residential Duplex District), per SAZ-942; directing the City Clerk to show each change upon the official zoning map; repealing all ordinances or parts of ordinances in conflict herewith; providing for severability; and declaring an emergency. (Ordinance #2776)

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Marty Cummins, to approve the adoption and passage of the emergency clause.

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

- D.** Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Marty Cummins, to approve SUP-007, Specific Use Permit for Government Uses, for Asphalt & Fuel Supply, for the property at West 65th Street, Tulsa, Oklahoma.

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

**5. ADMINISTRATION.**

- A.** Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Craig Henderson, to approve the adoption of the following resolutions:

A resolution of the City of Sapulpa amending the FY 2016-2017 annual budget by increasing budgeted beginning fund balance in the amount of \$148,045.00 and appropriations in the amount of \$139,956.00 in the Water Resources Fund to recognize actual beginning fund balance and provide funds to construct a waterline for the new youth sports complex (Resolution #4488);

A resolution of the City of Sapulpa, Oklahoma, and the Sapulpa Municipal Trust Authority amending the FY 2016-2017 annual budget by increasing revenues by \$1,246,043.00 and increasing appropriations by \$719,990.00 in various funds for the purpose of making adjustments based on current revenue and the amounts estimated during the preparation of the FY 2017-2018 annual budget (Resolution #4489);

A resolution of the City of Sapulpa, Oklahoma, amending the FY 2016-2017 annual budget by increasing appropriations in the Federal Seizure and Forfeiture Fund in the amount of \$55,000.00 for the purpose of providing additional funds for the purchase of new radios (Resolution #4490).

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

- B.** Motion was made by Councilor Wes Galloway, seconded by Vice-Mayor Louis Martin, to approve the adoption of a Resolution of the City of Sapulpa, Oklahoma, directing notice of proposed annexation into municipal limits of certain territory located in Section 36, Township 18 North, Range 10 East, Sections 31, 32 and 33, Township 18 North, Range 11 East, and Section 1, Township 17 North, Range 10 East, Creek County, Oklahoma, be published; and authorizing and directing the proper officials of the City of Sapulpa to implement proceedings to conduct a public hearing on the question of such annexation. (Resolution #4491)

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

- C. Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Wes Galloway, to approve, as amended, the adoption of an ordinance extending the corporate limits of the City of Sapulpa, Oklahoma, making findings of fact; annexing an area adjacent to the City of Sapulpa in SE/4 SW/4 Section 12, Township 18 North, Range 11 East, and S/2 N/2 SW/4 SW/4 Section 11, Township 18 North, Range 11 East, Creek County, Oklahoma, into and as a part of the corporate limits of the City of Sapulpa, Oklahoma; designating the tract to be annexed; providing for the zoning of the annexed area; providing for severability; and declaring an emergency. (Ordinance #2777)

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Wes Galloway, to approve the adoption and passage of the emergency clause.

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

- D. Motion was made by Councilor Marty Cummins, seconded by Vice-Mayor Louis Martin, to approve the adoption of an ordinance extending the corporate limits of the City of Sapulpa, Oklahoma, making findings of fact; annexing an area adjacent to the City of Sapulpa in SE/4 NE/4 Section 20, Township 18 North, Range 12 East, Creek County, Oklahoma, into and as a part of the corporate limits of the City of Sapulpa, Oklahoma; designating the tract to be annexed; providing for the zoning of the annexed area; providing for severability; and declaring an emergency. (Ordinance #2778)

ROLL CALL: AYE-John Anderson, Marty Cummins, Louis Martin, Charles Stephens. NAY-Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Hugo Naifeh, Carla Stinnett. Motion failed 4-6.

Motion was made by Councilor Marty Cummins, seconded by Vice-Mayor Louis Martin, to approve the adoption of the ordinance with the condition that an access road be built within 90 days.

ROLL CALL: AYE-John Anderson, Marty Cummins, Reg Green, Craig Henderson, Louis Martin, Hugo Naifeh, Charles Stephens. NAY-Wes Galloway, Alan Jones, Carla Stinnett. Motion carried 7-3.

Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Marty Cummins, to approve the adoption and passage of the emergency clause.

ROLL CALL: John Anderson, Marty Cummins, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-Wes Galloway. Motion carried 9-1.

- F.** Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Wes Galloway, to declare 267 water meters (assorted sizes) as surplus city property, and authorizing the City Manager to dispose of said meters per state law.

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

- G.** Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Marty Cummins, to approve Phase I of the agreement with Tetra Tech, Inc., for engineering services for the Westside/Senegence Sewer Extension Project in the amount of \$43,824.00.

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

- H.** Motion was made by Vice-Mayor Louis Martin, seconded by Councilor Wes Galloway, to award the bid for Pipeline Fittings Rehabilitation on the Skiatook Raw Water Conveyance System project to Daris Contractors in the amount of \$14,558.40.

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

- I.** Motion was made by Councilor John Anderson, seconded by Vice-Mayor Louis Martin, to approve an agreement for engineering services with Tetra Tech for operations and maintenance of the jointly owned Skiatook Raw Water Conveyance System during Fiscal Year 2017-2018 in a shared total amount of \$305,830.00, of which the City of Sapulpa is obligated for \$122,332.00.

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

- J.** Motion was made by Councilor John Anderson, seconded by Vice-Mayor Louis Martin, to approve the adoption of an Ordinance granting to One Gas, Inc., acting by and through its Oklahoma Natural Gas Company Division, and its successors and assigns, for a period of twenty-five (25) years from approval and acceptance of this Ordinance, a non-exclusive franchise and right to enter the public ways to install, operate and maintain a distribution system within, along, across, over and under the public ways of the City of Sapulpa, Oklahoma for the transportation, distribution and/or sale of gas to consumers and the public generally in the City; defining the words and phrases therein; providing for assignment, sale or lease of the franchise; providing that the City may enact an ordinance charging persons transporting gas through grantee's distribution system a fee on the calculated value of

such transported gas; providing for use and repair of the public ways; providing for regulation of service; establishing depth of pipelines; establishing rights and duties in the movement and alteration of pipelines; providing for indemnification of the City of Sapulpa; providing for grantee's rules and regulations; providing for inspection of grantee's records; requiring grantee to pay a franchise fee; providing for conditions of the franchise; providing for construction of this ordinance upon the invalidity of any part thereof; providing for the submission of this ordinance to an election of the qualified voters of the City; providing for acceptance of this franchise by grantee and both an effective and an operative date thereof; repealing all other ordinances directly in conflict herewith; and providing for severability. (Ordinance #2774)

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

- K.** Motion was made by Councilor Wes Galloway, seconded by Vice-Mayor Louis Martin, to approve the adoption of a resolution of the Council of the City of Sapulpa authorizing the Mayor to issue a proclamation calling a Franchise Special Election to be had and held within the City on Tuesday, September 12, 2017, for the purpose of submitting Ordinance No. 2774, which ordinance grants a Natural Gas Utility Franchise to One Gas, Inc., acting by and through its Oklahoma Natural Gas Company Division ("ONG"), its successors and assigns, to a vote of the qualified electors of said City for their approval or disapproval; specifying the question to be voted upon at such special election; directing the publication of this resolution and of the Franchise Special Election Proclamation to be issued by the Mayor for the purpose of giving notice of said election as required by the Oklahoma Constitution and Statutes and Sapulpa City Charter. (Resolution #4492)

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-Alan Jones. Motion carried 9-1.

**6. NEW BUSINESS.**

Motion was made by Councilor Wes Galloway, seconded by Councilor John Anderson, to approve the temporary and permanent easements with Donald Eugene Booth for the purpose of constructing and maintaining a sanitary sewer line utility and lift station.

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

**7. PUBLIC COMMENTS.**

There were no comments made to the council.

**8. ADJOURNMENT.**

There being no further business to consider, motion was made by Vice-Mayor Louis Martin, seconded by Councilor Wes Galloway to adjourn the meeting.

ROLL CALL: AYE-John Anderson, Marty Cummins, Wes Galloway, Reg Green, Craig Henderson, Alan Jones, Louis Martin, Hugo Naifeh, Charles Stephens, Carla Stinnett. NAY-None. Motion carried 10-0.

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Mayor

Attest:

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City Clerk