IN ACCORDANCE WITH THE OKLAHOMA OPEN MEETING LAW
THE AGENDA WAS POSTED JANUARY 27, 2021 AT 4:00 P.M.
AT THE MUNICIPAL BUILDING, 723 SOUTH LEWIS, STILLWATER, OKLAHOMA

MINUTES
STILLWATER CITY COUNCIL
SPECIAL MEETING
STILLWATER COMMUNITY CENTER
WINFREY HOUSTON THEATRE
315 W 8th AVENUE
STILLWATER, OK 74074
FEBRUARY 1, 2021

PRESENT: MAYOR WILLIAM H. JOYCE, VICE MAYOR PAT DARLINGTON
COUNCILORS ALANE ZANNOTTI, JOHN WEDLAKE AND AMY DZIALOWSKI
ABSENT: NONE

1. CALL MEETING TO ORDER

Mayor Joyce called the meeting to order at 5:30 p.m.

2. PLEDGE OF ALLEGIANCE

The Stillwater City Council led the audience in the Pledge of Allegiance.

3. CONSENT DOCKET

a. Approve special meeting minutes and executive session minutes of January 11, 2021 & January 25, 2021.

MOTION BY VICE MAYOR DARLINGTON, SECOND BY COUNCILOR DZIALOWSKI TO APPROVE THE CONSENT DOCKET AS PRESENTED.

ROLL CALL VOTE: JOYCE-YEA, DARLINGTON-YEA, ZANNOTTI-YEA, WEDLAKE-YEA, DZIALOWSKI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

4. PUBLIC COMMENT ON AGENDA ITEMS NOT SCHEDULED FOR PUBLIC HEARING

Jacob Murray, 2711 S. Sangre Rd., spoke in favor of Resolution CC-2021-4 lifting the water moratorium for the Twin Towers service area located within the RWC #3.

Kent Bradley, 3025 S. Isabell Pointe Dr., also spoke in favor of Resolution CC-2021-4 lifting the water moratorium for the Twin Towers service area located within the RWC #3.

5. ITEMS REMOVED FROM CONSENT DOCKET

None.

6. GENERAL ORDERS

a. Summary of the GRDA & City of Stillwater Community Power: Coats for Kids program

Chief Civic Innovation Officer Becky Taylor stated that the Grand River Dam Authority provided the City of Stillwater $10,000 of funding for the Community Power: Coats for Kids Program. Several non-profits and Stillwater Public Schools were contacted to assess the need and gain an understanding on types and sizes of coats. Ms. Taylor reported staff had two shopping days to spend the $10,000 and shopped at six different stores in Stillwater. Ultimately, 321 jackets, 110 winter hats, and 16 scarves were purchased. These jackets, hats and scarves were distributed to Mission of Hope, Wings of Hope, Payne County Youth Services and Stillwater Public Schools.

b. Revenue projections for FY22

Deputy City Manager Melissa Reames stated this report is for informational purposes only and provides an overview of the projected revenues prepared for the FY22 budget. Ms. Reames and department heads addressed and answered council's questions.

c. Accept final plat and ratify Mayor Will Joyce's signature on the final plat for Skyline East, Section Two, Phase One creating 69 residential lots and one out-lot at 1798 N Payne Street

Planning Manager Lanc Gross reported that CHC Management requests approval of a final plat for Phase 1 of a subdivision located at 1798 N. Payne Street, knows as Skyline East, Section Two. The preliminary plat was approved by the Planning Commission on February 18, 2020 with conditions and again on November 3, 2020 after the applicant requested reconsideration of the preliminary plat. The conditions were retained and include:

- the Moore Avenue connection to the west will be for pedestrians only;
- the Brooke Avenue connection to the east will extend to Jardot Street; and
- Grandview connections to Lakeview Road to the north must be completed prior to the start of Phase 2.

Stephen Gose, Gose & Associates, 113 W. 8th, spoke on behalf of the applicant.

Jimbo Carnley, CHC Management, answered council's questions and explained the plan and process to complete the conditions listed above.

Mr. Gross stated the Planning Commission recommends approval of the final plat 3-0.

On January 25, 2021, Mayor Joyce signed the final plat, contingent on ratification by the City Council on February 1, 2021, in order to meet the requirement for the final plat to be on record for 30 days prior to business transactions such as sale of the property.

MOTION BY COUNCILOR WEDLAKE, SECOND BY COUNCILOR ZANNOTTI TO ACCEPT THE PLANNING COMMISSION RECOMMENDATION AND TO RATIFY THE MAYOR'S SIGNATURE ON THE FINAL PLAT FOR SKYLINE EAST, SECTION TWO, PHASE ONE.

ROLL CALL VOTE: JOYCE-YEA, DARLINGTON-YEA, ZANNOTTI-YEA, WEDLAKE-YEA, DZIALOWSKI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

d. Approve the transfer of the defined benefit plan balance currently held by OkMRF into the Simmons Bank consolidated plan pending final approval of Ordinance 3471

Deputy City Manager Melissa Reames stated that the City of Stillwater adopted a defined contribution plan on October 28, 1985 replacing the defined benefit plan that had been in place since June 27, 1966. The defined benefit plan has remained in effect for retired participants as of June 30, 1985. As of October 2, 2020 there are no outstanding retirement payments due. Ms. Reames reported the Oklahoma Municipal Retirement Fund (OkMRF) requires that the retirement plans with no participants be closed

and the remaining plan assets transferred from OkMRF. The remaining assets of the Stillwater defined contribution plan total $11,755,919.54 as of November 30, 2020. These funds are currently designated as general fund reserves. Ms. Reames stated Ordinance 3471 terminating the defined benefit plan is on the agenda for first read this evening. Staff recommends that the defined benefit plan balance currently held by OkMRF be transferred into the Simmons Bank consolidated account.

MOTION BY VICE DARLINGTON, SECOND BY COUNCILOR WEDLAKE TO APPROVE THE TRANSFER OF THE DEFINED BENEFIT PLAN BALANCE CURRENTLY HELD BY OkMRF INTO THE SIMMONS BANK CONSOLIDATED PLAN PENDING FNAL APPROVAL OF ORDINANCE 3471.

ROLL CALL VOTE: JOYCE-YEA, DARLINGTON-YEA, ZANNOTTI-YEA, WEDLAKE-YEA, DZIALOWSKI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

e. Review of resolution establishing ability to serve-special provisions for the Twin Towers service area and proposed resolution to remove provisions

Water Utilities Engineering Director Bill Millis reported that during the summer of 2011, unusually hot weather and high water demand exceeded the water system's ability to serve some southwest portions of the City's municipal and rural systems, including the area known as the "Twin Towers" service area. Parts of the system were not able to maintain the state minimum required pressure of 25 pounds per square inch (psi) for extended periods of time. Mr. Millis stated staff began developing solutions, including the City's "Water 2040" program. He reported in order to protect the water pressure of existing customers and enable some level of development while long term solutions were implemented, the City Council and SUA Trustees adopted restrictions on new service connections in the Twin Towers service area. The restrictions limited new service connections to a single domestic sized meter on each existing parcel. Mr. Millis stated with the Water 2040 program nearing completion, analysis of the Twin Towers service area has shown that new customers can be supported. The November 2011 restrictions are no longer needed to protect existing customers or enable development. Staff recommends amending the terms and conditions for service for adoption under the resolution portion of the SUA and City Council agendas. The resolution removes the current Twin Towers service area restrictions.

No action was taken on this item.

7. RESOLUTIONS

a. Resolution CC-2021-04: A resolution amending the City of Stillwater terms and conditions of service by removing special water service rules for the Twin Towers service area located within the RWC#3 Service Area

MOTION BY COUNCILOR WEDLAKE, SECOND BY COUNCILOR DZIALOWSKI TO ADOPT RESOLUTION NO. CC-2021-04 AS PRESENTED.

ROLL CALL VOTE: JOYCE-YEA, DARLINGTON-YEA, ZANNOTTI-YEA, WEDLAKE-YEA, DZIALOWSKI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES

8. ORDINANCES

a. First Reading

Ordinance No. 3471: An ordinance of the City of Stillwater, Oklahoma, terminating the defined benefit pension system known as the Employee Retirement System Defined Benefit Plan For Retirees only of

Stillwater, Oklahoma, adopted by Ordinance 2211 on October 20, 1985, as amended; Directing Distribution of Excess Assets; Providing for Severability and Repealer; and Declaring an Emergency

MOTION BY VICE MAYOR DARLINGTON, SECOND BY COUNCILOR ZANNOTTI TO ADVANCE ORDINANCE NO. 3471 TO SECOND READING.

ROLL CALL VOTE: JOYCE-YEA, DARLINGTON-YEA, ZANNOTTI-YEA, WEDLAKE-YEA, DZIALOWSKI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

b. Second Reading

Ordinance No. 3470: An ordinance amending the Stillwater City Code by amending Chapter 23, Land Development Code, Article XVIII, Flood Hazard Regulations, to amend Section 23-374, Provisions for Flood Hazard Reduction

MOTION BY COUNCILOR ZANNOTTI, SECOND BY COUNCILOR DZIALOWSKI TO ADOPT ORDINANCE NO. 3470 AS PRESENTED.

ROLL CALL VOTE: JOYCE-YEA, DARLINGTON-YEA, ZANNOTTI-YEA, WEDLAKE-YEA, DZIALOWSKI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

9. REPORTS FROM OFFICERS & BOARDS

a. 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.

b. Miscellaneous items from the City Manager:
   - City Manager Norman McNickle stated the past year has brought a lot of change and people often ask how they can receive City updates more directly. Signing up for Stillwater eNotifications is one of the best ways that both city staff and residents can stay up to date on the latest news stories, events and meeting agendas. Go to Stillwater.org/enotifications to ensure that you receive daily or weekly emails about the topics that are important to you.

c. Miscellaneous items from the City Council:
   - Vice Mayor Darlington stated rain barrels are now on sale for pickup through the City of Stillwater. These barrels capture water from roofs for future use, which could save you money on your water bill while being environmentally friendly. Go to Stillwater.org/news for details on how to order your rain barrel.
   - Councilor Zannotti stated a recent telemarketing scam is asking people to contribute to the Stillwater Police Department. Scammers are claiming the funds are needed because of the "Defund the Police" movement. Be aware that Stillwater PD does not engage in telemarketing of any kind. If you receive this type of call, hang up and do not provide any financial information.
   - Councilor Wedlake stated the City Council Seat 4 election is just over a week away, but the deadline to request an absentee ballot is tomorrow, February 2nd at 5:00 p.m. If you are planning to vote in person, Election Day is next Tuesday, February 9th.
   - Councilor Dzialowski stated if citizens want to know more about the City Council Seat 4 candidates the Stillwater Chamber of Commerce will be broadcasting their third and final candidate forum this Thursday at 6:00 p.m. on the Chamber's Facebook page. The presenting organization for this forum is the

League of Women Voters and the topic for discussion is public-private partnerships.

- Mayor Joyce stated budget preparation season is almost here, but citizens still have plenty of time to share their input. Go to Stillwater.org/yourmoney to submit your ideal City budget. It's your tax money, tell us how you'd spend it.

i. Discussion about scheduling items for future meetings.

10. QUESTIONS & INQUIRIES

None.

11. APPOINTMENTS

a. Confirm appointment of Danny Wick to the Rural Water Advisory Board for a term ending in 2023.

MOTION BY MAYOR JOYCE, SECOND BY COUNCILOR WEKLAKE TO APPOINT DANNY WICK TO THE RURAL WATER ADVISORY BOARD FOR A TERM ENDING IN 2023.

ROLL CALL VOTE: JOYCE-YEA, DARLINGTON-YEA, ZANNOTTI-YEA, WEDLAKE-YEA, DZIALOWSKI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

Stillwater City Council meeting recessed at 6:42 p.m. to convene Stillwater Utilities Authority meeting.

Stillwater City Council reconvened at 6:59 p.m.

12. EXECUTIVE SESSION

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

MOTION BY COUNCILOR DZIALOWSKI, SECOND BY VICE MAYOR DARLINGTON TO ENTER INTO EXECUTIVE SESSION AT 7:00 P.M.

ROLL CALL VOTE: JOYCE-YEA, DARLINGTON-YEA, ZANNOTTI-YEA, WEDLAKE-YEA, DZIALOWSKI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

13. RETURN FROM EXECUTIVE SESSION

a. Possible action regarding the employment, appointment, promotion, demotion, disciplining or resignation of City Attorney John Dorman.

MOTION BY ZANNOTTI, SECOND BY VICE MAYOR DARLINGTON TO RECONVENE THE SPECIAL MEETING OF THE STILLWATER CITY COUNCIL AT 8:31 P.M.

ROLL CALL VOTE: JOYCE-YEA, DARLINGTON-YEA, ZANNOTTI-YEA, WEDLAKE-YEA, DZIALOWSKI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

14. ADJOURN

MOTION BY COUNCILOR COUNCILOR WEDLAKE, SECOND BY COUNCILOR ZANNOTTI TO ADJOURN THE FEBRUARY 1, 2021 SPECIAL MEETING OF THE STILLWATER CITY COUNCIL.

ROLL CALL VOTE: JOYCE-YEA, DARLINGTON-YEA, ZANNOTTI-YEA, WEDLAKE-YEA, DZIALOWSKI-YEA. NAY-NONE. MOTION CARRIED WITH FIVE YEA VOTES.

The February 1, 2021 special meeting of the Stillwater City Council adjourned at 8:32 p.m.

WILLIAM H. JOYCE, MAYOR
STILLWATER CITY COUNCIL

TERESA KADAVY
CITY CLERK