**CITY OF** **SPENCER**

**Regular Joint City Council & Utility Authority Meeting**

**Thursday, July 16, 2020 at 7:00 p.m.**

Pursuant to legal notice required by the Oklahoma Open Meeting Act, including posting of an agenda as required by the terms, thereof, the Spencer City Council & Utility Authority met in regular session on July 16, 2020 via Zoom virtual meeting.

**Minutes**

**Item No.**

1. Meeting was called to order at 7:02 p.m.
2. Roll Call and declaration that a quorum is present.

|  |  |  |
| --- | --- | --- |
|  | **Present** | **Absent** |
| Chairman/Mayor Calvin | X |  |
| Vice Chairman/Mayor Scanlan | X |  |
| Trustee/Council Member Talley |  | X |
| Trustee/Council Member Andrews | X |  |
| Trustee/Council Member Canaday | X |  |

**A quorum was declared and the meeting went forward.**

1. The Flag Salute lead by Vice Mayor Scanlan and Invocation by Trustee/Council Member Andrews
2. Citizens desiring to be heard: Citizens desiring to be heard will be given three (3) minutes to speak on any item on the agenda. Citizens must have signed up by 12 Noon the Wednesday before the meeting in order to be recognized. Public Participation Resolution # 35-07-05.

Cindy VanKley a representative from the Spencer Chamber of Commerce. The new Film School located at the old Green Pastures Elementary School would like to display the City of Spencer Flag flying over their facility. The Chamber created a design which is a modification of the previous city logo design. The Chamber is looking for feedback. There will be no cost to the City of Spencer.

The mayor stated that since this is the first time for discussion of a city flag, he asked that time is given to reflect and place on the agenda for August meeting to have a formal presentation regarding this flag.

1. **NEW BUSINESS.** Discussion, consideration, and possible of New Business item/s, and direct City Staff to take appropriate action... (“New Business,” as used herein, shall mean any matter not know about or which could not have been reasonably foreseen prior to the time of posting.)

**None**

**6. CONSENT DOCKET:** (individual items may be deleted from the Consent Docket under item #6).

6.1. Approval/Ratification of the Special Joint City Council & Utility Authority meeting minutes from June 15, 2020. (GG)

6.2. Approval/Ratification of the Joint City Council & Utility Authority meeting minutes from June 18, 2020. (GG)

6.3. Approval/Ratification of the Special Joint City Council & Utility Authority meeting minutes from June 26, 2020. (GG)

6.4. Approval/Ratification of June 2020 bi-weekly Payroll and Accounts Payables. (GG)

6.5. Approval/Ratification of Elfrink & Associates invoice for 2018-2019 Audit (GG)

6.6. Approval/Ratification of City Attorney Fee Agreement (GG)

6.7. Approval/Ratification of Agreement for Household Hazardous Waste Disposal – Midwest City (GG)

6.8. Approval/Ratification of Oklahoma County Emergency Management Agreement. (GG)

**Trustee/Council Member Andrews motioned to approve the CONSENT DOCKET items 6.1-6.8. Vice Chairman/Mayor Scanlan seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Canaday, Trustee/Council Member Andrews, Vice Chairman/Mayor Scanlan and Chairman/Mayor Calvin Abstain: Trustee/Council Nays:**

1. Discussion on items to be removed from the Consent Document. (GO & UA)

**None**

**8. BUSINESS AGENDA:** Discussion, consideration and possible action:

8.1. AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF SPENCER BY DELETING SECTION 44-447 (F) OF THE SPENCER CODE OF ORDINANCE IN ITS ENTIRETY AND LABELING SECTION 44-447 (F) DELETED; THE INTENT IS TO REMOVE SECTION 44-447 (F) (F) WHICH STATES: NO BUILDING PERMIT SHALL BE ISSUED FOR THE ERECTION OF ANY BUILDING OR RESIDENCE OF ANY NATURE ON ANY UNPLATTED AREA IN THE CITY WITHOUT APPROVAL OF THE PLANNING COMMISSION AND THE CITY COUNCIL; AND NO BUILDING PERMIT SHALL BE ISSUED TO BUILD A SECOND STRUCTURE OR BUILDING OR RESIDENCE OF ANY NATURE ON ANY LOT, TRACT, PARCEL OR SITE CONTAINING TEN ACRES OR LESS IN SIZE, UNTIL THE PROVISIONS OF THIS ARTICLE ARE FULLY COMPLIED WITH. HOWEVER, NOTHING HEREIN CONTAINED SHALL REQUIRE THE APPROVAL OF THE ZONING COMMISSION OR CITY COUNCIL FOR BUILDING PERMITS TO ERECT A DETACHED GARAGE FOR NOT MORE THAN TWO CARS OR OTHER ACCESSORY BUILDINGS TO BE USED IN CONNECTION WITH A SINGLE FAMILY RESIDENCE IN THE CITY NOT OTHERWISE RESTRICTED BY LAW OR ORDINANCE; AND, AFTER SECTION 44-447 (F) IS REMOVED LABEL SECTION 44-447 (F) AS DELETED; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND DECLARING AN EMERGENCY.

**Discussion**

This is a recommendation from the Planning Commission on June 10, 2020. During the review section 44-447 was discussed. The Planning Commission stated that they had no business issuing building permits. Recommendation is the Planning Commission does not issue building permits. This will expedite and remove liability to process. This will work in the City of Spencer favors.

**Trustee/Council Member Canaday motioned to approve AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF SPENCER BY DELETING SECTION 44-447 (F) OF THE SPENCER CODE OF ORDINANCE IN ITS ENTIRETY AND LABELING SECTION 44-447 (F) DELETED. Trustee/Council Member Andrews seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Canaday, Vice Chairman/Mayor Scanlan and Chairman/Mayor Calvin Abstain: Trustee/Council Member Andrews, Nays:**

8.2. AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF SPENCER BY AMENDING SECTION 44-207 (2) a. (SIDE YARD IN THE R-1 DISTRICT) OF THE SPENCER CODE OF ORDINANCE TO STATE: FOR DWELLINGS IN INTERIOR LOTS, THERE SHALL BE A SIDE YARD ON EACH SIDE OF THE MAIN BUILDING OF NOT LESS THAN FIVE (5) FEET FOR DWELLINGS OF ONE STORY, AND NOT LESS THAN TEN (10) FEET FOR DWELLINGS MORE THAN ONE STORY, EXCEPT AS HEREINAFTER PROVIDED IN SECTION 44-334; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND DECLARING AN EMERGENCY.

**Discussion: Recommendation from the Planning Commission meeting held on June 10, 2020. 5 – 6 foots side yards requirement meet it has to be 8 foot. Recommendation is to have a standard side yeard of 5 foot minimum.**

**Vice Chairman/Mayor Scanlan motioned to approve AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF SPENCER BY AMENDING SECTION 44-207 (2) a. (SIDE YARD IN THE R-1 DISTRICT) OF THE SPENCER CODE OF ORDINANCE. Trustee/Council Member Canaday seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Canaday, Trustee/Council Member Andrews, Vice Chairman/Mayor Scanlan and Chairman/Mayor Calvin Abstain: Nays:**

8.3. Condemnation – 8006 NE 28th St. Spencer, OK 73084

Discussion: Has been removed and taken care of.

8.4. Condemnation – 8704 NE 50th St. Spencer, OK 73084,

Discussion: The owner/renter refurbished the property and wasn’t maintained. The recommendation is to condemn the home.

**Trustee/Council Member Canaday motioned to approve the Condemnation – 8704 NE 50th St. Spencer, OK 73084. Trustee/Council Member Andrews seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Canaday, Trustee/Council Member Andrews, Vice Chairman/Mayor Scanlan and Chairman/Mayor Calvin Abstain: Nays:**

12. Adjournment of Regular City Council meeting

**The meeting adjourned at 7:49 p.m.**

**Meeting of the Utility Authority meeting was called to order at 7:49 p.m.**

5. CONSENT DOCKET: (individual items may be deleted from the Consent Docket under item #6). Assignment

5.1. Approval/Ratification of the Special Joint City Council & Utility Authority meeting minutes from June 15, 2020. (UA)

5.2. Approval/Ratification of the Joint City Council & Utility Authority meeting minutes from June 18, 2020. (UA)

5.3. Approval/Ratification of the Special Joint City Council & Utility Authority meeting minutes from June 26, 2020. (UA)

5.4. Approval/Ratification of June 2020 bi-weekly Payroll and Accounts Payables. (UA)

5.5. Approval/Ratification of Elfrink & Associates invoice for 2018-2019 Audit (UA)

5.6. Approval/Ratification of City Attorney Fee Agreement (UA)

5.7. Approval/Ratification of Agreement for Household Hazardous Waste Disposal – Midwest City (UA)

5.8. Approval/Ratification of Oklahoma County Emergency Management Agreement. (UA)

**Trustee/Council Member Andrews motioned to approve the CONSENT DOCKET items 5.1-5.8. Vice Chairman/Mayor Scanlan seconded the motion. The vote was as follows. Yeas: Trustee/Council Member Andrews, Vice Chairman/Mayor Scanlan and Chairman/Mayor Calvin Abstain: Trustee/Council Member Canaday Nays:**

6. Discussion, consideration, and possible action on items removed from the Consent Docket.

**None**

**7.** BUSINESS AGENDA: Discussion, consideration and possible action:

**None**

**8. Remarks and Comments.**

No Comments: Trustee/Council Member Andrews.

City Manager Long: Reported that the Sales Tax for June increased 35%.

The City has a pretty devastating situation going on at 599 N Sunset the home is dilapidated. There is a massive landfill in the back of the property. ODEQ, Health Department. He stated that this will be a massive cleanup and expensive. The owners was charging and allowing people to dump. The concern is that it’s setting on the northern border of the Garber Wellington in which we know that our water supply is well driven. Inquiry with DEQ about assists to help clean this up. Another one on Post Road the same concerns there.

He will take some radical enforcement to keep people from dumping and currently having it blocked off.

Integris Mental Health called the Police Department regarding a patient has been vandalizing surrounding property. The wanted someone to transport a person to another facility. He told the chief that we are not required to transport.

Trustee/Council Member Canaday: Recently had a family member test positive for COVID-19. Ask the citizen to get to know your neighbors and help out with possibly assisting with grocery and meals. Especially for our Senior Citizen.

Vice Chair/Mayor Scanlan: Wanted to know the updates from the July 4th holidays. Had a couple of incidents but overall didn’t have a large number of calls and the citizens did a good of cleaning up.

Mayor Calvin: COVID-19 is still present and we are still in the middle of a Pandemic. The city will continue to operate under the emergency city policy for the City of Spencer. Face masks will not be mandated but highly recommended for citizens to wear face masks in public.

9. Adjournment

**The meeting adjourned at 8:17p.m.**

Respectfully Submitted,

Tanya Mustin

Tanya Mustin, Minute Taker