

CITY OF GROVE

ORDINANCE NO. 583

AN ORDINANCE AMENDING PART 5, CHAPTER 3, OF THE CODE OF ORDINANCES OF THE CITY OF GROVE, OKLAHOMA, BY ADDING A NEW SECTION THERE TO, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GROVE, OKLAHOMA, THAT, TO-WIT:

SECTION ONE: Part 5, Chapter 3, shall be amended by adding Section 5-503 EXISTING BUILDING CODE ADOPTED to read as follows:

SECTION 5-503: EXISTING BUILDING CODE ADOPTED

A certain document, at least one copy of which is on file at the office of the City Clerk, being marked and designated as "International Existing Building Code," the latest edition thereof, and any revisions or amendments thereto, is hereto adopted as the Existing Building Code of the City for the control of existing buildings and structures therein provided. Each and all of the regulations, provisions, penalties, conditions and terms of the International Existing Building Code are hereby referred to, adopted and made a part hereof, as is fully set out in this code with additions, insertions and changes, if any, as prescribed in this Chapter.

SECTION TWO: This Ordinance is in no way to affect, alter or change any of the other provisions of the Codified Ordinances of the City of Grove, Oklahoma pertaining to Part 5, Chapter 3.

SECTION THREE: An emergency exists for the preservation of the public, peace, health and safety by reason whereof this Ordinance shall take effect and be in full force and effect from and after its passage and approval by said City Council of the City of Grove.

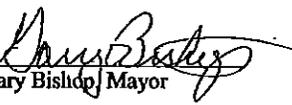
PASSED AND ADOPTED by the City Council of the City of Grove, Oklahoma on the 4th day of August, 2009.

PASSED AND EMERGENCY CLAUSE RULED UPON SEPARATELY AND APPROVED at Grove, Oklahoma, this 4th day of August, 2009.



Juonne Bruce
City Clerk

CITY OF GROVE

By: 
Gary Bishop, Mayor

GROVE CITY COUNCIL
REGULAR MEETING
TUESDAY, AUGUST 4, 2009
6:00 PM

The Grove City Council met in regular session on Tuesday, August 4, 2009 at 6:00 PM with Mayor Gary Bishop presiding. Members present were Marty Follis, Larry Parham, Gary Trippensee and Mike Davenport. Also present was City Manager, Bruce Johnson; Attorney, Dave Jones; Assistant City Manager, Debbie Bottoroff; City Treasurer, Lisa Allred; Public Works Director, Jack Bower and City Clerk, Bonnie Buzzard.

PUBLIC COMMENTS

Ms. Margaret Miller of 1415 N 55th Street addressed the City Council to report that during a recent trip to the Grove Public Library she noticed that the grass was unkempt, the weeds were over taking the landscaping and the trees were in sad shape. She reported her concerns to the Building & Grounds Supervisor, Bob Carmical, and he reported that he would take care of it. Miller noted that the grass did get mowed, but the watering is still an issue. Miller respectfully requested that the Council / Staff look at repairing the drip system at the library. Miller also reported that she heard comments from the Library Staff in regards to the outside lightening. The Library Staff indicated that once the time changes, it is hard to see in the evening, and it is unsafe for workers when they are leaving after work at 9:00 PM. Miller again respectfully asked that the Council / Staff look at the lightening system to the outside of the library building.

Mr. Earl Barnes of 1136 Rolling Oaks Rd addressed the Council to report that on Saturday August 15th and Sunday August 16th the Civil Air patrol will be hosting a "Search & Rescue" event at the Grove Municipal Airport. This event will conduct mock training for the following tragedies:

- 2 down planes
- a distressed boat, and
- a lost child

This event is sanctioned by the United State Air Force.

Trippensee made the motion to approve the minutes of the previous meeting. Seconded by Davenport. AYE: Follis, Parham, Trippensee, Davenport and Bishop. NAY: None. Motion carried.

Davenport made the motion to approve the minutes of the special meeting for 07-21-09. Seconded by Parham. AYE: Follis, Parham, Trippensee, Davenport and Bishop. NAY: None. Motion carried.

Parham made the motion to approve the purchase order register. Seconded by Trippensee. AYE: Follis, Parham, Trippensee, Davenport and Bishop. NAY: None. Motion carried.

Bishop opened the floor for discussion regarding an Ordinance amending Chapter 5, Special Conditions of the Zoning Ordinances of the City of Grove, Oklahoma by repealing and replacing Section 5-8 Signs and Billboards; repealing and replacing Ordinances #428; 451; 460; 461; 481; and 567. The Council and Staff discussed the following changes prior to approval:

- Section 3 – Paragraph 6.A.1: Time Limits on Signs In Residential Districts - ...must be removed within ~~twenty-four hours~~ **seven (7) calendar days**...
- Section 3 – Paragraph 7.A: Signs Allowed In Commercial / Industrial Districts (not Including C-2) - ...shall be allowed in C-1, C-3 and ~~C-4~~...
- Section 3 – Paragraph 7.E.5: Maximum Display Area Per Side of Sign (maximum of two (2) sides per sign): ...footage of an attached ~~or~~ **and** unattached sign...

Davenport made the motion to approve the Ordinance amending Chapter 5, Special Conditions of the Zoning Ordinances of the City of Grove, Oklahoma by repealing and replacing Section 5-8 Signs and Billboards; repealing and replacing Ordinances #428; 451; 460; 461; 481; and 567 to include the above-

mentioned changes. Seconded by Parham. AYE: Follis, Parham, Trippensee, Davenport and Bishop. NAY: None. Motion carried.

Davenport made the motion to approve the Emergency Clause to the above-mentioned Ordinance. Seconded by Follis. AYE: Follis, Parham, Trippensee, Davenport and Bishop. NAY: None. Motion carried.

Bishop opened the floor for discussion regarding an Ordinance amending Part 5, Chapter 3, of the Code of Ordinances of the City of Grove, Oklahoma by adding a new Section 5-503 – Existing Building Codes. Bottoroff reported that the passage date needs to be changes to reflect 08-04-09. Trippensee made the motion to approve the Ordinance amending Part 5, Chapter 3, of the Code of Ordinances of the City of Grove, Oklahoma by adding a new Section 5-503 – Existing Building Codes as amended. Seconded by Davenport. AYE: Follis, Parham, Trippensee, Davenport and Bishop. NAY: None. Motion carried.

Trippensee made the motion to approve the Emergency Clause to the above-mentioned Ordinance. Seconded by Davenport. AYE: Follis, Parham, Trippensee, Davenport and Bishop. NAY: None. Motion carried.

Bishop opened the floor for discussion regarding the bids received for the purchase of a new asphalt paving machine. Johnson reported that the City advertised for bids for this new piece of equipment, and the following were received:

- | | |
|---------------------------------|---|
| • G.W. VanKeppel Company | \$123,450.00 |
| • Kirby Smith Equipment Company | \$134,600.00 |
| • Scott Equipment Company | \$135,300.00 (w/\$2,000 trade-in allowance) |

Johnson reported that the Staff reviewed all bids specifications in detail, and it is their recommendation to award the bid to Kirby Smith Company for a new 8515 LeeBoy in the amount of \$134,600. Follis made the motion to award the bid to Kirby Smith Company as presented. Seconded by Parham. AYE: Follis, Parham, Trippensee, Davenport and Bishop. NAY: None. Motion carried. Johnson added that the City has received interest from Delaware County District #3, and the City of Miami for the purchase of the old paving machine. Johnson reported that the City would first need to surplus that equipment.

Bishop opened the floor for discussion regarding the Grove Personnel Policy Manual. Johnson reported that the Council and Staff received and discussed this policy in detail in their 07-21-09 special meeting. Johnson reported that the following changes were made as recommended in that meeting:

- additional holiday – Columbus Day – 2nd Monday in October (same as the FOP contract)
- Employee of the Quarter Incentive Program
- Comprehensive Pay Plan
- Personal Appearance

Parham made the motion to approve the Grove Personnel Policy as amended. Seconded by Follis. AYE: Follis, Parham, Trippensee, Davenport and Bishop. NAY: None. Motion carried.

Bishop opened the floor for discussion regarding Task Order #1 for Professional Engineering Services Garver, LLC – Grove Water Park. Johnson reported that he had visited with Garver Engineering to see if they would be interested in giving the City a proposal for a 'Water Park', and their response included the description of the project that shall consist of preparing water park design and construction documents for the City of Grove's Water Park Project. The project includes the elements for "Option 2" as described in the draft study prepared by Cousilman Hunsaker dated 01-26-07. The total cost budgeted for the project is \$3,560,000. Davenport reported that he has recently looked at a facility located at the Grand Lake Baptist Assembly campgrounds, which he believes the City of Grove could design and construct at a cheaper and more economic price than proposed by Garver Engineering. The Council and Staff discussed this project in detail. The Mayor and City Council entertained questions and comments from Ms. Judith Read. Trippensee made the motion to take no action at this time, and to direct the Staff to conduct further research. Seconded by Davenport. AYE: Follis, Parham, Trippensee, Davenport and Bishop. NAY: None. Motion carried.

Follis made the motion to approve a Resolution requesting street Improvements to the Oklahoma Department of Transportation. Seconded by Bishop. AYE: Follis, Parham, Trippensee, Davenport and Bishop. NAY: None. Motion carried.

Bishop opened the floor for discussion regarding the request for proposals for a Capital Equipment Lease Purchase Agreement for the City of Grove to purchase one (1) fire rescue pumper. Jones suggested the following changes be made to the proposal prior to approval:

- OFFER:
 - 2nd Paragraph – 2nd Sentence –: ...order to ~~fun~~ fund...
 - 3rd Paragraph – 1st Sentence –: ...less ~~ten~~ than...
 - 3rd Paragraph – 4th Sentence –: ...lock-in until ~~June 1~~ December 31...

Davenport made the motion to approve the 'Request for Proposals' for a Capital Equipment Lease Purchase Agreement as amended. Seconded by Follis. AYE: Follis, Parham, Trippensee, Davenport and Bishop. NAY: None. Motion carried.

CITY MANAGER REPORT

- Discussion with respect to Oklahoma Department of Transportation U.S. Highway 59 Project – Johnson asked Bower give an update on that project. Bower reported that Koss Construction has completed the milling all the way to Sallboat Bridge. They have started the overlay program beginning at approximately 80th Street forward. The North bound curbing is still ongoing, and some of the lighting has been placed. This project is still on schedule.
- Discussion with respect to COPS Hiring Recovery Program Grant Application – Johnson reported that he encouraged the Police Department to apply for a grant application for this program to assist with the Police Department funding. The GPD applied, and was not among the agencies announcement. Johnson noted that their application remains under a pending status within the COPS Office for the 2010 Fiscal Year appropriations.
- Discussion with respect to Oklahoma Water Resources Board Loan Application No. ORF-07-0009-CW, Grove Municipal Services Authority – Johnson reported that GMSA met earlier today, and awarded the bid on the Waste Water Treatment Plant Improvements – Phase II. The Bid was awarded to Crossland Heavy Contractors for \$1,999,000. Johnson noted that he has invited Rick Smith of Municipal Finances Services to the next City Council meeting to discuss the financial details pertaining to this project.

WARD REPORTS

Trippensee asked for an update on the U.S. Hwy 59 water tank refurbishment – Johnson reported that the GMSA Board discussed this particular item in their meeting earlier today. The Board entertained thoughts of utilizing that tank for additional water storage for the Fire Department or for antenna / equipment placement for emergency services. Davenport reported that he had indicated in that meeting that if GMSA / City of Grove are not going to utilize that tank for its intended purposes or any other related item, then it would be his recommendation that it be demolished and removed in its entirety.

Trippensee asked about the sidewalk barriers along U.S. Hwy 59. Bower reported that there will not be a barrier between the sidewalks and highway, however there will be a 2' red brick warning track to let the pedestrian know that they are getting close to the curb.

Trippensee noted that the side reflector along Scenic Drive is down, and needs to be repaired or replaced.

At 7:35 PM Follis made the motion to adjourn. Seconded by Parham. AYE: Follis, Parham, Trippensee, Davenport and Bishop. NAY: None. Motion carried.