

The City Council of Cache, County of Comanche, State of Oklahoma and the Cache Public Works Authority met in Regular Session on the 10th day of December 2012.

Members Present: Mayor Shawn Komahcheet, Manny Vega, Joe Brady, Steve Red Elk and Rosemary Cook.

Meeting called to order at 7:00 p.m. by Mayor Komahcheet.

Item #1: Pledge of Allegiance led by Komahcheet.

Item #2: Invocation given by Dennis Woommavovah.

Item #3: Motion by Red Elk to approve the minutes of November 13, 2012. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook Yes.

Item #4: Motion by Red Elk to approve the Consent agenda items A through K of the November meeting. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook Yes.

Item #5: Motion by Red Elk to approve the Budget Report. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook Yes.

Announcements by Mayor and Council: Vega stated that the 2012 Christmas Parade was a great success. He stated that the committee did a great job and appreciated all of the citizens and participants that made this a success.

Citizens Participation: James Kurth of the CCIA stated that they had met their goals of raising the money for the Maloy Park downtown Cache. He presented to council a picture of their goals for the park and that he would be giving more information as time went along and when he had something more solid to show council regarding the plans for the Maloy Park. He stated that the committee voted on the final plans for the park and would present them to the City of Cache in the next couple of months.

Business Items: None

Item #7: Dennis Woommavovah addressed council on granting a Variance to the Flood Damage Prevention Ordinance, relating to rebuilding a structure in the Flood Hazard Area that sustained Substantial Damage. Mr. Woommavovah stated that we have participated in the Flood Plan since 1987. He stated that Mr. Cullins had rebuilt his home just short (8/10 of foot) of requirements set by Flood Plan and that he is asking for a variance because of this. He stated that he did not realize that this address was in the Flood Plan and did not require him to get a building permit. Mr. Woommavovah explained the elevation of his property and the requirements for this process. Because of this the City of Cache has to set up a Public Hearing due to the variance of the Flood Plan requirements. Motion by Red Elk to open the public hearing. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook Yes.

It was asked by Mr. Trim if there were other houses in the same situation. Mr. Woommavovah stated that there were 2 houses and that they would have to go through the same variance also if they would have any substantial damage to their property. Mr. France asked if he would have problems getting insurance. It was answered no. The Flood Plan requires a foot above the flood plan he is just shy of a foot. Mayor Komahcheet asked if there was anyone that opposed this. No other questions were asked. Motion by Red Elk to close the public hearing. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook Yes.

Item #8: Dennis Wommavovah presented to council the request for possible action on a request for a change of zoning from R-1 (Low Density Residential District) to A-1 (Agricultural Residential District) zoning classification on property located at 301 Rock Creek Dr. Mr. Woommavovah stated that in order to get this changed that the property needed to be at least 5 acres for zoning of A1 and he asked Mr. Turner to show proof of this and he did show proper documentation. Sent out notice to the property owners within 300 feet. He stated that this had gone through the planning commission and they were not in favor of granting this but agreed to let Council make the final decision. Mr. Woommavovah stated that it had been brought up that other larger cities i.e. Norman was allowing chickens in the residential area. Motion by Red Elk to open up the public hearing. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook Yes.

Mr. Brad McKinzie 303 Rock Creek Drive who lives just north of the Turners and he expressed that he felt that

it would allow other animals to come in. He also stated that it would bring in other animals such as sheep, goats or hogs. Other animals such as snakes, skunks, etc would come in due to the chickens and he did not want that. He also was concerned about when this home owner sold out what would the next owner want or bring onto this property and he was strongly against the rezoning. He expressed also the concern of the property value of the area if they rezoned it, would it decrease the value.

Ms. Sonya Forbes, 304 Woodland Circle. Stated that she would like to echo about the property value. She is concerned about the future of their addition. Changing the ordinance, where would it stop? What would come next, horses, etc. She thanked the Council for listening to them. Mr. Woommavovah stated that each addition goes through what they want in their area and the property owners are the controllers of this not the Council on how it is zoned. Motion by Red Elk to close the Public Hearing. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook Yes

Item #9: Motion by Red Elk to take no action on adopting Ordinance No. 12- 13 changing the zoning classification of a tract of land hereinafter more particularly described in Section 1 hereof from the existing zoning classification of R-1 (Low Density Residential District) to A-1 (Agricultural Residential District) zoning classification; authorizing the changes to be made upon the Official Zoning Map in accordance with this Ordinance. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook Yes

Item #10: Mr. Woommavovah stated that we have gave the owner time since September 2012 to clean and fix up the property and was given 60 days. The property had a lot of trash, junk and debris and since then there has been noticeable change. The property is mostly been cleaned up. Mr. Woommavovah stated that he understood that he also thought that it was suppose to be habitable at this time. He ask the Council to make a decision on what to do with this property. Mayor asked Mr. Ashmore where we were with this property. He stated that he had hard time and it was costing a lot of money to get it up and running. Mayor stated that he has also noticed some changed there and wanted to know what he was going to do to finish up the property. He stated that he was financially strapped. Mr. Red Elk asked if that was his goal to be habitable and he stated yes. Brother in law stated that he was helping him as much as possible and that there were other houses in town boarded up and not habitable and they were not being torn down. They are working on this property and that it will be habitable but ask council for time to get it there. It was really run down and needed a lot of work and that costs money and they are trying to get it there. Brother in law asked for fairness in all properties around town, if he had to tear his down that others in town be treated the same way. Mr. Askmore's sister stated that the house had been in their family for a while and they were very interested in cleaning it up. Mayor stated that if Council did not object that we relook at this on March 2013. That would be March 11, 2013 council. Council stated that as long as improvements were made they were not against keeping the house. Mayor stated that we as Council were not picking on him that the neighbors had complained and we had to act on this. Motion by Red Elk to table item #10 to give Mr. Ashmore until 03-11-2013 to make further improvements and then be reevaluated at that time on where he was on his improvements. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook Yes.

Item #11: Motion by Vega to prepare a Resolution to be considered the installation of a street light at the alley on South 4th Street between West "D" Avenue and West "E" Avenue. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook Yes

Item #12: Mr. Woommavovah stated that a variance to the building permit was needed for Mr. France to occupy the newly constructed auto repair building before being in compliance with all the conditions of the building permit. Stated that in order for him to get the permit that it was agreed upon completion of a bathroom inside the garage, fire extinguishers, signs and a fence around the property to block the view from the Church. Mr. France stated that there was costs involved and he was doing his best to get all of the requirements of the building permit and that he was needing a little extension of time so that he could get some finances in order to complete the fence. That amount of fence line was a financial burden to him and that he asked for an extension of this time. Mayor asked how much time he would need. It was agreed upon full compliance of the building permit and a letter of agreement between the City of Cache and Matt France to be signed by both parties of a June 10, 2013 date. Motion by Vega to allow this variance to the building permit. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook Yes

Item: 13: Motion by Red Elk to approve employee's Christmas bonus not to exceed \$2875. Second by Brady.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook Yes

Item #14: Motion by Red Elk to accept the resignation of Dennis Wommavovah as the City of Cache code enforcer as of 12-10-12. All of council wished him Good Luck and thanks for a his service with the City of Cache. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Red Elk-Yes, Cook Yes

GENERAL MEETING AJOURNED

CPWA MEETING CALLED TO ORDER

Present at CPWA meeting were Manny Vega, Joe Brady, Shawn Komahcheet, Steve Red Elk and Rosemary Cook.

Item #1: Motion by Red Elk to approve CPWA Consent Agenda. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Komahcheet-Yes, Red Elk – Yes, Cook-Yes

Item #2: Motion by Komahcheet to approve rates for septic dumping at the City of Cache Lagoons to include a \$200 deposit nonrefundable and a rate of \$75 per load. Komahcheet stated that new applicants must sign a contract with the City of Cache and also have a DEQ license. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Komahcheet-Yes, Red Elk – Yes, Cook-Yes

Item #3: Motion by Komahcheet the approval for Justin McCracken aka McCracken Portal Toilet to dump at the City of Cache Lagoon. He would be required a contract with the City of Cache and also a copy of his DEQ license must be given, business name and must sign in at City Hall before he dumps inside the lagoons. Second by Red Elk.

Vote: Vega-Yes, Brady-Yes, Komahcheet-Yes, Red Elk – Yes, Cook-Yes

Item #4: Motion by Red Elk to approve this years Christmas bonus for CPWA employees not to exceed \$1800. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Komahcheet-Yes, Red Elk – Yes, Cook-Yes

Motion by Komahcheet to adjourn CPWA meeting. Second by Vega.

Vote: Vega-Yes, Brady-Yes, Komahcheet-Yes, Red Elk – Yes, Cook-Yes

CACHE PUBLIC WORKS AUTHORITY MEETING AJOURNED

Agenda was filed in the office of the Municipal Clerk at 5:00 p.m. on December 7, 2012.

Signature –Rhoda Thomas, City Clerk Treasurer