

**MINUTES OF THE REGULAR MEETING OF  
OF THE MOORE CITY COUNCIL  
THE MOORE PUBLIC WORKS AUTHORITY  
THE MOORE RISK MANAGEMENT BOARD  
AND THE MOORE ECONOMIC DEVELOPMENT AUTHORITY  
MARCH 16, 2009 – 6:30 P.M.**

The City Council of the City of Moore met in the City Council Chambers, 301 North Broadway, Moore, Oklahoma on March 16, 2009 at 6:30 p.m. with Mayor Glenn Lewis presiding.

*David Roberts*  
*Councilman, Ward I*

*Robert Krows*  
*Councilman, Ward I*

*Kathy McMillan*  
*Councilwoman, Ward II*

*Janie Milum*  
*Councilwoman, Ward II*

*Shelia Haworth*  
*Councilwoman, Ward III*

*Terry Cavnar*  
*Councilman, Ward III*

PRESENT: McMillan, Haworth, Cavnar, Roberts, Milum, Lewis  
ABSENT: Krows

STAFF MEMBERS PRESENT: Assistant City Manager, Stan Drake; City Clerk, Jim Corbett; City Attorney, Randy Brink; Community Development Director, Elizabeth Jones; Fire Chief, Charles Stephens; Economic Development Director, Deidre Ebrey; Emergency Management and Communications Director, Gayland Kitch; Parks and Recreation Director, Carson Lynch; Risk Manager, Gary Benefield; Police Chief, Ted Williams; Public Works Director, Richard Sandefur; Veolia Water Project Manager, Robert Pistole; and Purchasing Agent, Carol Folsom.

**The invocation was given by Pastor David Pagano with David Pagano Ministries.**

**Agenda Item Number 2 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD MARCH 2, 2009.
- B) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR PARKS BOARD MEETINGS HELD NOVEMBER 4, 2008, DECEMBER 2, 2008, JANUARY 6, 2009 AND FEBRUARY 3, 2009.
- C) ACCEPT SANITARY SEWER, WATER, PAVING, AND DRAINAGE IMPROVEMENTS FOR THE FOREST BROOK ADDITION, LOCATED WEST OF BRYANT AVENUE AND NORTH OF MAIN STREET.
- D) ACCEPT SANITARY SEWER, WATER, PAVING, AND DRAINAGE IMPROVEMENTS FOR THE ROCK CREEK ADDITION, SECTION 4, LOCATED WEST OF SUNNYLANE ROAD AND SOUTH OF SE 4<sup>TH</sup> STREET.

- E) ACCEPT SANITARY SEWER, WATER, PAVING, AND DRAINAGE IMPROVEMENTS FOR THE LAKE WOODS ADDITION, SECTION 4, LOCATED WEST OF EASTERN AVENUE AND NORTH OF SW 34<sup>TH</sup> STREET.
- F) ACCEPT SANITARY SEWER, WATER, PAVING, AND DRAINAGE IMPROVEMENTS FOR THE WILLOWS ADDITION, SECTION 1, LOCATED WEST OF TELEPHONE ROAD AND NORTH OF SW 34<sup>TH</sup> STREET.
- G) ACCEPT THE SANITARY SEWER IMPROVEMENTS FOR THE REGENCY PARK ADDITION, INSTALLED THROUGH THE 2007 CDBG PROGRAM, LOCATED WEST OF JANEWAY AVENUE AND SOUTH OF NW 27<sup>TH</sup> STREET.
- H) ACCEPT SANITARY SEWER, WATER, PAVING, AND DRAINAGE IMPROVEMENTS FOR THE WILLOWS ADDITION, SECTION 6, LOCATED WEST OF TELEPHONE ROAD AND NORTH OF SW 34<sup>TH</sup> STREET
- I) ADD "\$3.25 PER LINEAR FOOT FOR 8-INCH STRAW WADDLE" UNDER UNIT PRICES OF THE STORMWATER QUALITY NUISANCE ABATEMENT CONTRACT WITH PROPERTY IMAGE SOLUTIONS.
- J) ACCEPT EMERGENCY MANAGEMENT PERFORMANCE GRANT ("EMPG") FOR FEDERAL FISCAL YEAR 2009 IN THE AMOUNT OF \$22,316.
- K) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2008-2009 IN THE AMOUNT OF \$1,142,867.54.

Councilman Cavnar asked for a definition of straw waddle. Staff indicated that straw waddle is a cylinder filled with straw that is used along curb lines for erosion control.

**Councilwoman Haworth moved to approve the consent docket in its entirety, second by Councilwoman McMillan. Motion carried unanimously.**

Ayes: McMillan, Haworth, Cavnar, Roberts, Milum, Lewis  
Nays: None  
Absent: Krows

**Agenda Item Number 3 being:**

CONSIDER APPROVAL OF A LOT SPLIT LOCATED IN LOT 2, BLOCK 1, IBC BUSINESS PARK, BEING NORTH OF SW 19<sup>TH</sup> STREET AND WEST OF EAGLE DRIVE. APPLICATION BY THOMAS AND ELIZABETH EDWARDS.

Elizabeth Jones, Community Development Director, advised that the subject property was located north of SW 19<sup>th</sup> Street and west of Eagle Drive on a platted lot where IBC Bank currently sits. She stated that Lot 2, Block 1 of the property is undeveloped. The applicant proposed to split off the northeast corner of the lot and sell it to the homeowner at 1704 Penn Lane of the Plaza South Addition, also known as Lot 10, Block 4. The area being split off has a drainage swale on it making the area unsuitable for development. Ms. Jones noted that if approved the area would still be zoned C-2 but would be attached to an R-1 lot creating multiple zonings and possible future problems; however, the applicant agreed to a deed restriction which would allow only R-1 uses on the property.

**Councilman Roberts moved to approve a lot split located in Lot 2, Block 1, IBC Business Park, being north of SW 19<sup>th</sup> Street and west of Eagle Drive, second by Councilwoman Milum. Motion carried unanimously.**

Ayes: McMillan, Haworth, Cavnar, Roberts, Milum, Lewis  
Nays: None  
Absent: Krows

**Agenda Item Number 4 being:**

CONSIDER APPROVAL OF AN INTERLOCAL COOPERATIVE AGREEMENT WITH THE CITY OF OKLAHOMA CITY FOR ENGINEERING SERVICES FOR THE EASTERN AVENUE WIDENING PROJECT, IN THE AMOUNT OF \$100,000.00.

Elizabeth Jones, Community Development Director, stated that Oklahoma City started a street widening project for Eastern Avenue from I-240 south to the Moore city limit line. Ms. Jones advised that Moore applied for and received ACOG funding to widen Eastern Avenue from our north City limit line south to NE 27<sup>th</sup> Street. Because Oklahoma City had already hired an engineering firm for the project staff would request that the Interlocal Cooperative Agreement be approved. The agreement states that the City agrees to utilize the same engineering firm and pay for our portion of the engineering costs estimated to be around \$100,000. She noted that construction costs for the one-half mile of roadway would be around \$1 million with ACOG paying 80% and the City of Moore being responsible for the remaining 20%. Ms. Jones noted that the cost for construction would be paid to ODOT not Oklahoma City. She advised that the project was on the 2010 schedule for ODOT lettings, which means the City must have the engineering completed by October 2009.

**Councilwoman Haworth moved to approve an Interlocal Cooperative Agreement with the City of Oklahoma City for engineering services for the Eastern Avenue Widening Project, in the amount of \$100,000.00, second by Councilman Cavnar. Motion carried unanimously.**

Ayes: McMillan, Haworth, Cavnar, Roberts, Milum, Lewis  
Nays: None  
Absent: Krows

**Agenda Item Number 5 being:**

CONSIDER ORDINANCE NO. 647(09) AMENDING PART 12, ARTICLE F, SECTION 12-433 OF THE LAND DEVELOPMENT CODE OF THE MOORE MUNICIPAL CODE TO REQUIRE NEWLY CONSTRUCTED MULTI-FAMILY RESIDENTIAL BUILDINGS AND EXISTING MULTI-FAMILY RESIDENTIAL BUILDINGS WITH A FIFTY PERCENT (50%) CHANGE IN OWNERSHIP TO OBTAIN AN OCCUPANCY PERMIT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR A REPEALER.

Mayor Lewis advised that the ordinance was placed on the agenda at his request. However, after meeting with staff to discuss the issue it was determined that the item should be tabled to the next meeting.

**Councilman Roberts moved to table Ordinance No. 647(09) to the April 6, 2009 City Council meeting, second by Councilwoman McMillan. Motion carried unanimously.**

Ayes: McMillan, Haworth, Cavnar, Roberts, Milum, Lewis  
Nays: None  
Absent: Krows

**THE CITY COUNCIL MEETING WAS RECESSED AND THE MOORE PUBLIC WORKS AUTHORITY MEETING CONVENED AT 6:42 P.M.**

**Agenda Item Number 6 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE PUBLIC WORKS AUTHORITY MEETING HELD MARCH 2, 2009.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2008-2009 IN THE AMOUNT OF \$421,782.19.

**Trustee Haworth moved to approve the consent docket in its entirety, second by Trustee Roberts. Motion carried unanimously.**

Ayes: McMillan, Haworth, Cavnar, Roberts, Milum, Lewis  
Nays: None  
Absent: Krows

**Agenda Item Number 7 being:**

CONSIDER AUTHORIZING THE SOLICITATION OF BIDS FOR CONSTRUCTION OF A 12-INCH WATER LINE ON SW 34<sup>TH</sup> STREET BETWEEN SANTA FE AVENUE AND TELEPHONE ROAD.

Stan Drake, Assistant City Manager, indicated that the proposed construction of a 12-inch water line on SW 34<sup>th</sup> Street would complete a loop between Santa Fe Avenue and Telephone Road. Mr. Drake indicated that Blue Stem, Oak Ridge, and Baer's Westmoore Additions were served by a single water line. When problems occur anywhere along the line it affects numerous homeowners. Mr. Drake also mentioned that the new line would improve water pressure to the property owners. He stated that two developers along the pathway of the project indicated they would be willing to participate in the project.

Mayor Lewis noted that Moore Public Schools purchased the property located on northwest corner of SW 34<sup>th</sup> Street and Santa Fe and would also be served by the single water line.

**Trustee Haworth moved to authorize the solicitation of bids for construction of a 12-inch water line on SW 34<sup>th</sup> Street between Santa Fe Avenue and Telephone Road, second by Trustee McMillan. Motion carried unanimously.**

Ayes: McMillan, Haworth, Cavnar, Roberts, Milum, Lewis  
Nays: None  
Absent: Krows

**THE MOORE PUBLIC WORKS AUTHORITY MEETING WAS RECESSED AND THE MOORE RISK MANAGEMENT MEETING CONVENED AT 6:44 P.M.**

**Agenda Item Number 8 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE RISK MANAGEMENT MEETING HELD MARCH 2, 2009.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 08-09 IN THE AMOUNT OF \$118,528.27.

**Trustee Haworth moved to approve the consent docket in its entirety, second by Trustee Milum. Motion carried unanimously.**

Ayes: McMillan, Haworth, Cavnar, Roberts, Milum, Lewis  
Nays: None  
Absent: Krows

**THE MOORE RISK MANAGEMENT MEETING WAS RECESSED AND THE MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING WAS CONVENED WITH CHAIRMAN DAVID ROBERTS PRESIDING AT 6:45 P.M.**

**Agenda Item Number 9 being:**

ROLL CALL

PRESENT: McMillan, Haworth, Lewis, Cavnar, Milum, Roberts  
ABSENT: Krows

**Agenda Item Number 10 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING HELD FEBRUARY 17, 2009.

**Trustee McMillan moved to approve the consent docket in its entirety, second by Trustee Haworth. Motion carried unanimously.**

Ayes: McMillan, Haworth, Lewis, Cavnar, Milum, Roberts  
Nays: None  
Absent: Krows

**Agenda Item Number 11 being:**

DIRECTOR'S REPORT

Deidre Ebrey, Economic Development Director, advised of the following items:

- Farmers Market will be held from May to September 2009 and will be held under one large tent. In the past staff was pretty strict about the products being grown in Oklahoma; however, they will likely open it up somewhat because a lot of vegetables grown here are not ready for harvest by May.
- Redesigning the rack cards/tourism brochure. The City contracted with the State Department of Tourism to put them in travel centers. To date 10,000 have been distributed.
- Working on a corporate marketing brand for the City of Moore as it relates to letterhead and business cards. Will also order items that could be used for career fairs and trade shows.
- Continuing to revamp the City's website. The site averages between 20,000 to 30,000 visitors per month, which is separate from the number of hits on the site.
- In the process of creating an intranet for the City employees.
- Business Spotlight will feature Chick-fil-a and Art Work Beads Studio.
- Shops at Moore adding Rue 21 and Sally Beauty Supply.
- Sales Tax up February 2009 and outpacing the rest of the State by a huge margin. Thanked the citizens for shopping locally and keeping the tax dollars in Moore.
- Jimmy's Egg will be opening soon. An Italian restaurant will open next door.

- Il Dolce Gelato opened next to McAlister's Deli.
- Shop space filling up on Eastern. Shape Fitness, Gourmet Pizza and a barbeque restaurant.
- What-a-Burger scheduled to be open sometime in April.
- Spring Hill Suites to open in June. Another hotel will open next door

**THE MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING WAS RECESSED AND THE CITY COUNCIL MEETING RECONVENED WITH MAYOR GLENN LEWIS PRESIDING**

**Agenda Item Number 12 being:**

NEW BUSINESS:

A) CITIZENS' FORUM FOR ITEMS NOT ON THE AGENDA.

There were no citizens to speak.

B) ITEMS FROM THE CITY COUNCIL/MPWA TRUSTEES.

Mayor Lewis received an e-mail notifying the City that grant applications for COPS monies was being accepted. He noted that the first 36 months of the grant program would be 100% funded with no required matching funds. There was also fire grant money available for construction of a new fire station. Mayor Lewis noted these monies come from a stimulus package made available to the State of Oklahoma.

C) ITEMS FROM THE CITY/TRUST MANAGER.

Stan Drake, Assistant City Manager, advised the City Council of the following items in the absence of City Manager Steve Eddy.

- Updated information on stimulus package. The City's portion would be around \$1.5 million. The engineer's estimate for the roadways submitted on our application, which included portions of Janeway, 27<sup>th</sup> and 12<sup>th</sup> Streets, was around \$580,000. It was suggested that the remaining funds could be used to replace a section of Telephone Road between SW 4<sup>th</sup> and NW 5<sup>th</sup>. Mr. Drake indicated that it would be possible to add bike routes at that time. He advised that the application would be due at the Oklahoma Department of Transportation by March 19, 2009.
- Received a call from the contractor who was awarded the bid for the one-lane bridge west of Sunnyslane on SE 34<sup>th</sup> Street. The project was originally scheduled for June but he is available to start now.

**Agenda Item Number 13 being:**

ADJOURNMENT

**Councilwoman Haworth moved to adjourn the City Council meeting, second by Councilman Cavnar. Motion carried unanimously.**

Ayes: McMillan, Haworth, Cavnar, Roberts, Milum, Lewis  
Nays: None  
Absent: Krows

**The City Council, Moore Public Works Authority, and the Moore Risk Management meetings were adjourned at 6:56 p.m.**

TRANSCRIBED BY:

\_\_\_\_\_  
RHONDA BAXTER, Executive Assistant

RECORDED BY:

\_\_\_\_\_  
CAROL FOLSOM, Purchasing Agent

FOR:

\_\_\_\_\_  
SHELIA HAWORTH, MPWA Secretary

FOR:

\_\_\_\_\_  
KATHY MCMILLAN, MEDA Secretary

These minutes passed and approved as noted this \_\_\_\_ day of \_\_\_\_\_, 2009.

ATTEST:

\_\_\_\_\_  
JIM CORBETT, JR., City Clerk