

**MINUTES OF THE REGULAR MEETING OF
OF THE MOORE CITY COUNCIL
THE MOORE PUBLIC WORKS AUTHORITY
AND THE MOORE RISK MANAGEMENT BOARD
AND A PUBLIC HEARING OF THE MOORE CITY COUNCIL
MAY 5, 2008 – 6:30 P.M.**

The City Council of the City of Moore met in the City Council Chambers, 301 North Broadway, Moore, Oklahoma on May 5, 2008 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: Krows, McMillan, Haworth, Cavnar, Roberts (arrived late), Milum, Lewis
ABSENT: None

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

The invocation was given by Pastor Dan Farmer with the First Free Will Baptist Church.

Mayor Lewis read a proclamation declaring the week of May 11-17, 2008 as "National Hospital Week" and a proclamation declaring May 16, 2008 as "National Bike to Work Day"

Ryan Gehrig, Moore Medical Center Administrator, was in attendance at the meeting to accept the proclamation. Mayor Lewis asked Mr. Gehrig to give an update on the status of the hospital. Mr. Gehrig began by expressing his appreciation to Mayor Lewis and the City Council for issuing the proclamation. He stated that the hospital was doing very well and was ahead of projections. He felt it was a great partnership and looked forward to future successes. He then thanked the City Council for all the support they provided the hospital. Steve Eddy, City Manager, expressed his appreciation to the Moore Medical Center. He stated that they had been a great corporate citizen since Norman Regional Hospital took over the facility. They assisted with the Red Cross Campaign, were joining in a community health initiative with the Moore Public Library, and were sponsoring the National Bike to Work Day event. Mayor Lewis also expressed his appreciation to the hospital.

Elizabeth Jones, Community Development Director, advised that this was the second year the City participated in some capacity in National Bike to Work Day; however, this was the first time the City decided to host its own bike ride. She advised that the ride would take place Friday May 16, 2008 at 8:30

a.m. The ride should not last more than 30 minutes and would begin at the Fitness Together facility. The route would have the bikers traveling north to Riverwalk Drive where a police escort would assist them in crossing the 19th Street intersection. They would then continue riding north on Telephone Road to the Moore Medical Center. Ms. Jones noted that the Moore Medical Center offered to host a raffle and breakfast for the participants at the end of the ride. She also recognized Earl's Rib Palace and First National Bank who made donations to the cause.

Agenda Item Number 2 being:

CONSENT DOCKET:

- A) APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD APRIL 21, 2008.
- B) RECEIVE AND APPROVE THE MINUTES OF THE PLANNING COMMISSION MEETING HELD MARCH 11, 2008.
- C) RELEASE A STORM WATER DRAINAGE EASEMENT LOCATED IN THE NW/4 OF SECTION 23, T10N, R3W, BEING SOUTH OF SE 4TH STREET AND EAST OF TOWER DRIVE.
- D) APPROVE A CONTRACT WITH THE OKLAHOMA DEPARTMENT OF EMERGENCY MANAGEMENT FOR FFY 2008 EMERGENCY MANAGEMENT PERFORMANCE GRANT FUNDING IN THE AMOUNT OF \$22,316.00.
- E) AUTHORIZE STAFF TO SOLICIT BIDS FOR FOUR WIRELESS HANDHELD MOBILE COMPUTING DEVICES WITH PRINTERS (ELECTRONIC TICKET WRITING DEVICES) USING FY 07-08 BUDGETED FUNDS.
- F) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2007-2008 IN THE AMOUNT OF \$1,025,929.72.

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

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

THE CITY COUNCIL MEETING WAS RECESSED AND THE PUBLIC HEARING WAS CONVENED AT 6:40 P.M.

Agenda Item Number 3 being:

REVIEW, DISCUSS AND RECEIVE CITIZEN INPUT AND COMMENTS REGARDING THE FISCAL YEAR 2008-2009 BUDGET AS REQUIRED BY 11 OKLA. STAT. § 17-208 (1992).

Jim Corbett, Finance Director, presented the FY 2008-2009 budget in the amount of \$62.8 million. A summary, included on page 70 of the agenda, was published in the Daily Oklahoman on April 25, 2008. Mr. Corbett advised that the budget was balanced and complied with all legal requirements. He stated that numerous meetings had been held with the City Council, department heads, management, and the public to discuss the budget in detail.

Mayor Lewis asked if there were any citizen comments.

No action was taken on the item.

THE PUBLIC HEARING WAS RECESSED AND THE CITY COUNCIL MEETING WAS RECONVENED AT 6:42 P.M.

Agenda Item Number 4 being:

CONSIDER APPROVAL OF THE FY 2008-2009 ANNUAL BUDGET AND ADOPT RESOLUTION NO. 652(08).

Councilman Krows moved to approve the FY 2008-2009 Annual Budget and adopt Resolution No. 652(08), second by Councilman Roberts. Motion carried unanimously.

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

Mayor Lewis expressed his appreciation to Jim Corbett and his staff for their work on the budget.

Agenda Item Number 5 being:

CONSIDER REZONING APPLICATION NO. RZ-823 TO REZONE A PART OF THE NW/4 OF SECTION 27, T10N, R3W, BEING SOUTH OF SW 19TH STREET AND WEST OF TELEPHONE ROAD FROM A-2 SUBURBAN AGRICULTURAL DISTRICT TO C-3 GENERAL COMMERCIAL DISTRICT; AND APPROVE ORDINANCE NO. 616(08). APPLICATION BY JASON FRITTS.

Elizabeth Jones, Community Development Director, advised that the subject property was located south of SW 19th Street and west of Telephone Road adjacent to the Home Depot site. The applicant proposed to rezone the property from A-2 Suburban Agricultural District to C-3 General Community District in order to construct a Chick-Fil-A fast food restaurant. Ms. Jones stated that an 8" sanitary sewer line would be extended to serve the site, and water would be extended from Telephone Road. Staff recommended approval of the item.

Councilman Krows moved to approve Rezoning Application No. RZ-823 and Ordinance No. 616(08), second by Councilwoman Milum. Motion carried unanimously.

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

Agenda Item Number 6 being:

CONSIDER THE PRELIMINARY PLAT OF FRITTS ADDITION LOTS 5 AND 6, BLOCK 1 LOCATED IN THE NW/4 OF SECTION 27, T10N, R3W, BEING SOUTH OF SW 19TH STREET AND WEST OF TELEPHONE ROAD. APPLICATION BY JASON FRITTS.

Elizabeth Jones, Community Development Director, stated that the proposed preliminary plat consisted of two commercial lots located on eight acres. Ms. Jones advised that the property was not located in a floodplain; however, a fee in lieu of detention would be required. Access was shown from Telephone Road. She noted that the layout of the plat included the old homestead of the Fritts family, which would be removed at the start of construction.

Councilwoman McMillan moved to approve the preliminary plat of Fritts Addition Lots 5 and 6, Block 1 located in the NW/4 of Section 27, T10N, R3W, being south of SW 19th Street and west of Telephone Road, second by Councilman Krows. Motion carried unanimously.

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

Agenda Item Number 7 being:

CONSIDER THE FINAL PLAT OF BLUEFLOWER ADDITION, LOCATED IN THE SW/4 OF SECTION 25, T10N, R3W, BEING SOUTH OF S. 19TH STREET AND EAST OF EASTERN AVENUE. APPLICATION BY BLUE FLOWER DEVELOPMENT, LLC/DAVID YOUNG.

Elizabeth Jones, Community Development Director, advised that the proposed final plat consisted of eight residential lots on 1.5 acres with a common area of 3,800 square feet, resulting in a density of eight units per acre. The property was zoned R-3 as a PUD under Rezoning Application No. RZ-816 which allowed for a higher density patio home residential development with the following amenities:

- Entryway feature that includes a water fountain
- Common area that includes a gazebo and brick walkway
- 29 trees planted along the right-of-way and within the common area
- Pavement treatments to provide interest and traffic calming at the entry of the addition.

Ms. Jones stated that the PUD dictated a smaller front building line at 15 feet with a 20 foot setback for garages, which must be shown on the final plat prior to filing at Cleveland County. She advised that there was no floodplain shown on the property, and off-site detention would be provided by the Jehovah's Witness detention pond located to the east of the site. Access would be provided by Eastern Avenue with no individual lots having access to Eastern Avenue. Staff recommended approval of the item.

Mayor Lewis asked for the size of the homes. Ms. Jones stated the homes would be between 1,500 and 2,000 square feet, and all of the homes would have garages.

Councilman Krows moved to approve the final plat of Blueflower Addition, located in the SW/4 of Section 25, T10N, R3W, being south of S. 19th Street and east of Eastern Avenue, second by Councilman Cavnar. Motion carried unanimously.

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

Agenda Item Number 8 being:

CONSIDER RESOLUTION NO. 654(08) APPROVING AND ADOPTING THE CITY OF MOORE MASTER TRAILS PLAN UPDATE, POLICIES, AND FUTURE TRAILS PLAN FOR THE CITY OF MOORE.

Elizabeth Jones, Community Development Director, stated that Resolution No. 654(08) included the first update to the Moore Master Trails Plan Update, Policies, and Future Trails Plan since it was first adopted in 2002. Ms. Jones advised that the plan primarily focused on active transportation. The purpose of the plan was to guide policies and decisions in regard to active transportation issues, to make recommendations for infrastructure improvements, and to be used to justify grant applications. Ms. Jones advised that the City received 147 responses to an internet survey taken in January 2007. In December 2007 a "Safe Routes to School" survey was conducted at the Northmoore Elementary School resulting in 131 responses. After compiling the data a steering committee meeting was held in February 2008. Councilman Cavnar and several citizens attended the meeting to offer comments and suggestions that were included in the plan.

Ms. Jones included existing and planned sidewalk routes along arterial and collector streets. Approximately 50 miles of sidewalk routes were identified, some of which were already constructed. She advised that bike routes were also included on low traffic and low speed arterial and collector streets. Those routes included signed bike routes and specifically dedicated and striped bike lanes up to 42.75 miles in length.

Multi-use trails utilize existing right-of-way to construct an eight to ten foot concrete or asphalt trail located off-road and designed for walkers and bikers. Approximately 27.5 miles of multi-use trails were identified. Those types of visionary trails take advantage of floodplains and railroad right-of-way.

The plan also covers land use, infrastructure, and education.

Ms. Jones stated that she decided to update the Master Trails Plan due to some additional funding sources that would become available. The Safe Routes to School grant program in the amount of \$200,000 was a 100% federally funded program administered through ODOT in an effort to encourage children to walk and bike to school. She also mentioned another 100% federally funded grant program offered through ACOG for sidewalk projects. Ms. Jones advised that obtaining the engineering prior to funding being awarded was the only requirement. She felt that in order to take advantage of the new funding opportunities it was important to have a trails plan that accurately reflects the City of today.

Councilman Cavnar thanked Ms. Jones for her hard work on the project.

Councilman Cavnar moved to approve Resolution No. 654(08), second by Councilman Krows. Motion carried unanimously.

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

Agenda Item Number 9 being:

CONSIDER AWARDING BID NO. 078-010 "PURCHASE OF FIRE HOSE FOR THE CITY OF MOORE FIRE DEPARTMENT" TO THE LOWEST AND MOST RESPONSIVE BIDDER.

Fire Chief Charles Stephens advised that Bid No. 078-010 was for the purchase of fire hose for the new equipment. Chief Stephens stated that the item was bid out early in order to have the fire hose when the equipment arrived and to get the best price possible. Chief Stephens recommended awarding the bid to NAFECO as the lowest bidder.

Councilman Roberts moved to award Bid No. 078-010 "Purchase of Fire Hose for the City of Moore Fire Department" to NAFECO, second by Councilwoman McMillan. Motion carried unanimously.

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

THE CITY COUNCIL MEETING WAS RECESSED AND THE MOORE PUBLIC WORKS AUTHORITY MEETING CONVENED AT 7:00 P.M.

Agenda Item Number 10 being:

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE PUBLIC WORKS AUTHORITY MEETING HELD APRIL 21, 2008.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2007-2008 IN THE AMOUNT OF \$436,289.09.

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

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

Agenda Item Number 11 being:

CONSIDER APPROVAL OF THE FY 2008-2009 ANNUAL BUDGET AND ADOPT RESOLUTION NO. 220(08).

Trustee Roberts moved to approve the FY 2008-2009 Annual Budget and adopt Resolution No. 220(08), second by Trustee Krows. Motion carried unanimously.

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

Agenda Item Number 12 being:

DISCUSS PROPOSED CURBSIDE RECYCLING PROGRAM AND, IF DEEMED APPROPRIATE, AUTHORIZE STAFF TO SOLICIT BIDS FOR SAID PROGRAM.

Steve Eddy, City Manager, advised that a proposed curbside recycling program was placed on the agenda in response to a discussion held at a budget study session on April 22, 2008. Mr. Eddy stated that he had received numerous e-mails and phone calls requesting the implementation of a recycling program. A copy of the City of Norman's request for proposals was obtained for Council's review. He advised that it if was Council's desire the bid request could be mailed out and a program implemented by the end of the year.

Trustee Cavnar moved to authorize staff to solicit bids for a curbside recycling program, second by Trustee McMillan. Motion carried unanimously.

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

Addendum Item Number 12A being:

RECEIVE PUBLIC INPUT REGARDING PROPOSED IMPROVEMENTS TO THE WASTEWATER TREATMENT FACILITIES, ALTERNATIVES TO THE PROPOSED IMPROVEMENTS AND ASSOCIATED COSTS, AND DISCUSS POTENTIAL ENVIRONMENTAL IMPACTS OF THE PROJECT.

Steve Eddy, City Manager, advised that a public hearing was required as part of the environmental review process by the Department of Environmental Quality. Satish Dasharathy with Eagle Consultants appeared as engineer on the wastewater treatment plant improvements project. He stated that a public hearing was required whenever the capacity of a treatment plant was increased or the treatment process changed, especially when EPA funding was being requested. A notice of the meeting was published in the Daily Oklahoman, and a sign in sheet by the participants was requested. Mr. Dasharathy indicated that the purpose of the meeting was to discuss the proposed improvements to the wastewater treatment

facility. Approximately nine different alternatives and their associated costs were reviewed on the construction of a 9 MGD facility and an additional 3 MGD facility in the future. Mr. Dasharathy explained that another purpose of the hearing was to discuss any potential environmental impacts. He advised that an environmental document was completed and mailed to 15 different agencies. Responses were received from six of the agencies and they were awaiting responses from the others.

Mr. Dasharathy discussed in detail the system and the equipment of the new plant. He stated that documents were available at City Hall for closer inspection for anyone who was interested. Mr. Dasharathy indicated that the facilities would have odor control equipment and new stormwater holding ponds would be added. He ended his presentation by inviting public input.

Mayor Lewis confirmed that the new plant would help tremendously with the odor problems that have existed in the past.

There were no other comments and the hearing was declared closed.

THE MOORE PUBLIC WORKS AUTHORITY MEETING WAS RECESSED AND THE MOORE RISK MANAGEMENT MEETING CONVENED AT 7:09 P.M.

Agenda Item Number 13 being:

CONSENT DOCKET:

- A) ACCEPT THE MINUTES OF THE REGULAR MOORE RISK MANAGEMENT MEETING HELD APRIL 21, 2008.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2007-2008 IN THE AMOUNT OF \$165,828.90.

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

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

THE RISK MANAGEMENT MEETING WAS RECESSED AND THE CITY COUNCIL MEETING RECONVENED AT 7:10 P.M.

Agenda Item Number 14 being:

NEW BUSINESS:

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

There were no citizen comments.

- B) ITEMS FROM THE CITY COUNCIL/MPWA TRUSTEES.

Councilwoman Krows congratulated the Moore High School girls softball team for winning the state championship.

- C) ITEMS FROM THE CITY/TRUST MANAGER.

Steve Eddy, City Manager, advised the City Council of the following items:

- Warren Theatres ticket sales for Friday, Saturday and Sunday were more than the total weekly sales for the past three or four weeks. Plans for additional parking were announced. Councilman Roberts mentioned a conversation with a local restaurant owner who told him their weekend sales have increased \$2,000 since the opening of Warren Theatres. Mr. Eddy mentioned that the timing of the traffic signals within the area would be changed to assist with additional traffic flow.
- Farmers Market would begin Thursday evening May 22, 2008, and would be held every Thursday evening and Saturday morning until the start of school in August.

Agenda Item Number 15 being:

ADJOURNMENT

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

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

The City Council, Moore Public Works Authority, and the Moore Risk Management meetings were adjourned at 7:15 p.m.

TRANSCRIBED BY:

RHONDA BAXTER, Executive Assistant

RECORDED BY:

CAROL FOLSOM, Purchasing Agent

FOR:

SHELIA HAWORTH, MPWA Secretary

FOR:

ROBERT KROWS, MEDA Secretary

These minutes passed and approved as noted this ____ day of _____, 2008.

ATTEST:

JIM CORBETT, JR., City Clerk