

**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  
AUGUST 16, 2010 – 6:30 P.M.**

The City Council of the City of Moore met in the City Council Chambers, 301 North Broadway, Moore, Oklahoma on August 16, 2010 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*

*Jason Blair  
Councilman, Ward III*

*Terry Cavnar  
Councilman, Ward III*

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

STAFF MEMBERS PRESENT: City Manager, Steve Eddy; Assistant City Manager, Stan Drake; City Attorney, Randy Brink; City Clerk/Finance Director, Jim Corbett; Emergency Management and Communications Director, Gayland Kitch; Fire Chief, Charles Stephens; Human Resources/Risk Management Director, Gary Benefield; Manager of Information Technology, David Thompson; Police Chief, Ted Williams; Acting Parks and Recreation Director, Todd Jenson; Public Works Director, Richard Sandefur; Veolia Water Project Manager, Robert Pistole; and Purchasing Agent, Carol Folsom.

The invocation was given by Pastor Leslie Johnson with Eastlake Cumberland Presbyterian Church.

**Agenda Item Number 2 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD AUGUST 2, 2010.
- B) RECEIVE THE MINUTES OF THE PLANNING COMMISSION MEETING HELD JUNE 8, 2010.
- C) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2010-2011 IN THE AMOUNT OF \$1,712,713.81.

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

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

**Agenda Item Number 3 being:**

CONSIDER ADOPTION OF RESOLUTION NO. 708(10) AUTHORIZING THE CALLING AND HOLDING OF AN ELECTION IN THE CITY OF MOORE, OKLAHOMA FOR THE PURPOSE OF SUBMITTING TO THE REGISTERED QUALIFIED VOTERS OF SAID CITY THE QUESTION OF AUTHORIZING THE EXTENSION OF AN EXISTING ONE-HALF OF ONE PERCENT (0.50%) SALES TAX AND PROVIDING THE USE THEREOF; CONTAINING OTHER PROVISIONS RELATED THERETO; AND DECLARING AN EMERGENCY.

Steve Eddy, City Manager, stated that Agenda Items No. 3 and 4 were companion items relating to the extension of the ½ cent sales tax approved by the voters in November 2006 for construction of a public safety building, three fire stations, and public safety equipment.

Mr. Eddy advised that Resolution No. 708(10) authorized the calling of an election for authorization to extend the sales tax. He stated that Ordinance No. 677(10) stated the proposed use for the funds obtained from the sales tax extension. Mr. Eddy advised that 80% of the funds would be used for residential street repairs and 20% for the purchase of public safety equipment such as police cars and fire trucks. The issue would be on the ballot for the next general election to be held November 2, 2010. He stated that prior to that time public meetings would be held to give information to the citizens about the proposed sales tax extension.

Councilman Krows asked how much revenue the sales tax would generate. Mr. Eddy stated that currently the ½ cent sales tax was generating \$3.2 million a year. He added that approximately half of the sales tax revenues were generated from people living outside the city limits of Moore.

**Councilman Krows moved to adopt Resolution No. 708(10), second by Councilwoman Milum. Motion carried unanimously.**

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

Mr. Eddy indicated that motions were required for the emergency clauses contained in Agenda Items No. 3 and 4. Mayor Lewis confirmed through City Attorney Randy Brink that consideration of an emergency clause was legal.

**Councilman Krows moved to adopt the emergency clause, second by Councilwoman McMillan. Motion carried unanimously.**

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

**Agenda Item Number 4 being:**

CONSIDER ORDINANCE NO. 677(10) OF THE CITY OF MOORE, OKLAHOMA AMENDING THE CITY OF MOORE, OKLAHOMA SALES TAX ORDINANCE [ORDINANCE NO. 60, AS AMENDED BY ORDINANCE NO. 331(83), AS AMENDED BY ORDINANCE NO. 470(88), AS AMENDED BY ORDINANCE NO. 551(06)] TO PROVIDE FOR THE RENEWING OF THE LEVYING AND ASSESSING OF AN EXISTING ONE-HALF OF ONE

PERCENT (0.50%) SALES TAX UPON THE GROSS RECEIPTS OR PROCEEDS DERIVED FROM ALL SALES TAXABLE UNDER THE SALES TAX LAW OF OKLAHOMA; FIXING EFFECTIVE DATE AND DATE OF TERMINATION; PROVIDING THE PURPOSE OF SAID ADDITIONAL SALES TAX; MAKING PROVISIONS SEVERABLE; CONTAINING OTHER PROVISIONS RELATING THERETO; AND DECLARING AN EMERGENCY.

Steve Eddy, City Manager, advised that although the City Council might vote to approve extending the sales tax, it would not go into effect until approved by the voters. Mr. Eddy stated that the current public safety sales tax was scheduled to expire March 31, 2011. If the question is approved by the voters the sales tax extension would go into effect April 1, 2011.

Mayor Lewis asked if there was a list of streets to be repaired. Mr. Eddy indicated that typically the worst streets are repaired first. Council could form a committee to determine what streets are to be repaired; however, he did not want to indicate to the citizens that the list was exhaustive.

**Councilman Krows moved to approve Ordinance No. 677(10), second by Councilman Blair. Motion carried unanimously.**

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

**Councilman Krows moved to adopt the emergency clause, second by Councilwoman Milum. Motion carried unanimously.**

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

**Agenda Item Number 5 being:**

CONSIDER REZONING APPLICATION NO. 857 LOCATED IN THE SE/4 OF SECTION 3, T10N, R3W, BEING NORTH OF NE 27<sup>TH</sup> STREET AND WEST OF I-35, FROM C-5 AUTOMOTIVE AND COMMERCIAL RECREATION DISTRICT WITH A PERMISSIVE USE FOR USED CAR SALES TO C-5 AUTOMOTIVE AND COMMERCIAL RECREATION DISTRICT WITH PERMISSIVE USE FOR HEAVY TRUCK AND EQUIPMENT SALES; AND APPROVE ORDINANCE NO. 673(10). APPLICATION BY DON ALLEN. (PLANNING COMMISSION WILL VOTE ON THE ITEM AT THEIR AUGUST 10, 2010 MEETING).

Stan Drake, Assistant City Manager, stated that the subject property was located on the west side of the I-35 Service Road and north of NE 27<sup>th</sup> Street. The property contained three lots with a mini-storage to the south and RV sales to the north. Mr. Drake advised that Lot 1 was developed as a used car lot and the remaining lots were undeveloped. He stated that the applicant was leasing the property to a company that also wanted to sell heavy trucks. This would require a Permissive Use for Automotive Sales and Rental: Heavy for all three lots along I-35. The Planning Commission recommended approval of the item 6-1. Water and sewer are available to serve the site. Mr. Drake stated that a comprehensive plan amendment would not be required because the proposed use for the property was the same as the current designation. Mr. Drake indicated that the applicant was available to answer questions.

Paul James, 3025 N. Service Road, stated that his company sells cars, trucks, and SUVs, but would like to add semi-trucks and medium duty trucks to his lot.

Mayor Lewis asked if there was anyone in attendance who opposed the item. There was no one who wished to speak on the item.

Councilman Krows asked how many semi-trucks would be located on site. Mr. James stated that he planned to have around 40 to 60 trucks at any one time.

**Councilwoman McMillan moved to approve Rezoning Application No. 857 and Ordinance No. 673(10), second by Councilman Krows. Motion carried unanimously.**

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

**Agenda Item Number 6 being:**

CONSIDER APPROVAL OF A SOFTWARE LICENSE AND MAINTENANCE CONTRACT WITH GEOSAFE, LLC TO PROVIDE GEOSAFE MOBILE 2 AND GEOSAFE SERVICE TO THE POLICE DEPARTMENT IN THE AMOUNT OF \$10,000.

Police Chief Ted Williams advised that the police department has been testing the GeoSafe software as a replacement for the Office Assist software that the police department currently uses. The software is loaded onto the laptops located in the patrol vehicles. This allows photographs and alerts to be posted on the server which can be accessed by the officers out in the field. Chief Williams stated that the new software contained additional features which would allow the Moore Police Department to interact with the Norman Police Department. The GeoSafe software is more advanced and resolves several of the operating issues that existed with the current software. Staff would propose purchasing the GeoSafe software in the amount of \$10,000 using JAG funds.

**Councilman Krows moved to approve a software license and maintenance contract with GeoSafe, LLC to provide GeoSafe Mobile 2 and GeoSafe Service to the Police Department in the amount of \$10,000, second by Councilwoman Milum. Motion carried unanimously.**

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

**Agenda Item Number 7 being:**

CONSIDER APPROVAL OF A CONTRACT WITH THE INTERNATIONAL ASSOCIATION OF CHIEFS OF POLICE TO PROVIDE A 15-DAY TRAINING COURSE ON "LEADERSHIP IN POLICE AGENCIES" TO THE SUPERVISORS OF THE POLICE DEPARTMENT AT A COST OF \$32,589.

Police Chief Ted Williams stated that the contract with the International Association of Chiefs of Police in the amount of \$32,589 was for a 15-day training course on "Leadership in Police Agencies" to be hosted by the City of Moore. Last year the training course was hosted by the City of Norman. Chief Williams indicated that he planned to send 13 supervisors through the training. The City of Norman, and the OU police department would also be sending their supervisors through the training, and would reimburse the City of Moore for the cost of their training.

**Councilman Krows moved to approve a contract with the International Association of Chiefs of Police to provide a 15-day training course on**

**“Leadership in Police Agencies” to the supervisors of the Police Department at a cost of \$32,589, second by Councilman Blair. Motion carried unanimously.**

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

**Agenda Item Number 8 being:**

APPROVE A RENUMBERING OF ORDINANCE NO. 638(08) DUE TO DUPLICATE SECTIONS, RENUMBERING SECTION 5-801 AND SECTION 5-802 TO SECTION 5-901 AND SECTION 5-902, RESPECTIVELY.

Steve Eddy, City Manager, stated that Agenda Items No. 8 and 9 are housekeeping items to correct previous numbering errors. Mr. Eddy indicated that the section numbers under Ordinance No. 638(08) were incorrect, and certain sections contained in Ordinance No. 653(09) were not numbered sequentially.

**Councilman Krows moved to approve a renumbering of Ordinance No. 638(08) due to duplicate sections, renumbering Section 5-801 and Section 5-802 to Section 5-901 and Section 5-902, respectively, second by Councilwoman McMillan. Motion carried unanimously.**

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

**Agenda Item Number 9 being:**

APPROVE A RENUMBERING OF ORDINANCE NO. 653(09), DUE TO DUPLICATE NUMBERS IN SECTION 8-401 DEFINITIONS, RENUMBERING SUBSECTIONS 1-9 SEQUENTIALLY.

**Councilwoman McMillan moved to approve a renumbering of Ordinance No. 653(09), due to duplicate numbers in Section 8-401 Definitions, renumbering subsections 1-9 sequentially, second by Councilman Krows. Motion carried unanimously.**

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

**Agenda Item Number 10 being:**

CONSIDER RESOLUTION NO. 706(10) ADOPTING THE 2009 AND 2010 SUPPLEMENT TO THE MOORE CODE OF ORDINANCES.

Jim Corbett, City Clerk, stated that Agenda Items No. 10 and 11 were companion items regarding the codification of ordinances that were approved over the past year. The City is required under state law to keep the ordinances current and available for public inspection.

**Councilman Krows moved to approve Resolution No. 706(10) adopting the 2009 and 2010 supplement to the Moore Code of Ordinances, second by Councilman Blair. Motion carried unanimously.**

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

**Agenda Item Number 11 being:**

CONSIDER RESOLUTION NO. 707(10) ADOPTING THE 2009 AND 2010 SUPPLEMENT TO THE LAND DEVELOPMENT CODE.

Jim Corbett, City Clerk, stated that Agenda Items No. 11 is for the codification of the Land Development Code.

**Councilman Krows moved to approve Resolution No. 707(10), second by Councilwoman Milum. Motion carried unanimously.**

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

**Agenda Item Number 12 being:**

CONSIDER APPROVAL OF JOB DESCRIPTION FOR THE PREVIOUSLY APPROVED POSITION OF ASSISTANT PARKS AND RECREATION DIRECTOR IN THE PARKS AND RECREATION DEPARTMENT; AND APPROVE PLACEMENT IN PAY RANGE 60 OF THE NON-UNION PAY TABLE.

Steve Eddy, City Manager, stated that the reclassification of the Parks and Sports Coordinator position to Assistant Parks and Recreation Director was approved in the budget process. Mr. Eddy asked for City Council approval of the job description and placement in the pay table.

Councilman Krows asked if the Parks and Recreation Director position was filled. Mr. Eddy stated that Todd Jenson was acting as Interim Parks and Recreation Director.

**Councilman Krows moved to approve a job description for the previously approved position of Assistant Parks and Recreation Director in the Parks and Recreation Department; and approve placement in Pay Range 60 of the non-union pay table, second by Councilwoman Milum. Motion carried unanimously.**

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

**THE CITY COUNCIL MEETING WAS RECESSED AND THE MOORE PUBLIC WORKS AUTHORITY MEETING WAS CONVENED AT 6:58 P.M.**

**Agenda Item Number 13 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE PUBLIC WORKS AUTHORITY MEETING HELD AUGUST 2, 2010.

- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2010-2011 IN THE AMOUNT OF \$13,200.39

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

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

**THE MOORE PUBLIC WORKS AUTHORITY MEETING WAS RECESSED AND THE MOORE RISK MANAGEMENT MEETING WAS CONVENED AT 6:59 P.M.**

**Agenda Item Number 14 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE RISK MANAGEMENT MEETING HELD AUGUST 2, 2010.  
B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2010-2011 IN THE AMOUNT OF \$159,240.28.

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

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

**THE MOORE RISK MANAGEMENT MEETING WAS RECESSED AND THE MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING WAS CONVENED WITH VICE-CHAIR JANIE MILUM PRESIDING AT 7:00 P.M.**

**Agenda Item Number 15 being:**

ROLL CALL

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

**Agenda Item Number 16 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING HELD JULY 19, 2010.

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

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

**Agenda Item Number 17 being:**

DIRECTOR'S REPORT

Deidre Ebrey, Economic Development Director, was not in attendance at the meeting.

**THE MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING WAS RECESSED AND THE CITY COUNCIL MEETING RECONVENED WITH MAYOR GLENN LEWIS PRESIDING AT 7:01 P.M.**

**Agenda Item Number 18 being:**

NEW BUSINESS:

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

Cathy Washington, 636 Firelight, stated that she was a recreational biker. She has lived in Moore over 20 years but found that we have some of the rudest drivers when it comes to bike riders. She asked that the City Council implement biking routes or at least post signs that state "share the road." Ms. Washington commented that riding your bike can be hazardous and asked that something be done to ensure the safety of the bike riders. Councilman Cavnar advised that he rides approximately 100 miles a week. The City has been working over the past few years on bike routes and signage. Elizabeth Jones, Community Development Director, was working on the project but was absent from the meeting. Stan Drake, Assistant City Manager, stated that a concerted effort would be made to put up signs. The bike routes have been established and signs should be erected within 30 days. Councilman Cavnar indicated that he had looked at a map with bike routes on them a few years ago and had indicated to Ms. Jones that he would like to visit with her before the signs were put up to coordinate Moore's bike routes with Norman's. Mr. Drake stated that he would give Ms. Washington the phone number for Ms. Jones and they could visit about bike trails. Mayor Lewis commented that he would like to look into federal funding for looping the entire City with bike trails.

Mr. Eddy indicated that ODOT does have specific types of trail grants. Ms. Jones was looking into completing the trail from Veterans Park up Bryant to 12<sup>th</sup> Street Park. Part of that trail will be built in the bond street project that is ongoing. The trails plan that was adopted two to three ago needs to be implemented. Councilman Krows asked how the bike routes could be publicized. Mr. Eddy stated that the routes could be included on Channel 20 or one of the web shows could focus on bike trails.

B) ITEMS FROM THE CITY COUNCIL/MPWA TRUSTEES.

There were no items from the City Council.

C) ITEMS FROM THE CITY/TRUST MANAGER.

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

- The July Financial Statement looks significantly better than the June Financial Statement.
- Metro wide the August sales tax numbers looked good. Moore's numbers are up 12.5% from August 2009.

- Spoke to some of the merchants regarding Tax Free Weekend. They were well pleased with the outcome.
- Halloween will be observed on Saturday, October 30, 2010. The Red Ribbon Parade, Red Ribbon Jam, Haunt Old Town, and the 28<sup>th</sup> Annual Halloween Festival at the Moore Community Center would also be held on that day.

**Agenda Item Number 19 being:**

**EXECUTIVE SESSION:**

- A) DISCUSS POTENTIAL ACQUISITION OF CERTAIN REAL PROPERTY IN THE CITY OF MOORE AND AUTHORIZE STAFF TO PROCEED AS APPROPRIATE AS AUTHORIZED BY 25 OKLA. STAT. § 307(B)(3).
- B) CONVENE INTO EXECUTIVE SESSION

**Councilman Krows moved to convene to executive session, second by Councilwoman McMillan. Motion carried unanimously.**

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

**The City Council convened into executive session at 7:11 p.m.**

- C) RECONVENE FROM EXECUTIVE SESSION

**The City Council reconvened from executive session at 7:24 p.m.**

- D) ACTION.

- A) DISCUSS POTENTIAL ACQUISITION OF CERTAIN REAL PROPERTY IN THE CITY OF MOORE AND AUTHORIZE STAFF TO PROCEED AS APPROPRIATE AS AUTHORIZED BY 25 OKLA. STAT. § 307(B)(3).

**There was no action taken on the item.**

**Agenda Item Number 20 being:**

ADJOURNMENT

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

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

**The City Council, Moore Public Works Authority, and the Moore Risk Management meetings were adjourned at 7:25 p.m.**

TRANSCRIBED BY:

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

RECORDED BY:

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

FOR:

\_\_\_\_\_  
JANIE MILUM, MPWA Secretary

FOR:

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

These minutes passed and approved as noted this \_\_\_\_ day of \_\_\_\_\_, 2010.

ATTEST:

\_\_\_\_\_  
JIM CORBETT, City Clerk