

**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  
OCTOBER 19, 2015 – 6:30 P.M.**

The City Council of the City of Moore met in the City Council Chambers, 301 North Broadway, Moore, Oklahoma on October 19, 2015 at 6:30 p.m. with Mayor Glenn Lewis presiding.

*David Roberts  
Councilman, Ward I*

*Robert Krows  
Councilman, Ward I*

*Melissa Hunt  
Councilwoman, Ward II*

*Mark Hamm  
Councilman, Ward II*

*Jason Blair  
Councilman, Ward III*

*Terry Cavnar  
Councilman, Ward III*

PRESENT: Krows, Hunt, Cavnar, Roberts, Hamm, Lewis  
ABSENT: Blair

STAFF MEMBERS PRESENT: City Manager, Steve Eddy; Assistant City Manager, Stan Drake; Assistant City Manager, Todd Jenson; City Attorney, Randy Brink; Finance Director, Brooks Mitchell; Assistant Planner/Grants Manager, Jared Jakubowski; Community Development Director, Elizabeth Jones; Economic Development Director, Deidre Ebrey; Emergency Management Director, Gayland Kitch; Fire Chief, Gary Bird; Human Resources/Risk Management Director, Gary Benefield; Manager of Information Technology, David Thompson; Assistant Police Chief, Todd Strickland; Public Works Director, Richard Sandefur; Veolia Water Project Manager, Robert Pistole; and Administrative Assistant, Katie Berhalter.

**Agenda Item Number 2 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD OCTOBER 5, 2015.
- B) RECEIVE AND APPROVE THE MINUTES OF THE SPECIAL WORK STUDY SESSION HELD SEPTEMBER 28, 2015.
- C) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2015-2016 IN THE AMOUNT OF \$3,600,181.87.

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

Ayes: Krows, Hunt, Cavnar, Roberts, Hamm, Lewis  
Nays: None  
Absent: Blair

**Agenda Item Number 3 being:**

CONSIDER A CONDEMNATION AND DEMOLITION APPEAL FOR 400 N. ARNOLD. APPLICATION BY NANCY COFFEY.

Elizabeth Jones, Community Development Director, stated that the item was previously considered on August 17, 2015 at which time the City Council granted a 45 day extension in order to work out a settlement with her insurance company. Ms. Jones was advised by Ms. Coffey that her insurance issues have been resolved and a structural engineer prepared a list of repairs that must be made to the residence. She recommended that a strict timeline be scheduled for the necessary repairs so that Ms. Coffey's progress can be monitored. Ms. Coffey was in attendance to answer any questions.

Mayor Lewis asked staff for a recommended timeline. Ms. Jones suggested a 30 day time limit for the exterior repairs. An additional 30 days can be granted for the interior repairs. Councilman Krows asked Ms. Coffey if she had received payment from her insurance company. Ms. Coffey indicated that she was underinsured by approximately \$20,000 to \$25,000. Councilman Cavnar felt that the exterior repairs should be completed first. Councilman Hamm inquired whether the condemnation was instigated by a complaint. Ms. Jones indicated the City has not received any complaints from Ms. Coffey's neighbors, the property was identified during the tornado cleanup process.

Steve Eddy, City Manager, noted that the damage to the residence was from the March 2015 tornado. There has not been an inordinate amount of time pass since the damage was incurred. However, the City will routinely assess the storm damaged areas to determine if a home has been left damaged for an extended period of time with no sign of progress. If one is found the condemnation process is started to determine if there are extenuating circumstances or if the home should be set for demolition. Although a significant amount of time has not passed, repairs should still be addressed in some way. Councilman Roberts did not want to set an unreasonable timeline since Ms. Coffey has maintained the outside of the home since the tornado and was not negligent since she was dealing with her insurance company. Mayor Lewis recommended a 90 day extension to give Ms. Coffey an opportunity to hire the necessary contractors who may not be immediately available.

**Councilman Krows moved to grant a 45-day extension for exterior repairs and a 45-day extension for interior repairs for a total of 90 days on the condemnation and demolition appeal for 400 N. Arnold, second by Councilwoman Hunt. Motion carried unanimously.**

Ayes: Krows, Hunt, Cavnar, Roberts, Hamm, Lewis  
Nays: None  
Absent: Blair

**Agenda Item Number 4 being:**

RECEIVE A "CONCEPTUAL EVALUATION REPORT" FOR THE 34<sup>TH</sup> STREET/I-35 BRIDGE PROJECT FROM EST, INC. AND CONSIDER APPROVAL OF THE RECOMMENDED CONCEPTUAL DESIGN FOR THE PROJECT.

Steve Eddy, City Manager, advised that the proposed Conceptual Design is the first step in the SW 34<sup>th</sup> Street/I-35 Bridge project. Gary Evans, design engineer with EST, will present three options for the alignment of the bridge including roadway connections and the reconstruction of 34<sup>th</sup> from Telephone Road east to Little River.

Mr. Evans indicated that 34<sup>th</sup> would be reconstructed as a four-lane roadway with left turn lanes included as needed. The Conceptual Evaluation Report considered multiple alignments both north and south of the

existing center line of 34<sup>th</sup> Street. Three constraints were consistent with each of the options included in the study.

1. Smith Cemetery located on the northeast corner of SW 34<sup>th</sup> Street and Telephone Road.
2. A 72" waterline located parallel and immediately north of SW 34<sup>th</sup> Street.
3. Floodplain along the Little River east of I-35.

He noted that all alternate alignments studied require the reconstruction and elevation of 34<sup>th</sup> Street to access the proposed bridge and will require additional property along 34<sup>th</sup> Street east of Telephone Road, including the improvements to the property immediately south of 34<sup>th</sup> both east and west of I-35.

Alternative One: Provides for the connection of SW 34<sup>th</sup> Street over I-35 and includes the widening of 34<sup>th</sup> Street on its existing alignment. The existing 72" water main must be relocated throughout the project resulting in the greatest impact to the adjacent properties and the highest project cost of the three alternatives. The estimated cost for alternative one is \$23,590,000.

Alternative Two: Provides for the connection of SW 34<sup>th</sup> Street over I-35 and offsets the widening of 34<sup>th</sup> Street to the south enough to avoid impacting the 72" water main utilizing retaining walls. This alternative has less impact to adjacent properties and would have a cost savings compared to alternative one. The estimated cost for alternative two is \$18,700,000.

Alternative Three: Provides for the connection of SW 34<sup>th</sup> Street over I-35 and offsets the widening of 34<sup>th</sup> Street to the south enough to avoid impacting the 72" water main without the need for retaining walls. This alternative has less impact to adjacent property owners and more cost savings when compared to alternative two. The estimated cost for alternative three is \$18,250,000.

Mr. Evans advised that the Conceptual Evaluation Report recommends the selection of Alternative Three as the preferred option.

The anticipated project timeline – The preliminary plan development can begin after adoption of the preferred alternative. Mr. Evans anticipated the plans to be complete in the summer of 2016. Right-of way acquisition and utility relocations will commence and should be complete by spring 2017. The project would then be bid out with construction taking place between the spring of 2017 and the fall of 2018.

Mayor Lewis asked why off-ramps are not included in the project. Mr. Evans stated that two discussions are occurring. The project provides for SW 34<sup>th</sup> to go over I-35 and tie into the frontage roads. ODOT selected EST to study I-35 through Moore and Norman. They do not have a contract in place yet, but the study would look at 8 miles of configurations of existing interchanges and recommendations of future interchanges. ODOT is aware that I-35 will be capacity restrained in the near future and will look for alternates to handle the growing needs of I-35.

Councilman Hamm asked if the City opted to go with Alternative 3 would major reconstruction be necessary if ramps are added in the future. Mr. Evans stated they made certain that the proposals would accept multiple ramp configurations for the future.

Councilman Krows inquired whether the bridge designs take into consideration the flooding that historically occurs there. Mr. Evans stated that the project includes a bridge over Little River along the east side of I-35. An extensive hydraulic study would be performed to make certain there would be no impact from the project. Little River is both a FEMA controlled floodplain and a Corp of Engineers controlled floodway. As such there are strict guidelines in place on how the project can affect Little River. Councilman Krows asked if the roadway would be raised to prevent flooding and closing of the roadway. Mr. Evans advised that I-35 must be cleared by 16 feet and 9 inches. The structural depth of the bridge deck and the beams would add another 6 to 8 feet. They would build a fill somewhere in the

neighborhood of 25 feet to clear I-35. He added that the section of the roadway would meet Little River Bridge where a low water crossing exists now and a new span bridge will be constructed with plenty of room underneath to prevent flooding.

Councilman Hamm complimented EST for the work on the report. He felt it was very easy to understand.

**Councilman Krows moved to approve the recommended conceptual design for the 34<sup>th</sup> Street/I-35 Bridge Project, second by Councilman Roberts. Motion carried unanimously.**

Ayes: Krows, Hunt, Cavnar, Roberts, Hamm, Lewis  
Nays: None  
Absent: Blair

**Agenda Item Number 5 being:**

CONSIDER ORDINANCE NO. 805(15) AMENDING PART 12, CHAPTER 3, ARTICLE C, SECTION 12-386 BY DEFINING SHIPPING CONTAINERS AND ESTABLISHING MINIMUM REGULATIONS FOR THE PLACEMENT, SETBACKS, FENCING, AND MAINTENANCE FOR THE USE OF SHIPPING CONTAINERS IN COMMERCIAL ZONING DISTRICTS.

Elizabeth Jones, Community Development Director, advised that the proposed ordinance amendment was requested by the City Council to address problems with businesses using steel shipping containers for onsite storage. The containers are considered to be aesthetically displeasing and contribute to blight, especially in order commercial areas. Ms. Jones surveyed surrounding communities to determine how they handle similar situations. She found that the problem is common and difficult to address. They expressed their intent to see what Moore does and possibly pattern an ordinance after us. Ms. Jones stated that Ordinance No. 805(15) would require a building permit for steel shipping containers placed on commercial property. She noted that an ordinance is already in place prohibiting the use of steel shipping containers in residential areas. The containers cannot be located in front of a primary business, in a side yard on a corner lot, or in a public easement. She indicated that the containers must be located a minimum of 100 feet from the public right-of-way or behind a sight proof fence. The containers must be placed on a sealed surface and not use a required parking space. Ms. Jones stated that in some instances a sealed surface can be considered gravel. Staff would work with the business to ensure the surface the container is placed on is well maintained. The containers must be painted a neutral color if they can be seen from the right-of-way. Ms. Jones stated that the ordinance allows six months from the date of passage for nonconforming uses to come into compliance. If Ordinance No. 805(15) is approved staff would contact all of the business that have steel shipping containers that are not in compliance and notify them that they have six months to comply. She noted that a few businesses will have a significant problem meeting the new requirements.

Mayor Lewis stated that Target and Wal-Mart use steel containers for layaways and asked if they would be in violation of the ordinance. Ms. Jones indicated that since the containers are located behind the building and are set back more than 100 feet they would be in compliance. However, during the Christmas season they occasionally have some storage containers that would not be in compliance. Councilman Cavnar asked if the City would make exceptions during the holidays. Ms. Jones stated that the ordinance does not address special situations and exceptions could not be made. Councilman Hamm felt that the ordinance should address certain situations with a special permit. Steve Eddy, City Manager, stated that staff can certainly look into incorporating a clause in the ordinance to allow a temporary permit on a seasonal basis for certain uses.

Councilman Hamm asked if the proximity of a container to a residential area was taken into consideration. Ms. Jones stated that the proximity to residential areas was discussed as it related to sight proof fencing

and setbacks from residential property lines. She indicated that the issue could be revisited. Council Members Krows and Roberts felt that the item should be tabled to allow for some revisions. Mr. Eddy stated that staff would be happy to make any suggested changes to the ordinance.

Mayor Lewis suggested that any portable building be required to have a permit. Mr. Eddy indicated that the City doesn't allow pods.

Mayor Lewis mentioned that the City has a few containers at the 19<sup>th</sup> Street water tower. Councilman Krows asked if the ordinance would affect the schools. Ms. Jones indicated that a provision in the ordinance allows schools, churches, and government property, regardless of the zoning, are allowed to have steel shipping containers; however, they still must meet the requirements.

**Councilman Krows moved to table Agenda Item No. 5, second by Councilman Cavnar. Motion carried unanimously.**

Ayes: Krows, Blair, Hunt, Cavnar, Roberts, Hamm, Lewis  
Nays: None

**Agenda Item Number 6 being:**

CONSIDER ORDINANCE NO. 806(15) AMENDING PART 8, CHAPTER 11, ARTICLE B, SECTION 8-1111 AND ADDING PART 8, CHAPTER 11, ARTICLE B, SECTIONS 8-1112 THROUGH 8-1114 DEFINING EXTERIOR PROPERTY MAINTENANCE STANDARDS, EXTERIOR PROPERTY STANDARDS, AND SIGN MAINTENANCE STANDARDS, AND ESTABLISHING ENFORCEMENT PROCEDURES.

Elizabeth Jones, Community Development Director, stated that Agenda Items No. 6 and 7 are companion items. Staff was directed by Council to look at the City's exterior property standards. Ms. Jones reviewed the existing Exterior Property Maintenance Code that was used for residential properties. Ms. Jones surveyed surrounding communities for proposed amendments to the Exterior Property Maintenance Code to apply to commercial properties. Ordinance No. 806(15) addresses broken or cracked windows, broken sidewalks and driveways, parking areas striping and maintenance, fence maintenance, and exterior lights and signage. Ms. Jones indicated that the implementation of an annual inspection was included in the ordinance. This inspection could be done in conjunction with inspections performed by the Fire Department.

Ordinance No. 807(15) gives the City more discretion in the enforcement of Exterior Property Maintenance. Problems with commercial properties are bigger and cost more money to repair which would require more time to fix. The ordinance gives staff the discretion to work with the business owner.

Mayor Lewis asked if staff has the time to put into the proposed ordinance changes. Councilman Hamm and Councilwoman Hunt stated that they were proponents of the ordinance. Councilman Hamm brought the issue before City Council and discussed the problem with the City Manager. He realized that additional work would be created for staff but he felt it was necessary to set some property maintenance standards for businesses.

Mayor Lewis asked what type of penalty would be assessed for violation of the ordinance. Mr. Eddy indicated that a citation would be issued similar to situations involving violation of residential exterior property maintenance requirements. The property owner can pay the ticket or appear in court. Mayor Lewis stated that Oklahoma City ended up spending over \$1 million to demolish a large dilapidated structure that the property owner refused to fix. Councilwoman Hunt did not feel that the City could ignore the problem and felt the ordinance was an important enforcement tool. Steve Eddy, City Manager, advised that the proposed ordinance would not allow the City to demolish a commercial structure in violation of the Code. It would take a separate legal action through condemnation to do that.

Councilman Cavnar commented that the City should not have to apologize for making individuals maintain their property. Councilman Roberts felt that the City should have the ability to stop a retail business from deteriorating and coming a blight on the community.

**Councilman Hamm moved to approve Ordinance No. 806(15), second by Councilwoman Hunt. Motion carried unanimously.**

Ayes: Krows, Hunt, Cavnar, Roberts, Hamm, Lewis  
Nays: None  
Absent: Blair

**Agenda Item Number 7 being:**

CONSIDER ORDINANCE NO. 807(15) AMENDING PART 8, CHAPTER 11, ARTICLE C, SECTION 8-1142 AMENDING THE TIME PERIOD FOR CORRECTION OF EXTERIOR PROPERTY MAINTENANCE VIOLATIONS.

**Councilman Hamm moved to approve Ordinance No. 807(15), second by Councilwoman Hunt. Motion carried unanimously.**

Ayes: Krows, Hunt, Cavnar, Roberts, Hamm, Lewis  
Nays: None  
Absent: Blair

**Agenda Item Number 8 being:**

CONSIDER AUTHORIZING STAFF TO SOLICIT REQUEST FOR PROPOSALS TO CONDUCT A PAY PLAN CLASSIFICATION/COMPENSATION STUDY AND SOFTWARE FOR NON-UNION EMPLOYEES.

Steve Eddy, City Manager, stated that the City's pay plan and pay ranges for non-union employees have not been given a comprehensive look since 2007. Mr. Eddy would like to have someone outside to look at all of the non-union positions, job descriptions, classifications, and pay ranges and make a comparison to other cities in the metro area to make sure the City is staying competitive. Any proposed changes to the pay plan would be presented to the City Council at a later date.

Mayor Lewis asked for the necessity of the software. Mr. Eddy stated that the software would enable the City to update the information in the future.

**Councilman Roberts moved to authorize staff to solicit Request for Proposals to conduct a pay plan classification/compensation study and software for non-union employees, second by Councilman Cavnar. Motion carried unanimously.**

Ayes: Krows, Hunt, Cavnar, Roberts, Hamm, Lewis  
Nays: None  
Absent: Blair

**Agenda Item Number 9 being:**

RECEIVE AN UPDATE ON THE COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY ("CDBG-DR") PROGRAM.

Jared Jakubowski, Assistant Planner/Grants Manager, indicated that he would give an update on various projects being worked on through the Community Development Block Grant - Disaster Recovery Program. A presentation was given with Mr. Jakubowski detailing some of the projects:

1. Infrastructure Recovery and Implementation Plan was submitted to HUD who used it at a conference in Chicago as a guide for other grantees.
2. Drainage Master Plan which includes Stormwater Management. The consultants are currently surveying along the west side of the community.
3. Public Facilities – The Master Plan shows a splash pad, playground, restrooms, and pavilions at Little River Park that are currently in the environmental process. The Moore Public School System is a partner in the project and Plaza Towers Elementary will be picking the theme of the park to be constructed.
4. Engineering Projects – Engineering is occurring on the SE 4<sup>th</sup> Street Trail which runs from Tower Drive to S. Bryant Avenue by Veterans Park and the SE 4<sup>th</sup> Street Railroad Underpass.
5. Housing Rehabilitation Program – Three applications have been accepted with two projects beginning within the next few months. Applications will be accepted through the end of the month.
6. The Down Payment Assistance Program should begin in early 2016.
7. The redevelopment of the mobile home park property is going through the Master Plan process. Closing will occur on the property soon and demolition of the remaining structures shortly thereafter.
8. Infrastructure projects that have been through the environmental process and are ready to begin were noted. Mr. Jakubowsky described a few of the projects. A bridge box project will be installed at SW 11<sup>th</sup> east of Santa Fe to allow access across a drainage ditch to Plaza Towers Elementary. A streetscape project is planned for the area between SW 11<sup>th</sup> and SW 19<sup>th</sup> Streets. Mr. Jakubowsky mentioned the S. Bryant project from Main to SE 4<sup>th</sup> is being engineered for the addition of a trail network and to address drainage and street repairs.

Steve Eddy, City Manager, stated that the handouts show different infrastructure projects around the City which should have a big impact on the areas. The construction is delayed until revisions to the Public Works Contract are finalized. Once a contract is approved construction of the projects should begin in earnest.

Councilman Krows thanked Mr. Jakubowsky and staff for all of their hard work on the projects.

**Councilman Krows moved to approve an update on the Community Development Block Grant Disaster Recovery (“CDBG-DR”) Program, second by Councilman Cavnar. Motion carried unanimously.**

Ayes: Krows, Hunt, Cavnar, Roberts, Hamm, Lewis  
Nays: None  
Absent: Blair

**Agenda Item Number 10 being:**

CONSIDER APPROVAL OF A CONTRACT WITH LEMKE LAND SURVEYING TO UPDATE THE GEOGRAPHIC INFORMATION SYSTEM IN THE AMOUNT OF \$501,000.

Elizabeth Jones, Community Development Director, stated that the City's current GIS system was developed in 2000 and contained basic information on water, sewer, and streets. Since that time the City has updated the information; however, no new data sets have been added. After the May 20, 2013 tornado it was discovered that many other departments rely on GIS information. With additional information emergency staff can respond more efficiently following natural disasters. It would also enable staff to better perform their job duties and also provide more information for residents, developers, and builders.

Ms. Jones advised that system updates are necessary in order to meet new state mandates for an Underground Asset Management System. She stated that the contract with Lemke Land Surveying would provide monumentation throughout the City. They would install monument corners that would allow a standardized database for a measuring system throughout the City. It would also convert all of the existing data to match the new measuring system. It would include digitization and inclusion of all easements and rights-of-way. It would also include cemetery data to replace the existing paper mapping system. Addressing and storm shelter mapping would also be included. On-site surveying of the existing water and sewer infrastructures would involve individuals going out into the field to locate lines and entering the GPS location for inclusion in the database.

Ms. Jones indicated that the City received seven responses to the RFP. After interviewing four firms staff recommended Lemke Land Surveying as the most responsive. They were the only one to recognize the need to put manpower on the ground to collect the necessary information. Since that time Lemke reduced the contract price by \$100,000 to \$501,000. Ms. Jones felt this amount was in-line with the product the City would receive.

Councilman Krows asked if the information could be updated fairly easily. Ms. Jones noted that updates could be made digitally making the process much easier. She felt that the City should be able to update most of the information.

Mayor Lewis asked if the information would be available online. Ms. Jones stated that the key component of the new GIS system was making it available and user friendly for the public.

Councilman Krows asked if OG&E or other utility companies would be interesting in accessing the data. Ms. Jones felt they would and suggested the City talk to them about information sharing in the future to access some of their data.

Councilman Krows expressed his appreciation to Elizabeth Jones and her staff for the work that they do.

**Councilwoman Hunt moved to approve a contract with Lemke Land Surveying to update the Geographic Information System in the amount of \$501,000, second by Councilman Krows. Motion carried unanimously.**

Ayes: Krows, Hunt, Cavnar, Roberts, Hamm, Lewis  
Nays: None  
Absent: Blair



**Agenda Item Number 11 being:**

CONSIDER APPROVAL OF THE NATIONAL DISASTER RESILIENCE COMPETITION PHASE II APPLICATION TO BE SUBMITTED TO THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

Jared Jakubowski, Assistant Planner/Grants Manager, stated that approximately \$1 billion was remaining from the Hurricane Sandy allocation from the Department of Housing and Urban Development. The City of Moore received our allocation for federal assistance from these funds. The National Disaster Resilience Competition would allow cities and other governmental entities the opportunity to plan for resiliency when planning their capital projects. Over the past six months the City has been working with the Rockefeller Foundation and have attended several academies to obtain assistance with the application process.

Mr. Jakubowski advised that HUD would partner with other federal agencies in evaluating the applications. The City of Moore will partner with the University of Oklahoma, Moore Public Schools, the Pioneer Library System, and the City of Oklahoma City on the following projects included in the application:

1. Smart Water Metering System to replace 23,000 residential water meters with new technology that would allow automatic read and automatic shut-off. This technology would prevent the need for many hours of manually shutting off water following a disaster allowing the loss of massive amounts of water. The smart meters allow more accurate water usage readings and would assist with water conservation efforts.
2. Moore purchases water from the City of Oklahoma City. As a partner city a capital improvement project was planned for the Oklahoma City water treatment plant. Steve Rhodes, Urban Redevelopment Specialist with the City of Oklahoma, would discuss the proposed project.

Steve Rhodes advised that the Draper Water Treatment Plant lost power following the May 20, 2013 tornado. Part of the process of rebuilding is to build back more resiliently. They propose three projects to build some redundancy in the plant.

- a. Replace the existing suction flume which transfers water from the clear well storage into the water distribution system.
  - b. Replace the clear well system which stores treated water until it is ready to be moved into the distribution system. They would propose replacing the north clear wells with two new clear wells on the north side of the plant.
  - c. Installing two new clear wells on the south side of the plant. The plant current has three clear wells which have some leakage.
3. Regional Resilience Impact Study performed in partnership with the University of Oklahoma for preparation of a regional downscale climate modeling for the ACOG region. The study would include how climate affects the infrastructure and a GIS tool kit would be developed from the study for use by the City and other ACOG communities to assist in implementing resilience strategies.
  4. Construction of a Resiliency Center which would act as a public library and learning center. This would be the first platinum LEED certified building in the State of Oklahoma. It would serve as a site location for public demonstration for incorporating resiliency during construction. It would utilize water conservation and solar power to show how to build for the future.

Mr. Jakubowski related that the NDRC application request including the following costs:

1. Smart Water Meters	\$10,000,000
2. Draper Water Treatment Plant Upgrades	\$50,000,000
3. Regional Resiliency Impacts	\$ 1,200,000
4. Resiliency Center	<u>\$20,000,000</u>
Total Request	\$81,200,000

Councilman Roberts asked where the Resiliency Center would be located. Mr. Jakubowski advised that they would propose locating it at Central Park.

Councilman Hamm inquired if anyone from HUD had reviewed the application. Mr. Jakubowski stated that staff attended two academies that included 200 subject matter experts and other federal employees. The application was presented to approximately 40 individuals who offered feedback. The information gained was included in the application.

Councilwoman Hunt asked if HUD could approve a portion of the proposed projects or would it be an all or nothing proposition. Mr. Jakubowski stated that HUD has the discretion to fund one item or all of the items, and at a specified dollar amount.

Councilman Hamm asked if other cities were currently using smart water meters. Mr. Jakubowski stated that the City of Midwest City recently replaced all of their meters with smart meters; however, they do not have the auto shut-off capability. Steve Eddy, City Manager, indicated that more and more communities would be utilizing smart water meters. The reason to use this type of technology is to allow the meter reading process to become automated. Councilman Hamm noted that the technology would make it possible to monitor each customer's water usage along with when they have the highest usage. Mr. Jakubowski stated that the technology was very similar to OG&E's Smart Hours technology. Mr. Eddy commented that the system has the capability to detect and notify a customer of a leak. The system could also be used to shut off water following a disaster or for nonpayment.

Mayor Lewis commented that he did not see anything in the application for a power generator. Mr. Jakubowski stated that the City of Oklahoma City received separate funding in the amount of approximately \$20 million which would fund major electricity backup upgrades. Mayor Lewis wanted to know why the City was using a portion of Moore's grant funds to benefit the City of Oklahoma City when Moore continues to pay them for water purchases. Mr. Eddy advised that Oklahoma City provides Moore with a major portion of our water, and charges for the capital costs incurred on the system. Our contribution would go toward reducing future water rate increases. Not only would the upgrades benefit Oklahoma City but also the region, since they are the regional water supplier. He commented that Oklahoma City provides 60% to 80% of Moore's water. Mr. Eddy believed it was prudent to ensure that Oklahoma City has the water to provide our community if another catastrophe occurred, since there are not enough water wells in the City limits to keep up with the water demand.

Councilman Krows asked if the auto shut-off could be implemented following a disaster if the City loses power. Mr. Jakubowski indicated that they could use auto shut-off since it operates off of a battery with a 20-year lifespan.

**Councilman Cavnar moved to approve the National Disaster Resilience Competition Phase II application to be submitted to the Department of Housing and Urban Development, second by Councilman Krows. Motion carried unanimously.**

Ayes: Krows, Hunt, Cavnar, Roberts, Hamm, Lewis  
Nays: None  
Absent: Blair

**Agenda Item Number 12 being:**

CONSIDER ORDINANCE NO. 808(15) AMENDING PART 15, CHAPTER 5, ARTICLE 15-516 OF THE MOORE MUNICIPAL CODE, PROHIBITING TEXTING WHILE DRIVING; PROVIDING FOR A PENALTY; PROVIDING EXCEPTIONS; PROVIDING DEFINITIONS; PROVIDING FOR RENUMBERING; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR A REPEALER.

Randy Brink, City Attorney, stated that the State legislature made it a criminal offense to text while operating an automobile. They also made it possible for municipalities to have their own ordinance pertaining to texting while driving. Mr. Brink advised that Ordinance No. 808(15) would allow the police department to enforce a ban on texting while driving with a maximum penalty allowed under State law of \$100.00 plus court costs.

Councilman Hamm asked if there were any exemptions. Mr. Brink advised that an exemption would be if a driver could prove they were texting to obtain medical, police, or emergency assistance.

**Councilman Cavnar moved to approve Ordinance No. 808(15), second by Councilman Krows. Motion carried unanimously.**

Ayes: Krows, Hunt, Cavnar, Roberts, Hamm, Lewis  
Nays: None  
Absent: Blair

**Agenda Item Number 13 being:**

CONSIDER ORDINANCE NO. 809(15) AMENDING PART 15, CHAPTER 5, ARTICLE A, SECTION 15-543, OF THE MOORE MUNICIPAL CODE, WHICH RELATES TO CHILD PASSENGER RESTRAINT SYSTEMS; MODIFYING CHILD PASSENGER RESTRAINT SYSTEM REQUIREMENTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR A REPEALER.

Randy Brink, City Attorney, advised that the state legislature amended laws pertaining to required child passenger restraint systems. Those change were incorporated into Ordinance No. 809(15) to match state law.

**Councilman Roberts moved to approve Ordinance No. 809(15), second by Councilman Cavnar. Motion carried unanimously.**

Ayes: Krows, Hunt, Cavnar, Roberts, Hamm, Lewis  
Nays: None  
Absent: Blair

**Agenda Item Number 14 being:**

CONSIDER APPROVAL OF ANNUAL UPDATES TO THE CITY'S EMERGENCY OPERATIONS PLAN.

**Councilman Roberts moved to approve the annual updates to the City's Emergency Operations Plan, second by Councilman Krows. Motion Management, Inc. for preparation of NDRC Phase II application, second by Councilman Hamm. Motion carried unanimously.**

Ayes: Krows, Hunt, Cavnar, Roberts, Hamm, Lewis  
Nays: None  
Absent: Blair

**THE CITY COUNCIL MEETING WAS RECESSED AND THE MOORE PUBLIC WORKS AUTHORITY MEETING WAS CONVENED AT 7:46 P.M.**

**Agenda Item Number 15 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE PUBLIC WORKS AUTHORITY MEETING HELD OCTOBER 5, 2015.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2015-2016 IN THE AMOUNT OF \$48,341.95.

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

Ayes: Krows, Hunt, Cavnar, Roberts, Hamm, Lewis  
Nays: None  
Absent: Blair

**MOORE PUBLIC WORKS AUTHORITY MEETING WAS RECESSED AND THE MOORE RISK MANAGEMENT MEETING WAS CONVENED AT 7:48 P.M.**

**Agenda Item Number 16 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE RISK MANAGEMENT MEETING HELD OCTOBER 5, 2015.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2015-2016 IN THE AMOUNT OF \$102,462.32.

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

Ayes: Krows, Hunt, Cavnar, Roberts, Hamm, Lewis  
Nays: None  
Absent: Blair

**THE MOORE RISK MANAGEMENT MEETING WAS RECESSED AND THE MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING WAS CONVENED WITH CHAIRMAN TERRY CAVNAR PRESIDING AT 7:49 P.M.**

**Agenda Item Number 17 being:**

ROLL CALL

PRESENT: Krows, Hunt, Lewis, Roberts, Hamm, Cavnar  
ABSENT: Blair

**Agenda Item Number 18 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING HELD SEPTEMBER 21, 2015.

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

Ayes: Krows, Hunt, Lewis, Roberts, Hamm, Cavnar  
Nays: None  
Absent: Blair

**THE MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING WAS RECESSED AND THE CITY COUNCIL MEETING RECONVENED WITH MAYOR GLENN LEWIS PRESIDING AT 7:49 P.M.**

**Agenda Item Number 19 being:**

NEW BUSINESS:

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

Cathy Washington, 636 Firelight, appeared before the City Council to advocate bike safety by including biking lanes and signage in future road construction. Ms. Washington suggested more enforcement of biking laws beginning in the spring. She also wanted to know if a driver causes injury to a bicyclist could a fine or citation issued by the City. Councilman Hamm stated that he remembered Ms. Washington visiting a previous Council meeting with similar concerns. At that time staff was going to work on putting up signage for designated bike routes. Mr. Eddy stated that additional signs have been erected. Staff can also run information on bike safety on the City's cable station. Some information regarding bike safety has appeared in the newsletter. Councilman Cavnar stated that several of the projects that were discussed will have ten foot wide trails that could safely contain pedestrians and bikers. He added that the new SW 34<sup>th</sup> Street Bridge would have pedestrian and bike access. Councilman Cavnar stated that just because an individual was not fined for hitting a bicyclist does not mean they would not have some liability. Mr. Eddy indicated that issuance of a ticket was discretionary based on an officer's best judgment. Ms. Washington also mentioned the state of the Silver Leaf Shopping Center was horrible. Councilwoman Hunt advised that Ordinance No. 806(15), which was approved earlier in the meeting, would help the City Council address the maintenance issues.

Joy Hampton, a reporter with the Moore American/Norman Transcript, stated that she set up a tour for the Society of Environmental Journalists entitled "Response, Recovery, and Resiliency". They visited the Public Safety Center, the Moore Medical Center, and Plaza Towers. Gayland Kitch, Emergency Management Director, addressed the group and was very popular with them. Ms. Hampton stated that she received so many positive comments regarding the tour. She indicated that she was proud of Moore, Oklahoma and wanted to express her appreciation to Mr. Kitch for giving up his personal time to participate in the tour.

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

Councilman Krows expressed his appreciation to Mr. Eddy and his staff for the hard work that they do.

Councilman Hamm announced the Red Ribbon Parade at 9:00 a.m. and the Old Town Trick or Treat event from 4:00 to 7:00 p.m. to be held on October 31, 2015. Councilman Hamm encouraged attendance. Assistant City Manager Todd Jenson discussed the upcoming special events. The Trail of Fears would be held at Little River from 8:00 p.m. to 11:00 p.m. on October 24, 2015. The Mummy-Son Dance would be held on October 30, 2015 from 6:00 p.m. to 9:30 p.m. Tickets are available online or at

the Community Center. Haunt Old Town was scheduled from 4:00 p.m. to 7:00 p.m. on October 31, 2015.

C) ITEMS FROM THE CITY/TRUST MANAGER.

There were no items from the City/Trust Manager.

**Agenda Item Number 20 being:**

ADJOURNMENT

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

Ayes: Krows, Hunt, Cavnar, Roberts, Hamm, Lewis  
Nays: None  
Absent: Blair

**The City Council, Moore Public Works Authority, and the Moore Risk Management meetings were adjourned at 8:02 p.m.**

TRANSCRIBED BY:

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

RECORDED BY:

\_\_\_\_\_  
KATIE BERHALTER, Administrative Assistant

FOR:

\_\_\_\_\_  
DAVID ROBERTS, MPWA Secretary

FOR:

\_\_\_\_\_  
JASON BLAIR, MEDA Secretary

These minutes passed and approved as noted this \_\_\_\_ day of \_\_\_\_\_, 2015.

ATTEST:

\_\_\_\_\_  
BROOKS MITCHELL, City Clerk