

**MINUTES OF THE REGULAR MEETING OF  
OF THE MOORE CITY COUNCIL  
THE MOORE PUBLIC WORKS AUTHORITY  
AND THE MOORE RISK MANAGEMENT BOARD  
JANUARY 3, 2022 – 6:30 P.M.**

The City Council of the City of Moore met in the City Council Chambers, 301 North Broadway, Moore, Oklahoma on January 3, 2022 at 6:30 p.m. with Mayor Glenn Lewis presiding.

*Adam Webb*  
*Councilman, Ward I*

*Danielle McKenzie*  
*Councilwoman, Ward I*

*Melissa Hunt*  
*Councilwoman, Ward II*

*Mark Hamm*  
*Councilman, Ward II*

*Jason Blair*  
*Councilman, Ward III*

*Louie Williams*  
*Councilman, Ward III*

PRESENT: Hunt, Williams, Webb, Hamm, Lewis  
ABSENT: McKenzie, Blair

STAFF MEMBERS PRESENT: City Manager, Brooks Mitchell; Assistant City Manager, Jerry Ihler; City Attorney, Randy Brink; Assistant City Attorney, Brian Miller; City Clerk, Vanessa Kemp; Community Development Director, Elizabeth Weitman (appeared virtually); Director of Public Affairs, Deidre Ebrey; Emergency Management Director, Gayland Kitch; Finance Director, Betty Koehn; Fire Chief Greg Herbster; Human Resources Director, Christine Jolly; Manager of Information Technology, David Thompson; Assistant Parks & Recreation Director, Whitney Wathen; Police Chief, Todd Gibson; Police Sergeant Becky Miller; Public Works Director, Tony Mensah; and Veolia Water Project Manager, Robert Pistole.

**Agenda Item Number 2 being:**

CONSENT DOCKET:

- A) APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD DECEMBER 20, 2021.
- B) RECEIVE THE MINUTES OF THE REGULAR PLANNING COMMISSION MEETING HELD NOVEMBER 9, 2021.
- C) RECEIVE THE MINUTES OF THE REGULAR PARKS BOARD MEETING HELD NOVEMBER 2, 2021.
- D) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2021-2022 IN THE AMOUNT OF \$4,954,076.35.

**Councilman Williams moved to approve the Consent Docket in its entirety, second by Councilman Hamm. Motion carried unanimously.**

Ayes: Hunt, Williams, Webb, Hamm, Lewis  
Nays: None  
Absent: McKenzie, Blair

**Agenda Item Number 3 being:**

CONSIDER REZONING APPLICATION NO. RZ-1014, LOCATED IN THE NE/4 OF SECTION 12, T10N, R3W, BEING NORTH OF NE 12<sup>TH</sup> STREET AND WEST OF BRYANT AVENUE, FROM A-1 RURAL AGRICULTURAL DISTRICT TO A-2/PUD SUBURBAN AGRICULTURAL DISTRICT AS A PLANNED UNIT DEVELOPMENT; AND APPROVE ORDINANCE NO. 980(21). APPLICATION BY HAIRY PAW INN/DAVID BOX. (PLANNING COMMISSION RECOMMENDED APPROVAL 8-0). WARD 2.

Elizabeth Weitman, Community Development Director, appeared remotely to present Rezoning Application No. RZ-1014 which had been tabled from the December 6, 2021 City Council Meeting. Ms. Weitman advised that the subject site was located north of NE 12<sup>th</sup> Street and west of Bryant Avenue. The applicant requested approval of a Planned Unit Development ("PUD") to allow for expansion of an existing pet boarding facility. She advised that the proposed PUD included the following amenities.

- Play yard to be moved 100 feet to the west of Bryant Avenue and behind the existing home located at 1705 N. Bryant to reduce outdoor dog noise.
- New and remodeled buildings to include seventy percent brick or masonry on the facade for sound mitigation.
- Ten trees and twenty shrubs to be located in the area of new development.
- Limited outdoor playtime from 7:00 a.m. to 9:00 p.m.

Ms. Weitman stated that staff recommended approval of the item since the applicant was seeking to implement sound mitigation on a grandfathered in facility. She noted that the applicant submitted an engineer's sound report which was included in the packet for Council's review.

David Box, attorney at law, 522 Colcord Drive, appeared on behalf of the applicants. Mr. Box indicated that the application was submitted as a PUD at the recommendation of staff. If approved, the PUD would contain restrictions binding to the applicant and any future owner of the property. He stated that the use was allowed but was currently legally non-conforming. He advised that the dogs were currently located in the area closest to Bryant. Mr. Box proposed replacing the outdoor play yard with a residential style structure that would contain 70% masonry. The play area would be pushed back and noise blocked by a building. The applicant would limit the play hours and the number of dogs allowed outside with a caretaker at any given time. Mr. Box believed that approval of the item would make any noise concerns that might exist better. He expressed appreciation to the Ward 2 council members who visited the site.

Carly Ortel, attorney at law, appeared remotely on behalf of Lost Creek residents who were opposed to the item. Ms. Ortel stated that the neighborhood did not receive proper notification of the neighborhood meeting held by the applicants. She added that some individuals might not have been able to attend the Council meeting because they were traveling due to the holidays or because of COVID issues. Ms. Ortel felt that the residents were entitled to quiet enjoyment of their homes. Adding a new structure would bring in twice the number of dogs. Ms. Ortel indicated that she had not seen information regarding drainage on the site. She questioned if a health hazard existed for children playing in the adjacent park if run-off contained dog waste from the applicant's property. Ms. Ortel did not feel that the building would dampen the noise since sound could travel above it. She indicated that she did not know when the noise survey was performed, if it was conducted by a neutral third party, and what were their credentials. She stated that Title 24 of the Code of Federal Regulations set a decibel level of 55 or less for outdoors in residential areas. Ms. Ortel stated that reasonable entities must take into consideration the noise criteria and standards in the environmental review process when noise sensitive land development was being proposed. She also indicated that she had not seen any type of environmental assessment or impact statement. Ms. Ortel did not feel the application was in compliance with the City's zoning regulations. She stated that it was her understanding that the City Council had been given a petition with a list of

individuals who objected to the application. She requested that the entire neighbor be given the opportunity to voice their objection or approval to the development.

Mayor Lewis asked Ms. Weitman if proper notification was given to the residents within 300 feet of the property. Ms. Weitman indicated that notification was given under State law requirements. Ms. Ortel asked Ms. Weitman questions regarding the application and asked that the information be supplied to her prior to Council taking action on the item. Ms. Weitman noted that once an item has been approved by the City Council staff ensures compliance with City Code and an approved PUD when a building permit was submitted for review.

Councilwoman Hunt confirmed that if the item under consideration was denied, the Hairy Paw Inn would continue to operate with no changes. Ms. Weitman confirmed that the Hairy Paw Inn could continue to operate as a legal non-conforming use.

Mr. Box stated that Ms. Ortel could have contacted staff to request any information prior to the meeting and added that the sound report was an exhibit to the PUD.

#### **Citizens who Spoke in Support of the Item:**

Anita Armstrong, 130 SW 87<sup>th</sup>, Oklahoma City, Oklahoma, felt that the owners did all that they could to minimize noise and to keep the property clean and well maintained and should not be penalized for attempting to improve their property. Ms. Armstrong felt that a kennel was located on the site prior to the housing addition located across the street.

Debra Myers, 13553 Borgata Lane, Oklahoma City, Oklahoma, spoke in support of the Hairy Paw Inn. Ms. Myers felt that any improvements the applicant would make would be adding to an already great business.

Scott DeSanti, Sr., 2108 NE 15<sup>th</sup>, stated that he lives in Lost Creek approximately 200' from the Hairy Paw Inn. Mr. DeSanti advised that he works from home and has never heard noise coming from the business. He felt that the facility was clean and provided quality of care for the dogs. He stated that he has been unable to find anything else like it in the metro area and felt that the applicant should be allowed to provide more service to the community.

Pamela Carrel, 2112 NE 15<sup>th</sup> Street, advised her house was the fourth lot east of the Hairy Paw Inn. Ms. Carrel indicated that she gardens and is outside a lot and has never heard any dog noise from that direction. Ms. Carrel felt that applicant should be applauded for attempting to mitigate any noise issues.

#### **Citizen who Spoke in Opposition to the Item:**

Tammy Evans, 2100 NE 18<sup>th</sup>, advised that she lived 100' from the Hairy Paw Inn. Ms. Evans stated that when they have 20 dogs it is very loud from 7:00 a.m. to 9:00 p.m. Ms. Evans stated that in 2014 she spoke in opposition to grandfathering in the dog kennel. The previous owners, Mr. and Mrs. Carlson, never operated the kennel as a commercial business. Ms. Evans indicated that the Oklahoma Statutes states that no commercial kennel, hobby kennel, or breeder kennel can be within 2,500 feet of an elementary school or day care. She believed they were violating the law due to the close proximity of Winding Creek Elementary School. Ms. Evans felt that the applicant might be doing a wonderful job but the issue she had was regarding the noise the kennel produced. She stated that the kennel also lowered the property value of the homes in the Lost Creek Addition. Councilman Hamm asked if she called in a noise complaint. Ms. Evans advised that she had called in noise complaints to both Code Enforcement and Animal Control.

Councilwoman Hunt stated that she sat along Bryant at random times on four different occasions over the last month and did not hear any noise.

Councilman Hamm asked those individuals who appeared in support of the item to stand and those in opposition of the item to stand. Ms. Ortel asked that the individuals who signed a petition against the item be counted as well.

Councilman Webb expressed appreciation to the individuals who attended the meeting to speak on the item.

**Councilman Hamm moved to approve Rezoning Application No. RZ-1014, located in the NE/4 of Section 12, T10N, R3W, being north of NE 12<sup>th</sup> Street and west of Bryant Avenue, from A-1 Rural Agricultural District to A-2/PUD Suburban Agricultural District as a Planned Unit Development; and approve Ordinance No. 980(21), second by Councilwoman Hunt. Motion carried unanimously.**

Ayes: Hunt, Williams, Webb, Hamm, Lewis  
Nays: None  
Absent: McKenzie, Blair

**Agenda Item Number 4 being:**

CONSIDER THE FINAL PLAT OF BROADMOORE HEIGHTS, SECTION 2, LOCATED IN THE SE/4 OF SECTION 25, T10N, R3W, BEING NORTH OF SE 34<sup>TH</sup> STREET AND EAST OF BRYANT AVENUE. APPLICATION BY PREMIUM LAND, LLC/TABER LEBLANC. (PLANNING COMMISSION RECOMMENDED APPROVAL 8-0). WARD 1.

**Councilman Webb moved to approve the Final Plat of Broadmoore Heights, Section 2, located in the SE/4 of Section 25, T10N, R3W, being north of SE 34<sup>th</sup> Street and east of Bryant Avenue, second by Councilman Hamm. Motion carried unanimously.**

Ayes: Hunt, Williams, Webb, Hamm, Lewis  
Nays: None  
Absent: McKenzie, Blair

**Agenda Item Number 5 being:**

CONSIDER REZONING APPLICATION NO. RZ-1016, LOCATED IN THE NW/4 OF SECTION 22, T10N, R3W, BEING SOUTH OF SW 4<sup>TH</sup> STREET AND EAST OF SANTA FE AVENUE, FROM C-5/PU AUTOMOTIVE AND COMMERCIAL RECREATION DISTRICT WITH A PERMISSIVE USE TO C-3 GENERAL COMMERCIAL DISTRICT; AND APPROVE ORDINANCE NO. 1(22). APPLICATION BY GIAU, LLC/CRYSTAL NGUYEN. (PLANNING COMMISSION RECOMMENDED APPROVAL 8-0). WARD 3.

Elizabeth Weitman, Community Development Director, stated that the subject site addressed as 1008 SW 4<sup>th</sup> Street was located south of SW 4<sup>th</sup> Street and east of Santa Fe Avenue. The property contained an existing commercial center zoned C-5 with a Permissive Use. The applicant proposed rezoning the property to C-3 General Commercial District to expand leasing opportunities. Ms. Weitman advised that public utilities were available to serve the site. A FEMA floodplain was located along the west side of the property. She noted that all FEMA requirements were followed during construction of the building.

Ms. Weitman indicated that the Envision Moore 2040 Plan designated the area as Neighborhood Commercial. She stated that staff reviewed the application and, finding it to be in compliance with the Plan, recommended approval of the item.

No one appeared in opposition to the item.

**Councilman Webb moved to approve Rezoning Application No. RZ-1016, located in the NW/4 of Section 22, T10N, R3W, being south of SW 4<sup>th</sup> Street and east of Santa Fe Avenue, from C-5/PU Automotive and Commercial Recreation District with a Permissive Use to C-3 General Commercial District; and approve Ordinance No. 1(22), second by Councilman Williams. Motion carried unanimously.**

Ayes: Hunt, Williams, Webb, Hamm, Lewis  
Nays: None  
Absent: McKenzie, Blair

**Agenda Item Number 6 being:**

CONSIDER THE REZONING APPLICATION NO. RZ-1017, LOCATED IN THE NE/4 OF SECTION 10, T10N, R3W, BEING SOUTH OF NW 27<sup>TH</sup> STREET AND WEST OF THE I-35 SERVICE ROAD, FROM C-3PU/I-1/PU GENERAL COMMERCIAL DISTRICT WITH A PERMISSIVE USE/LIGHT INDUSTRIAL DISTRICT WITH A PERMISSIVE USE; AND APPROVE ORDINANCE NO. 2(22). APPLICATION BY QUIKTRIP CORPORATION. (PLANNING COMMISSION RECOMMENDED DENIAL 7-1). WARD 2.

Elizabeth Weitman, Community Development Director, advised that the subject site was located south of NW 27<sup>TH</sup> Street and west of the I-35 Service Road. Ms. Weitman stated that the property contained 5.25 acres and was occupied by Light Industrial businesses, a vacant commercial business, and a restaurant. The applicant requested a Planned Unit Development to develop the site for a travel center and convenience store with 6 diesel pumps and a truck scale. She indicated that public water and sewer were available to serve the site. Access would be provided by NW 27<sup>th</sup> Street, the I-35 Service Road and N. Moore Avenue. Ms. Weitman advised that the applicant completed a Traffic Impact Analysis which noted two intersections of concern. The first intersection was located at NW 27<sup>th</sup> Street and Broadway Avenue which operates at a Level of Service E during the peak p.m. hours. The second intersection located at Shields Avenue and N. Moore Avenue operates at a Level of Service F on the southbound approach during peak p.m. hours and a Level of Service E on the northbound approach during peak p.m. hours. Ms. Weitman stated that if approved the facility would be open in the summer of 2023. All of the intersections in the traffic impact analysis would operate at the same level of service that they operate at today except for the two intersections previously mentioned. Those intersections were anticipated to experience longer delays and a degraded level of service. She indicated that the Traffic Impact Analysis mitigation techniques included, at a minimum, the installation of flashing beacons and lowered speed limit for the Shields/N. Moore Avenue Intersection; however, the preferred option was to signalize the intersection. It was also recommended to adjust the signal timing and phasing at the NW 27<sup>th</sup> and I-35 intersection and to re-stripe NW 27<sup>th</sup> from I-35 to the western most driveway to include a left turn lane. She felt that by including a left turn lane on this segment of 27<sup>th</sup> Street congestion would be alleviated along 27<sup>th</sup> Street and it would also allow for a two stage left hand turn lanes from the Lockhoma neighborhood onto NW 27<sup>th</sup> Street.

Ms. Weitman indicated that the PUD would off-set negative impacts of the development and would allow the applicant to request the following variances to City Code.

- A pole sign with a height of 80' versus the 65' maximum allowed by Code
- Curb cuts with a minimum width of 40' versus the 35' width allowed by Code.
- Amenities would include 25% open space with 60 3' caliper trees and 200 shrubs
- Eighty percent masonry facade
- Reduced visibility of the truck scale from NW 27<sup>th</sup> Street
- No over-night truck parking
- 3,600 square foot rain garden for stormwater quality purposes
- Ten foot trail along NW 27<sup>th</sup> Street.

Ms. Weitman advised that the Envision Moore 2040 Plan designated the area as Traditional Commerce. Staff reviewed the surrounding land uses and found that a public works facility to the west of the site and undeveloped light industrial land at the Shields and NW 27<sup>th</sup> Street intersection would make the 27<sup>th</sup> Street corridor heavier than traditional commercial and likely not suitable for traditional retail development. Because staff felt the amenities provided would increase consumer appeal of the area and because of the application's compliance with the comprehensive plan staff recommended approval of the item.

Ms. Weitman noted that the item was discussed at a neighborhood meeting on December 2, 2021 and at a Planning Commission meeting held on December 21, 2021. Concerns expressed focused on traffic impacts from the heavy semi-truck traffic in the area. She stated that some improvements, such as restriping 27<sup>th</sup> Street and adjusting the signal timing and phasing at 27<sup>th</sup> and I-35, could be made by the City; however, improvements to Shields and N. Moore Avenue would require ODOT approval. She stated that the Traffic Impact Analysis was forwarded to ODOT for review. Preliminary discussions with ODOT indicated that a solution for N. Moore Avenue might exist. She added that funding alternatives were being researched for potential improvements to the intersection.

Ms. Weitman stated that a local business owner on N. Moore Avenue attended the Planning Commission meeting and expressed his concerns regarding semi-trucks making wide turns and rolling onto his property. She felt it was possible that N. Moore Avenue may need to be widened in this area. Right-of-way conditions were reviewed and staff felt adequate room existed for a street widening.

Councilman Williams asked when the City might expect a response from ODOT because he felt that the issue with the intersection at N. Moore Avenue and Shields would be a deal breaker for him. Ms. Weitman stated that ODOT was investigating where their jurisdiction ended on Shields Blvd. If their jurisdiction included the intersection they intended to review the Traffic Impact Analysis to determine the need for improvements and expressed the possibility of partnering with the City. Brooks Mitchell, City Manager, indicated that he and Assistant City Manager Jerry Ihler spoke with ODOT who indicated they had received the data and was currently reviewing it.

Councilman Williams inquired about the status of the E-Express development proposed nearby. Ms. Weitman indicated that the building permit application was submitted for review and it now appears that the project would be moving forward. Councilwoman Hunt asked if E-Express was aware that Quick Trip could go in across the street from their development. Ms. Weitman advised that E-Express received notification of the rezoning application. Councilman Williams asked if it would benefit the City to request a Traffic Impact Analysis that would encompass both businesses to determine the combined impact to the area. Ms. Weitman advised that the Traffic Impact Study did take into account E-Express.

Leo Portman, 1637 Camden Way, Oklahoma City appeared before Council as a representative of Quick Trip Corporation. Mr. Portman congratulated the City for research that went into the comprehensive plan. He felt it was a great way to put City businesses together and to move forward. Mr. Portman stated that the amenities included in the plan for landscaping was 50% more than what was required by Code and that Quick Trip agreed to construct the first 10' of the Moore trail system that runs down 27<sup>th</sup> Street. Mr.

Portman indicated that Quick Trip agreed to be a part of the signal light changes and costs at Shields along with some of the stripping. He stated that Quick Trip facilities were beautiful and top quality. He stated that Quick Trip has over 980 stations and facilities and would be a partner in the community with contributions to United Way and was a major supporter of the Folds of Honor program that began in Tulsa. Mr. Portman advised that two operational people were available to answer any technical questions.

Councilman Williams asked for the plan to direct truck traffic to northbound or southbound I-35. Jake Barron, 4705 E. 129<sup>th</sup> Avenue, Tulsa, Oklahoma, advised that Quik Trip utilizes a directional sign package of 3' signs that guide the trucks through the lot to the desired exit point.

Austin Towne, 3109 Morren Drive, Norman, Oklahoma stated that he was a Wichita, Kansas native and moved to Moore, Oklahoma approximately two years ago. He stated that Quick Trip locations were very nice and clean. Mr. Towne stated that he lives at 27<sup>th</sup> and Eastern and was grateful for any of the proposed improvements to relieve some of the traffic congestion. He indicated that he was not an employee of Quick Trip but did feel the company would contribute toward the community and felt it would be a great addition to the City.

Jonelle Lunow, 2936 Hillcrest, stated that she liked the plan and felt that Quick Trip has a good facility but expressed her concern of traffic in the neighborhood. She felt traffic would back up onto 27<sup>th</sup> Street causing drivers to cut through Lockhoma Estates and run stop signs. She also expressed concern with the difficulty residents might have when entering or existing their neighborhood.

**Councilman Hamm moved to approve Rezoning Application No. RZ-1017, located in the NE/4 of Section 10, T10N, R3W, being south of NW 27th Street and west of the I-35 Service Road, from C-3PU/I-1/PU General Commercial District with a Permissive Use/Light Industrial District with a Permissive use; and approve Ordinance No. 2(22), second by Councilwoman Hunt. Motion carried unanimously.**

Ayes: Hunt, Williams, Webb, Hamm, Lewis  
Nays: None  
Absent: McKenzie, Blair

Mayor Lewis thanked Quick Trip for bringing their business to Moore.

**Agenda Item Number 7 being:**

CONSIDER AWARDING BID NO. 2022-005 FOR CONSTRUCTION OF THE TURNER AVENUE WIDENING PROJECT (SE 4<sup>TH</sup> STREET TO MAIN STREET) TO SAC SERVICES IN THE AMOUNT OF \$1,076,587.65, AS THE LOWEST AND MOST RESPONSIBLE BIDDER; AND APPROVE CONTRACT FOR SAME.

Jerry Ihler, Assistant City Manager, stated that on December 17, 2021 the City received six bids for construction of the Turner Avenue street widening project that would be utilized as a detour when the 4<sup>th</sup> Street Railroad Underpass Project is started. The bids were very competitive with three of bids were within \$16,000 on a million dollar project. The lowest responsive bidder was SAC Services in the amount of \$1,076,587.65. He noted that this company is also doing work on the Kelly Creek Drainage Project. Mr. Ihler advised that the project would be funded using 2018 General Obligation Bond funds.

**Councilman Webb moved to approve awarding Bid No. 2022-005 for construction of the Turner Avenue Widening Project (SE 4<sup>th</sup> Street to Main Street) to SAC Services in the amount of \$1,076,587.65, as the lowest and most responsible bidder; and approve contract for same, second by Councilman Williams. Motion carried unanimously.**

Ayes: Hunt, Williams, Webb, Hamm, Lewis  
Nays: None  
Absent: McKenzie, Blair

**THE CITY COUNCIL MEETING WAS RECESSED AND THE MOORE PUBLIC WORKS AUTHORITY MEETING WAS CONVENED AT 7:32 P.M.**

**Agenda Item Number 8 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE PUBLIC WORKS AUTHORITY MEETING HELD DECEMBER 20, 2021.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2021-2022 IN THE AMOUNT OF \$3,172,073.61.

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

Ayes: Hunt, Williams, Webb, Hamm, Lewis  
Nays: None  
Absent: McKenzie, Blair

**Agenda Item Number 9 being:**

CONSIDER APPROVAL OF A NEW JOB DESCRIPTION FOR A LEAD CUSTODIAN IN THE PUBLIC WORKS DEPARTMENT'S CITY BUILDINGS AND FACILITIES DIVISION, AND ASSIGN IT TO PAY GRADE 105 OF THE SALARY TABLE APPROVED BY CITY COUNCIL ON JUNE 20, 2016. THIS POSITION WAS APPROVED IN THE CITY OF MOORE FISCAL YEAR 2022 ANNUAL BUDGET, AND STAFF REQUESTS AN EFFECTIVE DATE OF JANUARY 7, 2022.

Christine Jolly, Human Resources Director, stated that the Public Works Department was requesting approval of a proposed job description for Lead Custodian who would be responsible for coordinating the work of the custodians on the cleaning of City buildings, facilities, and outdoor areas. She advised that the position was requested and approved in the FY 2022 budget. Therefore, staff recommended approval and placement in Pay Grade 105 of the City's salary table.

**Trustee Hunt moved to approve a new job description for a Lead Custodian in the Public Works Department's City Buildings and Facilities Division, and assign it to Pay Grade 105 of the salary table approved by City Council on June 20, 2016 with an effective date of January 7, 2022, second by Trustee Williams. Motion carried unanimously.**

Ayes: Hunt, Williams, Webb, Hamm, Lewis  
Nays: None  
Absent: McKenzie, Blair

**THE MOORE PUBLIC WORKS AUTHORITY MEETING WAS RECESSED AND THE MOORE RISK MANAGEMENT MEETING WAS CONVENED AT 7:35 P.M.**

**Agenda Item Number 10 being:**

CONSENT DOCKET:



- A) ACCEPT THE MINUTES OF THE REGULAR MOORE RISK MANAGEMENT MEETING HELD DECEMBER 20, 2021.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2021-2022 IN THE AMOUNT OF \$865,076.18.

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

Ayes: Hunt, Williams, Webb, Hamm, Lewis  
Nays: None  
Absent: McKenzie, Blair

**THE MOORE RISK MANAGEMENT MEETING WAS RECESSED AND THE CITY COUNCIL MEETING RECONVENED WITH MAYOR GLENN LEWIS PRESIDING AT 7:36 P.M.**

**Agenda Item Number 11 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.

There were no items from the City Council/Trustees.

- C) ITEMS FROM THE CITY/TRUST MANAGER.

Brooks Mitchell, City Manager, congratulated the Fire Department who were able to provide Christmas for 386 children through the Santa Express program. The City Council added their congratulations and commented on the good job that they did.

**Agenda Item Number 12 being:**

EXECUTIVE SESSION:

- A) DISCUSS, AND IF DEEMED APPROPRIATE, CONSIDER TAKING POSSIBLE ACTION REGARDING PENDING LITIGATION STYLED ROB FILA AND BONNIE FILA, INDIVIDUALLY AND AS HUSBAND AND WIFE V. CITY OF MOORE AND VEOLIA WATER NORTH AMERICA-CENTRAL, LLC., CJ-2020-881, AND AUTHORIZATION FOR LEGAL COUNSEL AND STAFF TO TAKE ACTION(S) AS NECESSARY AND APPROPRIATE IN THE INTEREST OF THE DEFENDANT, CITY OF MOORE, AS AUTHORIZED BY 25 OKLA. STAT. § 307 (B)(4).
- B) CONVENE INTO EXECUTIVE SESSION

**Councilman Williams moved to convene into executive session, second by Councilman Hamm. Motion carried unanimously.**

Ayes: Hunt, Williams, Webb, Hamm, Lewis  
Nays: None  
Absent: McKenzie, Blair

**The City Council convened into executive session at 7:38 p.m.**

C) RECONVENE FROM EXECUTIVE SESSION

PRESENT: Hunt, Williams, Webb, Hamm, Lewis  
ABSENT: McKenzie, Blair

**The City Council reconvened from executive session at 7:47 p.m.**

D) ACTION.

- A) DISCUSS, AND IF DEEMED APPROPRIATE, CONSIDER TAKING POSSIBLE ACTION REGARDING PENDING LITIGATION STYLED ROB FILA AND BONNIE FILA, INDIVIDUALLY AND AS HUSBAND AND WIFE V. CITY OF MOORE AND VEOLIA WATER NORTH AMERICA-CENTRAL, LLC., CJ-2020-881, AND AUTHORIZATION FOR LEGAL COUNSEL AND STAFF TO TAKE ACTION(S) AS NECESSARY AND APPROPRIATE IN THE INTEREST OF THE DEFENDANT, CITY OF MOORE, AS AUTHORIZED BY 25 OKLA. STAT. § 307 (B)(4).

**Councilwoman Hunt moved to accept the settlement in pending litigation styled Rob Fila and Bonnie Fila, individually and as husband and wife v. City of Moore and Veolia Water North America-Central, LLC., CJ-2020-881; and authorize legal counsel and staff to take action(s) as necessary and appropriate in the interest of the defendant as authorized by 25 Okla. Stat. § 307(B)(4), second by Councilman Webb. Motion carried unanimously.**

Ayes: Hunt, Williams, Webb, Hamm, Lewis  
Nays: None  
Absent: McKenzie, Blair

**Agenda Item Number 13 being:**

ADJOURNMENT

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

Ayes: Hunt, Williams, Webb, Hamm, Lewis  
Nays: None  
Absent: McKenzie, Blair

**The City Council, Moore Public Works Authority, and Moore Risk Management meetings were adjourned at 7:50 p.m.**

TRANSCRIBED BY:

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RHONDA BAXTER, Executive Assistant

FOR:

\_\_\_\_\_  
MELISSA HUNT, MPWA Secretary

These minutes passed and approved as noted this \_\_\_\_ day of \_\_\_\_\_, 2022.

ATTEST:

\_\_\_\_\_  
VANESSA KEMP, City Clerk