

**MINUTES OF THE REGULAR MEETING OF  
OF THE MOORE CITY COUNCIL  
THE MOORE PUBLIC WORKS AUTHORITY  
AND THE MOORE RISK MANAGEMENT BOARD  
FEBRUARY 1, 2021 – 6:30 P.M.**

The City Council of the City of Moore met in the City Council Chambers, 301 North Broadway, Moore, Oklahoma on February 1, 2021 at 6:30 p.m. with Vice-Mayor Mark Hamm 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: McKenzie, Hunt, Williams, Hamm  
ABSENT: Blair, Webb, Lewis

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; 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; Police Chief, Todd Gibson; Police Sergeant David Dickinson; Project-Grants Manager (Capital Planning & Resiliency), Kahley Gilbert; and Veolia Water Project Manager, Robert Pistle.

VFW Commander Tony McGrew honored Police Department employees Sergeant Bryce White, Sergeant Gary Wallace and Sergeant Eric Thomas for their heroic actions on March 11, 2020 after an intoxicated driver caused a head-on collision on Interstate 35. The victim of the accident was pinned in her vehicle which had burst into flames. Sgt. Wallace broke the window and enlisted the help of nearby motorists to help free the woman from the burning wreckage. Sergeant Thomas and Sergeant White arrived on scene and also began assisting Sergeant Wallace in freeing the victim before the vehicle exploded. The injured driver was freed and transported for medical treatment. Commander McGrew stated that the actions of the officers were truly remarkable.

Commander McGrew also honored Firefighter Grant Rushing who responded while off-duty to a tragic scene that occurred on February 3, 2020 at the Moore High School in which several students were struck by a vehicle. When he heard the severity of the call he responded to the scene and assisted in treating those injured and even rode with EMSSTAT to the hospital to continue providing medical care. Firefighter Rushing's behavior signified his care and compassion of the victims of this horrific event and demonstrated what being a public servant was all about.

Vice-Mayor Hamm and the City Council also expressed their appreciation for the remarkable employees and their service to the community.

**Agenda Item Number 2 being:**

CONSENT DOCKET:

- A) APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD JANUARY 19, 2021.
- B) ACCEPT A 10' TEMPORARY CONSTRUCTION EASEMENT AND A 17' PERMANENT UTILITY EASEMENT FROM BRET AND DIANNA MOUSE REVOCABLE LIVING TRUST FOR THE CONSTRUCTION OF A SANITARY SEWER FORCE MAIN.
- C) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2020-2021 IN THE AMOUNT OF \$2,801,764.64.

**Councilwoman Hunt moved to approve the Consent Docket in its entirety, second by Councilwoman McKenzie. Motion carried unanimously.**

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

**Agenda Item Number 3 being:**

CONSIDER ACTION, RECEIVE BIDS, AND CONSIDER FOR APPROVAL OR REJECTION, RESOLUTION NO. 984(21) AWARDDING \$18,900,000 CITY OF MOORE, OKLAHOMA GENERAL OBLIGATION BONDS OF 2021 TO BIDDER WHOSE BID IS DETERMINED TO OFFER THE LOWEST INTEREST COST.

Brooks Mitchell, City Manager, stated that Chris Gander with BOK appeared as the City's financial advisor. Mr. Gander indicated that the \$18.9 million issuance would allow the tax rate to remain at a constant level. He indicated that six bids were received and the results were included in a bid summary distributed for Council's review. Mr. Gander advised that the low bid was from Robert W. Baird & Co., Inc. with a rate of .854148%.

**Councilwoman McKenzie moved to adopt Resolution No. 984(21) awarding \$18,900,000 City of Moore, Oklahoma General Obligation Bonds of 2021 to Robert W. Baird & Co., Inc. with a rate of .854148%, second by Councilman Williams. Motion carried unanimously.**

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

**Agenda Item Number 4 being:**

CONSIDER ACTION, APPROVAL OR REJECTION, OF RESOLUTION NO. 985(21) PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION BONDS OF 2021 IN THE SUM OF \$18,900,000 BY THE CITY OF MOORE, OKLAHOMA AUTHORIZED AT AN ELECTION DULY CALLED AND HELD FOR SUCH PURPOSE ON JUNE 26, 2018; PRESCRIBING FORM OF BONDS; PROVIDING FOR REGISTRATION THEREOF; PROVIDING LEVY OF AN ANNUAL TAX FOR PAYMENT OF PRINCIPAL AND INTEREST ON SAME; AND FIXING OTHER DETAILS OF THE ISSUE.

**Councilwoman Hunt moved to adopt Resolution No. 985(21) providing for the issuance of General Obligation Bonds of 2021 in the sum of \$18,900,000 by the City of Moore, Oklahoma authorized at an election duly called and held for such**

**purpose on June 26, 2018; prescribing form of bonds; providing for registration thereof; providing levy of an annual tax for payment of principal and interest on same; and fixing other details of the issue, second by Councilwoman McKenzie. Motion carried unanimously.**

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

**Agenda Item Number 5 being:**

CONSIDER ADOPTION OF RESOLUTION NO. 983(21) OF THE CITY COUNCIL OF THE CITY OF MOORE, OKLAHOMA, APPROVING THE INCURRENCE OF INDEBTEDNESS BY THE MOORE ECONOMIC DEVELOPMENT AUTHORITY (THE "AUTHORITY") IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$4,000,000 IN CONNECTION WITH THE ISSUANCE OF ITS SALES TAX REVENUE NOTE, SERIES 2021 (MUNICIPAL CAPITAL IMPROVEMENTS PROJECT) (THE "NOTE"); PROVIDING THAT THE TRUST INDENTURE, AS AMENDED, CREATING THE AUTHORITY IS SUBJECT TO THE PROVISIONS OF THE GENERAL INDENTURE, AS SUPPLEMENTED AND AMENDED, AUTHORIZING THE ISSUANCE OF SAID NOTE; WAIVING COMPETITIVE BIDDING AND APPROVING THE PROCEEDINGS OF THE AUTHORITY PERTAINING TO THE SALE OF SAID NOTE; APPROVING A SECURITY AGREEMENT BETWEEN THE CITY AND THE AUTHORITY PERTAINING TO THE DEPOSIT AND TRANSFER OF SALES TAX REVENUE; RATIFYING AND CONFIRMING AN AGREEMENT OF SUPPORT, BETWEEN THE MOORE PUBLIC WORKS AUTHORITY AND THE AUTHORITY WHEREBY THE MOORE PUBLIC WORKS AUTHORITY AGREES TO TRANSFER REVENUES TO THE AUTHORITY; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

Brooks Mitchell, City Manager, stated that because the item was for consideration of a sales tax note approval of the item would take six affirmative votes. He advised that since only four council members were present the item must be tabled to the February 16, 2021 meeting.

**Councilwoman McKenzie moved to table Agenda Item No. 5 to the February 16, 2021 meeting, second by Councilman Williams. Motion carried unanimously.**

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

**Agenda Item Number 6 being:**

CONSIDER APPROVAL OF AMENDMENT NO. 1 IN THE AMOUNT OF \$36,535 WITH FREESE AND NICHOLS TO ADD SERVICES TO CONVERT THE NE 12TH STREET PROJECT TO A FEDERALLY FUNDED PROJECT, EXECUTED THROUGH THE ODOT SYSTEM, AND TO ADD THE EASTERN AVENUE INTERSECTION PLANS BY OTHERS TO THE PROJECT.

Jerry Ihler, Assistant City Manager, stated that the NE 12<sup>th</sup> Street project was originally anticipated to be a City project; however, it was determined that ACOG funding could be pursued if the project was expanded. The expansion would include the Eastern Avenue intersection and the addition of left turn bays for all of the intersections. Mr. Ihler advised that the City was awarded grant funds in the amount of \$7.166 million for the project. Because the project was now federally funded and must follow federal guidelines, the City's engineering contract with Freese & Nichols must be revised to incorporate ODOT requirements and for coordination with the engineer of the Eastern Avenue project. The additional services were included in the proposed Amendment No. 1 to the contract in the amount of \$36,535.

Vice-Mayor Hamm mentioned that he sits on the ACOG Board of Directors and that ACOG awarded just over \$10 million in grant funds for proposed street projects for the City. He stated that the grant awards were due to the hard work of Assistant City Manager Jerry Ihler, Community Development Director Elizabeth Weitman, and City Manager Brooks Mitchell. Vice-Mayor Hamm and the City Council expressed their appreciation to Mr. Ihler, Ms. Weitman, and Mr. Mitchell.

**Councilwoman McKenzie moved to approve Amendment No. 1 in the amount of \$36,535 with Freese and Nichols to add services to convert the NE 12th Street Project to a federally funded project, executed through the ODOT system, and to add the Eastern Avenue Intersection Plans by others to the project, second by Councilwoman Hunt. Motion carried unanimously.**

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

**Agenda Item Number 7 being:**

CONSIDER ORDINANCE NO. 961(21) AMENDING PART 7, CHAPTER 3, SECTION 7-321 MODIFYING THE LANGUAGE DESCRIBING PURCHASE OF REVENUES AND THE EFFECTIVE DATE AND DATE OF TERMINATION OF THE MOORE GENERAL SALES TAX AS PREVIOUSLY APPROVED AND VOTED UPON BY THE CITIZENS OF MOORE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR A REPEALER.

Brian Miller, Assistant City Attorney, stated that Agenda Items No. 7 and 8 were ordinances to amend the language in the City Code to reflect what was previously voted on and approved by the citizens of Moore.

**Councilwoman Hunt moved to approve Ordinance No. 961(21) amending Part 7, Chapter 3, Section 7-321 modifying the language describing purchase of revenues and the effective date and date of termination of the Moore General Sales Tax as previously approved and voted upon by the citizens of Moore; providing for severability; and providing for a repealer, second by Councilman Williams. Motion carried unanimously.**

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

**Agenda Item Number 8 being:**

CONSIDER ORDINANCE NO. 962(21) AMENDING PART 7, CHAPTER 5, SECTION 7-519, MODIFYING THE LANGUAGE DESCRIBING USE OF FUNDS FROM THE MOORE HOTEL/MOTEL ROOM TAX AS PREVIOUSLY APPROVED AND VOTED UPON BY THE CITIZENS OF MOORE, OKLAHOMA; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR A REPEALER.

**Councilwoman Hunt moved to approve Ordinance No. 962(21) amending Part 7, Chapter 5, Section 7-519, modifying the language describing Use of Funds from the Moore Hotel/Motel Room Tax as previously approved and voted upon by the citizens of Moore, Oklahoma; providing for severability; and providing for a repealer, second by Councilman Williams. Motion carried unanimously.**

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

**Agenda Item Number 9 being:**

CONSIDER APPROVAL OF A SMALL RETAILER RELIEF PROGRAM TO BE FUNDED FROM THE CORONAVIRUS RELIEF FUNDS ("CRF") IN THE AMOUNT OF \$150,000.00.

Deidre Ebrey, Public Affairs Director, stated that the Small Retailer Relief Program would give relief to small businesses effected by the pandemic using Coronavirus Relief Funds. The draft agreement contained in the agenda packet included qualification criteria and information regarding the application process.

Councilwoman Hunt asked how the City would get word out to the business owners. Ms. Ebrey stated that she had approximately 275 direct mail pieces that represented eligible retailers in Moore that remitted sales tax. She advised that the information would also be distributed through press releases and social media.

Councilwoman McKenzie asked if a Board would be set up to review the applications. Ms. Ebrey indicated it was her hope that there would be sufficient funding to assist qualifying businesses; however, if it became necessary to put them in rank order there was a plan in place on how to do that.

Vice-Mayor Hamm asked if the forms would be available on the City's webpage. Ms. Ebrey stated that once Council approves the item the information would be placed on the website. Councilman Williams confirmed that contact information for Ms. Ebrey would be provided for anyone with questions regarding the program or the application process.

**Councilman Williams moved to approve a Small Retailer Relief Program to be funded from the Coronavirus Relief Funds ("CRF") in the amount of \$150,000.00, second by Councilman Hunt. Motion carried unanimously.**

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

**Agenda Item Number 10 being:**

CONSIDER APPROVAL OF A FY 20-21 BUDGET SUPPLEMENT TO BUDGET ADDITIONAL FUNDS AND RELATED EXPENSES FOR THE SMALL RETAILER RELIEF PROGRAM.

Betty Koehn, Finance Director, stated that the requested budget supplement would budget the CARES Act funds for the Small Retailer Relief Program.

**Councilwoman Hunt moved to approve a FY 20-21 budget supplement to budget additional funds and related expenses for the Small Retailer Relief Program, second by Councilman Williams. Motion carried unanimously.**

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

**THE CITY COUNCIL MEETING WAS RECESSED AND THE MOORE PUBLIC WORKS AUTHORITY MEETING WAS CONVENED AT 6:48 P.M.**

**Agenda Item Number 11 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE PUBLIC WORKS AUTHORITY MEETING HELD JANUARY 19, 2021.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2020-2021 IN THE AMOUNT OF \$925,340.65.

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

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

**Agenda Item Number 12 being:**

CONSIDER ADOPTION OF RESOLUTION NO. 249(21) OF THE TRUSTEES OF THE MOORE PUBLIC WORKS AUTHORITY (THE "AUTHORITY") AUTHORIZING AN AGREEMENT OF SUPPORT BY AND BETWEEN THE AUTHORITY AND THE MOORE ECONOMIC DEVELOPMENT AUTHORITY.

**Trustee McKenzie moved to table Agenda Item No. 12 to the February 16, 2021 meeting, second by Trustee Williams. Motion carried unanimously.**

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

**THE MOORE PUBLIC WORKS AUTHORITY MEETING WAS RECESSED AND THE MOORE RISK MANAGEMENT MEETING WAS CONVENED AT 6:49 P.M.**

**Agenda Item Number 13 being:**

CONSENT DOCKET:

- A) ACCEPT THE MINUTES OF THE REGULAR MOORE RISK MANAGEMENT MEETING HELD JANUARY 19, 2021.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2020-2021 IN THE AMOUNT OF \$299,007.28.

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

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

**THE MOORE RISK MANAGEMENT MEETING WAS RECESSED AND THE SPECIAL MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING WAS CONVENED AT 6:50 P.M. WITH CHAIRMAN LOUIE WILLIAMS PRESIDING.**

**Agenda Item Number 14 being:**

ROLL CALL

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

**Agenda Item Number 15 being:**

CONSIDER ADOPTION OF RESOLUTION NO. 19(21) OF THE TRUSTEES OF THE MOORE ECONOMIC DEVELOPMENT AUTHORITY (THE "AUTHORITY") AUTHORIZING THE ISSUANCE OF ITS SALES TAX REVENUE NOTE, SERIES 2021 (MUNICIPAL CAPITAL IMPROVEMENTS PROJECT) (THE "NOTE") IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$4,000,000, FOR THE PURPOSE OF FINANCING (I) THE REPAIR AND CLEANUP OPERATIONS RESULTING FROM THE OCTOBER 2020 ICE STORM; AND (II) PAYING CERTAIN COSTS OF ISSUANCE IN CONNECTION WITH THE REFERENCED FINANCING (COLLECTIVELY, THE "PROJECT") IN THE CITY OF MOORE, OKLAHOMA, AND PAYING CERTAIN LEGAL AND FINANCING COSTS; WAIVING COMPETITIVE BIDDING AND AUTHORIZING THE NOTE TO BE SOLD ON A NEGOTIATED BASIS; RATIFYING, APPROVING AND AUTHORIZING THE EXECUTION OF A SECURITY AGREEMENT BETWEEN THE CITY AND THE AUTHORITY PERTAINING TO THE DEPOSIT AND TRANSFER OF SALES TAX REVENUE; RATIFYING, APPROVING AND AUTHORIZING THE EXECUTION OF A SERIES 2021 SUPPLEMENTAL NOTE INDENTURE, WHICH, ALONG WITH THE GENERAL INDENTURE, THE SERIES 2009 SUPPLEMENTAL NOTE INDENTURE, THE SERIES 2014 SUPPLEMENTAL NOTE INDENTURE, THE SERIES 2016 SUPPLEMENTAL NOTE INDENTURE AND THE SERIES 2017 SUPPLEMENTAL NOTE INDENTURE SHALL BE REFERRED TO COLLECTIVELY AS THE "INDENTURE", AND WHICH INDENTURE AUTHORIZES THE ISSUANCE AND SECURES THE PAYMENT OF THE NOTE; PROVIDING THAT THE TRUST INDENTURE, AS AMENDED, CREATING THE AUTHORITY IS SUBJECT TO THE PROVISIONS OF SAID INDENTURE; AUTHORIZING AND DIRECTING THE EXECUTION OF THE NOTE AND OTHER DOCUMENTS RELATING TO THE TRANSACTION INCLUDING, BUT NOT BY WAY OF LIMITATION, AN AGREEMENT OF SUPPORT BY AND BETWEEN THE AUTHORITY AND THE MOORE PUBLIC WORKS AUTHORITY; AND AUTHORIZING EMPLOYMENT OF FINANCIAL ADVISOR AND BOND COUNSEL PERTAINING TO SAID FINANCING; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

**Trustee Hunt moved to table Agenda Item No. 15 to the February 16, 2021 meeting, second by Trustee McKenzie. Motion carried unanimously.**

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

**THE SPECIAL MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING WAS RECESSED AND THE CITY COUNCIL MEETING RECONVENED AT 6:51 P.M. WITH VICE-MAYOR MARK HAMM PRESIDING.**

**Agenda Item Number 16 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.

Councilwoman McKenzie asked if the City or Chamber of Commerce planned on holding a spring job fair for Moore businesses similar to what was offered prior to the pandemic. Brooks Mitchell, City Manager, indicated that he was unaware of anything planned but would check with the Chamber.

Vice-Mayor Hamm asked if the debris cleanup from the ice storm was complete. Brooks Mitchell, City Manager, advised that the City's contractor had completed the cleanup. Anyone with remaining storm debris was asked to contact the Public Works Department to schedule a big trash pickup.

Vice-Mayor Hamm asked staff to check on downed trees in The Riverwalk area to determine if they were on public or private property.

C) ITEMS FROM THE CITY/TRUST MANAGER.

Brooks Mitchell, City Manager, asked Fire Chief Greg Herbster to comment on a donation from the Norman Regional Health System. Chief Herbster stated that the City was fortunate to have such a wonderful ambulance provider. Throughout the past year EMSSTAT did a great job ensuring adequate staffing levels and maintaining good response times during the pandemic. He stated that when Norman Regional Health System decided to replace their defibrillators they opted to donate six new state of the art automatic defibrillators for the City's frontline rigs. Chief Herbster indicated that the defibrillators would replace units that were over ten years old and were compatible with the hospital's equipment. This would enable the Fire Department, who typically arrives first on scene, to hook up the defibrillators allowing the physicians to monitor the patient on-scene until their arrival at the hospital. Chief Herbster thanked Norman Regional for their donation and commented that the citizens would benefit greatly from the new equipment. Vice-Mayor Hamm and the City Council also expressed their appreciation to the Norman Regional Health System for their generous donation.

**Agenda Item Number 17 being:**

ADJOURNMENT

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

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

**The City Council, Moore Public Works Authority, and Moore Risk Management meetings were adjourned at 6:55 p.m.**



TRANSCRIBED BY:

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

FOR:

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

These minutes passed and approved as noted this \_\_\_\_ day of \_\_\_\_\_, 2021.

ATTEST:

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