

**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
JANUARY 22, 2013 – 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 22, 2013 at 6:30 p.m. with Mayor Glenn Lewis presiding.

David Roberts
Councilman, Ward I

Robert Krows
Councilman, Ward I

Kathy Griffith
Councilwoman, Ward II

Mark Hamm
Councilman, Ward II

Jason Blair
Councilman, Ward III

Terry Cavnar
Councilman, Ward III

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

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

Agenda Item Number 2 being:

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD JANUARY 7, 2013.
- B) ACCEPT THE MINUTES OF THE PARKS BOARD MEETINGS HELD OCTOBER 2, 2012, NOVEMBER 6, 2012, AND DECEMBER 4, 2012.
- C) ACCEPT A 15-FOOT UTILITY EASEMENT IN LOT 5, BLOCK 1 OF THE SANTA FE COMMERCIAL PARK PHASE 3 ADDITION AND A 10-FOOT UTILITY EASEMENT IN LOT 1, BLOCK 1 OF THE SANTA FE COMMERCIAL PARK PHASE 3 ADDITION, LOCATED SOUTH OF SW 4TH STREET AND EAST OF SANTA FE, FOR A PUBLIC WATERLINE EXTENSION.
- D) ACCEPT SANITARY SEWER, WATER, AND DRAINAGE IMPROVEMENTS FOR THE BRENTWOOD ADDITION, LOCATED SOUTH OF NE 27TH STREET AND WEST OF EASTERN AVENUE.
- E) ACCEPT PUBLIC WATER IMPROVEMENTS FOR THE FRITTS FARM ADDITION (TARGET), LOCATED SOUTH OF SW 19TH STREET AND WEST OF FRITTS BOULEVARD.

- F) ACCEPT PUBLIC SANITARY SEWER IMPROVEMENTS FOR THE RIVERWALK ADDITION, SECTION 14, LOCATED NORTH OF SW 34TH STREET AND EAST OF TELEPHONE ROAD.
- G) ACCEPT PUBLIC SANITARY SEWER IMPROVEMENTS FOR THE CRYSTAL CROSSING ADDITION, LOCATED SOUTH OF SW 19TH STREET AND EAST OF CRYSTAL DRIVE.
- H) ACCEPT PUBLIC SANITARY SEWER IMPROVEMENTS FOR ROYAL ROCK ADDITIONS, SECTIONS 2, 3, AND 4, LOCATED NORTH OF SW 19TH STREET AND WEST OF TELEPHONE ROAD.
- I) DECLARE A 2004 FORD CROWN VICTORIA (VIN NO. 2FAFP71W84X162456), 2004 FORD CROWN VICTORIA (VIN NO. 2FAFP71W44X162454), 2004 FORD CROWN VICTORIA (VIN NO. 2FAFP71W84X162456), AND A 2006 FORD CROWN VICTORIA (VIN NO. 2FAFP71W56X152020) AS SURPLUS.
- J) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2012-2013 IN THE AMOUNT OF \$1,438,970.39.

Councilman Blair moved to approve the consent docket in its entirety, second by Councilwoman Griffith. Motion carried unanimously.

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

Agenda Item Number 3 being:

CONSIDER AWARDING BID NO. 1213-05 "PURCHASE OF HYDRAULIC RESCUE TOOL SYSTEM AND HIGH PRESSURE AIR BAG SYSTEM FOR THE CITY OF MOORE FIRE DEPARTMENT" TO CHIEF FIRE AND SAFETY IN THE AMOUNT OF \$31,335.75.

Fire Chief Gary Bird advised that the hydraulic rescue tool and high pressure air bag system to be placed on the ladder truck at Station One was a budgeted item. Chief Bird stated that the City has purchased this same equipment from Chief Fire and Safety in the past and have not had any problems.

Councilman Hamm asked what the equipment was used for. Chief Bird indicated that the equipment was often referred to as the "Jaws of Life". Mayor Lewis wanted to know how many pieces of this equipment the City owned. Chief Bird advised that this would be the sixth hydraulic rescue tool which would allow all of the front line units to be equipped with one.

Councilman Hamm moved to award Bid No. 1213-05 "Purchase of Hydraulic Rescue Tool System and High Pressure Air Bag System for the City of Moore Fire Department" to Chief Fire and Safety in the amount of \$31,335.75, second by Councilman Cavnar. Motion carried unanimously.

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

Agenda Item Number 4 being:

DISCUSS AMENDING THE CITY ORDINANCE REGULATING THE LOCATION AND SIZE OF OUTBUILDINGS IN RESIDENTIAL AREAS OF THE COMMUNITY AND DIRECT STAFF AS APPROPRIATE.

City Manager Steve Eddy stated that Agenda Item No. 4 was placed on the agenda for discussion after an outbuilding was constructed in the Highland Park Addition that appeared oversized for the lot and neighborhood. Mr. Eddy advised that the City Code currently does not set a size limit for outbuildings. It

merely states that the building may not cover more than 20% of the rear yard of the lot. Since some of the lots are large the outbuildings appear oversized. He stated that the Code also does not set a height limit other than a standard 35-foot height restriction in the R-1 Residential Zoning District category. Mr. Eddy advised that proposed language was included in the agenda as a starting point for discussion.

Councilman Hamm advised that he had received a call regarding this particular outbuilding. He drove to the location and discovered a two-story corrugated metal building that obviously did not fit in the neighborhood. He understood that Lost Creek Addition allows the type of building to be constructed that houses RVs and cars, or is used as a workshop. He felt that an outbuilding is to be used for storage of lawn equipment or small items. It should not be a 700 square foot two-story building. Councilman Hamm felt that the ordinance should be amended to prohibit this type of thing.

Mayor Lewis asked if the City could add a height restriction and require a building that is more than 70 square feet to be bricked. He also asked about the requirement of a building permit. Mr. Eddy advised that there is a small charge for a permit on an accessory building; although the City does not require a permit for a portable building on skids that is not tied into utilities. Mayor Lewis felt there should be a limit on the number of portable buildings allowed per yard too.

Councilman Cavnar asked what requirements the surrounding cities have for outbuildings. Community Development Director Elizabeth Jones advised that the City Manager asked her to obtain information from Norman and Oklahoma City on what their ordinances say regarding outbuildings. Both cities limit the height. Oklahoma City sets the height limit to the primary structure on the lot with a maximum overhead door height of nine feet. Oklahoma City also required that a detached outbuilding be located behind the rear wall of the main structure on the property. Norman's requirements are less specific. They state that no more than 40% of the area can be covered by buildings, and no more than 65% of the lot can be covered with impervious materials such as buildings or concrete. Norman's ordinance states that the accessory building may not exceed a wall height of ten feet. After that height the building is required to be set back one foot for every foot of height. There is a not to exceed height of the height of the main structure on the property.

Councilman Hamm advised that several additions have homeowners associations or neighborhood covenants. He asked if the City knew what stipulations they might have regarding accessory buildings. Mr. Eddy indicated that most additions have covenants that restrict or regulate these types of buildings. The City does not enforce covenants and are not necessarily aware of what the covenants contain for each subdivision. Councilman Cavnar stated that since some homeowner associations don't enforce their covenants he felt stricter guidelines would be best. Several of the council members did not feel that Oklahoma City's requirements were strict enough, particularly in their height restrictions. Councilman Roberts stated that some covenants require the outbuilding material to match that of the residence.

Councilman Cavnar also commented that he liked Norman's language about no more than 65% of the lot can be covered with impervious materials since there can be too much coverage in the yard.

Mr. Eddy indicated that staff would draft an ordinance that included Council's directives. He understood they wanted a limit on the height to a one story building. Mr. Eddy asked if Council wanted a limit on the square footage. He commented that staff preferred an ordinance that was simple to enforce. Mayor Lewis felt that any building with an exterior larger than 14 x 10 feet should match the house. Councilman Griffith felt that would be cost prohibitive. Mayor Lewis asked staff to prepare something for Council's consideration. Mr. Eddy felt that aesthetic requirements for the exterior of the building might be difficult to enforce particularly in older areas of town where there aren't any covenants. Mayor Lewis stated that the City requires a brick facade on commercial buildings off the interstate and the City should do the same thing in the neighborhoods. Mr. Eddy stated that the City requires 75% brick on commercial buildings and the City can require a percentage of brick on outbuildings. Councilman Roberts felt that a

brick requirement should be required after a certain size building. He felt that once a building gets up to 300 or 400 square feet they have a different type structure and that is when certain requirements on the exterior should be made mandatory. Mayor Lewis suggested that a brick exterior be required on buildings with a concrete or permanent foundation. Mr. Eddy recommended setting a limit on the square footage of the building.

No action was taken on the item.

Agenda Item Number 5 being:

CONSIDER APPROVAL OF AN AMENDMENT TO THE VEOLIA OPERATION AND MAINTENANCE SERVICES AGREEMENT EXTENDING THE TERM OF THE CONTRACT TO DECEMBER 9, 2013.

Steve Eddy, City Manager, advised that approximately two years ago the Veolia Operation and Maintenance Services contract was extended until December 2012, which was after the anticipated completion date of the new wastewater treatment plant. Mr. Eddy indicated it was his understanding that upon the expiration of the Veolia contract it was the City Council's intent to solicit proposals and award a long-term service contract. Mr. Eddy stated that he did not feel it would be advantageous at this time to change operators since construction had not been completed at the new plant due to various delays. Therefore, he requested an extension to the current Veolia contract to December 9, 2013. Mr. Eddy advised that a full report on the wastewater treatment plant construction would be presented at the February 4, 2013 City Council meeting. Representatives from Wynn Construction would also be available to answer any questions. Mr. Eddy indicated that the estimated completion date for the plant was now April 25, 2013. Mayor Lewis suggested delaying the vote on the extension of the contract until after the report on the plant construction. Mr. Eddy stated that for legal reasons the City needed a contract for the continued operation of the plant.

Councilman Cavnar moved to approve an amendment to the Veolia Operation and Maintenance Services Agreement extending the term of the contract to December 9, 2013, second by Councilwoman Griffith. Motion carried unanimously.

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

Agenda Item Number 6 being:

CONSIDER APPROVAL OF A CHANGE ORDER IN THE AMOUNT OF \$31,138.82 TO STOLZ COMMUNICATIONS ON BID NO. 112-008-A "REBID FOR PURCHASE OF A NEW TWO WAY RADIO SYSTEM"; AND WAIVE COMPETITIVE BIDDING PURSUANT TO SECTION 7-205 OF THE MOORE MUNICIPAL CODE FOR \$4,777.50 OF THE CHANGE ORDER AMOUNT.

Gayland Kitch, Emergency Management Director, stated that the agenda item was for the purchase of a new two-way radio system for the Public Works and Utilities departments. After the purchase order was issued it was discovered that the equipment was capable of operating more efficiently by changing from conventional repeaters to a single-site trunked operation. To accommodate the different mode a controller and a system key would be required at a cost of \$4,777.50. Mr. Kitch advised that all of the equipment originally bid out could still be used without additional cost; however, the change order in the amount of \$31,138.82 would cover the cost of the controller and system key along with the purchase of 14 additional portable radios and 11 additional mobile radios to replace existing 800 MHz radios that will

not be compatible with the new system. Those radios will remain in public works vehicles as an interface with public safety departments or be repurposed for public safety use.

Councilman Blair moved to approve a Change Order in the amount of \$31,138.82 to Stolz Communications on Bid No. 112-008-A "Rebid for Purchase of a New Two Way Radio System"; and waive competitive bidding pursuant to Section 7-205 of the Moore Municipal Code for \$4,777.50 of the change order amount, second by Councilman Cavnar. Motion carried unanimously.

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

Agenda Item Number 7 being:

CONSIDER ADOPTION OF RESOLUTION NO. 756(13) 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 \$2,000,000 IN CONNECTION WITH THE ISSUANCE OF ITS SALES TAX REVENUE NOTE, SERIES 2013 (PARKS AND RECREATIONAL FACILITIES PROJECT) (THE "NOTE"); PROVIDING THAT THE DECLARATION OF TRUST, 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; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

Chris Cochran, financial advisor with BOSC, stated that adoption of Resolution No. 756(13) would allow them to go forward with a sales tax note. However, the City must first select a financial institution from a recent bid solicitation.

Mr. Cochran advised that in November 2012 the sales tax election was approved for the parks projects. The sales tax collection would not begin until April 2013 and the City would not receive the sales tax revenues until June 2013. In order to begin the parks projects sooner the City requested that Mr. Cochran put together a sales tax revenue note package for \$2 million. This note would mature in July 2015. On January 10, 2013 BOSC submitted a request for bids from local, state and national banks. The City received five remarkably good bids:

J.P. Morgan, Oklahoma City	1.41%
FNB ("First National Bank") Community Bank, Midwest City	1.75%
Republic Bank, Norman	1.89%
Bank of America, Oklahoma City	2.02%
First United Bank, Durant	2.67%

Four of the bidders complied with the bid specifications; however, J.P. Morgan did not. Mr. Cochran explained that a 15-page bid packet was mailed to each bank which included the specifications along with a request to submit a signed bid form with their bid. The banks were asked to assume a bullet maturity with no amortization of the loan because the term was so short. J.P. Morgan did not provide a sealed bid, did not include a signed bid form, and they bid assuming an amortizing note which allowed them to lower the weighted average maturity of their loan. It was a good bid; however, he felt the bid must be disqualified as a non-conforming bid. Mr. Cochran recommended awarding the bid to the lowest

conforming bidder, FNB Community Bank. Steve Eddy, City Manager, stated that Mr. Cochran contacted J.P. Morgan to notify them that their bid was not in compliance with the bid specifications. J.P. Morgan advised that they were aware that they were in non-compliance and stated that this was their bid.

Mayor Lewis asked the City Attorney if everything was in legal order. Randy Brink, City Attorney, advised that it was.

Mr. Eddy announced that Jeff Arvin, Branch Manager of the local FNB in Moore, was in attendance at the meeting. He advised that Mr. Arvin was a member of the Parks Board, was a Moore graduate, and a citizen of Moore.

Terry Hawkins, bond counsel, stated that this note was state tax exempt but not federally tax exempt. There is a \$10 million limit under the *American Recovery and Reinvestment Act of 2009* (the "Stimulus Legislation"). The Stimulus Legislation raised the annual "bank qualified" limit for tax-exempt bonds issued during 2009 and 2010 from \$10 million to \$30 million. The limit is back to \$10 million and the City is subject to the cap to be bank qualified unless a bill which is pending in Congress raises the limit back to \$30 million. Mr. Hawkins advised that the City issued \$3.675 million as the last phase of the 2008 G.O. bonds. Adding to that the City's intention to issue the first phase of the new G.O. bond sometime the first of the year would put the City over the \$10 million limit. Therefore, this note would be subject to federal tax.

Councilman Roberts moved to adopt Resolution No. 756(13), second by Councilwoman Griffith. Motion carried unanimously.

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

THE CITY COUNCIL MEETING WAS RECESSED AND THE MOORE PUBLIC WORKS AUTHORITY MEETING WAS CONVENED AT 7:07 P.M.

Agenda Item Number 8 being:

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE PUBLIC WORKS AUTHORITY MEETING HELD JANUARY 7, 2013.
- B) RATIFY ACTION OF THE CITY COUNCIL ON APPROVAL OF AN AMENDMENT TO THE VEOLIA OPERATION AND MAINTENANCE SERVICES AGREEMENT EXTENDING THE TERM OF THE CONTRACT TO DECEMBER 9, 2013.
- C) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2012-2013 IN THE AMOUNT OF \$495,308.11.

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

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

MOORE PUBLIC WORKS AUTHORITY MEETING WAS RECESSED AND THE MOORE RISK MANAGEMENT MEETING WAS CONVENED AT 7:08 P.M.

Agenda Item Number 9 being:

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE RISK MANAGEMENT MEETING HELD JANUARY 7, 2013.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2012-2013 IN THE AMOUNT OF \$176,609.73.

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

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

THE MOORE RISK MANAGEMENT MEETING WAS RECESSED AND THE MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING WAS CONVENED WITH CHAIRMAN TERRY CAVNAR PRESIDING AT 7:09 P.M.

Agenda Item Number 10 being:

ROLL CALL

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

Agenda Item Number 11 being:

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING HELD DECEMBER 17, 2012.

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

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

Agenda Item Number 12 being:

CONSIDER ADOPTION OF RESOLUTION NO. 10(13) OF THE TRUSTEES OF THE MOORE ECONOMIC DEVELOPMENT AUTHORITY (THE "AUTHORITY") AUTHORIZING THE ISSUANCE OF ITS SALES TAX REVENUE NOTE, SERIES 2013 (PARKS AND RECREATIONAL FACILITIES PROJECT) (THE "NOTE") IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$2,000,000, FOR THE PURPOSE OF FINANCING THE ACQUISITION, CONSTRUCTION, EQUIPPING AND/OR REMODELING OF EXISTING PARKS AND RECREATION FACILITIES IN THE CITY OF MOORE, OKLAHOMA, CAPITALIZING INTEREST 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 GENERAL INDENTURE AND A SERIES 2013 SUPPLEMENTAL NOTE INDENTURE, WHICH SHALL BE REFERRED TO COLLECTIVELY AS THE "INDENTURE", AND WHICH INDENTURE AUTHORIZES THE ISSUANCE AND SECURES THE PAYMENT OF THE NOTE; PROVIDING THAT THE DECLARATION OF TRUST, 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; AUTHORIZING EMPLOYMENT OF FINANCIAL ADVISOR AND BOND COUNSEL PERTAINING TO SAID FINANCING; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

Terry Hawkins, bond counsel, stated that this note was different from those in the past which required a pledge of utility revenues. The only security on this sales tax revenue note would be the quarter cent sales tax only. The note is in the amount of \$2 million due July 1, 2015. Interest payments are due each January and July commencing July 1, 2013 with the principal payment due at maturity on July 1, 2015. Mr. Hawkins stated that assuming the Moore Economic Development Authority approves the item, closing should be set sometime in early February 2013.

Trustee Lewis moved to adopt Resolution No. 10(13), second by Trustee Roberts. Motion carried unanimously.

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

THE MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING WAS RECESSED AND THE CITY COUNCIL MEETING RECONVENED WITH MAYOR GLENN LEWIS PRESIDING AT 7:14 P.M.

Agenda Item Number 13 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.

Councilman Hamm indicated that the City has been working on roadway projects in the Crestmoore Addition. He commented that the roads are looking much better. Mayor Lewis stated that the work looks good and the neighborhood seems appreciative.

Councilman Cavnar asked if AT&T had been making progress on the utility line relocates along the 12th Street roadway project. Steve Eddy, City Manager, indicated that they have started work on the lines and have estimated work to be completed by the end of January. Councilman Cavnar asked if staff had confidence that a meeting that was held recently with AT&T was productive. Mr. Eddy felt that staff was direct with AT&T about the delays they caused with the roadway project. However, whether the meeting produced results will become more evident at the deadline draws near. Councilman Cavnar stated that he had received a phone call about the length of time the 12th Street project was taking which was why he asked for an update on AT&T's progress on the project. Councilman Hamm noted that the City Manager might not be in favor of a suggestion he had regarding this type of situation. He recommended adopting a City Ordinance stating that roadway projects on major arterial roadways would not begin until all utilities have been moved. Councilman Hamm stated that he would have much rather had 12th Street like

it was than for it to be in disrepair for as long as it has due to the heavy traffic that travels on it daily. Mr. Eddy did not disagree with Councilman Hamm's idea, but expressed his concern that some roadway projects would never start since the City has no direct control over the utility companies. He is well aware of the legitimate concerns the Council has regarding the delays caused by AT&T. Mr. Eddy indicated that the next roadway project involved a portion of Broadway from NE 5th to NE 18th. He doesn't anticipate as many problems with utilities as the 12th Street project. But he indicated that staff would make every effort to ensure that the utilities have been moved or will be moved in a timely manner prior to the start of the project.

Councilman Hamm asked if graffiti is handled by code enforcement only after a citizen complaint has been issued or if staff places a work order if they see the problem. Mr. Eddy indicated that Code Enforcement will begin working a code violation if they see it. However, often times this sort of problem is within a residential area and staff is not aware of it until a citizen calls. Councilman Hamm stated that he saw graffiti around NE 27th and Yorkshire.

C) ITEMS FROM THE CITY/TRUST MANAGER.

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

- The City has given service pins internally for 5, 10, 15 and 20 years of service. He stated that he planned to present service pins to department heads at the City Council meetings if the Council has no objections.

Deidre Ebrey, Economic Development Director, was presented with her a service pin for 10 years of service.

Richard Sandefur, Public Works Director, received a service pin for 15 years of service but Mr. Eddy noted that he has actually worked for the City and PSG for a combined length of 28 years.

- The last sales tax report reflected a 3% increase last month. There was a problem at the Oklahoma Tax Commission which caused many cities to be underpaid. In fact, Moore was underpaid by approximately \$148,000. That money was received today and the revised report reflects a 9.22% increase. This figure included the Black Friday Christmas sales.
- Reminded everyone of mandatory odd/even water rationing although it is winter. When Oklahoma City implements a rationing program the City is required to as well since we contract with them for water. He will be attending a meeting on January 25, 2013 with Oklahoma City and all of the other cities who purchase water from Oklahoma City to find out the status of the lakes. It is a serious situation. The inspectors will be watching all businesses and residents and the City asks for everyone to comply.

Agenda Item Number 14 being:

ADJOURNMENT

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

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

The City Council, Moore Public Works Authority, and the Moore Risk Management meetings were adjourned at 7:24 p.m.

TRANSCRIBED BY:

RHONDA BAXTER, Executive Assistant

RECORDED BY:

CAROL FOLSOM, Purchasing Agent

FOR:

DAVID ROBERTS, MPWA Secretary

FOR:

MARK HAMM, MEDA Secretary

These minutes passed and approved as noted this ____ day of _____, 2012.

ATTEST:

JIM CORBETT, City Clerk