

**MINUTES OF THE REGULAR MEETING OF  
OF THE MOORE CITY COUNCIL  
THE MOORE PUBLIC WORKS AUTHORITY  
AND THE MOORE RISK MANAGEMENT BOARD  
NOVEMBER 7, 2016 – 6:30 P.M.**

The City Council of the City of Moore met in the City Council Chambers, 301 North Broadway, Moore, Oklahoma on November 7, 2016 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*

*Terry Cavnar*  
*Councilman, Ward III*

PRESENT: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
ABSENT: None

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

**Agenda Item Number 2 being:**

CONSENT DOCKET:

- A) APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD OCTOBER 17, 2016.
- B) ACCEPT A 7.5 FOOT PUBLIC EASEMENT LOCATED ON LOT 10, BLOCK 1 OF THE HIGH SCHOOL ADDITION, BEING SOUTH OF N. 5<sup>TH</sup> STREET AND EAST OF BROADWAY AVENUE FOR A WATERLINE EXTENSION.
- C) APPROVE AN AGREEMENT WITH THE STATE OF OKLAHOMA DEPARTMENT OF EMERGENCY MANAGEMENT FOR THE FY 2017 EMERGENCY MANAGEMENT PROGRAM GRANT IN THE AMOUNT OF \$25,000.
- D) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2016-2017 IN THE AMOUNT OF \$3,505,756.81.

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

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
Nays: None

**Agenda Item Number 3 being:**

CONSIDER APPROVAL OF RESOLUTION NO. 868(16) CHANGING A STREET NAME FROM FLOODED CREEK STREET TO PEBBLE CREEK STREET IN THE FINAL PLAT OF EDGEWATER ADDITION, SECTION 1, LOCATED SOUTH OF SW 19<sup>TH</sup> STREET AND WEST OF SUNNYLANE. APPLICATION BY ROCKY CLARK.

Elizabeth Jones, Community Development Director, stated that the applicant, Rocky Clark, approached staff with a request to change a street name in Edgewater Addition, Section 1, from Flooded Creek Street to Pebble Creek Street due to marketing concerns. Ms. Jones noted that since there were no occupied homes on the street it would be a good time to change the street name without affecting any residents. She added that there the selection of Pebble Creek Street as a replacement name would not create any duplication in street names within the City.

**Councilman Blair moved to adopt Resolution No. 868(16) changing a street name from Flooded Creek Street to Pebble Creek Street in the final plat of Edgewater Addition, Section 1, located south of SW 19<sup>th</sup> Street and west of Sunnylan, second by Councilman Cavnar. Motion carried unanimously.**

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
Nays: None

**Agenda Item Number 4 being:**

CONSIDER THE FINAL PLAT OF GANN RETAIL, LOCATED IN THE NE/4 OF SECTION 22, T10N, R3W, BEING SOUTH OF SW 4<sup>TH</sup> STREET AND WEST OF TELEPHONE ROAD. APPLICATION BY JPM, LLC/MARK GRUBBS. (PLANNING COMMISSION RECOMMENDED APPROVAL 7-0).

Elizabeth Jones, Community Development Director, stated that Agenda Items No. 4 and 5 were companion items relating to the subject site located south of SW 4<sup>th</sup> Street and west of Telephone Road. Ms. Jones indicated that the property was rezoned to C-4 in 1986 as part of the Little River Addition, although a final plat was never filed. The applicant proposed construction of a retail development, which is an appropriate use for this zoning, however, the property must be platted prior to development. She stated that public water and sewer were available to serve the site, and no floodplain was located on the property. Access would be provided from SW 4<sup>th</sup> Street and S. Telephone Road. She added that curb cuts must be minimized to mitigate adverse traffic impacts near the intersection of SW 4<sup>th</sup> and Telephone Road.

Ms. Jones stated that the companion item was for consideration of a partial release of a sanitary sewer easement. The sewer line was relocated in 2009 to bypass the site in order to prepare the property for development; however, the easement was never released. She indicated that approval of Agenda Item No. 5 would release that portion of sanitary sewer easement and the plat would establish permanent easements around the boundary of the property.

Staff recommended approval of the items.

**Councilman Blair moved to approve the Final Plat of Gann Retail, located in the NE/4 of Section 22, T10N, R3W, being south of SW 4<sup>th</sup> Street and west of Telephone Road, second by Councilman Cavnar. Motion carried unanimously.**

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
Nays: None

**Agenda Item Number 5 being:**

CONSIDER APPROVAL OF A PARTIAL RELEASE OF SANITARY SEWER EASEMENT AS RECORDED IN BOOK 208 PAGE 97 AT THE CLEVELAND COUNTY RECORDS OFFICE, LOCATED SOUTH OF SW 4<sup>TH</sup> STREET AND WEST OF TELEPHONE ROAD. APPLICATION BY JPM, LLC/MARK GRUBBS.

**Councilman Cavnar moved to approve a Partial Release of Sanitary Sewer Easement as recorded in Book 208 Page 97 at the Cleveland County Records Office, located south of SW 4<sup>th</sup> Street and west of Telephone Road, second by Councilman Webb. Motion carried unanimously.**

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
Nays: None

**Agenda Item Number 6 being:**

CONSIDER MOORE VISION 20/20 COMPREHENSIVE PLAN AMENDMENT NO. 56, LOCATED IN THE NE/4 OF SECTION 30, T10N, R3W, BEING SOUTH OF SE 19<sup>TH</sup> STREET AND WEST OF SUNNYLANE ROAD, FROM RURAL RESIDENTIAL TO MEDIUM COMMERCIAL. APPLICATION BY SANDRA FLIPPO. (PLANNING COMMISSION RECOMMENDED DENIAL 7-0).

Elizabeth Jones, Community Development Director, stated that Agenda Items No. 6 and 7 were companion items regarding the subject property located south of SE 19<sup>th</sup> Street and west of Sunnylan Road. The ten acre lot zoned A-1 Rural Agricultural District contained an existing home. The applicant proposed rezoning six acres located on the northern end of the property to C-5 Automotive and Commercial Recreation District to expand an existing mini-storage facility located near the intersection. Ms. Jones advised that water was available from a 12" waterline located along S. Sunnylan Road; however, sanitary sewer was not available and the applicant was not proposing to extend it to the site at this time. She stated that the City allows mini-storages to utilize private septic systems because of their low occupancy load.

Access would be provided from S. Sunnylan Road, and there is no floodplain located on the property. Ms. Jones stated that the Moore Vision 20/20 comprehensive plan designated the property as Low Density Residential in anticipation of residential growth in the area. Because C-5 uses fall within the commercial land use designation, an amendment to the comprehensive plan was required. The Moore Vision 20/20 discourages strip development along arterial roadways within the east side of Moore in order to preserve the residential character of the area. The plan encourages commercial development to be centralized near arterial street intersections. Ms. Jones advised that the intent of the comprehensive plan would be compromised by expanding the existing four acre commercial zoning by six additional acres. The Planning Commission recommended denial of the items. She stated that due to the large acreage involved with the request, and the potential future impact to the residential character of the area, staff recommended denial of Agenda Items No. 6 and 7. Ms. Jones noted that the applicant, Sandra Flippo, wanted to address the City Council regarding the proposed project since she was unable to attend the Planning Commission Meeting.

Councilman Hamm asked what the Planning Commission's concerns were with the project. Ms. Jones advised that there were no protestors at the meeting. The Planning Commission's concern was regarding how the strip development would impact the future residential development of the area. Ms. Jones explained that the comprehensive plan designated the area as Low Density Residential with commercial development focused at the arterial roadway intersections. She advised that they also expressed concerns regarding the C-5 zoning in general. Since the applicant was unable to attend the meeting there were also some unanswered questions. Councilman Hamm suggested that the item should be sent back to the

Planning Commission to give Ms. Flippo the opportunity to address their concerns. Ms. Jones stated that the City Council could deny the items and give the applicant an opportunity to revise her applications and resubmit them for consideration by the Planning Commission, or the items could be tabled and the same application reconsidered by the Planning Commission, this time with Ms. Flippo in attendance to address their concerns.

The applicant, Sandra Flippo, addressed the City Council regarding Comprehensive Plan Amendment No. 56 and Rezoning Application No. RZ-944. Ms. Flippo stated that she was sick at the time of the Planning Commission meeting and asked her contractor to appear in her place. However, the Planning Commission asked what Ms. Flippo's intentions were regarding several issues and the contractor was unable to comment. She stated that she wished to expand the Keepsake Self-Storage using the adjoining six acres. The facility was full five months after their last expansion and they have a waiting list for storage units. Ms. Flippo stated that they put additional concrete into the drives, twice the shrubbery that was requested, and erected ornamental iron to make it look more aesthetically pleasing.

Ms. Flippo wanted to clarify her request since she believed that there had been a misunderstanding. She advised that the C-5 zoning was only requested because under C-3 zoning they were required to brick the entire facility, and they wanted the new construction to match the facility's stucco exterior. She was unaware that a rezoning to C-5 would be for a heavy industrial use. She stated that it was her understanding that the Planning Commissioners wanted to know what was planned along the west side of the development since the expansion would be along the east side of the property. She stated that as a compromise they moved the expansion to the other side of the property fronting Sunnyslane Road, but then the Planning Commissioners asked what would happen with the remaining two acres. Ms. Flippo offered to sign an affidavit indicating their intention for the property. She stated that if this expansion fills the storage units she would consider another expansion. But she could not use the entire property for the expansion due to financial reasons. She also understood that another concern was that the area was residential and they wanted a buffer between their business and the residential area. They offered a detention pond and pine trees as a buffer. She believed that part of the reason that the Planning Commission recommended denial of the items was because she was unable to appear and answer their questions. However, it was explained to her that an affidavit was only good while she was the property owner. Once the property was rezoned someone could purchase the property and put something in that was heavy commercial in nature. Ms. Flippo indicated that the seller of the property was having some serious health issues and there was a need to complete the sale as soon as possible. She indicated that she would be happy to make some sort of legal commitment regarding her plans for the property it. Ms. Flippo stated that another concern was traffic congestion or noise trespass. She stated that they only have five parking spaces and those are generally not full for the majority of the time. Most renters pay by debit card and do not need to come to the facility. She also commented that there were no protestors at the meeting, they have their financing in place, and plan on using local contractors for their construction needs.

Councilwoman Hunt asked if C-5 was the correct zoning for a mini-storage. Ms. Jones indicated that a mini-storage was allowed by right in C-5 but is a use on review in C-3. When she was speaking with Ms. Flippo it was her understanding that she would be using metal siding as construction material which is not allowed in a C-3 zoning. Councilman Blair confirmed that if Ms. Flippo decided to use stucco instead of metal siding the property could remain a C-3 zoning with a use on review. Steve Eddy, City Manager, indicated that the item would likely need to go back to the Planning Commission. Mr. Eddy indicated that the PUD process would allow more of a guarantee of what would be constructed. Councilman Cavnar asked when the item could be reheard by the Planning Commission. Ms. Jones estimated that there would be adequate time for notices to be on the December Planning Commission meeting with the item reappearing before the City Council in January 2017.

**Councilman Hamm moved to table Agenda Item No. 6 to be reheard by the Planning Commission, second by Councilwoman Hunt. Motion carried unanimously.**

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
Nays: None

**Agenda Item Number 7 being:**

CONSIDER REZONING APPLICATION NO. RZ-944, LOCATED IN THE NE/4 OF SECTION 30, T10N, R3W, 0-DISTRICT TO C-5 AUTOMOTIVE AND COMMERCIAL RECREATION DISTRICT; AND APPROVE ORDINANCE NO. 831(16). APPLICATION BY SANDRA FLIPPO. (PLANNING COMMISSION RECOMMENDED DENIAL 7-0). WARD 1.

**Councilman Hamm moved to table Agenda Item No. 7 to be reheard by the Planning Commission, second by Councilman Webb. Motion carried unanimously.**

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
Nays: None

**Agenda Item Number 8 being:**

CONSIDER APPROVAL OF A MEMORANDUM OF UNDERSTANDING WITH FIREHOUSE SUBS PUBLIC SAFETY FOUNDATION, INC. FOR AWARD OF A GRANT IN THE AMOUNT OF \$17,009.26 TO BE USED TOWARD THE PURCHASE OF A BULLSEYE DIGITAL FIRE EXTINGUISHER TRAINING SYSTEM PACKAGE AND ACCESSORIES, AS A SOLE SOURCE.

Debi Wagner, Assistant Emergency Management Director, advised that Emergency Management staff teaches a Community Emergency Response Team ("CERT") class twice a year to educate people in disaster preparedness so that they can assist their families and neighbors with basic first aid, fire suppression, and light search and rescue efforts until emergency responders become available. The Bullex training system included a digital fire extinguisher simulator as well as a live burn pan. Participants are able to practice with a fire extinguisher to put out a simulated fire and, with the assistance of the Fire Department, they conduct a live burn with a burn pan so that they can utilize and discharge a fire extinguisher. Ms. Wagner advised that the equipment would also be available to the Fire Department and Risk Management for other types of training.

Mayor Lewis commented that Firehouse Subs had been very good to the City. Steve Eddy, City Manager, agreed stating that the City has been the recipient of approximately \$80,000 to \$90,000 in grant funds from Firehouse Subs. The City Council expressed their appreciation to them for all they have done for the community.

**Councilwoman Hunt moved to approve a Memorandum of Understanding with Firehouse Subs Public Safety Foundation, Inc. for award of a grant in the amount of \$17,009.26 to be used toward the purchase of a Bullseye Digital Fire Extinguisher Training System package and accessories, as a sole source, second by Councilman Blair. Motion carried unanimously.**

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
Nays: None

**Agenda Item Number 9 being:**

CONSIDER APPROVAL OF A CHANGE ORDER IN THE AMOUNT OF \$40,567.68 FOR STP-114B(249)AG/STP-155 (EASTERN AVENUE FROM NE 27<sup>TH</sup> STREET TO NORTH CITY LIMIT LINE).

Steve Eddy, City Manager, indicated that the proposed change order in the amount of \$40,567.68 was a joint street project with Oklahoma City on the reconstruction of Eastern Avenue from NE 27<sup>th</sup> north to 74<sup>th</sup> Street in Oklahoma City. The City contributed 20% for the portion of the roadway improvements located in Moore city limits. The project was completed two or three years ago; however, after ODOT audited the project they found a shortage between the original contribution and the actual cost of the project. ODOT was essentially billing the City through the change order process.

**Councilman Blair moved to approve a Change Order in the amount of \$40,567.68 for STP-114B(249)AG/STP-155 (Eastern Avenue from NE 27<sup>th</sup> Street to north city limit line), second by Councilman Cavnar. Motion carried unanimously.**

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis

Nays: None

**Agenda Item Number 10 being:**

CONSIDER APPROVAL OF BUDGET SUPPLEMENTS FOR FY 16-17 FOR PRIOR YEAR PURCHASE ORDER CARRYOVERS AS FOLLOWS: RISK MANAGEMENT - \$42,583.07; MOORE ECONOMIC DEVELOPMENT AUTHORITY - \$200; STREET BOND IMPROVEMENTS - \$1,104,548.55; MOORE PUBLIC WORKS AUTHORITY - \$1,480,732.43; GENERAL FUND \$851,861.54; SPECIAL REVENUE FUND - \$646,810; ½ CENT DESIGNATED SALES TAX - \$2,083,569.36; PARKS IMPROVEMENT SALES TAX - \$526,102.30; PARKS GO BONDS - \$861,075; CDBG-DR GRANT- \$9,128,747.90.

Brooks Mitchell, Finance Director, stated that the proposed budget supplements would amend the FY 16-17 budget to include unpaid purchase order carryovers from the prior fiscal year.

**Councilman Blair moved to approve budget supplements for FY 16-17 for prior year purchase order carryovers as follows: Risk Management - \$42,583.07; Moore Economic Development Authority - \$200; Street Bond Improvements - \$1,104,548.55; Moore Public Works Authority - \$1,480,732.43; General Fund \$851,861.54; Special Revenue Fund - \$646,810; ½ Cent Designated Sales Tax - \$2,083,569.36; Parks Improvement Sales Tax - \$526,102.30; Parks GO Bonds - \$861,075; CDBG-DR Grant- \$9,128,747.90, second by Councilwoman McKenzie. Motion carried unanimously.**

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis

Nays: None

**Agenda Item Number 11 being:**

CONSIDER APPROVAL OF A BUDGET AMENDMENT FOR FY 15-16 IN FUND 15 (CDBG-DR) IN THE AMOUNT OF \$305,155.99 TO ACCOUNT FOR AN OVERAGE IN DISASTER RECOVERY EXPENSE.

Brooks Mitchell, Finance Director, advised that the budget amendment for FY 15-16 would account for the \$305,155.99 which was above the estimated budget amount for disaster recovery expense. Mr. Mitchell noted that the Department of Housing and Urban Development reimbursed the City for the cost of the

project using CDBG-DR funds; however, the proposed budget amendment would allow for the accounting of the item.

**Councilman Cavnar moved to approve a budget amendment for FY 15-16 in Fund 15 (CDBG-DR) in the amount of \$305,155.99 to account for an overage in Disaster Recovery expense, second by Councilman Blair. Motion carried unanimously.**

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
Nays: None

**Agenda Item Number 12 being:**

RECEIVE A PRESENTATION AND DEMONSTRATION OF THE NEW "HISTORY OF MOORE" WEBSITE AND DISCUSS FUTURE OPPORTUNITIES TO PRESERVE AND/OR PROMOTE THE HISTORY OF MOORE. MANAGEMENT/COUNCILMAN MARK HAMMC

Councilman Hamm stated that an ad hoc committee was created approximately a year ago to discuss the possibility of constructing a museum in Moore. During that time the committee decided to create a website entitled [www.historyofmoore.com](http://www.historyofmoore.com) to collect and retain historical information. He advised that there were two videos produced by the City located on the webpage regarding Moore's history. Councilman Hamm indicated that the website included various features such as an option to Share Your Story. Future Plans cover the possibility of purchasing the original depot and moving it to its original location on Main and the railroad tracks to be used as a museum. Another option would be to build a replica of the train depot which could be used as a museum or event center. The committee also discussed the possibility of constructing a walking trail following the railroad tracks from SE 4th St. to NE 2nd St. The center-point of the trail would be the Moore train depot at Main St. The trail would feature several points of interest possibly the original homestead cabin from Moore, a one room schoolhouse from the area, an old railroad car with "Moore's Stop" painted on it and other historical artifacts. Each item would have information posted about the building/object, creating a historical walking trail running the distance of Old Town Moore. The City was in discussions with BNSF regarding the feasibility of this project. He mentioned the possibility of having an interactive app that could be downloaded onto an iPad or iPhone which would allow the viewer to see an old steam engine coming down the train tracks. The Moore History option contained historical information and pictures by date.

Councilman Hamm stated that if someone views the site and notices an error they can contact them by clicking on the link at the bottom of the page. He stated that he would like to add the pictures of the mayors that hang in the Council Chambers and add a section of war heroes that lived in the community.

He commented that this was a way to keep the history of Moore. They would continue making updates and improvements to the website to make it a good source of information for the public. Councilman Hamm expressed his appreciation to the committee for the hard work and many hours they put into the website.

There was no action taken on the item.

**Addendum Item Number 12.1 being:**

CONSIDER ADOPTING RESOLUTION NO. 866(16) APPROVING THE ASSOCIATION OF CENTRAL OKLAHOMA GOVERNMENTS ("ACOG") CLEAN AIR GRANT FOR PUBLIC SECTOR FLEETS GRANT APPLICATION. CAPITAL PLANNING & RESILIENCY ("HUD")

Jared Jakubowski, Associate Planner/Grants Manager, stated that in 2012 Congress enacted the MAP-21, which is a performance based transportation system, which allows for long term energy alternative grants for public sector fleets. In 2012 the City adopted the Alternative Fuel Vehicle Replacement Plan which included replacement of the City's diesel fueled sanitation trucks with Compressed Natural Gas ("CNG"). Mr. Jakubowski advised that the program was a reimbursement and replacement program through the Association of Central Oklahoma Governments.

He advised that the City would request reimbursement for the incremental cost to convert two existing sanitation trucks to CNG. The cost per truck was \$324,895.39 with a conversion cost of \$86,127.60. The grant request would be in the amount of \$172,255.20. He indicated that two sanitation trucks included in this fiscal year budget.

Steve Eddy, City Manager, advised that the City had been working for some time to convert the sanitation trucks to CNG. Mr. Eddy stated that the savings in fuel costs and in emissions makes the cost of conversion feasible.

**Councilwoman Hunt moved to adopt Resolution No. 866(16) approving the Association of Central Oklahoma Governments ("ACOG") Clean Air Grant for Public Sector Fleets Grant Application, second by Councilman Webb. Motion carried unanimously.**

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
Nays: None

**THE CITY COUNCIL MEETING WAS RECESSED AND THE MOORE PUBLIC WORKS AUTHORITY MEETING WAS CONVENED AT 7:21 P.M.**

**Agenda Item Number 13 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE PUBLIC WORKS AUTHORITY MEETING HELD OCTOBER 17, 2016.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2016-2017 IN THE AMOUNT OF \$993,464.06.

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

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
Nays: None

**Agenda Item Number 14 being:**

CONSIDER RENEWAL OF THE HEALTH BENEFIT CONSULTING AGREEMENT WITH GALLAGHER BENEFIT SERVICES FOR ONE YEAR AT THE CURRENT RATE OF \$66,150.

Gary Benefield, Risk Manager, recommended renewing the Health Benefit Consulting Agreement with Gallagher Benefit Services for one year at the current rate of \$66,150. David Fleet with Gallagher Benefit Services was in attendance at the meeting and available to answer questions.

**Trustee Cavnar moved to renew the Health Benefit Consulting Agreement with Gallagher Benefit Services for one year at the current rate of \$66,150, second by Trustee Blair. Motion carried unanimously.**

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
Nays: None

**THE MOORE PUBLIC WORKS AUTHORITY MEETING WAS RECESSED AND THE MOORE RISK MANAGEMENT MEETING WAS CONVENED AT 7:23 P.M.**

**Agenda Item Number 15 being:**

CONSENT DOCKET:

- A) ACCEPT THE MINUTES OF THE REGULAR MOORE RISK MANAGEMENT MEETING HELD OCTOBER 17, 2016.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2016-2017 IN THE AMOUNT OF \$ 339,413.65.

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

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
Nays: None

**THE MOORE RISK MANAGEMENT MEETING WAS RECESSED AND THE CITY COUNCIL MEETING RECONVENED WITH MAYOR GLENN LEWIS PRESIDING AT 7:24 P.M.**

**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.

Mayor Lewis announced that Integris would be constructing a new micro hospital off of south I-35. He added that another advantage of the hospital construction might be that ODOT allows off-ramps at the new 34<sup>th</sup> Street Bridge.

Mayor Lewis commented that he had received complaints about a strong sewer smell around S. 34<sup>th</sup> and Broadway for the past three or four weeks. Mayor Lewis suggested that the matter be sent to Satish Dasharathy, engineer with Eagle Consultants, to see what was causing the foul odor.

He also indicated that he had received questions about why Broadway was being resurfaced between 4<sup>th</sup> and 19<sup>th</sup> since it was resurfaced not long ago. Steve Eddy, City Manager, indicated that this area of roadway had not been resurfaced for several years. He advised that the cost of the resurfacing would come from CDBG-DR monies. They believed that with the roadway should be repaved due to the construction of the new Central Park and due to the street widening at SW 9<sup>th</sup> and the addition of traffic

lights. Councilman Cavnar stated that he had been working out at The Station recently and commented that the facility was amazing and the employees wonderful.

Councilman Hamm stated that he and Council Members Hunt, McKenzie, and Webb enjoyed judging the floats at the recent Red Ribbon Parade held on October 29, 2016. He added that Haunt Old Town went very well with a lot of attendees.

Councilwoman Hunt stated that she works for the American Institute of Architects who participates in a design awards competition every two years. They take the projects entered to a jury of architects outside of the State of Oklahoma. One of the projects which won a design award was Central Park.

C) ITEMS FROM THE CITY/TRUST MANAGER.

City Manager Steve Eddy encouraged the citizens to vote in the November 8, 2016 election. He noted that the City has two propositions on the ballot. Proposition I was for the extension of the existing quarter cent sales tax and Proposition II was for curbside recycling.

**Agenda Item Number 17 being:**

EXECUTIVE SESSION:

A) DISCUSS, CONSIDER, AND IF DEEMED APPROPRIATE, CONSIDER TAKING POSSIBLE ACTION REGARDING PENDING LITIGATION STYLED JARED AND CHELSEA TODD V. CITY OF MOORE, CJ-2011-2103, AND AUTHORIZATION FOR LEGAL COUNSEL AND STAFF TO TAKE ACTION AS NECESSARY AND APPROPRIATE IN THE INTEREST OF THE DEFENDANT(S) AS, AS AUTHORIZED BY 25 OKLA. STAT. § 307(B)(4).

B) CONVENE INTO EXECUTIVE SESSION

**Councilman Blair moved to convene into executive session, second by Councilwoman Hunt. Motion carried unanimously.**

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
Nays: None

**The City Council convened into executive session at 7:29 p.m.**

C) RECONVENE FROM EXECUTIVE SESSION

PRESENT: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
ABSENT: None

**The City Council reconvened from executive session at 7:42 p.m.**

D) ACTION.

A) DISCUSS, CONSIDER, AND IF DEEMED APPROPRIATE, CONSIDER TAKING POSSIBLE ACTION REGARDING PENDING LITIGATION STYLED JARED AND CHELSEA TODD V. CITY OF MOORE, CJ-2011-2103, AND AUTHORIZATION FOR LEGAL COUNSEL AND STAFF TO TAKE ACTION AS NECESSARY AND APPROPRIATE IN THE INTEREST OF THE DEFENDANT(S) AS, AS AUTHORIZED BY 25 OKLA. STAT. § 307(B)(4).

**Councilwoman McKenzie moved to authorize staff to proceed as directed in executive session in pending litigation styled Jared and Chelsea Todd v. City of Moore, CJ-2011-2103, second by Councilman Webb. Motion carried unanimously.**

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
Nays: None

**Agenda Item Number 18 being:**

ADJOURNMENT

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

Ayes: McKenzie, Blair, Hunt, Cavnar, Webb, Hamm, Lewis  
Nays: None

**The City Council, Moore Public Works Authority, and Moore Risk Management meetings were adjourned at 7:43 p.m.**

TRANSCRIBED BY:

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

RECORDED BY:

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

FOR:

\_\_\_\_\_  
ADAM WEBB, MPWA Secretary

These minutes passed and approved as noted this \_\_\_\_ day of \_\_\_\_\_, 2016.

ATTEST:

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