

**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
FEBRUARY 21, 2017 – 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 21, 2017 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, Hunt, Webb, Hamm, Lewis

ABSENT: Blair, Cavnar

STAFF MEMBERS PRESENT: Interim City Manager, Brooks Mitchell; Assistant City Manager, Stan Drake; Assistant City Manager, Todd Jenson; City Attorney, Randy Brink; City Clerk, Linda Stewart; Associate Planner/Grants Manager, Jared Jakubowski; Emergency Management Director, Gayland Kitch; Fire Chief, Gary Bird; Human Resources/Risk Management Director, Gary Benefield; Manager of Information Technology, David Thompson; Police Chief, Jerry Stillings; Sgt. Troy Fullbright; Public Works Director, Richard Sandefur; 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 FEBRUARY 6, 2017.
- B) RECEIVE THE MINUTES OF THE REGULAR PARKS BOARD MEETING HELD JANUARY 9, 2017.
- C) ACCEPT A DRAINAGE EASEMENT LOCATED IN THE NE/4 OF SECTION 32, T10N, R2W, BEING WEST OF BELMAR NORTH ADDITION AND SOUTH OF SE 34TH STREET BY CHARLES HOWELL, GRANTEE.
- D) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2016-2017 IN THE AMOUNT OF \$3,532,298.53.

Councilman Hamm moved to approve the consent docket in its entirety, second by Councilman Webb. Motion carried unanimously.

Ayes: McKenzie, Hunt, Webb, Hamm, Lewis

Nays: None

Absent: Blair, Cavnar

Item Number 3 being:

CONSIDER ACTION, RECEIVE BIDS, AND CONSIDER FOR APPROVAL OR REJECTION, RESOLUTION NO. 876(17) AWARDDING \$2,770,000 CITY OF MOORE, OKLAHOMA GENERAL OBLIGATION BONDS OF 2017 TO BIDDER WHOSE BID IS DETERMINED TO OFFER THE LOWEST INTEREST COST.

Brooks Mitchell, Interim City Manager, indicated that the City's financial advisor, Chris Gander with Bank of Oklahoma Financial Securities, would address the item. He noted that the City's bond counsel, Terry Hawkins was also in attendance to answer any questions.

Mr. Gander stated that he appeared at the February 6, 2017 City Council meeting to obtain approval of Resolution No. 873(17) which set the amount of bonds to mature each year and fixed the date and time of the bond sale on the last issuance from the 2012 bond election. Approval of Resolution No. 876(17) was for award of the bid. Mr. Gander advised that the City received four bids and recommended awarding the bid to Country Club Bank with an interest rate of 2.21585%, who bid in conjunction with First United Bank and Trust of Durant, Oklahoma, as the low bidder.

Councilwoman Hunt moved to award \$2,770,000 City of Moore, Oklahoma General Obligation Bonds of 2017 to Country Club Bank in conjunction with First United Bank and Trust with an interest rate of 2.21585% as the lowest bidder, second by Councilwoman McKenzie. Motion carried unanimously.

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

Agenda Item Number 4 being:

CONSIDER ACTION, APPROVAL OR REJECTION, OF RESOLUTION NO. 877(17) PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION BONDS OF 2017 IN THE SUM OF \$2,770,000 BY THE CITY OF MOORE, OKLAHOMA AUTHORIZED AT AN ELECTION DULY CALLED AND HELD FOR SUCH PURPOSE ON NOVEMBER 6, 2012; PRESCRIBING FORM OF BONDS; PROVIDING FOR REGISTRATION THEREOF; PROVIDING LEVY OF AN ANNUAL TAX FOR PAYMENT OF PRINCIPAL AND INTEREST ON SAME; DESIGNATING BONDS AS "QUALIFIED TAX-EXEMPT OBLIGATIONS"; AND FIXING OTHER DETAILS OF THE ISSUE.

The City's financial advisor, Chris Gander with Bank of Oklahoma Financial Securities, stated that award of the 2012 G.O. Bond issuance was considered under Agenda Item No. 3. Mr. Gander advised that Agenda Item No. 4 was authorization to issue the bonds and deliver them to the low bidder.

Councilman Hamm moved to approve Resolution No. 877(17) providing for the issuance of General Obligation Bonds of 2017 in the sum of \$2,770,000 by the City of Moore, Oklahoma authorized at an election duly called and held for such purpose on November 6, 2012; prescribing form of bonds; providing for registration thereof; providing levy of an annual tax for payment of principal and interest on same; designating Bonds as "Qualified Tax-Exempt Obligations"; and fixing other details of the issue, second by Councilwoman McKenzie. Motion carried unanimously.

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

THE CITY COUNCIL MEETING WAS RECESSED AND THE MOORE PUBLIC WORKS AUTHORITY MEETING WAS CONVENED AT 6:38 P.M.

Agenda Item Number 5 being:

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE PUBLIC WORKS AUTHORITY MEETING HELD FEBRUARY 6, 2017.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2016-2017 IN THE AMOUNT OF \$96,368.81.

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

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

MOORE PUBLIC WORKS AUTHORITY MEETING WAS RECESSED AND THE MOORE RISK MANAGEMENT MEETING WAS CONVENED AT 6:39 P.M.

Agenda Item Number 6 being:

CONSENT DOCKET:

- A) ACCEPT THE MINUTES OF THE REGULAR MOORE RISK MANAGEMENT MEETING HELD FEBRUARY 6, 2017.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2016-2017 IN THE AMOUNT OF \$220,103.52.

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

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

THE MOORE RISK MANAGEMENT MEETING WAS RECESSED AND THE MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING WAS CONVENED WITH VICE-CHAIRMAN ADAM WEBB PRESIDING AT 6:40 P.M.

Agenda Item Number 7 being:

ROLL CALL

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

Agenda Item Number 8 being:

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING HELD JANUARY 17, 2017.

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

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

THE MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING WAS RECESSED AND THE CITY COUNCIL MEETING RECONVENED WITH MAYOR GLENN LEWIS PRESIDING AT 6:42 P.M.

Agenda Item Number 9 being:

NEW BUSINESS:

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

Pete Journey, 3001 S. Sooner Road, appeared before the City Council as the Lieutenant Governor for six Kiwanis clubs. Mr. Journey stated that the South Oklahoma City Kiwanis Club was in charge of building a newly reestablished Moore Kiwanis Club. He noted that they have been working with the Moore Chamber of Commerce in order to integrate themselves with the businesses and young people within the community. He commented that there has been a lot of interest from Oklahoma, Texas, and from their National Headquarters regarding the reestablishment of a Kiwanis Club in Moore. Mr. Journey stated that the Moore Kiwanis will hold their first meeting February 28, 2017 at 6:00 p.m. at the Moore Chamber of Commerce. Mr. Journey stated that they require membership from 15 individuals in order to start a club. At this time they anticipate over 20 participants. He invited attendance from the City Council. He stated that they hope to build up the South Oklahoma City Club and split the Moore Club making it a separate entity. Mr. Journey advised that events they are participating in locally include a partnership with the Children's Miracle Network. A pancake day at would be held at the IHOP on March 7, 2017 from 5 am to 7 pm with a Miracle Child in attendance. The entire South Oklahoma City Kiwanis Club would participate to raise membership for the Moore club. Mr. Journey commented that the Moore Chamber of Commerce had been very helpful. He distributed an invitation to the first Moore meeting along with an informational pamphlet for Council's information. Councilman Hamm expressed his appreciation to the Kiwanis Club and stated that he was excited that they were working to come back to Moore and hoped they would have an active organization here.

Mr. Journey stated that they have an employee of the month and year recognition program for City employees, firefighters and police officers that has been very successful with the City of Oklahoma City. He indicated that once the Moore club has been implemented they would like to start a similar program. Mr. Journey indicated that they would contact the City to obtain the name of an employee who would be acknowledged for their service with a gift card.

- 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, Interim City Manager, announced a Joint Work Study Session between the City Council and the Planning Commission to be held February 27, 2017 at 6:30 p.m. at The Station regarding an update to the comprehensive plan.

Agenda Item Number 10 being:

EXECUTIVE SESSION:

- A) CONSIDER TAKING POSSIBLE ACTION REGARDING PENDING LITIGATION STYLED ANTONY GOMEZ V. CITY OF MOORE, CASE NO. CJ-2015-1259; AND AUTHORIZATION FOR LEGAL COUNSEL AND STAFF TO TAKE ACTION(S) AS NECESSARY AND APPROPRIATE IN THE INTEREST OF THE DEFENDANT(S) AS AUTHORIZED BY 25 OKLA. STAT. § 307(B)(4).
- B) CONSIDER TAKING POSSIBLE ACTION REGARDING PENDING LITIGATION STYLED CITY OF MOORE V. RALPH WARD AND SUSAN WARD, CASE NO. CJ-2016-1174TS; AND AUTHORIZATION FOR LEGAL COUNSEL AND STAFF TO TAKE ACTION(S) AS NECESSARY AND APPROPRIATE IN THE INTEREST OF THE DEFENDANT(S) AS AUTHORIZED BY 25 OKLA. STAT. § 307(B)(4).
- C) CONSIDER TAKING POSSIBLE ACTION REGARDING PENDING LITIGATION STYLED CITY OF MOORE V. HMPS INVESTMENT, L.L.C., AN OKLAHOMA LIMITED LIABILITY COMPANY, CASE NO. CV-2016-2724; AND AUTHORIZATION FOR LEGAL COUNSEL AND STAFF TO TAKE ACTION(S) AS NECESSARY AND APPROPRIATE IN THE INTEREST OF THE DEFENDANT(S) AS AUTHORIZED BY 25 OKLA. STAT. § 307(B)(4).
- D) CONVENE TO EXECUTIVE SESSION.

Councilwoman Hunt moved to convene to executive session, second by Councilman Webb. Motion carried unanimously.

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

The City Council convened into executive session at 6:47 p.m.

E) RECONVENE FROM EXECUTIVE SESSION

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

The City Council reconvened from executive session at 7:45 p.m.

F) ACTION.

- A) CONSIDER TAKING POSSIBLE ACTION REGARDING PENDING LITIGATION STYLED ANTONY GOMEZ V. CITY OF MOORE, CASE NO. CJ-2015-1259; AND AUTHORIZATION FOR LEGAL COUNSEL AND STAFF TO TAKE ACTION(S) AS NECESSARY AND APPROPRIATE IN THE INTEREST OF THE DEFENDANT(S) AS AUTHORIZED BY 25 OKLA. STAT. § 307(B)(4).

Councilwoman McKenzie moved to direct staff to proceed as directed in Executive Session regarding pending litigation styled Antony Gomez v. City of Moore, Case No. CJ-2015-1259, second by Councilman Webb. Motion carried unanimously.

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

- B) CONSIDER TAKING POSSIBLE ACTION REGARDING PENDING LITIGATION STYLED CITY OF MOORE V. RALPH WARD AND SUSAN WARD, CASE NO. CJ-2016-1174TS; AND AUTHORIZATION FOR LEGAL COUNSEL AND STAFF TO TAKE ACTION(S) AS NECESSARY AND APPROPRIATE IN THE INTEREST OF THE DEFENDANT(S) AS AUTHORIZED BY 25 OKLA. STAT. § 307(B)(4).

Councilwoman Hunt moved to direct staff to proceed as directed in Executive Session regarding pending litigation styled City of Moore v. Ralph Ward and Susan Ward, Case No. CJ-2016-1174TS, second by Councilman Webb. Motion carried unanimously.

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

- C) CONSIDER TAKING POSSIBLE ACTION REGARDING PENDING LITIGATION STYLED CITY OF MOORE V. HMPS INVESTMENT, L.L.C., AN OKLAHOMA LIMITED LIABILITY COMPANY, CASE NO. CV-2016-2724; AND AUTHORIZATION FOR LEGAL COUNSEL AND STAFF TO TAKE ACTION(S) AS NECESSARY AND APPROPRIATE IN THE INTEREST OF THE DEFENDANT(S) AS AUTHORIZED BY 25 OKLA. STAT. § 307(B)(4).

Councilwoman McKenzie moved to direct staff to proceed as directed in Executive Session regarding pending litigation styled City of Moore v. HMPS Investment, L.L.C., an Oklahoma Limited Liability Company, Case No. CV-2016-2724, second by Councilwoman Hunt. Motion carried unanimously.

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

Agenda Item Number 11 being:

ADJOURNMENT

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

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

**The City Council, Moore Public Works Authority, and the Moore Risk Management meetings
were adjourned at 7:48 p.m.**

TRANSCRIBED BY:

RHONDA BAXTER, Executive Assistant

RECORDED BY:

LINDA STEWART, City Clerk

FOR:

ADAM WEBB, MPWA Secretary

FOR:

MARK HAMM, MEDA Secretary

These minutes passed and approved as noted this ____ day of _____, 2017.

ATTEST:

LINDA STEWART, City Clerk