

**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  
MARCH 18, 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 March 18, 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: Krows, Blair, Griffith, Cavnar, Roberts, Hamm, Lewis  
ABSENT: None

STAFF MEMBERS PRESENT: City Manager, Steve Eddy; Assistant City Manager, Stan Drake; City Attorney, Randy Brink; City Clerk/Finance Director, Jim Corbett; 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; Police Chief, Jerry Stillings; Public Works Director, Richard Sandefur; Veolia Water Project Manager, Robert Pistole; and Purchasing Agent, Carol Folsom.

**Agenda Item Number 2 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD MARCH 4, 2013.
- B) RECEIVE THE MINUTES OF THE REGULAR PARKS BOARD MEETINGS HELD JANUARY 9, 2013 AND FEBRUARY 5, 2013.
- C) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2012-2013 IN THE AMOUNT OF \$2,524,996.09.

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

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

**Agenda Item Number 3 being:**

CONSIDER ACTION, RECEIVE BIDS, AND CONSIDER FOR APPROVAL OR REJECTION, RESOLUTION NO. 761(13) AWARDING \$6,325,000 CITY OF MOORE, OKLAHOMA GENERAL OBLIGATION BONDS OF 2013B TO BIDDER WHOSE BID IS DETERMINED TO OFFER THE LOWEST INTEREST COST.

Steve Eddy, City Manager, advised that Resolution No. 761(13) was for the award of a bid for the first issuance of the G.O. Bonds for park improvements. Chris Cochran, the City's financial advisor, would be discussing the bids.

Mr. Cochran stated that the City received very good interest rates on the bonds. He provided a Summary of Bond Bids and a document that included Past Bond Sales. He indicated that the City applied for a credit rating from Standard and Poors and received a rating of AA-, which resulted in the quality of bids the City received. There were seven bids which Mr. Cochran noted was one of the best responses he has seen in the 25 years he has been in the banking business. The winning bid was from UMB Bank in Kansas City, Missouri with an average interest rate of 1.56623%. He indicated that this was the bid for the \$6,325,000 General Obligation Bonds of 2013B authorized in the November 2012 election and are 12 year bonds. Mr. Cochran recommended awarding the bid to UMB Bank.

**Councilman Krows moved to receive the bids and approve Resolution No. 761(13) awarding \$6,325,000 City of Moore, Oklahoma General Obligation Bonds of 2013B to UMB Bank with an average rate of interest of 1.56623%, second by Councilman Cavnar. Motion carried unanimously.**

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

Councilman Roberts asked if there would be any merit in refinancing some of the earlier bond issues. Mr. Cochran indicated that a lot of governmental bodies were doing just that. He felt as the City's financial advisor it was their responsibility to look at past debts and determine if they are callable or non-callable bonds and if there are opportunities for cost savings. Steve Eddy, City Manager, indicated that he would meet with Mr. Cochran and Terry Hawkins to discuss looking at all of the outstanding issuances.

**Agenda Item Number 4 being:**

CONSIDER ACTION, APPROVAL OR REJECTION, OF RESOLUTION NO. 762(13) PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION BONDS OF 2013B IN THE SUM OF \$6,325,000 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.

Chris Cochran, financial advisor, indicated that every time a City in the State of Oklahoma approves a general obligation bond there is a protocol created by the Attorney General that must be followed. Resolution No. 762(13) authorizes the issuance of the bonds. This is a standard resolution other than a section which states that the City commits to not issue any more than \$10 million in tax exempt bonds during a calendar year in order to issue bank qualified bonds. With this issuance the City will have issued exactly \$10 million of tax exempt bonds for 2013.

Councilman Roberts asked if a potential refinancing would violate the clause. Mr. Cochran felt it might affect the City's ability to do tax exempt bonds. However, it is possible that the City could argue that the

ability to refund the bonds was an unexpected occurrence. Terry Hawkins, bond counsel, stated that he believed there was a provision which states that if the average weight of maturity is not increased over the term or the maturity of the other bonds, often times it will not count toward the current year's bank qualified status. The City must make certain that the refunding bonds when you take out the refunded bonds the maturity does not exceed or extend the maturity of the debt. If there is no new debt simply a refunding of the bonds to get a better rate and the maturity is not extended he felt it would be allowable if the call provisions did not prevent it.

Steve Eddy, City Manager, noted that the bond proceeds would be used for architectural and engineering fees, land acquisition, and the initial construction costs.

**Councilman Krows moved to approve Resolution No. 762(13) providing for the issuance of General Obligation Bonds of 2013B in the sum of \$6,325,000 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 Councilman Blair. Motion carried unanimously.**

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

**Agenda Item Number 5 being:**

CONSIDER ORDINANCE NO. 743(13), AMENDING PART 12, CHAPTER 3, ARTICLE C, SECTION 12-386, OF THE CITY OF MOORE CODE, ADOPTING REGULATIONS AND STANDARDS CONCERNING THE MAXIMUM HEIGHT, SQUARE FOOTAGE, AND AESTHETIC REQUIREMENTS FOR ACCESSORY BUILDINGS ON RESIDENTIAL LOTS UNDER THREE-QUARTERS ACRE.

Steve Eddy, City Manager, advised that Ordinance No. 743(13) regarding the regulation of accessory buildings in residential areas was tabled from the March 4, 2013 City Council meeting. The proposed ordinance is identical to the one tabled except for the addition of Section 4. This language would allow the City through proper notice and procedures to condemn a building which did not conform to the requirements of the ordinance. This language comes from the state statutes and other parts of the ordinance that relates to condemnation of buildings. Mr. Eddy noted that this section was added after Council expressed concern at the last meeting regarding enforcement of the ordinance.

**Councilman Hamm moved to approve Ordinance No. 743(13), amending Part 12, Chapter 3, Article C, Section 12-386, of the City of Moore Code, adopting regulations and standards concerning the maximum height, square footage, and aesthetic requirements for accessory buildings on residential lots under three-quarters acre, second by Councilman Krows. Motion carried unanimously.**

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

**Agenda Item Number 6 being:**

CONSIDER AUTHORIZING THE PURCHASE OF AN MCC-7500 DISPATCH CONSOLE SYSTEM FROM MOTOROLA SOLUTIONS, INC., IN THE AMOUNT OF \$436,771.00. PURCHASE IS PURSUANT TO

WESTERN STATES CONTRACTING ALLIANCE ("WSCA") CONTRACT NUMBER 02702, WAIVING COMPETITIVE BIDDING PURSUANT TO SECTION 7-205 OF THE MOORE MUNICIPAL CODE.

Gayland Kitch, Emergency Management Director, advised that the item was for the purchase of a new radio console system for the Dispatch Department in the new Public Safety Center. It replaces a console that has been in service for several years and is nearing the end of its life with Motorola and its compatibility with the state wide radio system.

Councilman Krows asked if the equipment would last a long time. Mr. Kitch indicated that it should but as with any electronic system it will outlive its usefulness. Councilman Hamm asked what the plans were with the old system. Mr. Kitch indicated that the purchase price included a trade in of the old equipment. Mayor Lewis asked if there were any competitive bidding issues with making this purchase. Randy Brink, City Attorney, indicated that he did not see a problem since it was similar to purchasing off of the State contract.

**Councilwoman Griffith moved to approve authorizing the purchase of an MCC-7500 Dispatch Console system from Motorola Solutions, Inc., in the amount of \$436,771.00. Purchase is pursuant to Western States Contracting Alliance ("WSCA") contract number 02702, waiving competitive bidding pursuant to Section 7-205 of the Moore Municipal Code, second by Councilman Krows. Motion carried unanimously.**

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

**Agenda Item Number 7 being:**

CONSIDER AWARDING BID NO. 1213-010 "COMMUNICATION SYSTEM FOR THE CITY OF MOORE PUBLIC SAFETY BUILDING" TO THE LOWEST AND MOST RESPONSIBLE BIDDER.

David Thompson, Manager of Information Technology, indicated that the item was bid out as a replacement for the telephone and voice mail system. It was determined that the easiest installation would be at the new Public Safety Center. Because the bid specifications were very specific there were only two bidders. Mr. Thompson recommended awarding the bid to the lowest bidder, Nobel Systems, in the amount of \$96,728.

**Councilman Roberts moved to award Bid No. 1213-010 "Communication System for the City of Moore Public Safety Building" to Nobel Systems in the amount of \$96,728, second by Councilman Cavnar. Motion carried unanimously.**

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

**Agenda Item Number 8 being:**

CONSIDER APPROVAL OF A SALES & USE TAX AGREEMENT WITH THE OKLAHOMA TAX COMMISSION TO INCORPORATE CHANGES IN THE SALES AND USE TAX RATES RESULTING FROM THE NOVEMBER 2012 PARKS ELECTION.

Jim Corbett, Finance Director, stated the proposed agreement with the Oklahoma Tax Commission was for the collecting of the sales tax increase approved by the voters at the November 2012 election. It will

raise the total City sales tax to 3.75% effective April 1, 2013. Mayor Lewis suggested that a notice be put on Channel 20. Mr. Corbett stated that the Oklahoma Tax Commission was responsible for notifying the local businesses, and City staff would be placing it on the City's website and Facebook.

**Councilwoman Griffith moved to approve a Sales & Use Tax Agreement with the Oklahoma Tax Commission to incorporate changes in the sales and use tax rates resulting from the November 2012 Parks Election, second by Councilman Krows. Motion carried unanimously.**

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

**THE CITY COUNCIL MEETING WAS RECESSED AND THE MOORE PUBLIC WORKS AUTHORITY MEETING WAS CONVENED AT 6:55 P.M.**

**Agenda Item Number 9 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE PUBLIC WORKS AUTHORITY MEETING HELD MARCH 4, 2013.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2012-2013 IN THE AMOUNT OF \$212,334.84.

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

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

Chairman Lewis advised that the City Council receives the agenda and supporting documentation a week in advance of the Council meeting which gives them an opportunity to ask any questions they may have. That is why they are able to go through the meeting so quickly.

**MOORE PUBLIC WORKS AUTHORITY MEETING WAS RECESSED AND THE MOORE RISK MANAGEMENT MEETING WAS CONVENED AT 6:56 P.M.**

**Agenda Item Number 10 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE RISK MANAGEMENT MEETING HELD MARCH 4, 2013.
- B) APPROVE AND RATIFY CLAIMS AND EXPENDITURES FOR FY 2012-2013 IN THE AMOUNT OF \$165,101.12.

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

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

**THE MOORE RISK MANAGEMENT MEETING WAS RECESSED AND THE MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING WAS CONVENED WITH CHAIRMAN TERRY CAVNAR PRESIDING AT 6:57 P.M.**

**Agenda Item Number 11 being:**

ROLL CALL

PRESENT: Krows, Blair, Griffith, Lewis, Roberts, Hamm, Cavnar  
ABSENT: None

**Agenda Item Number 12 being:**

CONSENT DOCKET:

- A) RECEIVE AND APPROVE THE MINUTES OF THE REGULAR MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING HELD FEBRUARY 19, 2013.

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

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

**THE MOORE ECONOMIC DEVELOPMENT AUTHORITY MEETING WAS RECESSED AND THE CITY COUNCIL MEETING RECONVENED WITH MAYOR GLENN LEWIS PRESIDING AT 6:58 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 he had an opportunity to attend a Planning Commission meeting March 12, 2013. He expressed appreciation for them and the job the other Boards and Commissions do. He noted that there was progress with the construction on 12<sup>th</sup> Street. Councilman Hamm asked if Councilman Blair had an opportunity to look into compiling information on pigmy goats.

Councilman Cavnar commented that he and Councilman Blair also attended the March 12, 2013 Planning Commission meeting. He expressed his appreciation to the Planning Commission for the job they do. They had some controversial items on the agenda and he felt that they handled it very professionally.

Mayor Lewis indicated that he was appreciative of the City Council and the job they do.

- C) ITEMS FROM THE CITY/TRUST MANAGER.

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

- Proposed holding a Study Session on March 25, 2013 regarding Cleveland Heights. He felt that an informal session should be held where the Council can review the material given to them by the attorneys and have a serious discussion about the City's commitment in the redevelopment of Cleveland Heights.
- Moore Police Department did a great job following a robbery at IBC Bank on March 18, 2013. He recognized the other agencies that assisted them: Norman Police Department, Cleveland County Sheriff's Office, Oklahoma Highway Patrol, Oklahoma City Police Department, FBI, U.S. Marshall's Office, Blanchard Canine, and District 21 which is the Norman District Attorney's Task Force.
- The City received four hybrid Ford Fusions which will replace high mileage detective units in the police department.
- February Financial Statement shows that the City numbers look better and better; however, the MPWA numbers are struggling. Discussions regarding the City's long-term debt situation will occur more during the budget process.
- March receipts for sales tax reflect a 7% increase.

**Agenda Item Number 14 being:**

ADJOURNMENT

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

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

**The City Council, Moore Public Works Authority, and the Moore Risk Management meetings were adjourned at 7:04 p.m.**

TRANSCRIBED BY:

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RHONDA BAXTER, Executive Assistant

RECORDED BY:

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CAROL FOLSOM, Purchasing Agent

FOR:

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DAVID ROBERTS, MPWA Secretary

FOR:

\_\_\_\_\_  
MARK HAMM, MEDA Secretary

These minutes passed and approved as noted this \_\_\_\_ day of \_\_\_\_\_, 2012.

ATTEST:

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JIM CORBETT, City Clerk