

EDMOND CITY COUNCIL MINUTES

August 27, 2007

Mayor Dan O'Neil called the regular meeting of the Edmond City Council to order at 5:30 p.m., Monday, August 27, 2007, in the City Council Chambers.

2. Approval of Minutes. Motion by Miller, seconded by Page, to approve August 13, 2007, Minutes. **Motion carried** as followed:

AYES: Mayor O'Neil, Councilmembers Page,
Waner, Lamb and Miller
NAYS: None

3. Appointments to Boards and Commissions:

A. **Appointment to the Edmond Neighborhood Initiative Program.** Mayor O'Neil nominated Kim Swyden for appointment to serve a term expiring in August, 2010.

B. **Appointment to the Kickingbird Golf Course Advisory Board.** Councilmember Lamb nominated Derek England for appointment to serve a term expiring in May, 2008.

C. **Appointment to the Convention and Tourism Advisory Board.** The Fish and Game Commission nominated Jim Roberts for appointment to serve a term expiring in October, 2007.

Motion by Lamb, seconded by Miller, to approve Items 3.A. through 3.C. **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page,
Waner, Lamb and Miller
NAYS: None

D. Mayor's Youth Appointments to the following and Commissions:

- 1) Emily Woner to the Arts and Humanities Council to serve a term expiring in August, 2008
- 2) Paul Zimmerman to the Community Oriented Policing Leadership Council to serve a term expiring in August, 2008
- 3) Rachel Prince to the Parks and Recreation Advisory Board

- to serve a term expiring in August, 2008
- 4) Laura Boch to the Social Agency Review Commission to serve a term expiring in August, 2008
 - 5) Elise Barger to the Convention and Tourism Advisory Board to serve a term expiring in August, 2008
 - 6) Deanna White to the Urban Forestry Commission to serve a term expiring in August, 2008
 - 7) Kaley White to the Historic Preservation Trust to serve a term expiring in August, 2008
 - 8) Mary McRorie to the Visual Arts Commission to serve a term expiring in August, 2008

Motion by Waner, seconded by Miller, to approve Items 3.D .(1-8). **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page,
Waner, Lamb and Miller
NAYS: None

4. **GENERAL CONSENT ITEMS:** (General Consent Items were voted on collectively except where noted.)

A. **Approval of Administrative Items:**

- 1) **Acceptance of City Manager's Financial Report for month ending July 31, 2007.**
- 2) **Acceptance of City Treasurer's Investment Report for month ending July 31, 2007.**
- 3) **Acceptance of the City Council Strategic Plan for years 2007-2009.**
- 4) **Approval of supplemental appropriations for the Fire Public Safety Limited Fund - \$215,000**
- 5) **Approval of supplemental appropriations from the City Council contingency fund for video broadcasting of meetings during the City Council Chamber renovation - \$6,000**
- 6) **Approval of transfer of appropriations from Personal Services to Other Services and Charges for Management Information Services Department - \$40,000**
- 7) **Acceptance of Final Plat, public improvements and maintenance bonds for Iron Horse Ranch III.**

8) **Acceptance of two (2) electric easements from the following:**

a) Contemporary Cabinets

9) **Acceptance of public improvements and maintenance bonds for the following:**

- a) Market Square I at Covell Village
- b) 33rd Street from Coltrane to I-35
- c) Villas at Stonebridge II
- d) 3224 Teakwood Lane
- e) Historical Society and Museum

Motion by Page, seconded by Waner, to approve General Consent Items 4.A.(1-9). **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page,
Waner, Lamb and Miller
NAYS: None

B. **Approval of Purchases:**

1) **Approval of agreement with Tatum, LLC to provide a Strategic Plan for the Management Information Services Department in an amount not to exceed \$73,500 .**

2) **Approval of purchase of 60 Tasers and equipment for the Police Department from GT Distributors, Inc. as a sole source supplier in the amount of \$67,980.**

3) **Award of bid for five (5) snow plows for the Fleet Management Department.** Purchasing Manager recommended accepting bid from Southwest Trailers & Equipment in the amount of \$41,825.

4) **Award of proposal for LPG storage tank system for the Fire Training Facility.** Purchasing Manager recommended accepting bid from JA Farm, Inc. in the amount of \$158,268.

5) **Approval of Change Order No. 1 with Shawnee Lighting Systems, Inc. for the Kickingbird Golf Club driving range expansion project in the amount of \$2,500.**

- 6) **Award of bid and approval of contract for the Ketch Substation construction project for the Electric Department.** Purchasing Manager recommended accepting bid from Re-Con Company in the amount of \$411,085.65.

Motion by Miller, seconded by Page, to approve General Consent Items 4.B.(1-6). **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page,
Waner, Lamb and Miller
NAYS: None

7) **Approval of agreement with Jemsite Development, LLC for the widening of Kelly Avenue, south of Covell Road, north of Danforth Road, in the estimated amount of \$1,027,388.60.** Larry Stevens, City Manager, addressed Council and stated this matter was discussed at the June 25th meeting and consensus of Council was for staff to proceed with drafting an agreement for formal consideration. He noted approval of the agreement will allow the City to work with Jemsite/Lowe's to accelerate the time frame for widening approximately one-half mile of the west side of Kelly south of the Covell intersection to accommodate the construction of a second store as part of the Covell Village development. Mr. Stevens noted the first 700 to 800 feet of Kelly south of this intersection is included in the infrastructure associated with the I-35 and Covell Road development request. He stated the Kelly widening project, Danforth to Coffee Creek, has been approved for 80% funding by the Oklahoma Department of Transportation (ODOT) in their FY 2009 which begins in October 2008. Construction costs for widening the two lanes has been estimated at \$1,027,388.60 not including any future traffic signals. He stated Jemsite/Lowe's has agreed to pay the portion that would have been funded by ODOT if the City agrees to accelerate the project. This would allow the City to maintain a "revenue neutral" position for this project. The City's portion of the remaining 20% construction costs is funded through the 2000 capital improvement sales tax fund. Mr. Stevens stated the City has also agreed to allow Jemsite/Lowe's to hire the contractor without going through the formal bidding process, subject to City approval. The street will be constructed in

compliance with plans and specifications developed by the City's engineering firm for the Danforth to Coffee Creek section of Kelly. He noted all change orders will require Council approval and a city inspector will also be assigned to the project. Mr. Stevens stated the City will reimburse Jemsite/Lowe's for half of the 20% when half of the work is completed and the balance when the project is fully completed and accepted by Council. He noted the only additional costs of this project would involve expenses for additional design, estimated to be \$60,000.

Motion by Miller, seconded by Page, to approve General Consent Item 4.B.(7). **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page,
Waner, Lamb and Miller
NAYS: None

Motion by Waner, seconded by Miller, to recess the City Council meeting in order to convene the Edmond Public Works Authority meeting. **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page,
Waner, Lamb and Miller
NAYS: None

Mayor O'Neil reconvened the City Council meeting.

7. PLANNING CONSENT ITEMS:

- A. Approval of Final Plat for Hundred Oaks Village Addition, located east of Kelly, east of Kelley Pointe Drive, south of Signal Ridge Addition and north of Enterprise Business Park (Dale Jackson, applicant) Case No. PR070026.
- B. Approval of Final Plat of Oakview Professional Pointe office park, located north of Memorial Road, east of the Edmond Oaks Addition (Roger Hicks, applicant) Case No. PR070018.
- C. Approval of Final Plat of Sweetwater Addition, located west of Post Road, one-fourth mile north of 33rd Street (Derek Turner, applicant) Case No. PR070020.
- D. Approval of re-plat of a portion of the Lakes at Bridgewater, located east of Santa Fe, one-half mile north

of Edmond Road (ERC Properties, applicant) Case No. PR070009.

- E. Approval of partial vacation of plat for Lots 28 and 29, Block 1 of the Cardinal Ridge Addition, located west of Douglas Boulevard, north of Danforth Road (Larry Toombs, applicant).

Motion by Lamb, seconded by Waner, to approve Planning Consent Items 7.A. through 7.E. **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page,
Waner, Lamb and Miller
NAYS: None

8. Public Hearing and Consideration of Specific Use Permit and Site Plan for classroom buildings associated with the church located at 4846 W. Covell Road (Acts 2 Methodist Church, applicant) Case No. U070012 The buildings contain 3,009 square feet and will be located west of the existing church. The church operates with an aerobic system and owns approximately 30 acres at this location. Access to the property is from Covell Road. No new site plan requirements are needed with the addition of the two classrooms. Planning Commission recommended approval.

Motion by Lamb, seconded by Miller, to approve Item 8. **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page,
Waner, Lamb and Miller
NAYS: None

9. Public Hearing and Consideration of Ordinance rezoning from "G-A" General Agriculture to "R-1" Rural Estate District, located on the north side of 33rd Street, west of Westminster (Russell Palmer, applicant) Case No. Z070018. Mayor O'Neil stated this item would be continued to the September 10th meeting.

Motion by Lamb, seconded by Waner, to continue Item 9. **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page,
Waner, Lamb and Miller
NAYS: None

10. Public Hearing and Consideration of Site Plan approval for

an office building, located south of Danforth Road, west of Broadway (Garrett & Company, applicant) Case No. SP070035. The building contains 6,240 square feet and 14 parking spaces are provided which is under the maximum of 25 spaces allowed. The setback on Danforth is three feet which is a variance. Staff recommended approval because the applicant is dedicating 17 feet of right-of-way. One driveway is requested on Broadway even though it does not meet the driveway separation policy it is the only viable option. The building will be brick veneer on all four sides and a covered car port for the parking spaces on the west side is also planned. Mechanical equipment will be located on the ground and no sight proof fencing related to the building and the site is required. The dumpster enclosure will be screened in the southwest corner of the property. The site exceeds landscaping requirements. The Central Edmond Urban Development Board recommended approval of the application including the three variances.

Motion by Lamb, seconded by Waner, to approve Item 10 as submitted. **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page,
Waner, Lamb and Miller
NAYS: None

11. Executive Session to discuss the purchase of real property located near Kelly and 15th Street; Kelly and Sorghum Mill; 33rd Street, west of Bryant Avenue (Executive Session authorized pursuant to 25 Okla. State. Sec. 307 (B)(3)):

Motion by Miller, seconded by Page, to meet in Executive Session to discuss the above items. **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page,
Waner, Lamb and Miller
NAYS: None

Mayor and Councilmembers recessed to the City Council Conference Room at 6:02 p.m. and returned to the City Council Chambers at 6:10 p.m.

Motion by Waner, seconded by Page, to adjourn Executive Session. **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page,
Waner, Lamb and Miller
NAYS: None

12. Consideration of action regarding the purchase of real

property generally located near Kelly and 15th Street; Kelly and Sorghum Mill; 33rd Street, west of Bryant Avenue.

Motion by Miller, seconded by Lamb, to authorize staff to execute a purchase agreement for the property located at Kelly and Kelly Lake Pass near Kelly and Sorghum Mill Road in the amount of \$361,800. **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page,
Waner, Lamb and Miller
NAYS: None

Motion by Miller, seconded by Lamb, to authorize staff to proceed with purchase negotiations on the properties located at Kelly, west of 15th Street and 33rd Street, west of Bryant. **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page,
Waner, Lamb and Miller
NAYS: None

Mayor O'Neil stated the property being purchased is for relocation of an existing fire station and also to add two new fire stations. He noted the purchase of these properties will use funds from the 1/4 cent dedicated sales tax that was approved by citizens for the Fire Department.

13. NEW BUSINESS:

Mayor O'Neil stated Council is moving ahead with a partnership with the YMCA and also potentially the Edmond Public School Board for construction of a competition size swimming pool in Mitch Park. He noted this is a unique partnership for the community and will be a tremendous asset.

14. Motion by Miller, seconded by Lamb, to adjourn meeting. Motion carried as follows:

AYES: Mayor O'Neil, Councilmembers Page,
Waner, Lamb and Miller
NAYS: None

City Clerk

Mayor