

EDMOND CITY COUNCIL MINUTES

January 26, 2004

Mayor Sandra G. Naifeh called the regular meeting of the Edmond City Council to order at 5:30 p.m., Monday, January 26, 2004, in the City Council Chambers.

2. Approval of Minutes. Motion by Miller, seconded by Lamb, to approve January 12, 2004, Minutes. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Page,
Sanford, Lamb and Miller
NAYS: None

3. Appointments to Boards and Commissions:

A. **Appointment to the Edmond Community Oriented Policing Leadership Council.** Mayor Naifeh nominated Rev. Donald Woody to serve a three-year term expiring January, 2007.

B. **Appointment to the Edmond Community Oriented Policing Leadership Council.** Mayor Naifeh nominated David James Flener, youth member, to serve a three-year term expiring January, 2007.

Motion by Lamb, seconded by Sanford, to approve Items 3.A. and 3.B. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Page,
Sanford, 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 December 31, 2003.**
- 2) **Acceptance of City Treasurer's Investment Report for month ending December 31, 2003.**
- 3) **Acceptance of electric easements from the**

following:

- a) Edmond III Investment Group, LLC, to serve Crown Ridge No. I and No. II
- b) C. Craig and Ruby M. Cole
- c) RPP Investments, LLC, to serve Tech Business Park

4) Acceptance of public improvements and maintenance bonds from the following:

- a) Henderson Hills sanitary sewer improvements
- b) Traffic Signal at 15th Street and Fretz Drive
- c) Bank of Oklahoma waterline and storm sewer

5) Approval of Title 23 Floodplain variances and a Floodplain Development Permit to build a retention/detention pond and a reinforced concrete box structure on Tributary LB-1 of Spring Creek, located north of 2nd Street, west of Sooner Road (Tuscan Park).

6) Approval of 2004 State and Federal Legislative agendas. Mayor Naifeh stated she requested two additional items be added to the Federal agenda prepared by Nancy Nichols, Director of Governmental Relations. Ms. Nichols added \$4 million to allow the City to implement the trails system this year. Also requested is \$14 million for construction of a downtown park/plaza and to complete the Festival Marketplace project.

Motion by Miller, seconded by Page, to approve General Consent Item 4.A.(6) including the additional two items described above. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Page, Sanford, Lamb and Miller
NAYS: None

7) Approval of Resolution No. 01-04 requesting that the 2025 Oklahoma City Area Regional Transportation Study (OCARTS) Plan be amended by The Intermodal Transportation Policy Committee.

8) Approval of agreement with the Oklahoma Department of Transportation providing mutual telecommunication benefits related to the installation of fiber optic cable connecting the City of Edmond's

Downtown Municipal Campus to the Cross Timbers Municipal Complex.

9) **Public Hearing and Consideration of Ordinance No. 2831 amending Section 10.18.030 of the Edmond Municipal Code to expand the definition of non-operating vehicles; amending Subsections 10.18.040(A) and (B) to change notice of requirements for disposition of wrecked or discarded vehicles; and amending the first paragraph of Section 10.68.010 to provide for parking rules of vehicles and other objects; and providing for Repealer and Severability.**

10) **Acceptance of roadway easement from Cox Communications along the Kelly Avenue frontage.**

11) **Approval of supplemental appropriations and transfer of appropriations from the Fire Public Safety Limited Tax fund to the Fleet Management fund for the purchase of three (3) pumper/engine fire apparatus for the Fire Department - \$13,619**

12) **Acceptance of roadway easement from Tony Ray Price and Danforth Development, LLC, for the 7th Street and Kelly intersection project in the amount of \$600.**

Motion by Lamb, seconded by Sanford, to approve General Consent Items 4.A.(1-5,7-12). **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Page,
Sanford, Lamb and Miller
NAYS: None

B. Approval of Purchases:

1) **Award of bids for a heavy pumper/engine apparatus for Fire Station No. 5 and two heavy pumper/engine apparatuses for Fire Station Nos. 2 and 4. Purchasing Manager recommended accepting bid from Chief Fire and Safety for a total of \$841,619 for all apparatuses.**

2) **Award of bid for mowing services for various City-owned properties. Purchasing Manager recommended accepting bids from All American Lawn Care and Myers Landscape Management for an annual estimate of \$160,000.**

3) Approval of Change Order No. 2 with FrenCo Construction for rehabilitation of residential structure located at 214 E. 8th Street as part of the Community Development Block Grant (CDBG) program in the amount of \$750.

4) Acceptance of roadway easement from Danforth Development, LLC, for the 15th Street widening project, Pine Oak to Edgewood in the amount of \$24,570.

5) Award of bid for the Fine Arts Institute alley and sidewalk improvement project and approval of Resolution No. 02-04 appointing Purchasing Agent. Purchasing Manager recommended accepting bid from Resource Builders in the amount of \$43,662.

Motion by Miller, seconded by Page, to approve General Consent Items 4.B.(1-5). **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Page, Sanford, Lamb and Miller
NAYS: None

6. Approval of Tort Claim Committee's recommendation on Tort Claim.

<u>CLAIM NUMBER</u>	<u>RECOMMENDATION</u>
24-0007 Sanitation Department	Deny - \$1,000

Motion by Lamb, seconded by Sanford, to approve Tort Claim Committee's recommendation on Tort Claim. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Page, Sanford, Lamb and Miller
NAYS: None

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

AYES: Mayor Naifeh, Councilmembers Page, Sanford, Lamb and Miller
NAYS: None

9. PLANNING CONSENT ITEMS:

A. **Public Hearing and Consideration of commercial Site Plan approval for Bryant Square Self Storage**

facility, located east of Bryant Square Shopping Center, one-eighth mile south of 2nd Street (Birdsell Properties, applicant) Case No. PR030044.

- B. Public Hearing and Consideration of commercial Site Plan approval for office warehouse, located on the north side of Enterprise Drive, just over one-eighth mile east of Kelly (Paul Blair, applicant) Case No. SP030047.
- C. Consideration of Preliminary Plat of Fairfax Estates V Addition, located north of Covell Road, one-half mile east of Coltrane Road (Fairfax Joint Ventures, LLC, applicant) Case No. PR030045.
- D. Consideration of Final Plat of Oak Tree Park IV Addition, located west of Kelly Avenue, one-half mile south of Sorghum Mill Road (Jim Meyer, applicant) Case No. PR030041.
- E. Consideration of Final Plat of Woody Creek 2nd Addition, located south of Danforth Road, one-fourth mile east of Coltrane Road (Matt Wilson, applicant) Case No. PR030047.

Motion by Lamb, seconded by Page, to approve Planning Consent Items 9.A. through 9.E. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Page,
Sanford, Lamb and Miller
NAYS: None

10. Public Hearing and Consideration of request for a variance for wall sign size at 2501 S. Broadway (Academy Sports and Outdoors, applicant). The applicant is requesting approval for a 300 foot wall sign along the south wall facing the El Chico's Restaurant and the parking lot. Since the building does not face Broadway, City codes only allow a 160 square foot sign. If the building would have been constructed facing Broadway in the more traditional arrangement, the wall sign could possibly have qualified for a 400 square foot sign. The ground sign and wall sign facing Broadway do not require variances.

Dudley Parker addressed Council on behalf of the applicant and stated the current Academy store will be relocated to this building. He noted they will completely remodel the inside of the building in order to eliminate any reference to past businesses who occupied the building. He stated they plan to reface the building to look more like the company prototype. Mr. Parker noted that Academy will occupy 80% of the building and a small portion on the west side of the building will be used by another tenant. He stated he was not aware of any

provision for the other tenant to erect a sign on the east side of the building.

Mayor Naifeh noted the existing ground sign is a non-conforming sign that was grandfathered when the current sign ordinance was approved and would not be approved for a newly constructed business.

Councilmember Page stated he felt this situation was the reason a variance procedure was created and that he supported the variance due to the way the building was originally constructed.

Councilmember Lamb stated he supported the variance due to the building's orientation to the site and staff's own interpretation that if the building was measured from the north property line to El Chico's they could qualify for a larger sign than the applicant is requesting.

Motion by Lamb, seconded by Page, to approve Item 10 because the large face of the building faces into the parking lot and not on Broadway. **Motion carried** as follows:

AYES: Councilmembers Page, Sanford, Lamb and
Miller
NAYS: Mayor Naifeh

11. Discussion and adoption of City Council Strategic Plan.

Mayor Naifeh stated a working draft of the Plan, which outlines and prioritizes the Council's goals, has been distributed to Council for their review. She thanked Cindy Mitas from Francis Tuttle Career Tech for her assistance in working with the Council to formulate the Plan draft. She noted Council has held several meetings to discuss what should be included in the strategic plan and Ms. Mitas transferred their ideas into the draft format. Council discussed the working draft page by page and made several changes to the wording throughout the draft.

Councilmember Sanford requested a shortened Strategic Plan next year.

Motion by Page, seconded by Miller, to approve Item 11 with the amendments as discussed. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Page,
Sanford, Lamb and Miller
NAYS: None

12. Executive Session to discuss the purchase of real property along 2nd Street, south of the University of Central Oklahoma campus (Executive Session authorized pursuant to 25. Okla. Stat. Section 307(B)(3):

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

AYES: Mayor Naifeh, Councilmembers Page,
Sanford, Lamb and Miller
NAYS: None

Mayor and Councilmembers recessed to the City Council Conference Room at 6:43 p.m. and returned to the City Council Chambers at 7:15 p.m.

Motion by Miller, seconded by Sanford, to adjourn Executive Session. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Page,
Sanford, Lamb and Miller
NAYS: None

13. Consideration of action regarding the purchase of real property located along 2nd Street, south of the University of Central Oklahoma campus. Mayor Naifeh stated no action would be taken on this item.

14. NEW BUSINESS:

Mayor Naifeh stated Council will continue to have on-going workshops and Career Tech has agreed to continue working with them to facilitate the workshops.

Cindy Mitas thanked Council for the opportunity to work with them and stated she will be happy to continue facilitating their workshops in the future.

Councilmember Lamb stated the Title 22 Steering Committee has almost completed the final draft and will be ready for the comment phase in the first or second week of February.

15. Motion by Miller, seconded by Page, to adjourn meeting. Motion carried as follows:

AYES: Mayor Naifeh, Councilmembers Page,
Sanford, Lamb and Miller
NAYS: None

City Clerk

Mayor