

**EDMOND CITY COUNCIL MINUTES**

February 25, 2002

Mayor Saundra G. Naifeh called the regular meeting of the Edmond City Council to order at 5:30 p.m., Monday, February 25, 2002, in the City Council Chambers.

2. **Approval of February 7, 2002, Special Meeting Minutes.**

3. **Approval of February 11, 2002, Minutes.**

Motion by Miller, seconded by Rice, to approve Minutes as listed above. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Rice,  
Knox, Lamb and Miller  
NAYS: None

4. **City Council Presentations:**

A. **Presentation of Proclamation recognizing Edmond Electric and Street Department employees for exceptional service during the recent ice storm.**

5. **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 January 31, 2002.**

2) **Acceptance of City Treasurer's Investment Report for month ending January 31, 2002.**

3) **Acceptance of agreement with Woodcrest Firefighters Association for automatic assistance.**

4) **Acceptance of electric easement from B.G. Wickham to serve Pedestal Oil Company located at 2251 Covell Lane.**

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

- a) Edmond Security Self Storage
  - b) Paradise Restaurant
  - c) Panda House Restaurant
  - d) Office Depot
  - e) Kelley Pointe Federal Employees Credit Union
  - f) Bridgewater Commercial
  - g) Arrowhead Self Storage
- 6) **Approval of supplemental appropriations - Court Services Department - \$25,000**
- 7) **Approval of Resolution No. 02-02 recognizing Edmond's Cultural District as recommended by the Central Urban Development Board.**

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

AYES: Mayor Naifeh, Councilmembers Rice,  
Knox, Lamb and Miller  
NAYS: None

B. **Approval of Purchases:**

- 1) **Approval of Memorandum of Understanding with the Trust for Public Land in the amount of \$15,000 for assistance in open space planning and park and trail development.**

Robert Gregory, Oklahoma State Director of the Trust for Public Land, Kathy Blaha, Washington D.C. National Office, and Jack Blair, Oklahoma Project Manager, addressed Council and urged approval. Mr. Gregory stated the Trust for Public Land is a nonprofit organization that works with cities to plan, design, fund and implement urban open space projects. The Trust for Public Land proposes to designate Edmond as a "Green City", work with the City to develop the "Edmond Greenprint" and establish a Green City Task Force. Mr. Gregory stated development of the Edmond Greenprint and the implementation process will take up to 18 months to complete. The Trust for Public Land requested the City appropriate \$15,000 of the costs associated with the process and the Trust for Public Land will raise the remaining half from private sources.

Motion by Lamb, seconded by Miller, to approve General Consent Item 5.B.(1). **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Rice,  
Knox, Lamb and Miller  
NAYS: None

**6. Approval of Tort Claim Committee's recommendations on Tort Claims.**

<u>CLAIM NUMBER</u>		<u>RECOMMENDATION</u>
22-0028	Street Department	Deny - \$ 254.11
21-0063	Building Services	Deny - \$318,000.00

Motion by Rice, seconded by Miller, to approve Tort Claim Committee's recommendations on Tort Claims. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Rice,  
Knox, Lamb and Miller  
NAYS: None

Motion by Lamb, 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 Naifeh, Councilmembers Rice,  
Knox, Lamb and Miller  
NAYS: None

**7. PLANNING CONSENT ITEMS:**

- A. **Public Hearing and Consideration of Ordinance No. 2673 rezoning from "D-2" Neighborhood Commercial District to "D-3" Office Commercial District, located on the south side of Medical Center Drive west of the Legacy Woods Apartments (Dr. Henry J. Pearce, applicant).** The Edmond Plan III projects the property for general commercial usage.

Stan Tatum, CEO of Edmond Medical Center, addressed Council in opposition. Mr. Tatum stated he felt that Council needed to review more closely the "boutique" type medical facilities before approval. He stated the proposed project will directly compete with Edmond Medical Center and will be located directly across from the Medical Center. Mr. Tatum stated Edmond Medical Center is a vital part of Edmond and that Council should strive to protect it from direct competition. He stated there is no need from a medical standpoint for this facility and he requested that the applicant be required to show a need before the new facility is approved.

Darrell Parke, representing the applicant, addressed

Council and stated although this facility is in competition with Edmond Medical Center it is not illegal. He stated a group of physicians want to construct their own facility and operate their own programs. Mr. Parke stated the new facility will accept Medicare and Medicaid patients the same as any other medical facility.

Councilmember Knox stated he felt the Edmond Medical Center should be treated as an asset to the Community in the same manner as the golf course or any other facility that is important to the City. He stated he did not see any positive reason for approving the rezoning.

Councilmember Miller stated he agreed with Councilmember Knox and felt that the Edmond Medical Center should be protected as an important asset to the City.

Councilmember Rice stated the application is a purely zoning issue and meets all City requirements. He noted that present ordinances do not address this type of health care facility. He stated that perhaps City ordinances should be reviewed regarding this issue.

Motion by Rice, seconded by Miller, to approve Ordinance No. 2673 as read by title by City Planner. **Motion was denied** as follows:

AYES: Councilmember Rice

NAYS: Mayor Naifeh, Councilmembers Knox, Lamb and Miller

- B. **Public Hearing and Consideration of commercial Site Plan extension for a Laser Institute and Surgery Center/Hospital, located east of Bryant Avenue, on the south side of Medical Center Drive (Henry J. Pearce, applicant).** This is a companion to the above item. The Site Plan was originally approved on January 22, 2001, and no changes to the original Site Plan are requested.

Motion by Lamb, seconded by Miller, to approve Planning Consent Item 9.B. as originally approved with the understanding that the facility was for daytime surgery only. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Rice, Knox, Lamb and Miller

NAYS: None

- C. **Public Hearing and Consideration of Final Plat of Homestead Commercial Park, located on the northwest corner of Danforth and Santa Fe (Danforth Development, LLC, applicant).**

Motion by Miller, seconded by Lamb, to approve Planning Consent Item 9.C. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Rice,  
Knox, Lamb and Miller  
NAYS: None

10. **Public Hearing and Consideration of Ordinance amending Edmond Plan III from Single Family Dwelling District to General Commercial District, located on the south side of Thatcher Street, west of the railroad tracks, Block 5, Eberts Addition (Pete Reeser, applicant).** The applicant requested this item be continued to continued to April 8, 2002.

11. **Public Hearing and Consideration of Ordinance rezoning from "A" Single Family Dwelling District to "E-1" General Commercial District, located on the south side of Thatcher Street, west of the railroad tracks, Block 5, Eberts Addition (Pete Reeser, applicant).** This is a companion to the above item and was also requested to be continued to April 8, 2002.

12. **Public Hearing and Consideration of Ordinance rezoning from "A" Single Family Dwelling District to "E-1" General Commercial District, located on the south side of Thatcher Street, west of the railroad tracks (Pete Reeser, applicant).** This is a companion to the above items and was also requested to be continued to April 8, 2002.

Motion by Lamb, seconded by Miller, to continue Items 10, 11 and 12 to April 8, 2002. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Rice,  
Knox, Lamb and Miller  
NAYS: None

13. **Request to reconsider Special Use Permit for a church, located at 801-809 Centennial Boulevard, 200 feet east of Kelley, on the north side of Centennial Boulevard (Judah Christian Assembly Church, applicant).** Councilmember Knox stated the Minister of the Church felt he did not get to represent the Church at the last meeting and requested the item

be reconsidered. He stated he did not feel that he would change his vote but that he felt the Minister should have a chance to further discuss this item.

Motion by Rice, seconded by Miller, to reconsider the Special Use Permit on March 25, 2002. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Rice,  
Knox, Lamb and Miller  
NAYS: None

**14. Public Hearing and Consideration of Ordinance amending Edmond Plan III from Limited Light Industrial and General Office Corridor to Open Display Commercial usage, located south of Covell Road, east of I-35 (Curtis Harris, applicant) (Continued to April 8, 2002).**

**15. Public Hearing and Consideration of Ordinance rezoning from "F-O" Limited Light Industrial and General Office Corridor to "E-2" Open Display Commercial District, located south of Covell Road, east of I-35 (Curtis Harris, applicant) (Continued to April 8, 2002).**

Motion by Rice, seconded by Miller, to continue Items 14 and 15 to April 8, 2002. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Rice,  
Knox, Lamb and Miller  
NAYS: None

**16. NEW BUSINESS:** None

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

AYES: Mayor Naifeh, Councilmembers Rice,  
Knox, Lamb and Miller  
NAYS: None

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City Clerk

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Mayor