

EDMOND CITY COUNCIL MINUTES

July 8, 2002

Mayor Sandra G. Naifeh called the regular meeting of the Edmond City Council to order at 5:30 p.m., Monday, July 8, 2002, in the City Council Chambers.

2. Approval of Minutes. Motion by Miller, seconded by Lamb, to approve June 24, 2002, Minutes. **Motion carried** as follows:

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

3. City Council Presentations:

A. **Presentation of proclamation declaring July, 2002, as "RECREATION AND PARKS MONTH" in the City of Edmond.**

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

A. Approval of Administrative Items:

1) **Approval of agreements between the City of Edmond and the following Social Agencies and Community Services for FY 2002/2003:**

- a) Edmond Arts and Humanities Council
- b) Hope Center of Edmond
- c) Edmond Family Services, Inc.
- d) Edmond Fourth of July Festival, Inc.
- e) Project R.E.A.D.
- f) The Kids Place
- g) Edmond Mobile Meals
- h) Edmond Round Up Club
- i) Edmond Historical Society
- j) Edmond Economic Development Authority

2) **Approval of supplemental appropriations - Art in Public Places Fund - \$100,000**

3) **Public Hearing and Consideration of Ordinance No. 2703 amending Chapter 9.10 of the Edmond Municipal Code to add new Section 9.10.043; Providing for**

Unlawful Alteration of Arcadia Lake Annual and Daily Passes; and Providing for Repealer, Severability and Declaring an Emergency.

Motion by Lamb, seconded by Miller, to attach Emergency Clause to Ordinance No. 2703. **Motion carried** as follows and Ordinance No. 2703 is in effect immediately:

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

4) **Public Hearing and Consideration of Resolution No. 32-02 to program a transportation project on Boulevard, from Danforth to one-quarter mile north of Covell in the estimated amount of \$4,495,583.**

5) **Acceptance of street easement from Mildred Fisher Hall, LLC.**

6) **Acceptance of electric easement from Richard Adams to serve 5401 E. 33rd Street.**

7) **Acceptance of development improvements, maintenance bonds and Letter of Credit for signal installation for the Final Plat of Chapel Ridge Commercial, located south of 15th Street and west of Fretz.**

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

- a) Oak Tree Park 3rd Addition
- b) Putt-A-Round

9) **Approval of agreement with Raymond Vaughn and DeWayne Hall for construction of left turn lane on Broadway at 23rd Street.**

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

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

B. Approval of Purchases:

- 1) Approval of maintenance agreement for computer equipment with IBM as a sole source vendor in the annual estimated amount of \$15,000.
- 2) Award of the following bids for the YourGovShop member participants:
 - a) Miscellaneous electric supplies (elastimold) - annual estimated amount - \$50,000
 - b) Transformer repairs/reconditioning - annual estimated amount - \$10,000
 - c) Miscellaneous office supplies - annual estimated amount - \$50,000
- 3) Award of bid and approval of contract for the Gabion Wall repairs and channel improvements to Spring Creek at Hafer Park project and approval of Resolution No. 33-02 appointing Purchasing Agent for the Parks and Recreation Department. Purchasing Manager recommended accepting bid from Cimarron Construction Company in the amount of \$99,050.
- 4) Approval of design contract amendment with Cobb Engineering to include geotechnical testing of subsurface materials and groundwater conditions in the amount of \$7,240.
- 5) Approval of design contract with Cobb Engineering for bridge replacement on Sooner Road over Coffee Creek 0.4 miles south of Coffee Creek Road in the amount of \$83,415.
- 6) Approval of Change Order No. 1 with L.G. Construction Co. in the deducted amount of \$535 for rehabilitation of residential structure located at 27 Burton Place as part of the Community Development Block Grant (CDBG) program.
- 7) Approval of agreement for transit service with the Central Oklahoma Transportation and Parking Authority in the amount of \$92,300.

Motion by Knox, seconded by Lamb, to approve General Consent Items 4.B.(1-7). **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Rice,

Knox, Lamb and Miller
NAYS: None

5. Approval of Tort Claim Committee's recommendation on Tort Claims.

<u>CLAIM NUMBER</u>		<u>RECOMMENDATION</u>
22-0052	Street Department	Deny - \$ 944.89
22-0057	Fire Department	Pay - \$5,494.54

Motion by Lamb, 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 Rice, 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

9. PLANNING CONSENT ITEMS:

A. Public Hearing and Consideration of commercial Site Plan approval for a Starbucks Restaurant, located on the southwest corner of 15th Street and Broadway (BBS One, LLC, applicant). The City Engineer is considering requesting a right turn lane along 15th Street to alleviate congestion between the railroad tracks and Broadway. Additional right-of-way will be needed for the turn lane and utilities are located in this area also.

Chris Palmer, representing the applicant, addressed Council and requested this item be continued until after the Executive Session. He stated he had two site plans and would present the appropriate plan at that time. **(The vote on this item is shown after Item No. 13).**

Councilmember Rice left the City Council meeting.

10. Public Hearing and Consideration of amendment to the Site Plan for the Solid Waste Transfer Station, located one-half mile north of Covell Road, between I-35 and Air Depot (Progressive Development, LLC, applicant) Case #SP020016. Randel Shadid, attorney representing the applicant, addressed Council and requested this item be continued to July 22nd. He stated the applicant was attempting to open the transfer station August 1st.

Bob Schiermeyer, City Planner, stated that due to legal publication requirements, this item can not be considered at the July 22nd meeting.

General discussion was held and consensus of Council was to schedule a Special Meeting for July 29th.

Motion by Knox, seconded by Lamb, to continue Item 10 to July 29, 2002, with the understanding that if the applicant is not ready to discuss the Site Plan, then the item would be continued to August 12, 2002. **Motion carried** as follows:

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

11. Executive Session to discuss the following:

- a) **Purchase of real property located on the east side of I-35 near Covell Road, Edmond (Executive Session authorized pursuant to 25 Okla. Stat. Section 307 (B)(3)).**
- b) **Purchase of real property located near 15th Street and Broadway, Edmond (Executive Session authorized pursuant to 25 Okla. Stat. Section 307 (B)(3)).**

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

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

Mayor and Councilmembers recessed to the City Council Conference Room at 5:50 p.m. and returned to the City Council Chambers at 6:05 p.m.

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

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

12. Consideration of action regarding the purchase of real property located on the east side of I-35 near Covell Road, Edmond.

Motion by Miller, seconded by Knox, to authorize the City Attorney to negotiate real estate purchase agreement for 135 acres in an amount not to exceed \$1.25 million plus closing

costs. **Motion carried** as follows:

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

13. Consideration of action regarding the purchase of real property located near 15th Street and Broadway, Edmond.

Motion by Miller, seconded by Knox, to authorize City Attorney to negotiate real estate purchase agreement for additional right-of-way in an amount not to exceed \$45,000. **Motion carried** as follows:

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

Chris Palmer again addressed Council and stated they have submitted an alternate Site Plan revising the landscaping plan for the Starbucks Restaurant. The alternate Site Plan complies with City requirements and has been reviewed by City staff.

Motion by Knox, seconded by Lamb, to approve Planning Consent Item 9.A. with the alternate Site Plan due to approval to purchase additional right-of-way at 15th and Broadway as discussed in Executive Session. **Motion carried** as follows:

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

14. NEW BUSINESS:

Mayor Naifeh invited the public to attend the free lawn care seminar on July 11 from 7 to 8 PM in the Downtown Community Center Banquet Hall.

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

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

City Clerk

Mayor