

**EDMOND CITY COUNCIL MINUTES**

October 28, 2002

Mayor Sandra G. Naifeh called the regular meeting of the Edmond City Council to order at 5:30 p.m., Monday, October 28, 2002, in the City Council Chambers.

**2. Approval of Minutes.** Motion by Rice, seconded by Miller, to approve October 14, 2002, Minutes. **Motion carried** as follows:

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

**3. City Council Presentations:**

- A. **Recognition of the City of Edmond's Vehicle Maintenance Department recipients of the Blue Seal of Excellence Award.**
- B. **Presentation of "Champion of Character" award to Diane Krakowski.**

**4. Appointments to Boards and Commissions:**

- A. **Appointment to the Green City Task Force.** Mayor Naifeh nominated Rand Phipps to fill the un-expired term of Hadley Hintergardt expiring March, 2003.
- B. **Appointment to the Capital Projects and Financing Task Force.** Mayor Naifeh nominated Raquel Strange to fill the un-expired term of Mark Neighbors expiring March, 2004.

Motion by Knox, seconded by Lamb, to approve Items 4.A. and 4.B. **Motion carried** as follows:

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

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

A. **Approval of Administrative Items:**

- 1) Acceptance of the City Manager's Financial Report for month ending September 30, 2002.
- 2) Acceptance of the City Treasurer's Investment Report for month ending September 30, 2002.
- 3) Public Hearing and Consideration of Ordinance No. 2724 providing for Ward re-apportionment for the City of Edmond.
- 4) Acceptance of the following electric easements:
  - a) Gerald Barrett
  - b) Weingarten Nostat, Inc.
- 5) Approval of Resolution No. 48-02 and project agreement with the Oklahoma Department of Transportation for Bryant Avenue Traffic Signal Interconnect project from Thunderbird north to Danforth Road.

B. Approval of Purchases:

- 1) Approval of transfer of appropriations - Fleet Management Fund - \$20,000
- 2) Approval of Change Order No. 2 with L.G. Construction Co. for rehabilitation of residential structure located at 608 W. Main in the amount of \$759 as part of the Community Development Block Grant (CDBG) program.
- 3) Approval of agreement with D.H. Marketing for outdoor warning devices in the amount of \$40,661 for the Emergency Management Department.
- 4) Approval of contract with Triad Design for geotechnical services in the amount of \$25,920.25 for the Engineering Department.
- 5) Approval of purchase of real property located at 13 W. 2<sup>nd</sup> Street in the amount of \$50,000 plus closing costs.

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

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

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

<u>CLAIM NUMBER</u>	<u>RECOMMENDATION</u>
22-0068 Street Department	Pay - \$149.40

Motion by Lamb, seconded by Knox, to approve Tort Claim Committee's recommendation on Tort Claim. **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

**9. PLANNING CONSENT ITEMS:**

Councilmember Rice left the City Council Chambers.

- A. **Public Hearing and Consideration of Ordinance No. 2725 rezoning from "A" Single Family Dwelling District to "E-1" General Commercial District, located on the north side of W. 1<sup>st</sup> Street, west of Santa Fe and east of Fretz (Prism Energy, Inc., applicant) Case No. Z020061.**

Motion by Lamb, seconded by Knox, to approve Ordinance No. 2725 as read by title by City Planner. **Motion carried** as follows:

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

Councilmember Rice returned to the City Council Chambers.

- B. **Consideration of Final Plat of Village Center at Coffee**

Creek, generally located on the northeast corner of Kelly Avenue and Covell Road, 295 feet north of Covell Road (Derek Turner, applicant) Case No. PR020026.

- C. Public Hearing and Consideration of commercial Site Plan approval for Building N at Village Center at Coffee Creek, located north of Covell Road, east of Kelly Avenue (Derek Turner, applicant) Case No. SP020035.
- D. Consideration of amendment of the Final Plat of Fairfax Estates 2<sup>nd</sup>, located north of Covell Road, East of Coltrane (J.W. Armstrong, applicant).

Motion by Miller, seconded by Knox, to approve Planning Consent Items 10.B. through 10.D. **Motion carried** as follows:

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

NAYS: None

- E. Public Hearing and Consideration of Ordinance No. 2726 amending Edmond Plan III from Single Family Dwelling to Suburban Office usage, located on the north side of Danforth Road, west of Santa Fe (Randel Shadid representing Williams, Boren and Associates, P.C., applicant) Case No. Z020060. The area consists of approximately 2.5 acres and is surrounded by a mixture of retail, two-family and single family homes. A similar situation exists to the northeast of this property.

Councilmember Miller questioned the need to amend the zoning on this parcel since there is only a house and barns on the property.

Randel Shadid, attorney representing the applicant, addressed Council and stated the application is compatible to the surrounding area and that office usage is a good use of the property. He noted the property contains a natural buffer from surrounding single family homes. Mr. Shadid stated the applicants are offering the property for sale and needed to rezone the property to allow uses other than single family.

Chuck Neal, President of the Homestead Homeowners Association, addressed Council and requested if the existing home and barns are demolished that this site be

developed in the same context as the property on the northeast corner.

Motion by Knox, seconded by Lamb, to approve Ordinance No. 2726 as read by title by City Planner. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Rice,  
Knox, Lamb

NAYS: Councilmember Miller

Motion by Lamb, seconded by Knox, to attach Emergency Clause to Ordinance No. 2726. **Motion carried** as follows and Ordinance No. 2726 is in effect immediately:

AYES: Mayor Naifeh, Councilmembers Rice,  
Knox, Lamb

NAYS: Councilmember Miller

- F. **Public Hearing and Consideration of Ordinance No. 2727 rezoning from "A" Single Family Dwelling District to "D-O" Suburban Office District, located on the north side of Danforth Road, west of Santa Fe (Randel Shadid representing Williams, Boren and Associates, P.C., applicant) Case No. Z020059.** This is a companion to the above item and was discussed at that time.

Motion by Lamb, seconded by Knox, to approve Ordinance No. 2727 as read by title by City Planner. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Rice, Knox  
and Lamb

NAYS: Councilmember Miller

10. **Executive Session to discuss the following:**

a) **Purchase of real property located north and east of Coltrane and Covell Road; purchase of real property located along 2<sup>nd</sup> Street, south of the University of Central Oklahoma campus (Executive Session authorized pursuant to 25 Okla. Stat. Section 307 (B)(3).**

b) **Pending claim/litigation: Pearce vs. City of Edmond (Executive Session authorized pursuant to 25 Okla. Stat. Section 307 (B)(4).**

Steve Murdock, City Attorney, stated the purchase of real property located north and east of Coltrane and Covell would not

be discussed at this time.

Motion by Knox, seconded by Miller, to meet in Executive Session to discuss Items 10(a) and 10(b) with the elimination of the property on Coltrane and Covell. **Motion carried** as follows:

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

Mayor and Councilmembers recessed to the City Council Conference Room at 5:53 p.m. and returned to the City Council Chambers at 6:32 p.m.

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

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

**11. Consideration of action regarding purchase of real property located north and east of Coltrane and Covell Road and purchase of real property located along 2<sup>nd</sup> Street, south of the University of Central Oklahoma campus.** Mayor Naifeh stated no action would be taken on this item.

**12. Consideration of action regarding the pending claim of Pearce vs. City of Edmond.** Mayor Naifeh stated no action would be taken on this item.

**13. NEW BUSINESS:**

Councilmember Miller wished his wife happy birthday.

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

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

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City Clerk Mayor