

**EDMOND CITY COUNCIL MINUTES**

December 19, 2002

Mayor Saundra G. Naifeh called the regular meeting of the Edmond City Council to order at 5:30 p.m., Thursday, December 19, 2002, in the City Council Chambers.

**2. Approval of Minutes.** Motion by Rice, seconded by Lamb, to approve December 9, 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 for the retirement of the Edmond Police K-9 dog, Orkan.**

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

A. **Appointment to the Citizens Participation Committee.** Mayor Naifeh nominated Gail Deaton to serve on this Committee.

Motion by Miller, seconded by Knox, to approve Item 4.A. **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 City Manager's Financial report for month ending November 30, 2002.**
- 2) **Acceptance of City Treasurer's Investment report for month ending November 30, 2002.**
- 3) **Approval of contract renewal with Alan Mauk for professional services in the amount of \$48,000.**

- 4) Approval of contract with Cross Timbers Forestry and approval of transfer and supplemental appropriations for Community Connections in the amount of \$20,000.
- 5) Approval of supplemental appropriations for Local Law Enforcement Block Grant fund \$17,903 with matching funds from the Police Department of \$1,989.
- 6) Acceptance of construction permits from the Oklahoma Department of Environmental Quality for water and sewer lines to serve Bridgewater Addition Phase I.
- 7) Approval of Resolution No. 52-02 and Public Right-of-Way, Utility and Encroachment agreement with the Oklahoma Department of Transportation.
- 8) Consideration of approval of City of Edmond Boards and Commissions Conflict of Interest Policy. Councilmember Knox requested Council also consider term limits and revolving Chairmanships of the Committee's. He noted that although some of the Committees already have term limits there are still several Committees that do not. Councilmember Lamb stated he would also like to see attendance of the members addressed in the policy. He stated since Council relies on the recommendations from these Committees he felt it was necessary that all the Committee members attend a majority of the meetings. Steve Murdock, City Attorney, addressed Council and stated he will submit a report to Council in early January, 2003, on this matter.

Motion by Knox, seconded by Lamb, to approve General Consent Item 5.A.(8). **Motion carried** as follows:

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

- 9) Acceptance of public improvements and maintenance bonds for the following:
  - a) Caplinger Sports Complex light project
  - b) FY 2001/02 School Zone Safety project
  - c) Skate Park at Mitch Park
  - d) Spring Creek at Hafer Park

10) **Public Hearing and Consideration of a drilling/operations permit for one oil/gas well or saltwater disposal well, the C.J. Judy-1, located 1670 feet north of Sorghum Mill Road and 175 feet east of Sooner Road (Pedestal Oil Company, applicant).**

Dan O'Neal, representing the Edmond Neighborhood Alliance, addressed Council and encouraged the applicant to replug an old well that was originally plugged in 1955. He also requested this item be continued until an area resident, who still has several concerns, returns in order to further study this issue.

Paul Walters, attorney representing the applicant, addressed Council and stated the applicant is in compliance with all City and Corporation Commission requirements. He stated they have not received any protests from area property owners and he was opposed to a continuance.

Don Renfrow, area resident, addressed Council and stated he had no objection to the drilling permit.

Councilmember Knox stated the well location is in his ward and he had not received any protests. He stated since the applicant has complied with all City requirements, he did not feel there was any reason to delay the drilling permit. Councilmember Rice agreed.

Motion by Knox, seconded by Rice, to approve General Consent Items 5.A.(10). **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Rice, Knox and Lamb

NAYS: Councilmember Miller

11) **Approval of the FY 2001/02 Consolidated Annual Performance and Evaluation Report (CAPER) as part of the Community Development Block Grant (CDBG) program.**

12) **Consideration of Resolution No. 53-02 approving a Series 2003 Supplemental Bond Indenture of the Edmond Public Works Authority relating to its Sales Tax and Utility System Revenue Bonds, Series 2003 (The "Bonds"); and containing other provisions relating**

thereto.

B. Approval of Purchases:

1) Approval of amendment to contract with Hornbeek Larson Architects to provide design services for the first floor renovation of the City Administration Building in the amount of \$5,000.

2) Approval of Change Order No. 3 with J.L. Walker Construction and transfer of appropriations for the Municipal Court Building renovation project in the amount of \$4,851.

3) Approval of Change Order No. 2 with W.C. Doan Construction for the Downtown Community Center renovation project in the amount of \$3,366.18.

Motion by Knox, seconded by Lamb, to approve General Consent Items 5.A.(1-7,9,11-12) and 5.B.(1-3). **Motion carried** as follows:

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

6. Approval of Tort Claim Committees recommendation on Tort Claims.

<u>CLAIM NUMBER</u>	<u>RECOMMENDATION</u>
23-0020	Deny - \$3,649.66
23-0023 Street Department	Pay - \$2,576.79

Motion by Miller, seconded by Knox, 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

9. **PLANNING CONSENT ITEMS:**

- A. **Consideration of Final Plat of The Lakes at Bridgewater, located south of Danforth Road and east of Santa Fe (ERC Land Development Group, LLC, applicant) Case No. PR020036.** This site contains 19.94 acres and 51 lots. The lots will surround an existing lake/common area on the north, east and south. The single entry on Bridgewater Boulevard will be a gated private street.

Motion by Rice, seconded by Knox, to approve Planning Consent Item 9.A. **Motion carried** as follows:

AYES: Mayor Naifeh, Councilmembers Rice, Knox and Lamb

NAYS: Councilmember Miller

- B. **Consideration of amendment of Final Plat of Asheforde Oaks 10<sup>th</sup> Addition, located west of Coltrane, north of Covell Road (Tom Vorderlanderwehr, applicant) Case No. PR020010.** The applicant is requesting to modify the location of the detention area, Common Area B, by moving it to the north adjacent to the floodplain between Asheforde Oaks and Steeplechase Additions. The original location of the common area would be platted into five single family lots. The applicant will provide a 16 foot wide public trail easement through the relocated common area.

Councilmember Knox stated he had received several calls from area homeowners and they requested a continuance in order for them to meet with the developer to discuss the relocated common area.

Ellen Lions, property owner adjacent to the common area, addressed Council and requested a continuance.

Councilmember Lamb requested that the trail easement be shown clearly on the Plat.

Motion by Miller, seconded by Lamb, to continue Planning Consent Item 9.B. to the next meeting. **Motion carried** as follows:

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

NAYS: None

- C. **Consideration of approval of Resolution No. 54-02 supporting an application for tax credit financing for a 10.71 acre "C-3" High Density Multi-Family parcel, located on the east side of Thomas Drive, 300 feet south of Covell Road (ERC Land Development Group, LLC, applicant).** In order to qualify for tax credits, the Oklahoma Housing Finance Agency requires the City to approve a resolution supporting the application.

Councilmember Knox requested a presentation on this item. He noted that he has consistently been opposed to approving additional high density multi-family housing. He requested the applicant give him a reason to support this application.

Randel Shadid, attorney representing the applicant, addressed Council and stated this property was recently rezoned to Single Family. He noted this is the same type of project that was previously approved at Chappelridge. Mr. Shadid stated the development is a state project and approval of the resolution allows the applicant to apply for tax credits.

General discussion was held and Councilmember Rice noted that approval of the resolution does not bind the City to later approving the proposed development.

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

AYES: Mayor Naifeh, Councilmembers Rice, Knox and Lamb

NAYS: Councilmember Miller

- D. **Public Hearing and Consideration of Ordinance closing a portion of an easement located at 1009 Capitol Drive, Bradford Park, located south of Danforth Road, west of Fretz (Arnett Bros. Prop, LLC, applicant) (Continued to January 27, 2003, at the request of the applicant).**

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

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

NAYS: None

10. **NEW BUSINESS:** None

11. Motion by Lamb, seconded by Knox, 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