

## EDMOND CITY COUNCIL MINUTES

February 14, 2000

Mayor Pro Tem Gary Moore called the regular meeting of the Edmond City Council to order at 5:30 p.m., Monday, February 14, 2000, in the City Council Chambers. Mayor Rudkin was absent due to illness.

**2. Approval of Minutes.** Motion by Knox, seconded by Huggins, to approve Minutes of the January 24, 2000, City Council meeting. **Motion carried** as follows:

AYES: Mayor Pro Tem Moore, Councilmembers Rice, Knox and Huggins  
NAYS: None

### **3. City Council Presentations:**

A. **Presentation of Mayor's proclamation in recognition of the American Diabetes Association.**

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

A. **Appointments to the Central Edmond Urban Development Board.** The following citizens were nominated for appointment to the Board:

- 1) Dyke Hoppe - Planning Commission
- 2) Julie Fost - Downtown Edmond Business Association
- 3) Charles Lamb - Edmond Chamber of Commerce
- 4) Randel Shadid - Councilmember Rice
- 5) Keith Weber - University of Central Oklahoma
- 6) Janet Yowell - Edmond Economic Development Authority as ex-officio non-voting member

Pete Reeser addressed Council and opposed the makeup of the Committee. Mr. Reeser stated he felt the Committee should be comprised of citizens who own property in the downtown area. Councilmember Rice stated when this matter was discussed at a previous City Council workshop, the Council felt it would be best if the Committee was not stacked with only property owners.

B. **Appointment and re-appointments to the Arts and Humanities Council.** The Arts and Humanities Council nominated Pamela Richman for appointment to fill a vacant position and her term will expire on 2/18/2002. The Arts and Humanities Council also nominated Charles Lamb, Keith Weber, Linda Davis

and Darrell Davis for re-appointment to serve three year terms expiring 2/18/2003.

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

AYES: Mayor Pro Tem Moore, Councilmembers Rice, Knox and Huggins  
NAYS: None

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

A. **Approval of Administrative Items:**

- 1) **Public Hearing and Consideration of Ordinance No. 2541 amending the structure of the Convention and Tourism Advisory Board.**
- 2) **Approval of agreement with Member Service Life Insurance Company to offer supplemental voluntary insurance benefits to the City of Edmond employees.**
- 3) **Approval of transfer of appropriations and supplemental appropriations for soccer field lighting project - Mitch Park - \$24,560**
- 4) **Approval of supplemental appropriations from fund balance from land acquisition in the Capital Improvements Fund - \$15,400**
- 5) **Approval of electric easement from the Edmond Church of Christ to serve 1415 E. 9<sup>th</sup> Street.**
- 6) **Approval of Change Order No. 2 with J.W. Skaggs Construction in the amount of \$32,845 for the Edmond Library Expansion Project.**
- 7) **Approval of public right-of-way, utility and encroachment agreement with the Oklahoma Department of Transportation.**
- 8) **Acceptance of public improvements and maintenance bonds for Villas II and Shortgrass Road (Sec.1) at Coffee Creek.**
- 9) **Acceptance of public improvements and maintenance bonds for Amberwood I at Coffee Creek.**

- 10) **Acceptance of public improvements and maintenance bonds for Heritage Green I at Coffee Creek.**
- 11) **Acceptance of three public utility easements for the State Street Sanitary Sewer Improvement project from the following:**
  - a) Donald G. And Mary A. Preast
  - b) Doris Peery
  - c) Richard Dale Owen
- 12) **Approval of granting an easement to Southwestern Bell Telephone from the KickingBird Golf Club.**
- 13) **Approval of Consent Order Case No. 99-380 with the Oklahoma Department of Environmental Quality for the Water Treatment Plant.**
- 14) **Approval of re-submittal of Change Order No. 1 from Traffic Signals Inc. Decreasing the amount by \$9,834.02 for the parking lot lighting projects at Mitch Park and Service-Blake Park.**
- 15) **Acceptance of public improvements and maintenance bonds for the following commercial projects:**
  - a) West Edmond Medical Park - fire line and pit
  - b) 2324 Sweetwater - street bore
  - c) Medical Center Building - waterline
  - d) 14901 N. Kelly - bore and casing
  - e) Walgreen's - fire line, sanitary & storm sewers
  - f) 15<sup>th</sup> & Bryant - turning lane
  - g) Silver Leaf Office Park - water & sanitary sewer
- 16) **Approval of supplemental appropriations - Edmond Convention and Visitors Bureau - \$26,000**

**B. Approval of Purchases:**

- 1) **Award of bid for KickingBird Tennis Center and soccer field lighting improvements and approval of Resolution No. 04-00 appointing Purchasing Agent.** Purchasing Manager recommended accepting bid from Shawnee Lighting.
- 2) **Approve disposal of burned out ASEL packer body (shell and frame) as salvage by Fleet Maintenance.** Purchasing Manager recommended accepting quote from Standard Iron & Metal.

- 3) **Award of bid for automated side load packer body and chassis for the Fleet Maintenance Department.** Purchasing Manager recommended accepting bid from McNeilus Truck & Mfg.
- 4) **Approval of bid dispositions by the Purchasing Manager.**
- 5) **Award of bid for the Shannon Miller Park project and approval of Resolution No. 05-00 appointing Purchasing Agent.** Purchasing Manager recommended accepting bid from BJP Enterprises.

Motion by Rice, seconded by Huggins, to approve General Consent Items 5.A.(1-16) and 5.B.(1-5). **Motion carried** as follows:

AYES: Mayor Pro Tem Moore, Councilmembers Rice, Knox and Huggins  
 NAYS: None

**6. Approval of Claims.**

General Fund	\$473,013.97
Supplemental Fund	114,119.01
Senior Center	198.18
Liability Tort Claim Fund	21,324.35
CDBG Entitlement Fund	4,970.66
Mitch Park Tax Fund	6,984.54
Roadway Improvements Fund	4,000.00
1996 Capital Improvement Tax Fund	182,121.57
Employee Retirement Fund	470.00
Employee Group Insurance Fund	64,993.46
Vehicle Maintenance Fund	50,914.54
Administrative Support Services Fund	152,984.26
Fleet Management Fund	36,565.00
Payroll Ending Jan. 31, 2000	483,819.11
Admin. Support Serv. Ending Jan. 31, 2000	151,472.58
CDBG Payroll Ending Jan. 31, 2000	1,523.45
Mitch Park Tax Fund Ending Jan. 31, 2000	2,783.18
Vehicle Maint. Fund Ending Jan. 31, 2000	11,539.95
Liability/Tort Fund Ending Jan. 31, 2000	1,534.01
Est. Payroll Ending Feb. 4, 2000	502,000.00
Est. Admin. Support Serv. Ending Feb. 4, 2000	154,500.00
Est. CDBG Payroll Ending Feb. 4, 2000	1,525.00
Est. Mitch Park Tax Fund Ending Feb. 4, 2000	3,000.00
Est. Vehicle Maint. Fund Ending Feb. 4, 2000	11,800.00
Est. Liability/Tort Fund Ending Feb. 4, 2000	1,150.00

Motion by Huggins, seconded by Knox, to approve Claims. **Motion carried** as follows:

AYES: Mayor Pro Tem Moore, Councilmembers Rice, Knox and Huggins  
NAYS: None

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

AYES: Mayor Pro Tem Moore, Councilmembers Rice, Knox and Huggins  
NAYS: None

**11. PLANNING CONSENT ITEMS:**

- A. **Public Hearing and Consideration of Ordinance No. 2542 amending Edmond Plan III from Neighborhood Commercial to General Commercial usage, located on the west side of Bryant, west of the National Guard Armory (Harry Moore Trust, applicant).** The application is compatible with the Edmond Plan III. The higher uses should not be a detriment to existing neighborhoods and homes.

Randel Shadid, attorney representing the applicant, addressed Council and stated Sooner Investment has made an offer to purchase this tract contingent upon the property being rezoned. Mr. Shadid stated Sooner Investment wants to extend the General Commercial zoning in order to be consistent with the other property they own in the area. He noted the applicant is only requesting a plan amendment at this time and that the site plan will be reviewed during the Site Plan review process. Mr. Shadid stated he felt the rezoning will enhance the surrounding property values. He noted Sooner Investments does not have a buyer for the subject tract at this time.

Victoria Woods, Nancy Warren and Ronnie Williams addressed Council in opposition.

Councilmember Rice stated he was opposed to the Plan amendment because there was no justification to amend the plan. He noted this property is not shown on the new Edmond Plan as commercial due to the close proximity to a church, elementary school, the National Guard Armory and Hafer Park. Councilmember Rice stated the current zoning would be a good cut-off to keep commercial zoning from encroaching further south. He stated he felt the Plan that was just adopted a few months ago is being amended too frequently. Councilmember Knox stated there would be no large impact between the two zoning designations and their uses and that no additional traffic would be generated with general commercial zoning.

Motion by Knox, seconded by Huggins, to approve Ordinance No. 2542 as read by title by City Planner. **Motion carried** as follows:

AYES: Mayor Pro Tem Moore, Councilmembers Knox and Huggins

NAYS: Councilmember Rice

Motion by Huggins, seconded by Knox, to attach Emergency Clause to Ordinance No. 2542. **Motion was denied** as follows and Ordinance No. 2542 will be in effect March 14, 2000:

AYES: Mayor Pro Tem Moore, Councilmembers Knox and Huggins

NAYS: Councilmember Rice

- B. **Public Hearing and Consideration of Ordinance rezoning from "D-2" Neighborhood Commercial District to "E-1" General Commercial District, located on the west side of Bryant, west of the National Guard Armory (Harry Moore Trust, applicant).** This item is a companion to the above item and was not considered due to the failure of the emergency clause.
- C. **Public Hearing and Consideration of commercial Site Plan approval for a Taco John's Mexican Restaurant, located on the west side of Kelly, north of Matthews Funeral Home (Jack McBride, applicant).**

Mayor Pro Tem Moore temporarily left the City Council Chambers during the vote on Items 11.D. and 11.G. Councilmember Rice presided over the meeting.

- D. **Public Hearing and Consideration of commercial Site Plan approval for an insurance office, located on the west side of Bryant, south of Bank of America, and north of Hahn-Cook/Street & Draper Funeral Home (Dennis Chaumont, applicant).**
- E. **Public Hearing and Consideration of Ordinance No. 2543 amending the Edmond Municipal Code, Section 22.30.040 of Chapter 22.30 Special Use Permits, to provide for legal notice fees to be paid by applicant.**
- F. **Public Hearing and Consideration of request to move a house to the southeast corner of First and State Streets (Pat Barton, applicant).**

**G. Consideration of amended FY 1999 Action Plan for Edmond's Community Development Block Grant (CDBG) program and authorization for required notice.**

Motion by Huggins, seconded by Knox, to approve Planning Consent Items 11.D. and 11.G. **Motion carried** as follows:

AYES: Councilmembers Rice, Knox and Huggins

NAYS: None

Mayor Pro Tem Moore returned to the City Council Chambers.

**H. Public Hearing and Consideration of Special Use Permit for an outdoor recreational use on property located north of Danforth, east of High Street, east of Ketch Acres (Christina Gelona, applicant).**

Motion by Knox, seconded by Huggins, to approve Planning Consent Items 11.C., 11.E., 11.F. and 11.H. **Motion carried** as follows:

AYES: Mayor Pro Tem Moore, Councilmembers Rice, Knox and Huggins

NAYS: None

**12. Public Hearing and Consideration of Special Use Permit for a cellular communication tower, located north of 15<sup>th</sup> Street, east of Fretz (Sprint PCS, applicant).** The proposed tower will be 120 feet tall and would be enclosed by a fence. The application meets the current policy criteria for a new location. There are no residences located close to the proposed monopole and the setback of the tower is in compliance with City requirements.

Robert Sheets, attorney representing the applicant, addressed Council and urged approval. He stated the applicant has an agreement with Nextel to co-locate on the proposed tower and they also have room for an additional carrier.

Motion by Knox, seconded by Huggins, to approve Special Use Permit. **Motion carried** as follows:

AYES: Mayor Pro Tem Moore, Councilmembers Rice, Knox and Huggins

NAYS: None

**13. NEW BUSINESS:**

Ronnie Williams, representing the Edmond Neighborhood Alliance, announced the 2000 Edmond City Summit to be held on February 26<sup>th</sup>.

Pete Reeser addressed Council and asked for a clarification on Planning Consent Item 11.G. Bob Schiermeyer, City Planner, outlined the item.

Mr. Hill, Mandy Bigelow, Marjory Bigelow and Mare McClanahan addressed Council on Planning Consent Item 11.H. They requested additional information on this item and requested that it be re-considered. They stated they did not understand the City Council meeting procedures and were not sure when they needed to discuss this item. The citizens stated they were opposed to additional traffic from Pony Pizzazz going through their residential property in Ketch Acres. Mayor Pro Tem Moore stated since the item had been approved and the applicant was no longer at the meeting, he was hesitant to revisit this item. General discussion was held on this matter.

Motion by Rice to re-consider Item 11.H. **Motion died for lack of second.**

Jan Ramseyer-Fees, Community Connections Coordinator, addressed Council and stated she would schedule a Community Connections meeting with the residents of Ketch Acres and the applicant to address the concerns of the residents.

**14.** Motion by Huggins, seconded by Rice, to adjourn meeting. **Motion carried** as follows:

AYES: Mayor Pro Tem Moore, Councilmembers Rice, Knox and Huggins  
NAYS: None

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City Clerk

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Mayor