

EDMOND CITY COUNCIL MINUTES

February 25, 2008

Mayor Dan O'Neil called the regular meeting of the Edmond City Council to order at 5:30 p.m., Monday, February 25 2008, in the City Council Chambers. Councilmembers Charles Lamb and David Miller were absent on City business.

2. Approval of Minutes of February 11, 2008. Motion by Page, seconded by Waner, to approve Minutes. **Motion carried** as followed:

AYES: Mayor O'Neil, Councilmembers Page and Waner
NAYS: None

3. 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, 2008.**
- 2) **Acceptance of City Treasurer's Investment Report for month ending January 31, 2008.**
- 3) **Approval of grant from the Dan Lutz Foundation for an outdoor storage closet for The Miracle League of Edmond in the amount of \$3,000.**
- 4) **Approval of transfer of appropriations for the heating, ventilation and air conditioning modification project in the City Administration Building - \$3,882**
- 5) **Approval of Resolution No. 01-08 and project agreement with the Oklahoma Department of Transportation(ODOT) for the Covell Road widening, Broadway to Thomas Trail, in the amount of \$1,206,600. This project consists of widening Covell to four lanes and will tie into the recently completed intersection at Broadway. This project will also include the underpass at the Burlington Northern Santa Fe railroad. The estimated cost for this project is \$6,033,000 with a split of 80% Federal funding and 20% City of Edmond funding. The City's 20% share is \$1,206,600. Larry Stevens, City Manager, addressed Council and stated the City staff**

has been working with ODOT for several years and this is the last formal step needed to begin the project. He noted the costs for the project do not include right-of-way acquisitions. Steve Manek, City Engineer, addressed Council and stated ODOT has scheduled a bid letting for March. David Streb, representing ODOT, addressed Council and stated this project is critical for this region of the City and he noted the City has been pursuing this project for many years. He stated he is pleased to see the project come to fruition and he is anticipating some good bids next month. Mayor O'Neil noted this project has been coordinated between the City and ODOT and will involve moving a portion of the railroad. Mr. Manek noted the project includes relocating over one-half mile of Covell Road and also well over 1,000 feet of the railroad. The Mayor expressed his appreciation for the cooperation from all parties involved in getting this major project underway.

6) **Acceptance of easements from the following:**

- a) Thirty-Six-O-One
- b) Oklahoma Municipal Power Authority

Motion by Waner, seconded by Page, to approve General Consent Items 3.A.(1-6). **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page and Waner
 NAYS: None

B. **Approval of Purchases:**

- 1) **Approval of Change Order No. 2 with J.L. Walker Construction, Inc. for the heating, ventilation and air conditioning modification project for the Administration Building in the amount of \$3,882.**
- 2) **Approval of interlocal agreement with the Board of County Commissioners of Oklahoma County for rural roadway reconstruction improvements in the amount of \$915,000.**
- 3) **Approval of Amendment No. 1 with Tetra Tech for construction management services for the Fink Park to Hafer Park trail in an amount not to exceed \$42,160.**

- 4) Approval of contract amendment with Poe and Associates for the Kelly Parkway project, Danforth to Coffee Creek Roads, in the amount of \$67,600.
- 5) Approval of contract with Oklahoma Roofing & Sheet Metal, Inc. for re-roofing of Pro Shop, kitchen and cart barn at Kickingbird Golf Course using Department of Central Services roofing program, in the amount of \$115,496.92.
- 6) Approval of annual software license and maintenance agreement for the Utility Customer Information System through the Oklahoma Municipal Power Authority in an amount not to exceed \$50,000.

Motion by Page, seconded by Waner, to approve General Consent Items 3.B.(1-6). **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page and Waner
NAYS: None

4. Approval of Tort Claim Committee's recommendation on Tort Claim.

<u>CLAIM NUMBER</u>		<u>RECOMMENDATION</u>
28-0010	Pelican Bay Aquatic Center	Deny - \$5,124.50

Kevin Oldfield, claimant, addressed Council and stated he was injured on September 2, 2007, when he jumped off the diving board. He stated he was unaware that the diving board was a spring board and when he jumped off the board it came back and flipped him in the air. He stated his arm flew to the side and came out of the socket. He stated he is requesting reimbursement of his costs after insurance.

Steve Murdock, City Attorney, stated the City's insurance reviewed this claim and determined that the City was not at fault. He stated he would be happy to meet with Mr. Oldfield and discuss his claim further. He noted the determination to deny the claim may not change with the additional meeting.

Motion by Waner, seconded by Page, to continue Tort Claim to the next meeting. **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page and Waner
NAYS: None

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

AYES: Mayor O'Neil, Councilmembers Page and Waner
NAYS: None

Mayor O'Neil reconvened the City Council meeting.

8. **Public Hearing and Consideration of Ordinance amending Edmond Plan from Educational/Institutional to General Commercial, generally located immediately north of the YMCA building, east of Rankin (T-Mobile, applicant) Case No. Z080004.** Mayor O'Neil stated the applicant requested this item be continued to March 24, 2008.

9. **Public Hearing and Consideration of Ordinance rezoning from "A" Single Family Dwelling District to "E-1" General Commercial District, generally located immediately north of the YMCA building, east of Rankin (T-Mobile, applicant) Case No. Z080005.** This is a companion to the above item and was also requested to be continued to March 24, 2008.

Motion by Waner, seconded by Page, to continue Items 8 and 9 to March 24, 2008, as requested. **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page and Waner
NAYS: None

10. **Public Hearing and Consideration of Ordinance No. 3132 rezoning from "G-A" General Agricultural District to "R-1" Rural Estate Dwelling District, located at 5604 Indian Hill Road, north of 2ND Street, west of Air Depot (Emett Clark, applicant) Case No. Z080001.** The site consists of five acres. There is currently one house on half of the tract and approval of the application will allow for another home site on the property. The Edmond Plan IV projects the property as Single Family Dwelling District and so the rezoning request is in compliance with the Edmond Plan. Within the last 15 years several properties in this area have been rezoned to Rural Estate Dwelling District and this zoning change would be consistent with the surrounding properties. Rural Estate zoning requires at least two-acre lots. The plat is an unrecorded plat. Planning Commission recommended approval.

Motion by Page, seconded by Waner, to approve Ordinance No. 3132 as read by title by City Planner. **Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page and Waner
NAYS: None

11. NEW BUSINESS:

Councilmember Waner stated she has been contacted by Nancy Busby who stated that the University of Central Oklahoma will be sponsoring a "Walk out of Work" day on April 9th from 11:00 am to 1:00 pm on behalf of the American Heart Association. She stated the purpose is to encourage the public to be more aware of their hearts and in keeping healthy. She stated the Council is invited to participate in this event.

Mayor O'Neil stated the Edmond Neighborhood Alliance (ENA) held the 14th annual Edmond Neighborhood Summit this past Saturday from 8:00 am to noon at the MAC at Mitch Park. He noted this event is co-sponsored by the City of Edmond and the Edmond Economic Development Authority. He stated the ENA began the "Mayor's Neighborhood Challenge" project to encourage the neighborhoods to become a "5 Star" homeowners association. Mayor O'Neil stated the program is a work in progress and the ENA is attempting to obtain corporate sponsorship. He noted the purpose of the program is to join with Oklahoma City Mayor Mick Cornett to encourage the public to become more active and perhaps lose weight in the process.

**12. Motion by Waner, seconded by Page, to adjourn meeting.
Motion carried** as follows:

AYES: Mayor O'Neil, Councilmembers Page and Waner
NAYS: None

City Clerk

Mayor Pro Tem