



City of Enid  
401 W. Owen K. Garriott  
P.O. Box 1768  
Enid, Oklahoma 73702  
580-234-0400

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BOARD OF COMMISSIONERS

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**NOTICE OF REGULAR MEETING**

Mayor and Board of Commissioners of the City of Enid, Oklahoma, the Trustees of the Enid Municipal Authority, a Public Trust, and the Trustees of the Enid Economic Development Authority, a Public Trust

Notice is hereby given that the Mayor and Board of Commissioners of the City of Enid, Oklahoma, the Trustees of the Enid Municipal Authority, a Public Trust, and the Trustees of the Enid Economic Development Authority, a Public Trust, will meet in regular session at 6:30 p.m. on the 19th day of November, 2013, in the Council Chambers of the City Administration Building, located at 401 W. Owen K. Garriott Road in said city, and the agenda for said meeting is as follows:

- AGENDA -

MAYOR AND BOARD OF COMMISSIONERS REGULAR MEETING

1. CALL TO ORDER/ROLL CALL.
2. INVOCATION.
3. FLAG SALUTE.
4. CONSIDER APPROVAL OF MINUTES OF THE REGULAR MEETING OF NOVEMBER 5, 2013.
5. AWARDS, PRESENTATIONS, AND ORGANIZATIONAL BUSINESS.
  - 5.1 PRESENT PET AVAILABLE FOR ADOPTION AT THE CITY ANIMAL SHELTER.

6. HEARINGS.

6.1 NONE.

7. COMMUNITY DEVELOPMENT.

7.1 NONE.

8. ADMINISTRATION.

8.1 CONSIDER AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 7, ENTITLED "PUBLIC WAYS AND PROPERTY," CHAPTER 3, ENTITLED "FISHING, LAKE USE AND WILDLIFE MANAGEMENT," SECTION 7-3-6, ENTITLED "BOATS AND FLOTATION DEVICES," TO ALLOW NON-MOTORIZED BOATS ON CITY RESERVATIONS; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY AND CODIFICATION.

**BACKGROUND:** This ordinance was discussed at the November 5, 2013, Study Session.

This ordinance allows for non-motorized boats to be used on City operated reservations. It includes reasonable safety requirements and restrictions meant to serve the health, safety, and welfare of the citizens and visitors of the City of Enid.

**2013-2014 BUDGETED ITEM:** Not applicable.

**FUNDING SOURCE:** Not applicable.

**ATTACHMENTS:** Ordinance.

**RECOMMENDATION:** Approve Ordinance.

**PRESENTER:** Andrea L. Chism, City Attorney.

8.2 CONSIDER A RESOLUTION DECLARING THE NECESSITY FOR ACQUIRING PROPERTY FOR THE WILLOW ROAD WIDENING PROJECT, AND AUTHORIZING, INSTRUCTING, AND DIRECTING THE CITY ATTORNEY TO COMMENCE CONDEMNATION PROCEEDINGS IF SAID PROPERTY CANNOT BE PURCHASED AND DAMAGES SETTLED BY AGREEMENT WITH THE LANDOWNERS.

**BACKGROUND:** For several years, the City has pursued the "Willow Road Widening Project." This project will widen Willow Road to four (4) lanes. This lengthy process includes the purchase of necessary easements.

However, there are some easements the City has been unable to obtain through extensive negotiation and acquisition has been stymied. Therefore condemnation is necessary. This resolution declares the necessity for condemnation and directs the City Attorney to begin condemnation procedures for properties identified within the project as Parcel 11.

2013-2014 BUDGETED ITEM: Not applicable.

FUNDING SOURCE: Not applicable.

ATTACHMENTS: Resolution.

RECOMMENDATION: Approve Resolution.

PRESENTER: Andrea Chism, City Attorney.

**8.3 CONSIDER AND APPROVE A RESOLUTION DECLARING THE NECESSITY FOR ACQUIRING PROPERTY FOR THE WILLOW ROAD WIDENING PROJECT, AND AUTHORIZING, INSTRUCTING AND DIRECTING THE CITY ATTORNEY TO COMMENCE CONDEMNATION PROCEEDINGS IF SAID PROPERTY CANNOT BE PURCHASED AND DAMAGES SETTLED BY AGREEMENT WITH THE LANDOWNERS.**

BACKGROUND: For several years, the City has pursued the “Willow Road Widening Project.” This project will widen Willow Road to four (4) lanes. This lengthy process includes the purchase of necessary easements. However, there are some easements the City has been unable to obtain through extensive negotiation and acquisition has been stymied. Therefore condemnation is necessary. This resolution declares the necessity for condemnation and directs the City Attorney to begin condemnation procedures for properties identified within the project as Parcels 8 and 8.1.

2013-2014 BUDGETED ITEM: Not applicable.

FUNDING SOURCE: Not applicable.

ATTACHMENTS: Resolution.

RECOMMENDATION: Approve Resolution.

PRESENTER: Andrea Chism, City Attorney.

**8.4 CONSIDER AND APPROVE A RESOLUTION APPROVING THE ASSIGNMENT AND TRANSFER OF THE FRANCHISE PREVIOUSLY GRANTED TO**

**OKLAHOMA NATURAL GAS COMPANY AND THE DISTRIBUTION SYSTEM  
INSTALLED, OPERATED AND MAINTAINED THEREUNDER.**

**BACKGROUND:** In July 2013, ONEOK, Inc.'s Board of Directors approved the separation of its natural gas distribution business into a new stand-alone, publicly traded company, ONE Gas, Inc. To effectuate the separation, ONEOK will assign all of its gas service and distribution franchises to ONE Gas, including ONG's gas distribution assets located in the City of Enid, and ONE Gas will assume and agree to perform ONEOK's obligations under the franchise. The City's franchise ordinance permits the assignment of the franchise and the transfer of ONG's distribution system installed, operated, and maintained in the City of Enid by ONG upon the City's approval.

**2013-2014 BUDGETED ITEM:** Not applicable.

**FUNDING SOURCE:** Not applicable.

**ATTACHMENTS:** Resolution.

**RECOMMENDATION:** Approve Resolution.

**PRESENTER:** Andrea Chism, City Attorney.

- 8.5 **CONSIDER AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE TITLE 5, ENTITLED "PUBLIC SAFETY" CHAPTER 4, ENTITLED "ENHANCED 911 EMERGENCY TELEPHONE SERVICE," SECTION 5-4-3, ENTITLED "MISUSE OF 911 AND FALSE REPORTING OF AN EMERGENCY," TO OUTLINE THE PUNISHMENT FOR FALSE 911 CALLS WITHIN THE CITY OF ENID CITY LIMITS AND TO ALLOW THE ENID POLICE DEPARTMENT DISCRETION WHEN NECESSARY. FURTHER, TO UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.**

**BACKGROUND:** This ordinance was reviewed by the Commission at the November 5, 2013, Study Session.

These amendments are intended to outline the punishment for false 911 calls within the City of Enid City Limits and allow the Enid Police Department discretion in addressing these offenses. In addition, the amendments correct grammatical errors and serve to move from a class system of offenses to specific fines.

2013-2014 BUDGETED ITEM: Not applicable.

FUNDING SOURCE: Not applicable.

ATTACHMENTS: Ordinance.

RECOMMENDATION: Approve Ordinance.

PRESENTER: Shandi Campbell, Assistant City Attorney.

- 8.6 CONSIDER AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY," CHAPTER 5, ENTITLED "GENERAL OFFENSES," ARTICLE A, ENTITLED "GENERAL PROVISIONS; MISCELLANEOUS OFFENSES," SECTION 5-5A-3 THROUGH 5-5A-5, TO PROVIDE FOR PENALTIES AND MAXIMUM FINES; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.

BACKGROUND: This ordinance was reviewed by the Commission at the November 5, 2013, Study Session.

The specific changes proposed for this ordinance are as follows:

- 5-5A-3 "Living in Tents" - Increased fine to \$500 plus costs.
- 5-5A-4 "Discarded Refrigerators" - Added plus costs.
- 5-5A-5 "Obstruction of Drainage Canal" - Increased fine to \$750 plus costs.

2013-2014 BUDGETED ITEM: Not applicable.

FUNDING SOURCE: Not applicable.

ATTACHMENTS: Ordinance.

RECOMMENDATION: Approve Ordinance.

PRESENTER: Shandi Campbell, Assistant City Attorney.

- 8.7 CONSIDER AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY," CHAPTER 5, ENTITLED "GENERAL OFFENSES," ARTICLE B, ENTITLED "OFFENSES INVOLVING INJURY TO PERSONS," SECTION 5-5B-1, ENTITLED "ASSAULT AND BATTERY," TO UPDATE THE MAXIMUM PENALTY IN ACCORDANCE WITH STATE LAW AND TO CORRECT THE SPELLING OF WILLFUL; AMENDING SECTION 5-5B-2, ENTITLED "CERTAIN ACTS AGAINST POLICE DOGS AND SERVICE ANIMALS," TO UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT;

AMENDING SECTION 5-5B-3, ENTITLED "OBSCENE, THREATENING OR HARASSING TELEPHONE CALLS," TO RENAME THE SECTION AND UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; AMENDING SECTION 5-5B-4, ENTITLED "STALKING; TELEPHONE HARASSMENT," TO RENAME THE SECTION AND UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.

**BACKGROUND:** This ordinance was reviewed by the Commission at the November 5, 2013, Study Session.

The specific changes proposed for this ordinance are as follows:

- 5-5B-1:
  - "Assault" - No Change.
  - "Battery" - Increased fine to \$750 plus costs.
  - "Assault on City Employee" - No change.
  - "Battery on City Employee" - Increased fine to \$750.
  - "Battery on an Officer" - Removed (felony).
- 5-5B-2:
  - "Acts against Police/Service Dogs" - No change.
  - "Interference w/ Police Dog" - Added up to 30 days in jail.
  - "injuring/killing Service Animal" - Increased fine to \$750 plus costs.
  - "Interference w/ Service Animal" - Add up to 30 days in jail and increased fine.
- 5-5B-3:
  - "Electronic Harassment" - Updated according to state law.
- 5-5B-4:
  - "Stalking/Harassment" - Updated according to state law and increased fine up to \$750 plus costs.

**2013-2014 BUDGETED ITEM:** Not applicable.

**FUNDING SOURCE:** Not applicable.

**ATTACHMENTS:** Ordinance.

**RECOMMENDATION:** Approve Ordinance.

**PRESENTER:** Shandi Campbell, Assistant City Attorney.

- 8.8 CONSIDER AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY" CHAPTER 5, ENTITLED "GENERAL OFFENSES," ARTICLE C ENTITLED "OFFENSES INVOLVING PROPERTY," SECTIONS 5-5C-2 THROUGH 5-5C-7, TO UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.

**BACKGROUND:** This ordinance was reviewed by the Commission at the November 5, 2013, Study Session.

The specific changes proposed for this ordinance are as follows:

- 5-5C-2:
  - "Trespassing" - Increased fine to \$250 plus costs.
- 5-5C-3:
  - "Tampering" - Added plus costs.
- 5-5C-4:
  - "Destruction of Utilities" - Added plus costs.
  - "Theft of Utilities" - Increased fine to \$750 plus costs.
- 5-5C-5:
  - "Larceny" - Increased a second and subsequent violation to \$750 plus costs.
- 5-5C-6:
  - "Fraud/Bad Checks" - Added 60 days in jail and increased fine to \$750 plus costs.
- 5-5C-7:
  - "Theft from gas pump" - Added plus costs.

**2013-2014 BUDGETED ITEM:** Not applicable.

**FUNDING SOURCE:** Not applicable.

**ATTACHMENTS:** Ordinance.

**RECOMMENDATION:** Approve Ordinance.

**PRESENTER:** Shandi Campbell, Assistant City Attorney.

- 8.9 CONSIDER AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY," CHAPTER 5, ENTITLED "GENERAL OFFENSES," ARTICLE D, ENTITLED "OFFENSES AGAINST DECENCY AND MORALITY," SECTIONS 5-5D-2 THROUGH 5-5D-4, TO UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC

**FINES AND IMPRISONMENT; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.**

**BACKGROUND:** This ordinance was reviewed by the Commission at the November 5, 2013, Study Session.

The specific changes proposed for this ordinance are as follows:

- 5-5D-2:
  - “Gambling” - Updated pursuant to State law and decreased fine to \$100 plus costs.
- 5-5D-3:
  - “Maintaining Disorderly House” - Increased fine to \$750 plus costs.
  - “Leasing Property for Disorderly House” - Added plus costs.
  - “Visitors to Disorderly House” - Added plus costs.
- 5-5C-4:
  - “Social Hosts” - Increased fine to \$800 plus costs.

**2013-2014 BUDGETED ITEM:** Not applicable.

**FUNDING SOURCE:** Not applicable.

**ATTACHMENTS:** Ordinance.

**RECOMMENDATION:** Approve Ordinance.

**PRESENTER:** Shandi Campbell, Assistant City Attorney.

- 8.10 **CONSIDER AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED “PUBLIC SAFETY,” CHAPTER 5, ENTITLED “GENERAL OFFENSES,” ARTICLE E, ENTITLED “OFFENSES AGAINST PUBLIC PEACE AND ORDER,” SECTIONS 5-5E-1 THROUGH 5-5E-6, TO UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.**

**BACKGROUND:** This ordinance was reviewed by the Commission at the November 5, 2013, Study Session.

The specific changes proposed for this ordinance are as follows:

- 5-5E-1:
  - “Disorderly Conduct” - Added plus costs.
- 5-5E-2:
  - “Unlawful Assembly” - Added plus costs.



- 5-5E-3:
  - “Obstructing Streets/Sidewalks” - Added plus costs.
- 5-5E-4:
  - “Jostling People in Public Places” - Added plus costs.
- 5-5E-5:
  - “Public Profanity/Gestures” - Added plus costs and added up to 30 days in jail.
- 5-5E-6:
  - “Public Fighting” - Added plus costs and added up to 30 days in jail.

**2013-2014 BUDGETED ITEM:** Not applicable.

**FUNDING SOURCE:** Not applicable.

**ATTACHMENTS:** Ordinance.

**RECOMMENDATION:** Approve Ordinance.

**PRESENTER:** Shandi Campbell, Assistant City Attorney.

- 8.11 CONSIDER AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED “PUBLIC SAFETY,” CHAPTER 5 ENTITLED “GENERAL OFFENSES,” ARTICLE F ENTITLED “OFFENSES AGAINST GOVERNMENT,” SECTIONS 5-5F-1 THROUGH 5-5F-5, TO UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.

**BACKGROUND:** This ordinance was reviewed by the Commission at the November 5, 2013, Study Session.

The specific changes proposed for this ordinance are as follows:

- 5-5F-1:
  - “Obstruction” - Added plus costs.
- 5-5F-2:
  - “Providing False Info” - Added plus costs.
- 5-5F-3:
  - “Resisting Arrest” - Added plus costs.
- 5-5F-4:
  - “Escape” - Added plus costs.
- 5-5F-5:
  - “Impersonating an Officer” - Added plus costs.

**2013-2014 BUDGETED ITEM:** Not applicable.

**FUNDING SOURCE:** Not applicable.

**ATTACHMENTS:** Ordinance.

**RECOMMENDATION:** Approve Ordinance.

**PRESENTER:** Shandi Campbell, Assistant City Attorney.

- 8.12 CONSIDER AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY," CHAPTER 5 ENTITLED "GENERAL OFFENSES," ARTICLE G, ENTITLED "WEAPONS, FIREWORKS AND RELATED OFFENSES," SECTIONS 5-5G-2 THROUGH 5-5G-6, TO UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.

**BACKGROUND:** This ordinance was reviewed by the Commission at the November 5, 2013, Study Session.

The specific changes proposed for this ordinance are as follows:

- 5-5G-2:
  - "Discharge of a Weapon" - Added plus costs.
- 5-5G-3:
  - "Reckless Conduct with a Firearm" - Added plus costs.
- 5-5G-4:
  - "Unlawful Carry of Weapon" - Increased fine to \$750 plus costs.
- 5-5G-5:
  - "Fireworks" - Increased fine to \$750 plus costs
- 5-5G-6:
  - "Unlawful Possession of Weapon" - Decreased fine to \$200 plus costs.

**2013-2014 BUDGETED ITEM:** Not applicable.

**FUNDING SOURCE:** Not applicable.

**ATTACHMENTS:** Ordinance.

**RECOMMENDATION:** Approve Ordinance.

**PRESENTER:** Shandi Campbell, Assistant City Attorney.

- 8.13 CONSIDER AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY," CHAPTER 5, ENTITLED "GENERAL OFFENSES, ARTICLE H, ENTITLED "DRUG AND ALCOHOL RELATED OFFENSES," SECTIONS 5-5H-1 THROUGH 5-5H-5, TO UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.

**BACKGROUND:** This ordinance was reviewed by the Commission at the November 5, 2013, Study Session.

The specific changes proposed for this ordinance are as follows:

- 5-5H-1:
  - "Possession of Drugs/Paraphernalia" - Increased fines to \$800 plus costs.
- 5-5H-2:
  - "Public Intox" - Decreased fine to \$100 and added up to 5 days in jail.
- 5-5H-3:
  - "Inhalants" - Added plus costs.
- 5-5H-4:
  - "Smoking in Public Areas" - Added plus costs.
- 5-5H-5:
  - "Smoking Outside Public Buildings" - Added plus costs.

**2013-2014 BUDGETED ITEM:** Not applicable.

**FUNDING SOURCE:** Not applicable.

**ATTACHMENTS:** Ordinance.

**RECOMMENDATION:** Approve Ordinance.

**PRESENTER:** Shandi Campbell, Assistant City Attorney.

- 8.14 CONSIDER AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 9, ENTITLED "BUILDING REGULATIONS," CREATING CHAPTER 15, ENTITLED "SALE OF COMMERCIAL PROPERTY," SECTION 9-15-1, ENTITLED "REQUIRED DISCLOSURES," TO REQUIRE FOR CERTAIN DISCLOSURES TO BE MADE TO POTENTIAL PURCHASERS OF COMMERCIAL PROPERTY WITHIN THE CITY OF ENID; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY AND CODIFICATION.

**BACKGROUND:** This ordinance was discussed at the October 15, 2013, Study Session.

This ordinance requires that certain disclosures be made during the sale of commercial property within the City of Enid. More specifically, the disclosures include: (1) disclosure of city utilities available (2) current zoning and hydrant-flow availability and (3) the information must be given to the purchaser prior to the sale of the commercial property. The intent of this ordinance is to allow the purchaser to enter into a contract of sale fully informed of the state of the property to be sold.

**2013-2014 BUDGETED ITEM:** Not applicable.

**FUNDING SOURCE:** Not applicable.

**ATTACHMENTS:** Ordinance.

**RECOMMENDATION:** Approve Ordinance.

**PRESENTER:** Andrea L. Chism, City Attorney.

**8.15 CONSIDER AWARDING A CONTRACT TO CHILD’S PLAY, INC., DALLAS, TEXAS, FOR THE INSTALLATION OF PLAYGROUNDS AT VARIOUS PARKS AND AUTHORIZE THE MAYOR TO EXECUTE ALL CONTRACT DOCUMENTS AFTER REVIEW BY THE CITY ATTORNEY, PROJECT NO. P-1401.**

**BACKGROUND:** This project will provide for the installation of six (6) playgrounds including, equipment, surfacing, and concrete border. Equipment was previously purchased in the amount of \$468,487.00 on October 1, 2013. Manufacturing began immediately and Child’s Play, Inc., Dallas, Texas, will deliver equipment on November 20, 2013, to the Service Center.

One (1) bid was received from Child’s Play, Inc. in the amount of \$239,758.00. The bid omitted addressing the requirements of the Addendum. Those items are:

Temporary fencing  
20-year maintenance program

Subsequently, Child’s Play, Inc. submitted an affidavit declaring these items are standard services, not priced separately, and included in the submitted bid price.

This does not invalidate the responsiveness of the bid and does not change the bid price.

Child's Play, Inc. submitted the lowest, responsible bid of \$239,758.00 with a 90 calendar day completion. Total cost of the project is \$6,253.00 under the original estimated cost.

**2013-2014 BUDGETED ITEM:** Yes.

**FUNDING SOURCE:** Capital Replacement Fund.

**ATTACHMENTS:** Canvass of Bids & Affidavit of Understanding.

**RECOMMENDATION:** Award a contract to Child's Play, Inc. in the amount of \$239,758.00.

**PRESENTER:** Whitney Box, AICP, Director of Strategic and Long Range Planning.

**8.16 CONSIDER THE APPROVAL AND EXECUTION OF A RESOLUTION AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY FOR THE CLOSING WITH LODGEWELL, LLC AND/OR ENID HOTEL 1, LLC.**

**BACKGROUND:** This is a companion to Item 12.1. The City entered into a Master Development Agreement with LodgeWell on February 21, 2013, and a Real Estate Contract and Lease Agreement with Enid Hotel 1, LLC, on March 19, 2013. Initial title work determined that a portion of the property to be transferred to Enid Hotel 1, LLC is titled to variations of the name of the City of Enid. This resolution by the City of Enid authorizes the Mayor, on behalf of the variations of the City of Enid, to execute all documents necessary to complete the transactions identified in the contracts and close with LodgeWell, LLC and/or Enid Hotel 1, LLC.

**2013-2014 BUDGETED ITEM:** Not applicable.

**FUNDING SOURCE:** Not applicable.

**ATTACHMENTS:** Resolution.

**RECOMMENDATION:** Approve Resolution.

**PRESENTER:** Andrea Chism, City Attorney.

**8.17 CONSIDER A RESOLUTION AMENDING THE 2013-2014 CAPITAL IMPROVEMENT FUND BUDGET BY APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$13,600.00 TO INCREASE THE 2013-2014 APPROPRIATED AMOUNTS FOR THE CAPITAL IMPROVEMENT DEPARTMENT.**

**BACKGROUND:** This is a companion to Items 8.18, and 12.3. The City of Enid entered into a contract for professional services with Convergence Design, LLC on February 1, 2011, for the Event Center and Convention Hall design.

This amendment covers additional design costs associated with three (3) items:

1. Incorporating video boards, audio video controls and equipment.
2. Additional lighting for art work.
3. Additional on-site storm drainage to facilitate work in the vicinity of Garcia's Restaurant located at 324 South Grand Street.

The results of the design efforts have been included in the project by prior change orders and are complete.

**2013-2014 BUDGETED ITEM:** No. This appropriates funds in the Capital Improvement Fund.

**FUNDING SOURCE:** Capital Improvement Fund.

**ATTACHMENTS:** Resolution.

**RECOMMENDATION:** Approve Resolution.

**PRESENTER:** Jerald Gilbert, Chief Financial Officer.

- 8.18 CONSIDER APPROVAL OF AMENDMENT NO. 6 WITH CONVERGENCE DESIGN, LLC, OVERLAND PARK, KANSAS, TO INCLUDE ADDITIONAL SERVICES IN THE AMOUNT OF \$13,600.00, PROJECT NO. M-1109A.

**BACKGROUND:** This is a companion to Items 8.17, and 12.3.

**2013-2014 BUDGETED ITEM:** Yes.

**FUNDING SOURCE:** Capital Improvement Fund.

**ATTACHMENTS:** None. Amendment No. 6 is on file in the Office of the City Clerk.

**PRESENTER:** Tom White, Carter and Associates.

- 8.19 CONSIDER A RESOLUTION AMENDING THE 2013-2014 CITY OF ENID GENERAL FUND BY APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$85,781.71 TO INCREASE THE 2013-2014 APPROPRIATED

**AMOUNTS FOR THE GENERAL FUND CAPITAL REPLACEMENT DEPARTMENT.**

**BACKGROUND:** This is a companion to Item 8.20. The City sold over 30 older vehicles and equipment in June, 2013, netting the General Fund \$85,781.71 in July, 2013. This item will appropriate those monies to purchase three (3) pooled vehicles for administration and the service center.

These funds are available from the General Fund.

**2013-2014 BUDGETED ITEM:** No. This appropriates funds in the General Fund Capital Replacement Department.

**FUNDING SOURCE:** General Fund.

**ATTACHMENTS:** Resolution.

**RECOMMENDATION:** Approve Resolution.

**PRESENTER:** Jerald Gilbert, Chief Financial Officer.

- 8.20 CONSIDER APPROVAL OF PURCHASE OF THREE (3) POOLED VEHICLES FOR ADMINISTRATION AND THE SERVICE CENTER FROM STEVENS FORD AND JANZEN GMC, BOTH OF ENID, OKLAHOMA, IN THE AMOUNT OF \$54,509.35 AND \$26,509.00 FOR A TOTAL OF \$81,018.35.**

**BACKGROUND:** This is a companion to Item 8.19. City staff solicited quotes from local vendors to replace pooled vehicles at the administration building and the service center. The low quote for the Ford Edge and C-Max Hybrid SE203A was \$29,798.41 and \$24,710.94 from Stevens Ford in Enid. The low quote for the GMC Terrain was \$26,509.00 from Janzen GMC in Enid. The total amounts to \$81,018.35 and is available in the General Fund.

**2013-2014 BUDGETED ITEM:** No. This appropriates funds in the General Fund Capital Replacement Department.

**FUNDING SOURCE:** General Fund.

**ATTACHMENTS:** Quotes are on file in the accounting office.

**RECOMMENDATION:** Approve Resolution.

**PRESENTER:** Jerald Gilbert, Chief Financial Officer.

9. CONSENT.

9.1 CONSIDERATION AND CONDITIONAL APPROVAL OF A SOLICITOR'S CERTIFICATE FOR DUSTIN ROBERTSON.

**BACKGROUND:** On October 15, 2013, Dustin Robertson was notified by the Enid Police Department that his application for a Solicitor's Certificate had been denied. Subsequently, Mr. Robertson filed an appeal of that denial per the requirements of the controlling Ordinance.

On November 5, 2013, there was a public hearing before the City Commissioners regarding Mr. Robertson's denial and subsequent appeal. It was determined that a conditional approval of Mr. Robertson's solicitor's application should be approved.

**2013-2014 BUDGETED ITEM:** Not applicable.

**FUNDING SOURCE:** Not applicable.

**ATTACHMENTS:** Letter of Conditional Approval.

**RECOMMENDATION:** Release Conditional Approval.

**PRESENTER:** Andrea Chism, City Attorney.

9.2 AWARD AND EXECUTE CONTRACTS FOR SERVICES BETWEEN THE CITY OF ENID COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND 4RKIDS FOUNDATION; AGNES HOUSE; BOOKER T. WASHINGTON COMMUNITY CENTER (BTW); LEONARDOS DISCOVERY WAREHOUSE; SANDBOX LEARNING CENTER; ENID PUBLIC TRANSPORTATION AUTHORITY (EPTA); AND COMMUNITY DEVELOPMENT SUPPORT ASSOCIATION (CDSA) TO ADMINISTER THE B-13-40-0006 GRANT FUNDED ACTIVITIES.

**BACKGROUND:** The City of Enid, as an entitlement community for receipt of CDBG funding, received a 2013 allocation in the amount of \$454,097.00. Funding allocations were appropriated to 4RKids in the amount of \$35,011.00 for assistance with the completion of the Miracle League Ball Field at the ABC Park; Agnes House in the amount of \$11,680.00 for HVAC and electrical upgrades and roof replacement; BTW in the amount of \$23,680.00 for after school tutoring; Leonardo's in the amount of \$28,680.00 for restroom improvements; Sandbox Learning Center in the amount of \$23,680.00 for HVAC and electrical upgrades to the facility; EPTA in the amount of \$16,680.00 for bus passes; CDSA in the amount of \$77,361.00 for assistance with emergency repairs, barrier removal, and delivery of HOME activities.



Funding was approved for each activity by the commission on April 16, 2013, as part of the FY 2013 CDBG funding process. These agencies and the funded activities further the goals of the City of Enid as submitted in the 5-year consolidated plan to address decent housing, redevelopment activities, and assist in the enhancement of public/social services activities.

**2013-2014 BUDGETED ITEM:** Yes.

**FUNDING SOURCE:** HUD/CDBG Fund.

**ATTACHMENT:** None. Contracts are on file in the Office of the City Clerk.

**RECOMMENDATION:** Approve award of contracts.

**PRESENTER:** Stephanie Carr, CDBG Coordinator.

**9.3 APPROVE CLAIM FOR SANITARY SEWER DAMAGES AT 3102 W. CHEROKEE, ENID, OKLAHOMA, AS PART OF THE 2014 SANITARY SEWER DAMAGE AND BACKFLOW PREVENTION COST PARTICIPATION, PROJECT NO. S-1406A.**

**BACKGROUND:** The City of Enid Municipal Code 2-6E (F) (3) allows residents the opportunity to file for assistance in the case of sanitary sewer damages to private property. When damages are a result of failure in the public system that cannot be reasonably solved by maintenance, and are not covered by insurance, the resident can apply for 50 percent of the total cost for repairs and installation of a backflow preventer.

Amanda Fields, resident at 3102 W. Cherokee, reported damages caused by a sanitary sewer back-up on July 30, 2013. She submitted a Tort Claim to Oklahoma Municipal Assurance Group (OMAG) on August 9, 2013, which was denied on September 17, 2013.

On September 24, 2013, Ms. Fields submitted an application for the Sanitary Sewer Damage and Backflow Prevention Cost Participation Program, supporting documentation, proof of backflow preventer to be installed, and a claim in the amount of \$2,328.09.

After review of the plans, inspection videos, and maintenance of the system, the resident's claim is found in order. This item is presented for payment of 50 percent of the total cost, \$1,164.05.

**2013-2014 BUDGETED ITEM:** Yes.

**FUNDING SOURCE:** Sanitary Sewer Capital Improvement Fund.

**ATTACHMENTS:** None. Application for Sanitary Sewer Damage and Backflow Prevention Cost Participation is on file in the Office of the City Clerk.

**RECOMMENDATION:** Approve Application and Claim in the amount of \$1,164.05.

**PRESENTER:** Robert Hitt, P.E., City Engineer.

- 9.4 ACCEPT THE OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY (ODEQ) CONSTRUCTION PERMIT FOR WATERLINE EXTENSION FROM 1400 TO 1900 BLOCK OF WEST RUPE AVENUE, PROJECT NO. W-1401A.

**BACKGROUND:** ODEQ approved a permit to construct 2,253 linear feet of 10-inch waterline, and 360 linear feet of 12-inch waterline from the 1400 to 1900 block of West Rupe Avenue. The water line will connect the Meadowlake water tower to the Vance Air Force Base water supply line.

After acceptance, Permit No. WL000024130813, will be recorded as permanent record.

**2013-2014 BUDGETED ITEM:** Not applicable.

**FUNDING SOURCE:** Not applicable.

**ATTACHMENTS:** None. Permit is on file in the Office of the City Clerk.

**RECOMMENDATION:** Accept ODEQ Permit.

**PRESENTER:** Christopher Gdanski, Director of Engineering.

- 9.5 AWARD AND EXECUTE MEMORANDUM OF UNDERSTANDING FOR SERVICES BETWEEN THE CITY OF ENID COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND CODE ENFORCEMENT AND PARKS DEPARTMENT TO ADMINISTER THE B-13-40-0006 GRANT FUNDED ACTIVITIES.

**BACKGROUND:** The City of Enid, as an entitlement community for receipt of CDBG funding, received a 2013 allocation of \$454,097.00. Funding allocations were appropriated to the Code Enforcement Department in the amount of \$28,680.00 to assist with demolition of

qualified households. The Parks Department was awarded \$101,302.00 in reallocated funds from the Champlin Pool project that could not be completed. Instead, the Parks Department will make improvements to neighborhood parks in qualified census tracts. Funding was approved for each activity by the commission on April 16, 2013, as part of the FY 2013 Community Development Block Grant (CDBG) funding process. These agencies and the funded activities further the goals of the City of Enid as submitted in the 5-year consolidated plan to address decent housing, redevelopment activities, and assist in the enhancement of public/social service activities.

**2013-2014 BUDGETED ITEM:** Yes.

**FUNDING SOURCE:** HUD/CDBG Fund.

**ATTACHMENT:** MOU's are on file in the Office of the City Clerk.

**RECOMMENDATION:** Approve award of contract.

**PRESENTER:** Stephanie Carr, CDBG Coordinator.

**9.7 APPROVAL OF CLAIMS IN THE AMOUNT OF \$2,576,368.60.**

**ATTACHMENTS:** List of claims.

**10. RECESS TO CONVENE AS THE ENID MUNICIPAL AUTHORITY.**

**11. TRUSTEES OF THE ENID MUNICIPAL AUTHORITY REGULAR MEETING.**

**12. ENID MUNICIPAL AUTHORITY REGULAR MEETING.**

**12.1 CONSIDER THE APPROVAL AND EXECUTION OF A RESOLUTION RATIFYING THE MASTER DEVELOPMENT AGREEMENT BETWEEN THE CITY OF ENID AND LODGEWELL DEVELOPMENT, LLC AND THE REAL ESTATE CONTRACT AND LEASE AGREEMENT BETWEEN THE CITY OF ENID AND ENID HOTEL 1, LLC AND AUTHORIZE THE CHAIRMAN OF THE ENID MUNICIPAL AUTHORITY TO SIGN ALL DOCUMENTS NECESSARY FOR THE CLOSING WITH LODGEWELL, LLC AND/OR ENID HOTEL 1, LLC.**

**BACKGROUND:** This is a companion to Item 8.16. The City entered into a Master Development Agreement with LodgeWell on February 21, 2013. The City entered into a Real Estate Contract and Lease Agreement with Enid Hotel 1, LLC, on March 19, 2013. This resolution by the Enid Municipal Authority ratifies the contracts already executed by the City and authorizes the Chairman of the Enid Municipal Authority to execute

all documents necessary to complete the transactions identified in the contracts and close with LodgeWell, LLC and/or Enid Hotel 1, LLC.

**2013-2014 BUDGETED ITEM:** Not applicable.

**FUNDING SOURCE:** Not applicable.

**ATTACHMENTS:** Resolution.

**RECOMMENDATION:** Approve Resolution.

**PRESENTER:** Andrea Chism, City Attorney.

**12.2 CONSIDER A CONTRACT WITH JAMES AND DIANNE FRANTZ, AND KURT AND IVANA FRANTZ, TO ACQUIRE WATER RIGHTS, PROJECT NO. W-1304A.**

**BACKGROUND:** Acquiring additional water rights is essential to support demand as Enid continues to develop. As part of the water rights acquisition program, test wells were drilled on the Frantz's property and two (2) sites were identified for placement of production wells.

The Frantz 400 acre tract is located on the northwest boundary of the Cleo Springs well field in the South Half of Southeast Quarter (SE/4) of Section 34, the West Half of the Section 34, all in Township 23 North and Range 13 West.

This item is presented for approval of a contract to acquire 400 acres of water rights in the amount of \$260,000.00.

**2013-2014 BUDGETED ITEM:** Yes.

**FUNDING SOURCE:** Water Capital Improvement Fund.

**ATTACHMENTS:** None. Contract is on file in the Office of the City Clerk.

**RECOMMENDATION:** Approve contract to acquire water rights and authorize the payment in amount of \$260,000.00.

**PRESENTER:** Christopher Gdanski, Director of Engineering.

**12.3 CONSIDER A RESOLUTION INCREASING THE 2013-2014 FISCAL FINANCIAL PLAN FOR THE ENID MUNICIPAL AUTHORITY IN THE AMOUNT OF \$13,600.00.**

**BACKGROUND:** This is a companion to Items 8.17, and 8.18.

**2013-2014 BUDGETED ITEM:** No. This item increases the EMA fiscal financial plan.

**FUNDING SOURCE:** 1% Sales Tax Revenue.

**ATTACHMENTS:** Resolution.

**RECOMMENDATION:** Approve Resolution.

**PRESENTER:** Jerald R Gilbert, Chief Financial Officer.

12.4 APPROVAL OF CLAIMS IN THE AMOUNT OF \$1,224.00.

**ATTACHMENTS:** List of claims.

13. ADJOURN TO CONVENE AS THE ENID ECONOMIC DEVELOPMENT AUTHORITY.

14. TRUSTEES OF THE ENID ECONOMIC DEVELOPMENT AUTHORITY REGULAR MEETING.

15. ENID ECONOMIC DEVELOPMENT AUTHORITY REGULAR MEETING.

15.1 APPROVAL OF CLAIMS IN THE AMOUNT OF \$4,417.56.

**ATTACHMENTS:** List of claims.

16. ADJOURN TO RECONVENE AS THE ENID CITY COMMISSION.

17. PUBLIC DISCUSSION.

18. CONSIDER CONVENING INTO EXECUTIVE SESSION TO DISCUSS ECONOMIC DEVELOPMENT AND TO RECONVENE INTO REGULAR SESSION TO TAKE ANY NECESSARY ACTION.

**BACKGROUND:** The City Attorney recommends the Mayor and Board of Commissioners go into Executive Session pursuant to 25 Okla. Stat. §307(C)(10), to discuss "matters pertaining to economic development, including the transfer of property, financing, or the creation of a proposal to entice a business to remain or to locate within their jurisdiction" because public disclosure would violate the confidentiality of the businesses involved. Upon conclusion of the Executive Session, the Commission will reconvene into Regular Session to take any necessary action.

19. ADJOURN.

MINUTES OF REGULAR MEETING OF  
MAYOR AND BOARD OF COMMISSIONERS OF THE CITY OF ENID, OKLAHOMA,  
TRUSTEES OF THE ENID MUNICIPAL AUTHORITY, A PUBLIC TRUST, AND  
TRUSTEES OF THE ENID ECONOMIC DEVELOPMENT AUTHORITY, A PUBLIC TRUST  
HELD ON THE 5TH DAY OF NOVEMBER 2013

The Mayor and Board of Commissioners of the City of Enid, County of Garfield, State of Oklahoma, the Trustees of the Enid Municipal Authority, a Public Trust, and the Trustees of the Enid Economic Development Authority, a Public Trust, met in regular meeting in the Council Chambers of the Administration Building of the City of Enid, located at 401 West Owen K. Garriott Road in said city, at 6:30 P.M. on the 5th day of November 2013, pursuant to notice given by December 15, 2012 to the Clerk of the City of Enid, and pursuant to notice thereof displayed at the entrance to the Administration Building of said city, in prominent view and which notice was posted prior to 5:00 P.M. on the 4th day of November 2013.

-MAYOR AND BOARD OF COMMISSIONERS-

Mayor Shewey called the meeting to order with the following members present and absent:

PRESENT: Commissioners Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser and Mayor Shewey.

ABSENT: None.

Staff present were City Manager Eric Benson, Assistant City Manager Joan Riley, City Attorney Andrea Chism, City Clerk Linda Parks, Director of Engineering Services Chris Gdanski, Planning Administrator Chris Bauer, Fire Chief Joe Jackson, Director of Marketing and Public Relations Steve Kime, Director of Long Range Planning Whitney Box, Safety Director Billy McBride, Director of Aviation Dan Ohnesorge, and Ex-Officio Member Col. Darren James.

\*\*\*\*\*

Pastor Carrell Still from Willow Road Christian Church gave the Invocation, and Capt. Bryan Skaggs led the Flag Salute.

\*\*\*\*\*

Motion was made by Commissioner Janzen and seconded by Commissioner Stuber to approve the minutes of the regular Commission meeting of October 15, 2013, and the special meeting of October 22, 2013, and the vote was as follows:

AYE: Commissioners Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser and Mayor Shewey.

NAY: None.

\*\*\*\*\*

A hearing was held regarding an appeal filed by Mr. Dustin Robertson, an employee of Easy Wireless, regarding the denial of a solicitor's certificate of registration submitted by him, and denied by the Enid Police Department.

Opening comments were made by City Attorney Andrea Chism who explained that Pursuant to Title 3, Chapter 11, Section 3-11-3(12) of the Enid Municipal Code, 2003, no registration shall be issued to any person who has been convicted of a felony or to anyone who has been convicted of a misdemeanor other than traffic offenses. She advised commissioners that Mr. Robertson had submitted a solicitor's application that was denied by the Police Department, based on a misdemeanor arrest and deferred sentence for criminal mischief for destroying personal property in Pampa, Texas. She stated that for some purposes, a deferred sentence was considered a conviction, and for some purposes, it was not, noting that this was purposely left open in the ordinance so that the City Commission could conduct hearings when certificates of registration were denied and the applicant appealed.

Captain Kevin Morris of the Enid Police Department addressed the Commission. He stated that he had denied Mr. Robertson's application after running a criminal history and finding that he had a criminal mischief arrest out of Texas. He went on to say that the application had stated the charge had been expunged, but after visiting with Mr. Robertson, found that he had taken no legal stance to have the

charge expunged from his record. He also stated that an additional reason for the denial was that no bond had been filed with the application.

Mr. Robertson stated that he apparently had filled out the application incorrectly. He stated that he was told by the judge and his probationary officer that after completing his probationary period and paying off all fines, the criminal mischief charge would already be expunged, and all that would show on his record would be an arrest with no conviction. He stated he was unaware that the charge had not been expunged until he applied for the solicitor's permit. He asked that the Commission approve his appeal so that the application could be approved.

Ms. Chism stated that no action could be taken at this meeting, in that she did not put action on the agenda. She added that this was just a public hearing to gauge and get a consensus of the Commission's thoughts regarding the issue.

Commissioner Ezzell stated that he hated to keep Mr. Robertson from working, and would like to go ahead and approve the appeal. He asked if the issue could be brought back for consideration at the next Commission meeting.

Ms. Chism responded that it would be placed on the next Commission agenda for consideration. She stated that Mr. Robertson would still have to post a bond with the County before he could work, but added that he could reapply with the correct information and see if that application could be approved, which would not require him to wait an additional two (2) weeks for Commission approval.

Commissioner Vanhooser asked if there was a provision in the ordinance or the application process to determine if a business was reputable, and asked how that would come into play in terms of denying applications.

Ms. Chism stated that checks on businesses were conducted through the Better Business Bureau. She added that business licenses had to be approved prior to applications for individual solicitors working for those businesses being approved.



There being no further comments, the hearing concluded.

\*\*\*\*\*

Discussion was held regarding a contract award for Project No. W-1407A, Water Line Maintenance Program. It was noted that two (2) bids were received, with the lowest responsible bid submitted by Goins Enterprises, Inc., Joplin, Missouri, in the amount of \$67,200.00.

A brief presentation regarding the purpose of the program was made by Deputy Director of Public Works Rob Camp. He explained that due to water line failures occurring at a higher than normal rate, the program would address water line repairs and water maintenance issues faster, and provide unit pricing for future repairs when needed.

Following further discussion, motion was made by Commissioner Ezzell and seconded by Commissioner Wilson to award said contract to Goins Enterprises, Inc. in the amount of \$67,200.00, and authorize the Mayor to execute all contract documents after review by the City Attorney, and the vote was as follows:

AYE: Commissioners Janzen, Stuber, Ezzell, Timm, Wilson and Mayor Shewey.

NAY: Commissioner Vanhooser.

\*\*\*\*\*

Discussion was held regarding the purchase of an additional 0.87 acres of land from Mr. Jerry Holding in the amount of \$10,000.00, located at the approach end of Runway 35 at Enid Woodring Regional Airport to facilitate the extension of the runway to the south.

Airport Director Dan Ohnesorge explained that in July 2013, 34.4 acres of land had been purchased at the approach end of Runway 35 to comply with required clearance and the re-route of Southgate Road. He stated that since that time, a high pressure gas line, that was not identified when the utility locate was requested prior to the engineer's survey, was found, and the owner, Mustang Gas Company, would not agree to the planned road construction due to the location of the line. He went on to say that the estimated cost to relocate the gas line would exceed \$277,000.00, resulting in a decision by

staff and the engineer to relocate the road slightly to the southeast. He stated that the relocation would require the purchase of the additional land from Mr. Holding, and advised commissioners that after discussions with the engineer, they had agreed to share the \$10,000.00 cost for the additional land, which would be deducted from their fee for that portion of the project.

Motion was made by Commissioner Janzen and seconded by Commissioner Ezzell to approve the purchase of said property from Mr. Holding in the amount of \$10,000.00.

Commissioner Stuber asked that the motion be amended to include that Cobb Engineering would share the cost of the additional property in the amount of \$5,000.00.

Commissioner Janzen amended his motion to approve the purchase of said property from Mr. Holding in the amount of \$10,000.00, and that Cobb Engineering would share the cost of the additional property in the amount of \$5,000.00.

Commissioner Ezzell seconded the motion, and the vote was as follows:

AYE: Commissioners Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser and Mayor Shewey.

NAY: None.

\*\*\*\*\*

Brief discussion was held regarding a resolution amending the 2013-2014 Enid Event Center and Convention Hall Fund Budget by appropriating additional funds in the amount of \$237,147.04 to fund needs identified to complete the FF&E for the Event Center. It was noted that the FF&E needs included basketball flooring, concession items, and janitorial supplies necessary to support the increased usage of the Event Center.

Commissioner Janzen asked if these items had already been purchased, and if a breakdown of the actual costs could be provided commissioners.

Following further discussion, motion was made by Commissioner Stuber and seconded by Commissioner Wilson to approve said resolution as presented, and the vote was as follows:

AYE: Commissioners Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser and Mayor Shewey.

NAY: None.

(Copy Resolution)

\*\*\*\*\*

Motion was made by Commissioner Vanhooser and seconded by Commissioner Stuber to approve Amendment No. 2 with Tetra Tech, Inc., for Project No. R-1311A, Design of the Cleveland Street and Chestnut Avenue Intersection, which will extend the roadway design on Cleveland Street from Chestnut Avenue north an additional one-half mile, at an additional cost of \$190,525.00, and the vote was as follows:

AYE: Commissioners Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser and Mayor Shewey.

NAY: None.

\*\*\*\*\*

Motion was made by Commissioner Janzen and seconded by Commissioner Vanhooser to approve Amendment No. 1 to the agreement with Wiggins Auctioneers, LLC, for Project No. W-1304A, Water Rights Acquisition Services, at a cost not to exceed the amount remaining on the original contract of \$250,000.00, and the vote was as follows:

AYE: Commissioners Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser and Mayor Shewey.

NAY: None.

\*\*\*\*\*

Mayor Shewey presented Item 8.6, Consider Acceptance Of Portions Of The 2012 Local Street Program, Project No. R-1201A, Completed By Rick Lorenz Construction, Inc., Enid, Oklahoma.

Point of order was called by Commissioner Vanhooser. He asked why this item, and Item 8.7, Consider Accepting A Project With W. L. McNatt & Company, Oklahoma City, Oklahoma, For The Enid Renaissance Renovation Of Convention Hall, Project No. M-1109F, were not considered under the list of Consent Items.

City Manager Eric Benson explained that this item had not been placed under the list of Consent Items to allow staff to inform the Commission and listening audience as to number of street improvements that had been completed by the City of Enid this year.

Following a presentation by City Engineer Robert Hitt regarding street improvements completed this year, motion was made by Commissioner Wilson and seconded by Commissioner Janzen to accept the portions of work completed by the contractor, Rick Lorenz Construction, Inc., in Project No. R-1201A, 2012 Local Street Program, and the vote was as follows:

AYE: Commissioners Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser and Mayor Shewey.

NAY: None.

\*\*\*\*\*

Discussion was held regarding acceptance of Project No. M-1109F, Renovation of Convention Hall, completed by the contractor, W. L. McNatt & Company.

Mr. Tom White, Program Manager from Carter and Associates, Inc. spoke regarding the project. He stated that based on a review by City staff, the architectural firms, and Carter and Associates, Inc., the scope of work designed and budgeted for this project was complete, and ready for Commission acceptance.

Commissioner Janzen stated that over a year ago he had made recommendations regarding some of the work completed that was not up to standard, specifically the wall finish in the upstairs ballroom, and that he had repeatedly been promised that before the project was accepted, the work would be done right. He stated that nothing had been done, and he would not vote to approve the project until the contractor had corrected what they said they would do.

Mr. Benson responded, stating that he agreed that the work was not up to Commissioner Janzen's satisfaction, and that at some point in the future, those issues would have to be addressed. However, he went on to say that the contractor had done what they felt the contract required them to do, and within the scope and budget authorized.

Following further discussion, motion was made by Commissioner Stuber to accept the project.

Motion was seconded by Commissioner Wilson, and the vote was as follows:

AYE: Commissioners Stuber, Ezzell, Wilson and Mayor Shewey.

NAY: Commissioners Janzen, Timm and Vanhooser.

\*\*\*\*\*

Brief discussion was held regarding a resolution amending the 2013-2014 Enid Police Department Budget by appropriating additional funds in the amount of \$72,210.00 to increase 2013-2014 appropriated amounts for the Police Department from \$80,000.00 to \$152,210.00, for construction of a parking garage.

Motion was made by Commissioner Vanhooser and seconded by Commissioner Stuber to approve said resolution as presented, and the vote was as follows:

AYE: Commissioners Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser and Mayor Shewey.

NAY: None.

(Copy Resolution)

\*\*\*\*\*

Motion was made by Commissioner Vanhooser and seconded by Commissioner Stuber to award a contract for Project No. M-1406A, Parking Garage for the Enid Police Department, to the lowest responsible bidder, Henson Construction Company, Enid, Oklahoma, in the amount of \$152,210.00, and authorize the Mayor to execute all contract documents after review by the City Attorney, and the vote was as follows:

AYE: Commissioners Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser and Mayor Shewey.

NAY: None.

\*\*\*\*\*

Discussion was held regarding a request by Commissioner Vanhooser to approve funding in the amount of \$100,000.00 to construct a sidewalk on the north side of Willow Road between Prairie View

School and Mt. Vernon Road, and direct City staff to draw said funding from projects currently budgeted in the 2013-2014 Fiscal Year Budget.

Mr. Benson stated that this number was appropriate for the amount of sidewalk that would be constructed. He stated that he had approached the School Board to share the cost of the project, but to date had not received a commitment. However, he went on to say that they understood the requirement for this, and felt that they would.

Two (2) options were presented to fund the project, those being the Trail budget, and the Water Rights Acquisition budget. Mr. Benson recommended that funding be drawn from the Water Rights Acquisition budget in that he did not feel the entire amount budgeted for that project would be utilized in the current fiscal year.

Motion was made by Commissioner Wilson to approve the request of Commissioner Vanhooser to approve funding in the amount of \$100,000.00 to construct a sidewalk on the north side of Willow Road between Prairie View School and Mt. Vernon Road, and direct City staff to draw said funding from projects currently budgeted in the 2013-2014 Fiscal Year Budget.

Motion was seconded by Commissioner Vanhooser.

Following further discussion, the vote was taken as follows:

AYE: Commissioners Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser and Mayor Shewey.

NAY: None.

\*\*\*\*\*

Discussion was held regarding a request by Commissioner Ezzell to direct the City Attorney to amend the City's current ordinance regulating the use of motorized boats on City lakes, the latter to be considered at the next regularly scheduled Commission meeting.

Mr. Benson stated that for the record, this item had been at the request of Commissioner Wilson, rather than Commissioner Ezzell.

Commissioner Wilson stated that at a prior study session, commissioners had discussed the use of non-motorized boats at all of the City's park lakes, specifically Government Springs, Meadowlake, and the water works.

Ms. Chism stated that she had drafted an ordinance whereby only non-motorized boats could be operated on City-operated reservations. This would not include the water works, which would only allow the testing of motor boats at that body of water, unless changed by the Commission.

Discussion followed regarding safety restrictions, enforcement, and liability issues.

Mr. Benson stated that he wanted to identify for the record that the current ordinance had been in place for many years for a reason. He stated that while he did not disagree with the desire to upgrade the City's recreational opportunities, there were considerable liabilities involved, and the City would incur a substantial liability if approved

Following further discussion, motion was made by Commissioner Ezzell to bring back an ordinance within the next two (2) meetings, regulating the use of non-motorized boats on City lakes, with some reasonable restriction.

Motion was seconded by Commissioner Wilson, and the vote was as follows:

AYE: Commissioners Janzen, Stuber, Ezzell, Timm, Wilson and Vanhooser.

NAY: Mayor Shewey.

\*\*\*\*\*

Discussion was held regarding a request by Commissioner Stuber to create an ordinance implementing an Arts In Public Places Program.

Commissioner Stuber stated that this item, discussed at a prior study session, would incentivize art through public/private partnerships and/or a percentage based on construction costs of public improvement projects. He stated that the ordinance would create a committee to decide the works of art, with commissioners having the final say. He recommended that \$20 to \$25,000.00 be funded in the

current fiscal year budget so that progress could begin in the downtown area, and that additional funding be budgeted in the following fiscal years.

Following further discussion, motion was made by Commissioner Stuber to create an ordinance implementing an Arts In Public Places Program, to incentivize art through public/private partnerships and/or a percentage based on construction costs of public improvement projects, to be considered at the next regularly scheduled Commission meeting.

Motion was seconded by Commissioner Ezzell, and the vote was as follows:

AYE: Commissioners Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser and Mayor Shewey.

NAY: None.

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Commissioner Ezzell requested that Item 9.6, Approve And Execute An Amendment to The Agreements With Lodgewell, LLC, And Enid Hotel 1, LLC, To Extend The Closing Date Under Those Agreements, be removed from the list of Consent Items.

Commissioner Vanhooser requested that Item 9.2, Award And Execute A Contract To American Demolition, Tulsa, Oklahoma, For The Demolition Of The Cherokee Strip Conference Center, Project No. M-1407A, And Authorize The Mayor To Execute All Contract Documents After Review By The City Attorney, be removed from the list of Consent Items.

Motion was made by Commissioner Ezzell and seconded by Commissioner Vanhooser to approve staff recommendations on the remainder of the Consent Items as listed, and the vote was as follows:

AYE: Commissioners Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser and Mayor Shewey.

NAY: None.

- (1) Approval of request for release of Community Development Block Grant funds in the amount of \$454,097.00, and certification to the U.S. Department of Housing and Urban Development;
- (2) Approval of purchase of two (2) 1-Ton 4x4 Regular Cab Pickup Trucks, and two (2) ½-Ton 4x4 Regular Cab Pickup Trucks for the Public Works Division, from Bill Knight



Ford, Tulsa, Oklahoma, in the amount of \$90,948.00, in compliance with State Contract No. SW035;

- (3) Approval of Change Order No. 2 with Henson Construction Company for Project No. M-1215, Enid Renaissance Parking Facilities, which will deduct \$273,291.66 for actual units delivered due to the redesign of the main parking lot, for a total revised contract amount of \$2,122,318.34; and acceptance of said project as completed by the contractor;
- (4) Approval of agreement with the United States Department of the Interior, Geological Survey, for stream monitoring of Skeleton Creek located southeast of the City of Enid and downstream of the Koch Nitrogen Company plant, at a cost of \$19,500.00;

and

- (5) Allowance of the following claims for payment as listed:

(List Claims)

\*\*\*\*\*

Discussion was held regarding Item 9.2, Award And Execute A Contract To American Demolition, Tulsa, Oklahoma, For The Demolition Of The Cherokee Strip Conference Center, Project No. M-1407A, And Authorize The Mayor To Execute All Contract Documents After Review By The City Attorney. It was noted that eight (8) bids had been received for said project, with only (2) bids meeting the 30 calendar day specification to complete the demolition. It was further noted that of those two (2) bids, the low bid was submitted by American Demolition, Tulsa, Oklahoma, in the amount of \$150,550.00, with 28 calendar days to complete the demolition.

Motion was made by Commissioner Vanhooser and seconded by Commissioner Stuber to award said contract to the low bidder meeting specifications, American Demolition, Tulsa, Oklahoma, in the amount of \$150,550.00, and authorize the Mayor to execute all contract documents after review by the City Attorney.

Commissioner Ezzell stated that he was not happy the City was demolishing the building before the property was closed.

Commissioner Vanhooser stated that even if Lodgewell did not close, there would never be a hotel or any other item on that corner without demolishing that building, and that it did not make sense to preserve the building at this point.

The vote was taken as follows:

AYE: Commissioners Janzen, Stuber, Timm, Vanhooser and Mayor Shewey.

NAY: Commissioners Ezzell and Wilson.

\*\*\*\*\*

Discussion was held on Item 9.6, Approve And Execute An Amendment to The Agreements With Lodgewell, LLC, And Enid Hotel 1, LLC, To Extend The Closing Date Under Those Agreements.

Motion was made by Commissioner Ezzell to approve the amendment, but shorten the closing date from ninety (90) days to thirty (30) days after the final survey and title work were received by the City.

Following further discussion, Commissioner Ezzell reiterated his motion to approve the amendment to the agreements with Lodgewell, LLC, and Enid Hotel 1, LLC, to extend the closing date under those agreements to thirty (30) days rather than ninety (90) days after the final survey and title work were received by the City.

Motion was seconded by Commissioner Stuber, and the vote was as follows:

AYE: Commissioners Stuber, Ezzell, Timm, Wilson, Vanhooser and Mayor Shewey.

NAY: Commissioner Janzen.

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Mayor Shewey recessed the meeting to convene as the Enid Municipal Authority.

- TRUSTEES OF THE ENID MUNICIPAL AUTHORITY -

PRESENT: Trustees Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser, Chairman Shewey, Trust Manager Eric Benson, Trust Attorney Andrea Chism, and Secretary Linda Parks.

ABSENT: None.

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Motion was made by Trustee Stuber and seconded by Trustee Ezzell to approve a resolution increasing the 2013-2014 Fiscal Financial Plan for the Enid Municipal Authority in the amount of \$304,200.00. It was noted that this resolution was related to the budget amendment for the Sanitary Sewer Capital Improvement Budget approved on October 15, 2013 to fund needed improvements at the Wastewater Reclamation Facility.

The vote was taken as follows:

AYE: Trustees Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser and Mayor Shewey.

NAY: None.

(Copy Resolution)

\*\*\*\*\*

Motion was made by Trustee Stuber and seconded by Trustee Janzen to allow the following claims for payment as listed, and the vote was as follows:

AYE: Trustees Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser and Chairman Shewey.

NAY: None.

(List Claims)

\*\*\*\*\*

Chairman Shewey adjourned the meeting to convene as the Enid Economic Authority.

-TRUSTEES OF THE ENID ECONOMIC DEVELOPMENT AUTHORITY-

PRESENT: Trustees Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser, Chairman Shewey, General Manager Eric Benson, Trust Attorney Andrea Chism, and Secretary Linda Parks.

ABSENT: None.

\*\*\*\*\*

Motion was made by Trustee Ezzell and seconded by Trustee Stuber to allow the following claims for payment as listed, and the vote was as follows:

AYE: Trustees Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser and Chairman Shewey.

NAY: None.

(List Claims)

\*\*\*\*\*

Chairman Shewey adjourned the meeting to reconvene as the Enid City Commission.

- MAYOR AND BOARD OF COMMISSIONERS-

There being no further business to come before the Board at this time, motion was made by Commissioner Stuber and seconded by Commissioner Wilson that the meeting adjourn, and the vote was as follows:

AYE: Commissioners Janzen, Stuber, Ezzell, Timm, Wilson, Vanhooser and Mayor Shewey.

NAY: None.

The meeting adjourned at 7:50 P.M.

ORDINANCE NO. 2013-\_\_\_\_\_

AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 7, ENTITLED "PUBLIC WAYS AND PROPERTY," CHAPTER 3, ENTITLED "FISHING, LAKE USE AND WILDLIFE MANAGEMENT," SECTION 7-3-6, ENTITLED "BOATS AND FLOTATION DEVICES," TO ALLOW NON-MOTORIZED BOATS ON CITY RESERVATIONS LAKES; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY AND CODIFICATION.

ORDINANCE

BE IT ORDAINED BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE CITY OF ENID, OKLAHOMA:

Section I: Title 7, Chapter 3, Section 7-3-6 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**7-3-6: BOATS AND FLOTATION DEVICES:**

~~A. A.~~ Operation Of Boats: ~~It shall be unlawful for any person to~~ Non-motorized boats only may be operated ~~a boat on any the~~ city operated reservations at Crosslin Park, Government Springs Park and Meadowlake Park, ~~except at the city operated reservation located at the city service center.~~

~~a. No person under the age of 12 may operate any craft on city operated reservations. They may be a passenger of someone aged 16 or older with parent/guardian permission.~~

~~1. Boats must be less than 14 feet in length.~~

~~2. Safety requirements:~~

~~a. Personal flotation device or PFD (life jacket):~~

~~i. All boats must carry one wearable USCG-approved PFD for each person on board.~~

~~ii. All passengers 12 years and younger on boats must wear a United States Coast Guard-approved PFD whenever the vessel is underway.~~

~~iii. Life jackets must:~~

~~1. be United States Coast Guard (USCG) approved~~

~~2. be in good and serviceable condition, and~~

~~3. must be of suitable size for the intended person, and approved for the activity.~~

~~3. Boating hours are from sunrise to sundown. At no point shall anyone operate an approved craft on city operated reservations outside of daylight hours.~~

B. Fishing From Floats: It shall be unlawful for any person to fish from a fisherman's float in any city operated reservation. (1994 Code § 24-105)

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C. Violations:

1. A violation of any section listed above is subject to a fine of up to \$100.00 plus costs for each violation.

2. Any person convicted of a violation shall be trespassed from boating on city operated reservations.

Section II: Repealer. All ordinances or parts thereof, which are inconsistent with this ordinance, are hereby repealed.

Section III: Savings Clause. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceedings now pending in any court, or any rights acquired or liability incurred, nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section IV: Severability. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall, for any reason, be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Commission of the City of Enid that this section of the Enid Municipal Code would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part not been included.

Section V: Codification. This ordinance shall be codified as Title 7, Chapter 3, Section 7-3-6 of the Enid Municipal Code, 2003.

PASSED AND APPROVED by the Mayor and Board of Commissioners of the City of Enid, Oklahoma, on this 5th day of November, 2013.

CITY OF ENID, OKLAHOMA

\_\_\_\_\_  
William E. Shewey, Mayor

(SEAL)

ATTEST:

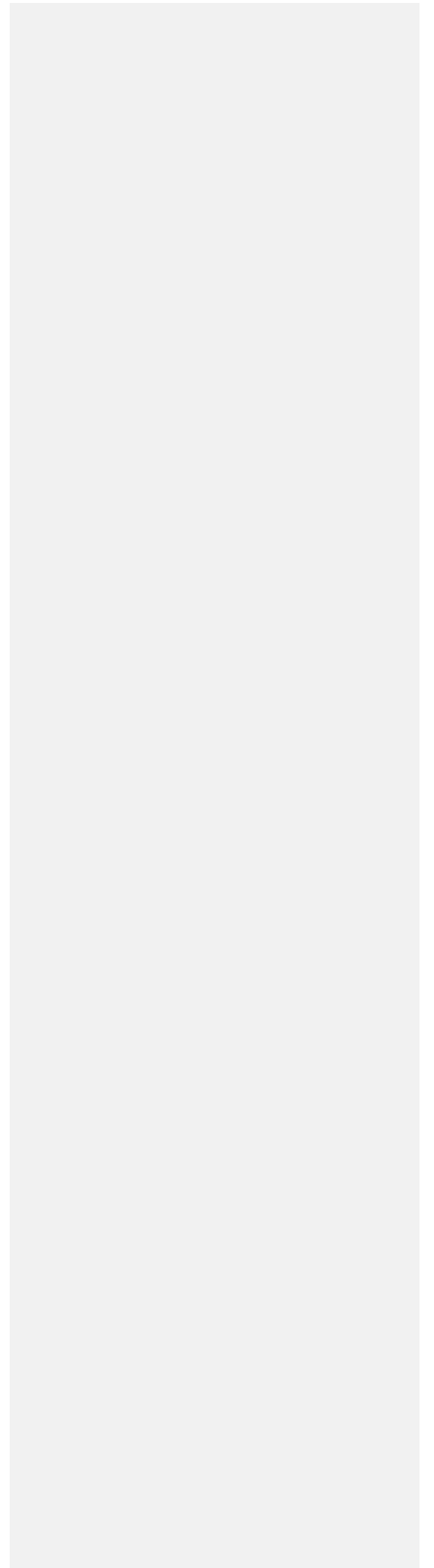
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City Clerk, Linda Parks

Approved as to Form and Legality:

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Andrea L. Chism, City Attorney



**RESOLUTION DECLARING THE PUBLIC NECESSITY FOR ACQUIRING ALL RIGHTS, TITLE, AND INTEREST IN FEE SIMPLE IN CERTAIN REAL PROPERTY IN THE CITY OF ENID FOR THE PURPOSE OF WIDENING WILLOW ROAD TO FOUR LANES; AND AUTHORIZING, INSTRUCTING AND DIRECTING THE CITY ATTORNEY TO COMMENCE CONDEMNATION PROCEEDINGS.**

**RESOLUTION**

**WHEREAS**, the plans for the “Willow Road Widening Project” have been motion for several years in an effort to widen Willow Road from two lanes to four lanes; and,

**WHEREAS**, it is deemed a public necessity for the City of Enid to acquire all rights, title, and interest in fee simple to certain real property located in the City of Enid, Garfield County, Oklahoma, more particularly described as follows:

Parcel 11: The South Seventeen (17) feet of Lot Twenty-two (22), Block One (1), Woodlands Subdivision of Garfield County, State of Oklahoma, lying in the Southeast Quarter (SE/4) of Section 35, Township 23 North, Range 7 West of the Indian Meridian, Garfield County, Oklahoma, according to the plat recorded in Book 7, Page 57, in the office of the Garfield County Court Clerk.

Said described tract contains 5,115 square feet or 0.12 acres, more or less.

for the purposes set forth above and uses incidental thereto, pursuant to the right of eminent domain as set out in 11 O. S. § 22-104, Title 27 of the Oklahoma Statutes, and 66 O.S. § 51 *et seq.*; and,

**WHEREAS**, the City of Enid has endeavored to purchase and acquire all rights, title and interest in fee simple to said real property by offering reasonable and just market value compensation to the owner of said real property; and,

**WHEREAS**, the owner of said property has declined to grant, sell or convey said property to the City of Enid; and,

**WHEREAS**, it has become necessary to institute condemnation proceedings to acquire fee simple title to said land and to compensate the owner adequately therefore.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Commissioners of the City of Enid, that the City of Enid, pursuant to its right of eminent domain, shall take immediate steps to condemn and acquire fee simple title to said real property for the purposes set forth above.

**BE IT FURTHER RESOLVED** that the City Attorney of the City of Enid is hereby authorized, instructed and directed to institute condemnation proceedings against the owner of



said property and condemn said described property under the right of eminent domain for said purposes; and to take such further legal steps for proceedings as may, in her judgment, be proper to condemn said real property, acquire all rights, title and interest therein and acquire the immediate possession thereof.

**PASSED AND APPROVED** this 19th day of November, 2013.

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William E. Shewey, Mayor

(SEAL)

ATTEST:

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Linda Parks, City Clerk

Approved as to Form and Legality:

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Andrea L. Chism, City Attorney

**RESOLUTION DECLARING THE PUBLIC NECESSITY FOR ACQUIRING ALL RIGHTS, TITLE, AND INTEREST IN FEE SIMPLE IN CERTAIN REAL PROPERTY IN THE CITY OF ENID FOR THE PURPOSE OF WIDENING WILLOW ROAD TO FOUR LANES; AND AUTHORIZING, INSTRUCTING AND DIRECTING THE CITY ATTORNEY TO COMMENCE CONDEMNATION PROCEEDINGS.**

**RESOLUTION**

**WHEREAS**, the plans for the “Willow Road Widening Project” have been motion for several years in an effort to widen Willow Road from two lanes to four lanes; and,

**WHEREAS**, it is deemed a public necessity for the City of Enid to acquire all rights, title, and interest in fee simple to certain real property located in the City of Enid, Garfield County, Oklahoma, more particularly described as follows:

Parcel 8: A part of Lot Twenty-five (25), Block One (1), Woodlands Subdivision of Garfield County, Oklahoma; beginning at the Southeast Corner of said Lot 25; Thence South 89°50'01” West, along the south line of said Lot 25, a distance of 145.00 feet to the southwest corner of said Lot 25; Thence North 00°16'59” West, along the west line of said Lot 1, a distance of 42.00 feet; Thence South 45°13'29” East a distance of 35.39 feet to a point 17.00 feet north of the perpendicular to the south line of said Lot 25; Thence North 89°50'01” East, parallel with the south line of said Lot 25, a distance of 120.00 feet to a point on the east line of said Lot 25; Thence South 00°16'59” East, along said east line, a distance of 17.00 feet to the Point of Beginning.

Said described tract contains 2,777 square feet or 0.06 acres, more or less.

AND

Parcel 8.1: A part of Lot Twenty-five (25), Block One (1), Woodlands Subdivision of Garfield County, State of Oklahoma; commencing at the Southwest Corner of said Lot 25; Thence North 00°16'59” West, along the west line of said Lot 25, a distance of 17.00 feet; Thence North 89°50'01” East, a distance of 25.00 feet to the Point of Beginning; Thence North 00°16'50” West, a distance 15.00 feet; Thence North 89°50'01” East, parallel with the south line of said Lot 25, a distance of 50.00 feet; Thence South 00°16'50” East a distance of 15.00 feet; Thence South 89°50'01” West, parallel with the south line of said Lot 25, a distance of 50.00 feet to the Point of Beginning.

Said described tract contains 750 square feet or 0.02 acres, more or less.

for the purposes set forth above and uses incidental thereto, pursuant to the right of eminent domain as set out in 11 O. S. § 22-104, Title 27 of the Oklahoma Statutes, and 66 O.S. § 51 *et seq.*; and,

**WHEREAS**, the City of Enid has endeavored to purchase and acquire all rights, title and interest in fee simple to said real property by offering reasonable and just market value compensation to the owner of said real property; and,

**WHEREAS**, the owner of said property has declined to grant, sell or convey said property to the City of Enid; and,

**WHEREAS**, it has become necessary to institute condemnation proceedings to acquire fee simple title to said land and to compensate the owner adequately therefore.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Commissioners of the City of Enid, that the City of Enid, pursuant to its right of eminent domain, shall take immediate steps to condemn and acquire fee simple title to said real property for the purposes set forth above.

**BE IT FURTHER RESOLVED** that the City Attorney of the City of Enid is hereby authorized, instructed and directed to institute condemnation proceedings against the owner of said property and condemn said described property under the right of eminent domain for said purposes; and to take such further legal steps for proceedings as may, in her judgment, be proper to condemn said real property, acquire all rights, title and interest therein and acquire the immediate possession thereof.

**PASSED AND APPROVED** this 15th day of October, 2013.

\_\_\_\_\_  
William E. Shewey, Mayor

(SEAL)

ATTEST:

\_\_\_\_\_  
Linda Parks, City Clerk

Approved as to Form and Legality:

\_\_\_\_\_  
Andrea L. Chism, City Attorney

**RESOLUTION APPROVING THE ASSIGNMENT AND TRANSFER OF THE FRANCHISE PREVIOUSLY GRANTED TO OKLAHOMA NATURAL GAS COMPANY AND THE DISTRIBUTION SYSTEM INSTALLED, OPERATED AND MAINTAINED THEREUNDER.**

**RESOLUTION**

**WHEREAS**, by Ordinance No. 89-52 adopted on November 21, 1989, the City of Enid granted Oklahoma Natural Gas Company, which is a division of ONEOK, Inc., a franchise for the use of the streets and public ways of the City.; and,

**WHEREAS**, ONEOK, Inc.'s Board of Directions unanimously approved the separation of its natural gas distribution business into a new stand-alone, publicly traded company, ONE Gas, Inc.; and,

**WHEREAS**, the above described separation allows ONE Gas to efficiently allocate capital to continue to provide safe, reliable and efficient service to its customers; and,

**WHEREAS**, to effectuate the separation, ONEOK will assign all of its gas service and distribution franchises to ONE Gas, including ONG's gas distribution assets located in the City of Enid, and ONE Gas will assume and agree to perform ONEOK's obligations under the franchise; and,

**WHEREAS**, the City's franchise ordinance permits the assignment of the franchise and the transfer of ONG's distribution system installed, operated and maintained in the City of Enid by ONG upon the City's approval.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Commissioners of the City of Enid, that the City of Enid, pursuant to the ordinance concerning franchises within the City of Enid, hereby approves the assignment and transfer by Oklahoma Natural Gas, a division of ONEOK Inc., ("ONEOK"), to ONE Gas, Inc., an Oklahoma corporation ("ONE Gas"), of all of ONEOK's rights, title and interest in or to the franchise and all rights and privileges granted under Ordinance No. 89-52 enacted by the City of Enid on November 21, 1989, and accepted by ONEOK.

**BE IT FURTHER RESOLVED** that the distribution system installed, operated and maintained thereunder, is to be effective upon the closing of the transaction by which ONE Gas acquires certain assets and liabilities of ONEOK, including those relating to the franchise ordinance identified herein and assumes the obligations thereunder.

**PASSED AND APPROVED** this 19th day of November, 2013.

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William E. Shewey, Mayor

(SEAL)

ATTEST:

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Linda Parks, City Clerk

Approved as to Form and Legality:

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Andrea L. Chism, City Attorney

ORDINANCE NO. 2013-\_\_\_\_

AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY" CHAPTER 4, ENTITLED "ENHANCED 911 EMERGENCY TELEPHONE SERVICE," SECTION 5-4-3, ENTITLED "MISUSE OF 911 AND FALSE REPORTING OF AN EMERGENCY," TO OUTLINE THE PUNISHMENT FOR FALSE 911 CALLS WITHIN THE CITY OF ENID CITY LIMITS AND TO ALLOW THE ENID POLICE DEPARTMENT DISCRETION WHEN NECESSARY. FURTHER, TO UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.

ORDINANCE

BE IT ORDAINED BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE CITY OF ENID, OKLAHOMA:

Section I: That Title 5, Chapter 4, Section 5-4-3 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-4-3: MISUSE OF 911 AND FALSE REPORTING OF AN EMERGENCY:**

- A. Public Agency Defined: "Public agency" means any city, town, county, municipal corporation, public district, public trust, public authority or any other entity, public or private, located within this state which provides, has authority to provide, or is licensed to provide firefighting, law enforcement, ambulance, emergency medical or other emergency services.
- B. Misuse ~~Of~~ 911 ~~And~~ False Reporting ~~Of An~~ Emergency; Fines<sup>1</sup>:
1. Misuse ~~Of~~ 911: No person shall use the 911 system for any purpose other than to report an emergency. The offense of misuse of 911 shall be punishable by a fine not to exceed two hundred dollars (\$200.00) plus costs.
  2. False Reporting ~~Of An~~ Emergency: No person shall knowingly call the number 911 or contact a public agency to report an emergency when no such emergency exists. The offense of false reporting of an emergency shall be punishable by a fine not to exceed five hundred dollars (\$500.00) plus costs. (Ord. 2012-20, 9-6-2012)

**Footnotes** - Click any footnote link to go back to its reference.

Footnote 1: State law reference – False Reports of a Crime-Penalty, 21 OS § 589.

Section II: Repealer. All ordinances or parts thereof, which are inconsistent with this ordinance, are hereby repealed.

Section III: Savings Clause. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceedings now pending in any court, or any rights acquired or liability incurred, nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section IV: Severability. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall, for any reason, be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Commission of the City of Enid that this section of the Enid Municipal Code would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part not been included.

Section V: Codification. This ordinance shall be codified as Title 5, Chapter 4, Section 5-4-3 of the Enid Municipal Code, 2003.

PASSED AND APPROVED by the Mayor and Board of Commissioners of the City of Enid, Oklahoma, on this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

CITY OF ENID, OKLAHOMA

\_\_\_\_\_  
William E. Shewey, Mayor

(SEAL)

ATTEST:

\_\_\_\_\_  
City Clerk, Linda Parks

Approved as to Form and Legality:

\_\_\_\_\_  
Andrea L. Chism, City Attorney

ORDINANCE NO. 2013-\_\_\_\_

AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY," CHAPTER 5, ENTITLED "GENERAL OFFENSES," ARTICLE A, ENTITLED "GENERAL PROVISIONS; MISCELLANEOUS OFFENSES," SECTION 5-5A-3 THROUGH 5-5A-5, TO PROVIDE FOR PENALTIES AND MAXIMUM FINES; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.

ORDINANCE

BE IT ORDAINED BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE CITY OF ENID, OKLAHOMA:

Section I: That Title 5, Chapter 5, Article A, Section 5-5A-3 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5A-3: LIVING IN OR PLACING TENTS ON PUBLIC PROPERTY:**

- A. Living ~~in~~ Tents: No person shall live in a tent, shack, shed or any other type of structure, except residences, hotels, rooming houses, houses and trailers constructed, maintained and occupied according to the ordinances of the ~~e~~City.
- B. Camping ~~in~~ Tents: No person shall erect a tent on public property for the purpose of camping overnight, except in areas authorized by the ~~m~~Mayor and ~~b~~Board of ~~e~~Commissioners. (1994 Code § 18-172)
- C. Violation: The violation of this section shall be punishable by a fine of up to five hundred dollars (\$500.00) plus costs. Each day a violation continues shall constitute a separate offense.

Section II: That Title 5, Chapter 5, Article A, Section 5-5A-4 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5A-4: DISCARDED REFRIGERATORS<sup>1</sup>:**

- A. Prohibition: No person shall permit, allow, or suffer any refrigerator, icebox or ice chest of a capacity of one and one-half (1<sup>1</sup>/<sub>2</sub>) cubic feet or more not being used for refrigeration purposes to be located outside of a building without first having removed all doors or locks there from so that said doors cannot be fastened shut unless such icebox or refrigerator is attended or so situated as to be inaccessible to children, whether on private or public property.



- B. ~~Violation; Classification Of Offense:~~ The violation of this section shall be ~~a class B offense punishable by a fine of up to five hundred dollars (\$500.00) plus costs. Each day a violation continues shall constitute a separate offense.~~ (1994 Code § 18-173)

Section III: That Title 5, Chapter 5, Article A, Section 5-5A-5 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5A-5: OBSTRUCTION OF DRAINAGE CANAL:**

- A. Prohibition: No person shall temporarily obstruct any drainage channel or waterway so as to impair or change the flow of surface water and to be injurious to health or property.
- B. Violation: A violation of this section shall ~~constitute an offense be punishable by a fine of up to seven hundred fifty dollars (\$750.00) plus costs. Each day a violation continues shall constitute a separate offense.~~ (1994 Code § 18-174)

**Footnotes** - Click any footnote link to go back to its reference.

Footnote 1: State law reference – Abandonment of Refrigerator or Icebox in Place Accessible to Children a Misdemeanor, 21 OS § 1208.

Section IV: Repealer. All ordinances or parts thereof, which are inconsistent with this ordinance, are hereby repealed.

Section V: Savings Clause. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceedings now pending in any court, or any rights acquired or liability incurred, nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section VI: Severability. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall, for any reason, be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Commission of the City of Enid that this section of the Enid Municipal Code would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part not been included.

Section VII: Codification. This ordinance shall be codified as Title 5, Chapter 5, Article A, Sections 5-5A-3 through 5-5A-5 of the Enid Municipal Code, 2003.

PASSED AND APPROVED by the Mayor and Board of Commissioners of the City of Enid, Oklahoma, on this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

CITY OF ENID, OKLAHOMA

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William E. Shewey, Mayor

(SEAL)

ATTEST:

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City Clerk, Linda Parks

Approved as to Form and Legality:

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Andrea L. Chism, City Attorney

ORDINANCE NO. 2013-\_\_\_\_

AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY," CHAPTER 5, ENTITLED "GENERAL OFFENSES," ARTICLE B, ENTITLED "OFFENSES INVOLVING INJURY TO PERSONS," SECTION 5-5B-1, ENTITLED "ASSAULT AND BATTERY," TO UPDATE THE MAXIMUM PENALTY IN ACCORDANCE WITH STATE LAW AND TO CORRECT THE SPELLING OF WILLFUL; AMENDING SECTION 5-5B-2, ENTITLED "CERTAIN ACTS AGAINST POLICE DOGS AND SERVICE ANIMALS," TO UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; AMENDING SECTION 5-5B-3, ENTITLED "OBSCENE, THREATENING OR HARASSING TELEPHONE CALLS," TO RENAME THE SECTION AND UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; AMENDING SECTION 5-5B-4, ENTITLED "STALKING; TELEPHONE HARASSMENT," TO RENAME THE SECTION AND UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.

ORDINANCE

BE IT ORDAINED BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE CITY OF ENID, OKLAHOMA:

Section I: That Title 5, Chapter 5, Article B, Section 5-5B-1 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5B-1: ASSAULT AND BATTERY:**

A. Assault<sup>1</sup>:

1. No person shall commit an assault.
2. As used in subsection A1 of this section, the term "assault" shall mean any ~~wilful~~**willful** and unlawful attempt or offer with force or violence to do a corporal hurt to another.
3. The violation of this subsection shall be punishable by a fine not to exceed five hundred dollars (\$500.00) plus costs.

B. Battery:

1. No person shall commit a battery.
2. As used in subsection B1 of this section, the term "battery" shall mean any ~~wilful~~willful and unlawful use of force or violence upon the person of another.
3. The violation of this subsection shall be punishable by imprisonment up to thirty (30) days or a fine not to exceed ~~five-seven~~ hundred ~~fifty~~ dollars (~~\$507~~50.00) plus costs or both.

C. Assault ~~A~~and Battery ~~O~~on City/School/County Officials And Employees:

1. No person shall knowingly commit any assault, ~~battery, or assault and battery~~ upon a policeman, ~~city, county or school officials, schoolteachers or city, county or school employees~~ while such ~~person-officer~~ is in the performance of his public duties. The violation of this subsection shall be punishable by imprisonment up to sixty (60) days or a fine not to exceed five hundred dollars (\$500.00) plus costs or both.
2. No person shall knowingly commit any assault, battery, or assault and battery upon a City, County or School official or employee while such person is in the performance of his public duties. The violation of this subsection shall be punishable by imprisonment up to sixty (60) days or a fine not to exceed seven hundred fifty dollars (\$750.00) plus costs or both.
2. ~~The violation of this subsection shall be punishable by imprisonment up to sixty (60) days or a fine not to exceed five hundred dollars (\$500.00) plus costs or both. (Ord. 2013-30, 5-6-2013)~~

Section II: That Title 5, Chapter 5, Article B, Section 5-5B-2 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5B-2: CERTAIN ACTS AGAINST POLICE DOGS AND SERVICE ANIMALS<sup>3</sup>:**

A. Injuring ~~O~~or Killing ~~A~~a Police Dog:

1. No person shall willfully torture, torment, beat, mutilate, injure, disable, mistreat, or kill a police dog owned by, or the service of which is employed by, the city or any law enforcement agency of the state.
2. The violation of this subsection shall be ~~a class A offense~~punishable by imprisonment up to sixty (60) days or a fine of up to five hundred dollars (\$500.00) plus costs.

B. Interference ~~W~~with Performance ~~O~~of ~~A~~a Police Dog:

1. No person shall willfully interfere with the lawful performance of any police dog.
2. The violation of this subsection shall be ~~a class B offense~~punishable by imprisonment up to thirty (30) days or a fine of up to five hundred fifty dollars (\$500.00) plus costs, or both.

C. Injuring Or Killing A Service Animal:

1. No person shall willfully torture, torment, beat, mutilate, injure, disable, mistreat or kill a service animal that is used for the benefit of any handicapped person.
2. No person shall encourage, permit, or allow an animal owned or kept by such person to neglect, injure, disable or kill a service animal that is used for the benefit of any handicapped person.
3. The violation of this subsection shall be ~~a class A offense~~punishable by imprisonment up to sixty (60) days or a fine of up to seven hundred fifty dollars (\$750.00) plus costs, or both.

D. Interference ~~W~~with A Service Animal:

1. No person shall ~~wilfully~~willfully interfere with the lawful performance of any service animal used for the benefit of a handicapped person.
2. No person shall encourage, permit or allow an animal owned or kept by such person to interfere with a service animal in any place where the service animal resides or performs.
3. The violation of this subsection shall be ~~a class B offense~~punishable by imprisonment up to thirty (30) days or a fine of up to seven hundred fifty dollars (\$750.00) plus costs, or both.

E. Definition ~~O~~f Service Animal: "Service animals", for this section, is defined as an animal that is trained for the purpose of guiding or assisting a disabled person who has a sensory, mental or physical impairment.

Section III: That Title 5, Chapter 5, Article B, Section 5-5B-3 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5B-3: OBSCENE, THREATENING OR HARASSING TELEPHONE CALLS OR OTHER ELECTRONIC COMMUNICATION<sup>3</sup>:**

A. Prohibited Acts: It shall be an offense for any person, by means of the telephone, ~~wilfully~~willfully to:

1. Make any comment, request, suggestion or proposal which is obscene, lewd, lascivious, filthy or indecent;
2. Make a telephone call or other electronic communication, whether or not conversation ensues, without disclosing his identity and with intent to annoy, abuse, threaten, or harass any person at the called number;
3. Knowingly permit any telephone or other electronic device under his control to be used for any purpose prohibited by this section;
4. In conspiracy or concerted act with other persons, make repeated calls, ~~or~~ simultaneous calls or other electronic communication solely to harass any person at the called number(s) or other destination.

B. ~~Use Described~~ Definitions:

1. "Use of a telephone facility" under this section shall include all use made of such a facility between the points of origin and reception.
2. As used in this section, "telecommunication" and "electronic communication" mean any type of telephonic, electronic or radio communications, or transmission of signs, signals, data, writings, images and sounds or intelligence of any nature by telephone, including cellular telephones, wire, cable, radio, electromagnetic, photoelectronic or photo-optical system or the creation, display, management, storage, processing, transmission or distribution of images, text, voice, video or data by wire, cable or wireless means, including the internet. These terms include, but are not limited to:
  - a. A communication initiated by electronic mail, instant message, network call or facsimile machine; and,
  - b. A communication made to a pager.

- C. ~~Violation; Classification Of Offense:~~ The violation of this section shall be ~~a class C offense punishable by a fine of up to five hundred dollars (\$500.00) plus costs, or both; unless the person charged has been convicted previously of violating this section, then the violation shall be a class B offense.~~ (1994 Code § 18-20)

Section IV: That Title 5, Chapter 5, Article B, Section 5-5B-4 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5B-4: STALKING<sup>4</sup>; TELEPHONE HARASSMENT:**

- A. Definitions: For purposes of this section, the following terms shall have the meanings ascribed to them in this subsection:

**COURSE OF CONDUCT:** A pattern of conduct composed of a series of two (2) or more separate acts over a period of time, however short, evidencing a continuity of purpose. "Constitutionally protected activity" is not included within the meaning of "course of conduct".

**EMOTIONAL DISTRESS:** Significant mental suffering or distress that may, but does not necessarily, require medical or other professional treatment or counseling.

**HARASSES:** Conduct directed toward a person that includes, but is not limited to, repeated or continuing unconsented contact, that would cause a reasonable person to suffer emotional distress, and that actually causes emotional distress to the victim. "Harassment" does not include constitutionally protected activity or conduct that serves a legitimate purpose.

**MEMBER OF THE IMMEDIATE FAMILY:** Any spouse, parent, child, person related within the third degree of consanguinity or affinity or any other person who regularly resides in the household or who regularly resided in the household within the prior six (6) months.

**UNCONSENTED CONTACT:** Any contact with another individual that is initiated or continued without the consent of the individual, or in disregard of that individual's expressed desire that the contact be avoided or discontinued. "Constitutionally protected activity" is not included within the meaning of "unconsented contact". "Unconsented contact" includes, but is not limited to, any of the following:

1. Following or appearing within the sight of that individual;
2. Approaching or confronting that individual in a public place or on private property;
3. Appearing at the workplace or residence of that individual;
4. Entering onto or remaining on property owned, leased, or occupied by that individual;
5. Contacting that individual by telephone;
6. Sending mail or electronic communications to that individual; and
7. Placing an object on, or delivering an object to, property owned, leased, or occupied by that individual.

| B. **Illegal Acts:** It shall be unlawful for any person to ~~wilfully~~willfully, maliciously, and repeatedly follow or harass another person in a manner that:

1. Would cause a reasonable person or a "member of the immediate family of that person" as defined in subsection A of this section to feel frightened, intimidated, threatened, harassed, or molested; and

2. Actually causes the person being followed or harassed to feel terrorized, frightened, intimidated, threatened, harassed, or molested.

C. Continuation ~~Of~~ Conduct; Intimidation: Evidence that the defendant continued to engage in a course of conduct involving repeated unconsented contact with the victim after having been requested by the victim to discontinue the same or a different form of unconsented contact, and to refrain from any further unconsented contact with the victim, shall give rise to a rebuttal presumption that the continuation of the course of conduct caused the victim to feel terrorized, frightened, intimidated, threatened, harassed, or molested.

D. Violation; ~~Classification Of Offense~~: The violation of this section shall be ~~a class A offense punishable by imprisonment up to sixty (60) days and a fine of up to seven hundred fifty dollars (\$750.00) plus costs, or both.~~ (1994 Code § 18-21)

**Footnotes** - Click any footnote link to go back to its reference.

[Footnote 1](#): State law references - assault defined, 21 OS § 641; punishment for assault, 21 OS § 644.

[Footnote 2](#): State law references - 21 OS §§ 649.1, 649.2, 649.3.

[Footnote 3](#): State law reference - 21 OS § 1172.

[Footnote 4](#): State law reference - stalking, 21 OS § 1173.

Section V: Repealer. All ordinances or parts thereof, which are inconsistent with this ordinance, are hereby repealed.

Section VI: Savings Clause. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceedings now pending in any court, or any rights acquired or liability incurred, nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section VII: Severability. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall, for any reason, be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Commission of the City of Enid that this section of the Enid Municipal Code would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part not been included.

Section VIII: Codification. This ordinance shall be codified as Title 5, Chapter 5, Article B, Sections 5-5B-1 through 5-5B-4 of the Enid Municipal Code, 2003.

PASSED AND APPROVED by the Mayor and Board of Commissioners of the City of Enid, Oklahoma, on this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

CITY OF ENID, OKLAHOMA



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William E. Shewey, Mayor

(SEAL)

ATTEST:

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City Clerk, Linda Parks

Approved as to Form and Legality:

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Andrea L. Chism, City Attorney

ORDINANCE NO. 2013-\_\_\_\_\_

AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY" CHAPTER 5, ENTITLED "GENERAL OFFENSES," ARTICLE C ENTITLED "OFFENSES INVOLVING PROPERTY," SECTIONS 5-5C-2 THROUGH 5-5C-7, TO UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.

ORDINANCE

BE IT ORDAINED BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE CITY OF ENID, OKLAHOMA:

Section I: That Title 5, Chapter 5, Article C, Section 5-5C-2 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5C-2: TRESPASSING:**

A. Public Property<sup>2</sup>:

1. As used in this subsection, the following terms shall have the meanings ascribed to them in this subsection A1:

OFFICIAL SIGN: Any permanently fixed notice posted by the federal, state, county or municipal government, to include school districts owning or maintaining any said public property.

TRESPASS: Each and every actual entry upon the premises of an owner or other person in lawful possession of the premises or government in violation and contrary to the provisions of any official sign posted to regulate and govern such entry or use.

2. No person shall trespass on public property.

3. Violation: The violation of this section shall be punishable by a fine of two hundred fifty dollars (\$250.00) plus costs.

B. Private Property<sup>3</sup>:

1. As used in this subsection, "trespass" shall mean:

- a. Each and every actual entry upon the premises of an owner or other person in lawful possession of the premises without the express or the implied consent of the owner or other person in lawful possession;
- b. Remaining upon the premises of an owner or other person in lawful possession after having been told to leave the premises by the owner, or the agent, or employee of the owner, or other person in lawful possession of the premises;
- c. Remaining on private property at any time other than during posted hours of business operation after having been directed to vacate such premises by a police officer; provided, that it shall not apply to persons, including employees, whose presence upon such premises is authorized by the owner or by a person in lawful possession of such premises; nor shall it apply unless hours of business operation are posted upon such premises;
- d. Returning to private property before the posted time of opening for business operation on the next business day after having been directed to vacate such premises under the terms of this subsection.

2. No person shall trespass on private property.

3. [Violation: The violation of this section shall be punishable by a fine of up to two hundred fifty dollars \(\\$250.00\) plus costs.](#)

C. With Weapon<sup>4</sup>:

1. No person shall enter any building carrying a firearm, with or without a license, where the building is posted as a "No Firearms" building.
2. To be a "No Firearms" building, signage must be present at every entrance which reads "No Firearms Allowed On Premises". The signage should also include a symbol of a firearm within a circle with a line through it.
3. This subsection C shall not apply to law enforcement officers engaged in the lawful performance of their official duties.
4. The violation of this subsection shall be ~~a class A offense~~punishable by a fine of up to two hundred fifty dollars (\$250.00) plus costs. (1994 Code §§ 18-32, 18-33, 18-33.5)

Section II: That Title 5, Chapter 5, Article C, Section 5-5C-3 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5C-3: TAMPERING WITH PRIVATE OR PUBLIC PROPERTY<sup>5</sup>:**

- A. Prohibition: No person shall maliciously injure, deface or destroy any real or personal property, either public or private, which is not his own.
- B. Violation; ~~Classification Of Offense~~: The violation of this section shall be ~~a class B offense~~ punishable by a fine of up to five hundred dollars (\$500.00) plus costs. (1994 Code § 18-34)

Section III: That Title 5, Chapter 5, Article C, Section 5-5C-4 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5C-4: OFFENSES CONCERNING PUBLIC UTILITIES:**

- A. Destruction ~~Of~~ Public Utility Property:
  - 1. No unauthorized person shall open or close any valve or meter or tamper with or destroy, lay or change any conduits, pipes, pipelines, electric lines or any other equipment or installation of any type whatsoever belonging to or forming a part of a waterworks system, a natural gas distribution system, electrical system or any other type of public utilities.
  - 2. The violation of this subsection shall be ~~a class A offense~~ punishable by a fine of up to five hundred dollars (\$500.00) plus costs.
- B. Obtaining Service ~~F~~rom Public Utility ~~W~~without Authorization:
  - 1. No person shall obtain any water, gas, electricity or other type of service from any public utility, except by express authorization and in the manner directed by such public utility.
  - 2. The violation of this subsection shall be ~~a class B offense~~ punishable by a fine of up to seven hundred fifty dollars (\$750.00) plus costs. (1994 Code §§ 18-35, 18-38)

Section IV: That Title 5, Chapter 5, Article C, Section 5-5C-5 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5C-5: LARCENY<sup>6</sup>:**

- A. Prohibition: No person shall commit the offense of petit larceny.
- B. Under this Section, petit larceny shall be defined as the larceny of merchandise, the value of which is less than five hundred dollars (\$500.00) from a retail or wholesale establishment.
- BC. Violation; ~~Classification Of Offense~~: The violation of this section shall be ~~a class B offense~~ punishable by a fine of up to five hundred dollars (\$500.00) plus costs, unless the

person charged has been convicted previously of petit larceny or grand larceny, ~~then a violation under this section shall be a class A offense~~ then the violation is punishable by imprisonment up to sixty (60) days or a maximum fine is of seven hundred fifty dollars (\$750.00) plus costs, or both. (1994 Code § 18-36)

Section V: That Title 5, Chapter 5, Article C, Section 5-5C-6 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5C-6: FRAUDULANT SCHEMES; BAD CHECKS<sup>7</sup>:**

- A. Definitions: As used in this section, the following terms shall have the meanings ascribed to them in this subsection:

CREDIT: Shall be construed to mean an arrangement or understanding with the bank or depository for the payment of such check, draft or order.

FALSE OR BOGUS CHECK OR CHECKS: Includes checks or orders given for money or property, or in any cases where the maker receives a benefit or thing of value, which are not honored on account of insufficient funds of the maker to pay same, as against the maker or drawer thereof; the making, drawing, uttering or delivering of a check, draft order, payment of which is refused by the drawee, shall be prima facie evidence of intent to defraud and the knowledge of insufficient funds in, or credit with, such bank or other depository; provided, such maker or drawer shall not have paid the drawee thereof the amount due thereon, together with the protest fees, within five (5) days from the date the same is presented for payment; and provided, further, that said check or order is presented for payment within thirty (30) days after same is delivered and accepted.

- B. Prohibition: Every person who, with intent to cheat and defraud, shall obtain or attempt to obtain from any person any money, property or valuable thing, of the value of five hundred dollars (\$500.00), or less, by means or by use of any trick or deception, or false or fraudulent representation or statement or pretense, or by any other means or instruments or devices commonly called the "confidence game", or by means or use of any false or bogus checks, or by any other written or printed or engraved instrument or spurious coin, shall be guilty of an offense.

- C. ~~Violation; Classification Of Offense: The violation of this section shall be a class B offense.:~~ The violation of this section shall be punishable by imprisonment up to sixty (60) days or a fine of up to seven hundred fifty dollars (\$750.00) plus costs, or both. (1994 Code § 18-37; amd. 2003 Code)

Section VI: That Title 5, Chapter 5, Article C, Section 5-5C-7 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5C-7: PUMP PIRACY OR LARCENY OF GASOLINE<sup>8</sup>:**

- A. Prohibition: No person shall pump gasoline into the gasoline tank of a vehicle and leave the premises where the gasoline was pumped without making payment for the gasoline.
- B. Violation; ~~Classification Of Offense:~~ The violation of this section shall be ~~a class B offense~~ punishable by imprisonment up to sixty (60) days or by a fine of up to five hundred dollars (\$500.00) plus costs, or both. (Ord. 2002-19, 7-16-2002)

**Footnotes** - Click any footnote link to go back to its reference.

Footnote 2: State law reference - trespass, 21 OS § 1835.

Footnote 3: State law reference - trespass, 21 OS § 1835.

Footnote 4: State law reference - 21 OS § 1290.22.

Footnote 5: State law references - tampering, destroying, etc., property, 21 OS §§ 349, 372, 1751, 1753 - 1755, 1758, 1759, 1762, 1765, 1767.1, 1768, 1770 - 1779, 1784 - 1787, 1789, 1831.

Footnote 6: State law references - larceny, 21 OS §§ 1704, 1706, 1709, 1710, 1722, 1723, 1731.

Footnote 7: State law references - similar provisions, 21 OS §§ 1541.1, 1541.4, 1541.5.

Footnote 8: State law references - 21 OS § 1740; 47 OS § 6-205A7.

Section VII: Repealer. All ordinances or parts thereof, which are inconsistent with this ordinance, are hereby repealed.

Section VIII: Savings Clause. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceedings now pending in any court, or any rights acquired or liability incurred, nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section IX: Severability. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall, for any reason, be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Commission of the City of Enid that this section of the Enid Municipal Code would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part not been included.

Section X: Codification. This ordinance shall be codified as Title 5, Chapter 5, Article C, Sections 5-5C-2 through 5-5C-7 of the Enid Municipal Code, 2003.

PASSED AND APPROVED by the Mayor and Board of Commissioners of the City of Enid, Oklahoma, on this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

CITY OF ENID, OKLAHOMA

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William E. Shewey, Mayor

(SEAL)

ATTEST:

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City Clerk, Linda Parks

Approved as to Form and Legality:

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Andrea L. Chism, City Attorney

ORDINANCE NO. 2013-\_\_\_\_

AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY," CHAPTER 5, ENTITLED "GENERAL OFFENSES," ARTICLE D, ENTITLED "OFFENSES AGAINST DECENCY AND MORALTY," SECTIONS 5-5D-2 THROUGH 5-5D-4, TO UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT;; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.

ORDINANCE

BE IT ORDAINED BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE CITY OF ENID, OKLAHOMA:

Section I: That Title 5, Chapter 5, Article D, Section 5-5D-2 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5D-2: GAMBLING<sup>4</sup>:**

- A. Definition: As used in this section, the term "gambling game" shall mean any game of faro, monte, poker, roulette, craps, wheel of fortune, or any banking or percentage game, or any other gambling game or game of chance played with dice, cards or any other device whatsoever for property, money, checks, credit or any other representation of value.
- B. Gambling Games:
1. Except as provided in the Oklahoma eCharity gGames aAct<sup>5</sup>, no person shall ~~deal, play or carry on, or open or cause to be opened, or to conduct, either as principal or agent, whether for hire or otherwise, any gambling gamebet or play any gambling game, or bet or play at any game whatsoever, for money, property, checks, credits or other representatives of value with cards, dice or any other device which may be adapted to or used in playing any game of chance or in which chance is a material element.~~
  2. The violation of this subsection B shall be ~~a class B offensepunishable by a fine not exceeding one hundred dollars (\$100.00) plus costs, or by imprisonment for a term of not more than thirty (30) days, or by both such fine and imprisonment.~~
- C. Slot Machines<sup>6</sup>:



1. Except as provided in the Oklahoma charity games act, no person shall set up, operate or conduct, or permit to be set up, operated or conducted in or about his place of business, whether as owner, employee or agent, any slot machine for the purpose of having or allowing it to be played for money, property, checks, credits, or for any other representation of value.
2. The violation of this subsection shall be ~~a class B offense~~punishable by a fine of one hundred dollars (\$100.00) plus costs; or by imprisonment in the county jail for a term of not more than thirty (30) days, or by both such fine and imprisonment.

D. Gambling Rooms ~~A~~and Paraphernalia:

1. Except as provided in the Oklahoma charity games act, any person who keeps or maintains a gaming room, gaming table, or any policy or pool tickets used for gaming, or knowingly permits a gaming room, gaming table or any policy or pool tickets to be kept, maintained, played or sold on any premises occupied or controlled by him and any person having any gaming paraphernalia in his possession, shall be guilty of an offense.
2. The violation of this subsection shall be ~~a class B offense~~punishable by a fine of not less than one hundred dollars (\$100.00), nor more than two hundred dollars (\$200.00) plus costs.

E. Raffles Exception<sup>7</sup>:

1. Raffles may be conducted by members of qualified organizations as long as no members receive compensation for the raffle. The qualified organization shall not hire or contract with any person, business association, corporation, partnership, limited partnership or limited liability company to conduct the raffle, sell the tickets or solicit contributions in connection with the raffle on behalf of the qualified organization.
2. Qualified organizations that may have raffles are:
  - a. A church;
  - b. A public or private school accredited by the state department of education or registered by the state board of education for purposes of participating in federal programs;
  - c. A student group or organization affiliated with a public or private school qualified under subsection E2b of this section;
  - d. A parent-teacher association or organization affiliated with a public or private school qualified under subsection E2b of this section;

- e. Fire departments;
  - f. Police departments;
  - g. 501 (C) nonprofit organizations; or
  - h. An organization as defined in 3A Oklahoma Statutes section 402(20).
3. The violation of this subsection shall be a class B offense. (Ord. 2005-10, 5-3-2005)

Section II: That Title 5, Chapter 5, Article D, Section 5-5D-3 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5D-3: DISORDERLY PLACES:**

- A. Definition: The term "disorderly house" shall mean any residence, building, structure, tent, mobile home or vehicle by which the peace, comfort, health, welfare or decency of the public is disturbed by reason of the people therein committing or resorting to any of the following acts:
- 1. The sale, distribution, possession or use of any controlled dangerous substance, the sale, distribution, possession or use of which is declared unlawful by state statute or city ordinance; or
  - 2. The violation of any ordinance or state statute regulating the sale, distribution, possession or use of alcoholic beverages or low point beer; or
  - 3. The performance of any sexual act declared unlawful by ordinance or state statute including, but not limited to, soliciting for purposes of prostitution; or
  - 4. The violation of any ordinance or state statute prohibiting gambling.
- B. Maintaining Disorderly House<sup>8</sup>:
- 1. No person shall keep or maintain, or aid, abet or assist in keeping and maintaining a disorderly house.
  - 2. The violation of this subsection shall be ~~a class A offense~~ punishable by a fine of not more than seven hundred fifty dollars (\$750.00) plus costs.
- C. Leasing Property ~~F~~for Disorderly House<sup>9</sup>:
- 1. No owner, lessee, lessor, or other person, partnership or corporation having control over any house, building, structure, tent, vehicle, mobile home, or recreational vehicle shall knowingly use, lease, sublease or otherwise permit the

use of same for the purpose of keeping therein any disorderly house; and knowing or ascertaining that such house, building, structure, tent, vehicle, mobile home, or recreational vehicle is so occupied as a disorderly house, no person, partnership or corporation shall continue to grant permission to so use such premises as a disorderly house.

2. The occurrence of any act in any house, building, structure, tent, vehicle, mobile home, or recreational vehicle which results in the conviction of any person in the municipal court for a violation of this subsection, or of subsection B of this section, shall, after the lapse of thirty (30) days from such conviction, constitute notice to all owners, lessors, and other persons having control thereof that such premises are being occupied as a disorderly house. However, no such notice as contemplated by this subsection shall be effective unless written notice of such conviction shall have been delivered in person to such owner, lessee, or other person having control over such premises by a duly authorized officer of the police department.
3. Any person required to discontinue any lease or permitted use of property in subsections C1 and/or C2 of this section shall not accept any rents, fees, profits or consideration of any type from the lessees or other persons or corporations occupying or in control or possession of the premises at the time the disorderly house requiring such discontinuance of lease or permitted use occurred. Each day for which such rent, fee, profit or consideration is accepted shall constitute a separate offense.
4. The violation of this subsection shall be ~~a class B offense~~ punishable by a fine of not more than five hundred dollars (\$500.00) plus costs.

D. Residents ~~A~~ and Visitors ~~T~~ to Disorderly Houses:

1. No person shall knowingly reside in, enter into, or remain in, a disorderly house; provided, however, that in any prosecution for violation of this subsection, the city shall have the burden to prove such knowledge by direct evidence only and not by circumstantial evidence. This subsection shall not apply to physicians or officers in the discharge of their professional or official duties.
2. The violation of this subsection shall ~~be a class B offense~~ have a maximum penalty of five hundred dollars (\$500.00) plus costs. (Ord. 2007-21, 8-7-2007)

Section III: That Title 5, Chapter 5, Article D, Section 5-5D-4 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5D-4: SOCIAL HOSTS:**

- A. Prohibited: No person having control of any premises may knowingly host, permit or allow a gathering to take place on said premises where at least one minor consumes

alcohol or low point beer. To knowingly host includes having knowledge that a minor has consumed alcohol or low point beer or those situations where the host should have known that it was likely that a minor would consume alcohol or low point beer.

- B. Definitions: For purposes of this section these words and phrases shall have the following meanings:

GATHERING: A group of three (3) or more persons assembled for a social activity.

LEGAL GUARDIAN: A person who by court order is the guardian of a minor.

PARENT: A natural parent, adoptive parent, a foster parent or a stepparent of another person.

- C. Exceptions:

1. This section shall not apply to conduct involving the use of alcohol or low point beer exclusively between a minor and his parent or legal guardian.
2. This section shall not apply to any religious practice that uses alcohol as authorized by state law.
3. This section shall not apply to premises licensed by the state of Oklahoma to dispense alcohol or low point beer.

- D. Affirmative Defense:

1. A person over the age of twenty one (21), who has a legal right to control the premises, who hosts a gathering where alcohol or low point beer is to be consumed, and has taken the steps outlined in subsection D2 of this section, to control access to the alcohol or low point beer, may assert an affirmative defense to prosecution under this section.
2. To qualify for the affirmative defense the host must:
  - a. Verify the age of persons attending the gathering by inspecting driver's licenses or other government issued identification cards;
  - b. Control access to the alcohol and low point beer to include distinguishing between guests who can and those who cannot be served alcohol and low point beer;
  - c. Control the quantity of alcohol and low point beer available and the amount consumed by the guests;

- d. Have an adequate number of persons over the age of twenty one (21) in attendance as sponsors, who are not consuming alcohol or low point beer and who are supervising the activities at the gathering; and
- e. Control access in and out of the gathering.

E. Violation: The violation of this section shall be ~~a class A offense~~ punishable by a fine of not more than eight hundred dollars (\$800.00) plus costs. (Ord. 2007-21, 8-7-2007)

**Footnotes** - Click any footnote link to go back to its reference.

Footnote 4: State law reference - gambling generally, 3A OS § 401 et seq.

Footnote 5: 3A OS § 401 et seq.

Footnote 6: State law references - similar provisions, 21 OS § 941; slot machines, 21 OS § 944.

Footnote 7: State law reference - 21 OS § 1051(A)(3)(b).

Footnote 8: State law reference - keeping a disorderly house, 21 OS §§ 1026, 1031.

Footnote 9: State law reference - leasing property for a disorderly house, 21 OS § 1027.

Section IV: Repealer. All ordinances or parts thereof, which are inconsistent with this ordinance, are hereby repealed.

Section V: Savings Clause. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceedings now pending in any court, or any rights acquired or liability incurred, nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section VI: Severability. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall, for any reason, be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Commission of the City of Enid that this section of the Enid Municipal Code would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part not been included.

Section VI: Codification. This ordinance shall be codified as Title 5, Chapter 5, Article D, Section 5-5D-2 through 5-5D-4 of the Enid Municipal Code, 2003.

PASSED AND APPROVED by the Mayor and Board of Commissioners of the City of Enid, Oklahoma, on this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

CITY OF ENID, OKLAHOMA

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William E. Shewey, Mayor

(SEAL)

ATTEST:

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City Clerk, Linda Parks

Approved as to Form and Legality:

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Andrea L. Chism, City Attorney

ORDINANCE NO. 2013-\_\_\_\_

AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY," CHAPTER 5, ENTITLED "GENERAL OFFENSES," ARTICLE E, ENTITLED "OFFENSES AGAINST PUBLIC PEACE AND ORDER," SECTIONS 5-5E-1 THROUGH 5-5E-6, TO UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.

ORDINANCE

BE IT ORDAINED BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE CITY OF ENID, OKLAHOMA:

Section I: That Title 5, Chapter 5, Article E, Section 5-5E-1 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5E-1: DISORDERLY CONDUCT; DISTURBING THE PEACE<sup>1</sup>:**

- A. Prohibition: No person shall conduct himself in a riotous or disorderly manner, or make or cause to be made any loud, or unnecessary, or offensive noise, or wantonly disturb the quiet of the city or any lawful assembly of persons, or any church or religious meeting or any house, family or neighborhood, or any person.
- B. Violation; ~~Classification Of Offense~~: The violation of this section shall be ~~a class B offense~~ be punishable by a fine of not more than five hundred dollars (\$500.00) plus costs. (1994 Code § 18-91)

Section II: That Title 5, Chapter 5, Article E, Section 5-5E-2 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5E-2: UNLAWFUL ASSEMBLY<sup>2</sup>:**

- A. Annoying Others: Any person who collects or assembles in crowds and bodies for unlawful or mischievous purposes in any place in the city to the annoyance or inconvenience of other persons, or who shall be involved in, or incite or attempt to incite, a riot, or who shall fail to disperse upon the command of a police officer or other lawful authority shall be guilty of an offense.
- B. Use ~~Of~~ Force ~~Or~~ Violence: No three (3) or more persons shall assemble together or act in concert to do any act with force and violence against the property of the city, the person or property of another, or against the peace, or to the terror of others or make any

movement or preparation therefor. No person shall remain present at the place of such assembly after being warned by a police officer to disperse.

- C. Written Waiver: It shall be an affirmative defense to any prosecution under this section if any person or group has received a written waiver from the chief of police that allows the person or group to collect, assemble, stand, sit or protest based on the exercising of first amendment rights protected by the constitution, such as the free exercise of religion, speech or assembly. (1994 Code § 18-92)

D. [Violation: The violation of this section shall be punishable by a fine of not more than five hundred dollars \(\\$500.00\) plus costs.](#)

Section III: That Title 5, Chapter 5, Article E, Section 5-5E-3 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5E-3: OBSTRUCTING STREETS AND SIDEWALKS:**

- A. Obstructing Free Passage: Any person who collects or assembles and stands or sits in crowds or loiters about or hinders, obstructs, impedes or blocks the free and uninterrupted passage on any sidewalk, street, alley or driveway or in front of any place of business, or in any hall, stairway, office, building or any other public place and who fails to disperse upon the command of a police officer or other lawful authority shall be guilty of an offense.

- B. Written Waiver: It shall be an affirmative defense to any prosecution under this section if any person or group has received a written waiver from the chief of police that allows the person or group to collect, assemble, stand, sit or protest based on the exercising of first amendment rights protected by the constitution, such as the free exercise of religion, speech or assembly. (1994 Code § 18-93)

C. [Violation: The violation of his section shall be punishable by a fine of not more than five hundred dollars \(\\$500.00\) plus costs.](#)

Section IV: That Title 5, Chapter 5, Article E, Section 5-5E-4 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5E-4: JOSTLING PEOPLE IN PUBLIC:**

Any person who shall be found jostling or roughly crowding people unnecessarily in a public place by being offensive to public order shall be guilty of an offense. [A violation of this section shall be punishable by a fine of not more than five hundred dollars \(\\$500.00\) plus costs.](#) (1994 Code § 18-94)

Section V: That Title 5, Chapter 5, Article E, Section 5-5E-5 of the Enid Municipal Code, 2003, is hereby amended to read as follows:



### **5-5E-5: PUBLIC PROFANITY AND OBSCENE GESTURES<sup>3</sup>:**

Any person who utters any indecent, lewd or filthy words, or uses any threatening language toward any other person, or makes any obscene gesture to or about any other person in any public place which is likely to provoke the average person to retaliation and thereby cause a breach of the peace shall be guilty of an offense. A violation of this section shall be punishable by a fine of not more than one hundred dollars (\$100) plus costs, or by imprisonment not to exceed thirty (30) days, or by both such fine and imprisonment. (1994 Code § 18-95)

Section VI: That Title 5, Chapter 5, Article E, Section 5-5E-6 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

### **5-5E-6: FIGHTS OR QUARRELS<sup>4</sup>:**

No person shall wrangle, quarrel, fight or challenge another to fight within the city, where such actions disturb the peace and quiet of any neighborhood, family or person. A violation of this section shall be punishable by a fine of not more than one hundred dollars (\$100) plus costs, or by imprisonment not to exceed thirty (30) days, or by both such fine and imprisonment. (1994 Code § 18-96)

**Footnotes** - Click any footnote link to go back to its reference.

Footnote 1: State law references - riot generally, 21 OS § 1311 et seq.; grossly disturbing the peace, 21 OS § 22; disturbing the peace, 21 OS § 1362.

Footnote 2: State law reference - riots and unlawful assembly, 21 OS §§ 1311 1321.1\_1321.10.

Footnote 3: State law reference - similar provisions, 21 OS §§ 1362, 1363.

Footnote 4: State law references - disturbing the peace by fighting, quarreling, etc., 21 OS § 1362; duels and challenges, 21 OS § 661 et seq.

Section VII: Repealer. All ordinances or parts thereof, which are inconsistent with this ordinance, are hereby repealed.

Section VIII: Savings Clause. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceedings now pending in any court, or any rights acquired or liability incurred, nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section IX: Severability. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall, for any reason, be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Commission of

the City of Enid that this section of the Enid Municipal Code would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part not been included.

Section X: Codification. This ordinance shall be codified as Title 5, Chapter 5, Article E, Sections 5-5E-1 through 5-5E-6 of the Enid Municipal Code, 2003.

PASSED AND APPROVED by the Mayor and Board of Commissioners of the City of Enid, Oklahoma, on this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

CITY OF ENID, OKLAHOMA

\_\_\_\_\_  
William E. Shewey, Mayor

(SEAL)

ATTEST:

\_\_\_\_\_  
City Clerk, Linda Parks

Approved as to Form and Legality:

\_\_\_\_\_  
Andrea L. Chism, City Attorney

ORDINANCE NO. 2013-\_\_\_\_

AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY," CHAPTER 5 ENTITLED "GENERAL OFFENSES," ARTICLE F ENTITLED "OFFENSES AGAINST GOVERNMENT," SECTIONS 5-5F-1 THROUGH 5-5F-5, TO UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.

ORDINANCE

BE IT ORDAINED BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE CITY OF ENID, OKLAHOMA:

Section I: That Title 5, Chapter 5, Article F, Section 5-5F-1 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5F-1: OBSTRUCTING OR INTERFERING WITH OFFICIAL PROCESS<sup>1</sup>:**

- A. Prohibition: No person shall oppose, obstruct or otherwise interfere with a public officer in the discharge of his official duties.
- B. Violation; Classification ~~Of~~ Offense: The violation of this section shall be ~~a class B offense~~ punishable by a fine of not more than five hundred dollars (\$500.00) plus costs. (1994 Code § 18-111)

Section II: That Title 5, Chapter 5, Article F, Section 5-5F-2 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5F-2: PROVIDING FALSE INFORMATION<sup>2</sup>:**

- A. Prohibition: Any person who knowingly provides false information to a police officer, code enforcement official or court personnel or initiates prosecution by signing a complaint, or by other means, based on information known, or which should have been known after reasonable inquiry, to be false shall be guilty of an offense.
- B. Violation; Classification Of Offense: The violation of this section shall be ~~a class B offense~~ punishable by a fine of not more than five hundred dollars (\$500.00) plus costs. (1994 Code § 18-111.1)

Section III: That Title 5, Chapter 5, Article F, Section 5-5F-3 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

### 5-5F-3: RESISTING ARREST:

- A. Definitions: The following terms, as used in this section, shall have the meanings ascribed to them in this subsection:

OBSTRUCTION OF: This term, in addition to its common meaning, signification and connotation, shall mean:

1. Flight by one sought to be arrested before the arresting officer can restrain him and after notice is given that he is under arrest.
2. Any violence toward, or any resistance or opposition to, the arresting officer after the arrested party is actually placed under arrest and before he is incarcerated in jail.

RESISTING ARREST: The intentional opposition or resistance to, or obstruction of, an individual acting in his official capacity and authorized by law to make a lawful arrest or seizure of property, or to serve any lawful process or court order, when the offender knows, or has reason to know, that the person arresting, seizing property, or serving process is acting in his official capacity.

- B. Prohibition: It shall be unlawful for any person to resist or obstruct an arresting officer acting in his official capacity, as described in the defined terms appearing in subsection A of this section.

- C. Violation; ~~Classification Of Offense: Resisting arrest is a class B offense:~~ A violation of this section shall be punishable by a fine of not more than five hundred dollars (\$500.00) plus costs. (1994 Code § 18-112; amd. 2003 Code)

Section IV: That Title 5, Chapter 5, Article F, Section 5-5F-4 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

### 5-5F-4: ESCAPE:

- A. Aiding In Escape<sup>3</sup>:

1. No person shall set at liberty or rescue or attempt by force or in any other manner to set at liberty any person who is under the legal custody and charge of an officer.
2. The violation of this subsection shall be ~~a class A offense~~ punishable by a fine of not more than five hundred dollars (\$500.00) plus costs, or by imprisonment for up to sixty (60) days, or by both such fine and imprisonment.

- B. Escape From Custody<sup>4</sup>:

1. No person held in custody by any peace officer shall escape from such officer or break out of jail.
2. The violation of this subsection B shall be ~~a class A offense~~punishable by a fine of not more than five hundred dollars (\$500.00) plus costs, or by imprisonment for up to sixty (60) days, or by both such fine and imprisonment. (1994 Code §§ 18-113, 18-114)

Section V: That Title 5, Chapter 5, Article F, Section 5-5F-5 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5F-5: IMPERSONATING AN OFFICER<sup>5</sup>:**

- A. Prohibition: No person shall impersonate any officer or employee of the city or falsely represent himself to be such an officer or employee or exercise any duties, functions and powers of any such officer or employee.
- B. Violation; Classification Of Offense: The violation of this section shall be ~~a class A offense~~punishable by a fine of not more than five hundred dollars (\$500.00) plus costs, or by imprisonment for up to sixty (60) days, or by both such fine and imprisonment. (1994 Code § 18-115)

**Footnotes** - Click any footnote link to go back to its reference.

Footnote 1: State law reference - obstructing police officers, 21 OS §§ 491, 540.

Footnote 2: State law reference - obstructing police officers, 21 OS §§ 491, 540.

Footnote 3: State law reference - assisting in escape, 21 OS §§ 437, 441, 521.

Footnote 4: State law reference - attempts to escape from jail, 21 OS § 436.

Footnote 5: State law reference - impersonation of public officer, 21 OS §§ 263, 264, 1533.

Section VI: Repealer. All ordinances or parts thereof, which are inconsistent with this ordinance, are hereby repealed.

Section VII: Savings Clause. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceedings now pending in any court, or any rights acquired or liability incurred, nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section VIII: Severability. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall, for any reason, be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other

provision of this ordinance. It is hereby declared to be the intention of the City Commission of the City of Enid that this section of the Enid Municipal Code would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part not been included.

Section IX: Codification. This ordinance shall be codified as Title 5, Chapter 5, Article F, Sections 5-5F-1 through 5-5F-5 of the Enid Municipal Code, 2003.

PASSED AND APPROVED by the Mayor and Board of Commissioners of the City of Enid, Oklahoma, on this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

CITY OF ENID, OKLAHOMA

\_\_\_\_\_  
William E. Shewey, Mayor

(SEAL)

ATTEST:

\_\_\_\_\_  
City Clerk, Linda Parks

Approved as to Form and Legality:

\_\_\_\_\_  
Andrea L. Chism, City Attorney

**ORDINANCE NO. 2013-\_\_\_\_**

**AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY," CHAPTER 5 ENTITLED "GENERAL OFFENSES," ARTICLE G, ENTITLED "WEAPONS, FIREWORKS AND RELATED OFFENSES," SECTIONS 5-5G-2 THROUGH 5-5G-6, TO UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.**

**ORDINANCE**

BE IT ORDAINED BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE CITY OF ENID, OKLAHOMA:

Section I: That Title 5, Chapter 5, Article G, Section 5-5G-2 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5G-2: DISCHARGE OF WEAPON; THROWING FIREBALLS:**

- A. Prohibited Acts: No person shall discharge any handgun, pistol, rifle, shotgun, firearm, air gun, BB gun, or throw any fireballs in the city.
- B. Exceptions: The provisions of subsection A of this section shall not apply to:
  - 1. City of Enid employees, agents for the city of Enid, and police and other law enforcement officers, while engaged in the lawful performance of their official duties; or
  - 2. Members of the armed forces of the United States or the National Guard engaged in their official functions; or
  - 3. The discharge of any shotgun, using pellets with not larger than number 2 diameter birdshot, air gun or BB gun upon any land zoned agriculture, except for any discharge of such weapons occurring within three hundred feet (300') of any adjoining or adjacent property; or
  - 4. Persons while they are exercising their rights of defense of self, others or property; or
  - 5. Any firearm range authorized by the city manager; or
  - 6. The discharge of any shotgun, firing a single rifled slug, or black powder rifle upon any land zoned agriculture, during the days of any official deer hunting

season as established by the state hunting regulations, as such regulations currently exist, or as may be hereinafter amended, except for any discharge of a shotgun or black powder rifle occurring within three hundred feet (300') of any adjoining or adjacent property.

- C. Seizure ~~O~~of Weapons<sup>3</sup>: The ~~p~~Police ~~d~~DEpartment shall seize the firearm, handgun, pistol, rifle, shotgun, BB gun or air gun used upon the arrest of, or issuance of a citation to, any person for violating subsection A of this section. Upon conviction of such a person of a violation of subsection A of this section, such firearm, BB gun or air gun shall be forfeited to the ~~e~~City.
- D. Violation; ~~Classification Of Offense~~: The violation of this section shall be ~~a class A offense~~punishable by a fine of not more than five hundred dollars (\$500.00) plus costs or by imprisonment for up to sixty (60) days, or by both such fine and imprisonment. (1994 Code § 18-132; amd. Ord. 2010-03, 3-2-2010)

Section II: That Title 5, Chapter 5, Article G, Section 5-5G-3 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

#### **5-5G-3: RECKLESS CONDUCT WITH FIREARM OR BOW AND/OR ARROW**

- A. Prohibition: It shall be unlawful for any person to engage in reckless conduct while having in his or her possession any shotgun, rifle, or pistol, or bow, crossbow and/or arrow or bolt, such actions consisting of creating a situation of unreasonable risk and probability of death or great bodily harm to another, and demonstrating a conscious disregard for the safety of another person.
- B. Violation; ~~Classification Of Offense~~: The violation of this section shall be ~~a class A offense~~punishable by a fine of not more than five hundred dollars (\$500.00) plus costs or by imprisonment for up to sixty (60) days, or by both such fine and imprisonment. (1994 Code § 18-133)

Section III: That Title 5, Chapter 5, Article G, Section 5-5G-4 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

#### **5-5G-4: UNLAWFUL CARRYING OF WEAPONS<sup>4</sup>:**

- A. Definition: As used in subsection B of this section, the term "prohibited knife" shall mean any knife which is not being carried while engaged in the performance of a lawful occupation or business, and when such knife is:
  1. Over six inches (6") in length; or
  2. Has a blade over four inches (4") in length.



- B. Prohibition: It shall be unlawful for any person to carry upon or about his or her person, or in a purse or other container belonging to the person, any dagger, Bowie knife, dirk knife, switchblade knife, spring type knife, sword cane, knife having a blade which opens automatically by hand pressure applied to a button, spring, or other device in the handle of the knife, blackjack, loaded cane, billy, hand chain, metal knuckles, or any other offensive weapon, other than a firearm, whether such weapon be concealed or unconcealed.
- C. Exceptions: The provision of subsection B of this section shall not prohibit the proper use of knives for hunting, fishing or recreational purposes, nor shall subsection B of this section be construed to prohibit any use of weapons in a manner otherwise permitted by ~~e~~City ~~o~~Ordinance or ~~s~~State ~~s~~Statute.
- D. Seizure ~~O~~of Weapon: The ~~p~~Police ~~d~~Department shall seize the weapon upon the arrest of, or issuance of a citation to, any person for violating subsection B of this section. Upon conviction, the weapon shall be forfeited to the ~~e~~City.
- E. Violation; ~~Classification Of Offense~~: The violation of this section shall be ~~a class A offense~~be punishable by a fine of not more than seven hundred fifty dollars (\$750.00) plus costs or by imprisonment for up to sixty (60) days or by both such fine and imprisonment. (Ord. 2003-14, 9-2-2003)

Section IV: That Title 5, Chapter 5, Article G, Section 5-5G-5 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5G-5: SALE, POSSESSION, USE OR DISTRIBUTION OF FIREWORKS<sup>5</sup>:**

- A. Definition: "Fireworks" is defined as any explosive device which contains fifty milligrams (50 mg) of class C powder. "Fireworks" includes, but is not limited to: firecrackers, Roman candles, skyrockets, stick rockets or rocket fired toys.
- B. Prohibition: It shall be unlawful for any person to sell, possess, use or distribute fireworks.
- C. Exceptions:
  - 1. It shall be an affirmative defense against prosecution under this section if the person charged had been issued a permit by the ~~e~~City, as authorized by ~~chapter 33 of the i~~International ~~f~~Fire ~~e~~Code ~~of 2003~~.
  - 2. The provision of subsection B of this section shall not prohibit persons from transporting fireworks in their unopened, original packaging in a motor vehicle.
- D. Seizure ~~O~~of Fireworks: Any fireworks found in violation of this section shall be seized and, upon conviction, such fireworks shall be forfeited to the ~~e~~City and destroyed.

- E. Violation; ~~Classification Of Offense~~: The violation of this section shall be ~~a class B offense~~ punishable by a fine of not more than seven hundred fifty dollars (\$750.00) plus costs. (Ord. 2006-15, 9-5-2006)

Section V: That Title 5, Chapter 5, Article G, Section 5-5G-6 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

#### **5-5G-6: HANDGUN POSSESSION:**

A. Weapon Notification<sup>6</sup>:

1. It shall be unlawful for any person to fail or refuse to identify the fact that the person is in actual possession of a concealed handgun pursuant to the authority of the Oklahoma ~~s~~Self-~~d~~Defense ~~a~~Act<sup>7</sup> when the person first comes into contact with any law enforcement officer during the course of any arrest, detainment or routine traffic stop.
2. For the purposes of this subsection, any person who is in possession of a handgun has an affirmative duty to inform the officer of the handgun whether the officer has made inquiry or not.
3. A violation of this subsection shall be ~~a class A offense~~ punishable by a fine of not more than one hundred dollars (\$100.00) plus costs.

B. Possession ~~O~~f License Required<sup>8</sup>:

1. No person shall be in possession of a handgun unless the person has in his or her possession a valid handgun license and a valid Oklahoma driver's license or an Oklahoma state photo identification.
2. If the person, within ten (10) days of his or her arrest, shows proof to the court of a valid handgun license and an Oklahoma driver's license or photo identification card issued to such person, the court shall dismiss the charge upon payment of court costs.
3. A violation of this subsection B shall be ~~a class A offense~~ punishable by a fine of not less than one hundred dollars (\$100.00), nor more than two hundred fifty dollars (\$250.00) plus costs. (1994 Code §§ 18-136, 18-137)

**Footnotes** - Click any footnote link to go back to its reference.

Footnote 3: State law reference - forfeiting weapons, 11 OS § 28-121; 21 OS § 1289.24; 22 OS § 1327.

Footnote 4: State law reference - firearms in vehicles, 21 OS §§ 1272, 1289.6, 1289.7, 1289.13, and 1289.24.

Footnote 5: State law reference - 11 OS § 22-110.

Footnote 6: State law reference - 21 OS § 1290.8.

Footnote 7: 21 OS § 643.

Footnote 8: State law reference - 21 OS § 1290.8.

Section VI: Repealer. All ordinances or parts thereof, which are inconsistent with this ordinance, are hereby repealed.

Section VII: Savings Clause. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceedings now pending in any court, or any rights acquired or liability incurred, nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section VIII: Severability. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall, for any reason, be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Commission of the City of Enid that this section of the Enid Municipal Code would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part not been included.

Section IX: Codification. This ordinance shall be codified as Title 5, Chapter 5, Article G, Sections 5-5G-2 through 5-5G-6 of the Enid Municipal Code, 2003.

PASSED AND APPROVED by the Mayor and Board of Commissioners of the City of Enid, Oklahoma, on this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

CITY OF ENID, OKLAHOMA

\_\_\_\_\_  
William E. Shewey, Mayor

(SEAL)

ATTEST:

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City Clerk, Linda Parks

Approved as to Form and Legality:

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Andrea L. Chism, City Attorney

ORDINANCE NO. 2013-\_\_\_\_\_

AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY," CHAPTER 5, ENTITLED "GENERAL OFFENSES, ARTICLE H, ENTITLED "DRUG AND ALCOHOL RELATED OFFENSES," SECTIONS 5-5H-1 THROUGH 5-5H-5, TO UPDATE IN ACCORDANCE WITH STATE LAW, CORRECT GRAMMATICAL ERRORS AND MOVE FROM A CLASS SYSTEM OF OFFENSES TO SPECIFIC FINES AND IMPRISONMENT; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.

ORDINANCE

BE IT ORDAINED BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE CITY OF ENID, OKLAHOMA:

Section I: That Title 5, Chapter 5, Article H, Section 5-5H-1 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5H-1: DRUGS AND RELATED SUBSTANCES<sup>2</sup>:**

A. Definitions: As used in this section, the following words and phrases shall have the meanings respectively ascribed to them in this section:

ADMINISTER: Shall be as defined in 63 Oklahoma Statutes section 2-101.

CONTROLLED DANGEROUS SUBSTANCE: Shall be as defined in 63 Oklahoma Statutes section 2-101.

DELIVER OR DELIVERY: Shall be as defined in 63 Oklahoma Statutes section 2-101.

DRUG PARAPHERNALIA: All equipment, products and materials of any kind which are used, intended for use, or designed for use, in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting, inhaling, or otherwise introducing into the human body a controlled dangerous substance in violation of state law. It includes, but is not limited to:

1. Kits used, intended for use, or designed for use in planting, propagating, cultivating, growing or harvesting of any species of plant which is a controlled substance or from which a controlled dangerous substance can be derived.
2. Kits used, intended for use, or designed for use in manufacturing, compounding, converting, producing, processing, or preparing controlled dangerous substances.

3. Isomerization devices used, intended for use, or designed for use in increasing the potency of any species of plant which is a controlled dangerous substance.
4. Testing equipment used, intended for use, or designed for use in identifying, or in analyzing the strength, effectiveness or purity of controlled dangerous substances.
5. Scales and balances used, intended for use, or designed for use in weighing or measuring controlled dangerous substances.
6. Diluents and adulterants, such as quinine hydrochloride, mannitol, mannite, dextrose and lactose, used, intended for use, or designed for use in cutting controlled dangerous substances.
7. Separation gins and sifters used, intended for use, or designed for use in removing twigs and seeds from, or in otherwise cleaning or refining, marihuana.
8. Blenders, bowls, containers, spoons and mixing devices used, intended for use, or designed for use in compounding controlled dangerous substances.
9. Capsules, balloons, envelopes and other containers used, intended for use, or designed for use in packaging small quantities of controlled dangerous substances.
10. Containers and other objects used, intended for use, or designed for use in storing or concealing controlled dangerous substances.
11. Hypodermic syringes, needles and other objects used, intended for use, or designed for use in parenterally injecting controlled dangerous substances into the human body.
12. Objects used, intended for use, or designed for use in ingesting, inhaling, or otherwise introducing marihuana, cocaine, hashish, or hashish oil into the human body, such as:
  - a. Metal, wooden, acrylic, glass, stone, plastic, or ceramic pipes with or without screens, permanent screens, hashish heads, or punctured metal bowls.
  - b. Water pipes.
  - c. Carburetion tubes and devices.
  - d. Smoking and carburetion masks.

- e. Roach clips, meaning objects used to hold burning materials, such as a marihuana cigarette, that has become too small or too short to be held in the hand.
- f. Miniature cocaine spoons, and cocaine vials.
- g. Chamber pipes.
- h. Carburetor pipes.
- i. Electric pipes.
- j. Air driven pipes.
- k. Chillums.
- l. Bongs.
- m. Ice pipes or chillers.

In determining whether an object is drug paraphernalia, a court or other authority should consider, in addition to all other logically relevant factors, the following:

Statements by an owner or by anyone in control of the object concerning its use.

Prior convictions, if any, of an owner, or of anyone in control of the object, under any state or federal law relating to any controlled dangerous substance.

The proximity of the object, in time and space, to a direct violation of this section or of the state uniform controlled dangerous substances act.

The proximity of the object to controlled dangerous substances.

The existence of any residue of controlled dangerous substances on the object.

Direct or circumstantial evidence of the intent of an owner, or of anyone in control of the object, to deliver it to persons whom he knows, or should reasonably know, intend to use the object to facilitate a violation of this section or the state uniform controlled dangerous substances act; the innocence of an owner, or of anyone in control of the object, as to a direct violation of this section shall not prevent a finding that the object is intended for use, or designed for use as drug paraphernalia.

Instructions, oral or written, provided with the object concerning its use.

Descriptive materials accompanying the object which explain or depict its use.

National and local advertising concerning its use.

The manner in which the object is displayed for sale.

Whether the owner, or anyone in control of the object, is a legitimate supplier of like or related items to the community, such as a licensed distributor or dealer of tobacco products.

Direct or circumstantial evidence of the ratio of sales of the object to the total sales of the business enterprise.

The existence and scope of legitimate uses for the object in the community.

Expert testimony concerning its use.

MARIHUANA: Shall be as defined in 63 Oklahoma Statutes section 2-101.

SALE: Includes barter, exchange or gift, or offer therefor, and each such transaction made by any person, principal, proprietor, agent, servant or employee.

B. Possession<sup>3</sup>:

1. It is unlawful for any person knowingly or intentionally to possess any of the following controlled dangerous substances unless such substance was obtained directly, or pursuant to a valid prescription or order from a practitioner, while acting in the course of his professional practice, or except as authorized by state law:

- a. Any substance listed in 63 Oklahoma Statutes sections 2-208, 2-209 or 2-210; or
- b. Any marihuana; or
- c. Any substance included in 63 Oklahoma Statutes section 2-206, subsection D.

2. The violation of this subsection B shall be ~~a class A offense punishable by a fine of not more than eight hundred dollars (\$800.00) plus costs or by imprisonment for up to sixty (60) days, or by both such fine and imprisonment.~~

C. Implements ~~F~~for Controlled Dangerous Substances:

1. It is unlawful for any person to use, or to possess with intent to use, drug paraphernalia to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store,



contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled dangerous substance in violation of this section or state law.

2. It is unlawful for any person to deliver, possess with intent to deliver or manufacture with intent to deliver, drug paraphernalia, knowing, or under circumstances where one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled dangerous substance in violation of this section or state law.
3. It is unlawful for any person to place in any newspaper, magazine, handbill, or other publication any advertisement, knowing, or under circumstances where one reasonably should know, that the purpose of the advertisement, in whole or in part, is to promote the sale of objects designed or intended for use as drug paraphernalia.
4. The violation of this subsection shall be ~~a class B offense~~ punishable by a fine of not more than eight hundred dollars (\$800.00) plus costs. (1994 Code §§ 18-151, 18-152, 18-153)

Section II: That Title 5, Chapter 5, Article H, Section 5-5H-2 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

#### **5-5H-2: ALCOHOL AND LOW POINT BEER RESTRICTIONS; INTOXICATION:**

A. Public Intoxication<sup>4</sup>:

1. "Low point beer" means and includes beverages containing more than one-half of one percent (0.5%) alcohol by volume, and not more than three and two-tenths percent (3.2%) alcohol by weight, including, but not limited to, beer or cereal malt beverages obtained by the alcoholic fermentation of an infusion of barley or other grain, malt or similar products.
2. No person shall be drunk or intoxicated on any public or private road, or in any public conveyance, or any public place or building, or at any public gathering, from drinking or consuming any low point beer, intoxicating liquor, intoxicating substance or intoxicating compound or from inhalation of glue, paint or other intoxicating substance. No person shall be drunk or intoxicated from any cause and shall disturb the peace of any person.
3. The violation of this subsection shall be ~~a class C offense unless the person has previously been convicted of a violation of this section, then it shall be a class B offense~~ punishable by a fine of not less than ten dollars (\$10.00) nor more than one hundred dollars (\$100) plus costs, or by imprisonment for not less than five (5) days nor more than thirty (30) days, or by both such fine and imprisonment.

B. Intoxicating Liquor:

1. No person shall consume or possess any intoxicating liquor in any street, alley or other public place, except as authorized or permitted by statute or ordinance.
2. The provisions of subsection B1 of this section shall not apply to persons in city owned facilities who are authorized to consume or possess such liquor by the city manager. The manager shall grant such authorization if the public health, safety and welfare will not be endangered thereby.

3. The violation of this subsection shall be punishable by a fine of not less than ten dollars (\$10.00) nor more than one hundred dollars (\$100) plus costs, or by imprisonment for not less than five (5) days nor more than thirty (30) days, or by both such fine and imprisonment.

C. Consumption of Low Point Beer<sup>5</sup>:

1. Consumption: No person shall consume any low point beer on or in any street or sidewalk, unless authorized as part of a special event pursuant to section 7-6-3 of this code. (Ord. 2006-24, 10-17-2006, eff. 12-1-2006)

2. The violation of this subsection shall be punishable by a fine of not less than ten dollars (10.00) nor more than one hundred dollars (\$100) plus costs, or by imprisonment for not less than five (5) days nor more than thirty (30) days, or by both such fine and imprisonment.

Section III: That Title 5, Chapter 5, Article H, Section 5-5H-3 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5H-3: SMELLING, INHALING OF GLUE OR OTHER SUBSTANCES<sup>6</sup>:**

- A. Prohibition: It shall be unlawful for any person deliberately to smell, inhale, breathe, drink or otherwise consume any compound, liquid, chemical, narcotic, drug or any other substance containing any ketones, aldehydes, organic acetones, ether, chlorinated hydrocarbons, such as gasoline, glue, fingernail polish, adhesive cement, mucilage, dope or any other substance or combination.

B. Exemptions: The provisions of subsection A of this section shall not pertain to:

1. Any person who inhales, breathes, drinks or otherwise consumes such material or substance pursuant to the direction or prescription of any licensed doctor, physician, surgeon, dentist or podiatrist; or
2. The consumption of intoxicating liquor thereof containing solvents releasing toxic vapors, with the intent to cause conditions of intoxication, inebriation, excitement, elation, stupefaction, paralysis, irrationality, dulling of the brain or nervous

system, or any other changing, distorting or disturbing of the eyesight, thinking process, judgment, balance or coordination of such person.

- C. Violation; ~~Classification Of Offense~~: The violation of this section shall be ~~a class A offense~~ punishable by a fine of not more than five hundred dollars (\$500.00) plus costs or by imprisonment of up to sixty (60) days, or by both such fine and imprisonment. (1994 Code § 18-178)

Section IV: That Title 5, Chapter 5, Article H, Section 5-5H-4 of the Enid Municipal Code, 2003, is hereby amended to read as follows:

**5-5H-4: SMOKING IN PUBLIC AREAS PROHIBITED:**

- A. Definitions: The following words, terms and phrases, when used with this section, shall have the meaning ascribed to them as defined below, except where the context clearly indicates a different meaning:

**EDUCATIONAL FACILITY:** A building owned, leased or under the control of a public or private school system, college or university.

**HEALTH FACILITY:** An entity which provides health services, including, but not limited to, hospitals, nursing homes, long term care facilities, kidney disease treatment centers, health maintenance organizations and ambulatory treatment centers.

**INCIDENTAL PUBLIC ACCESS:** A place of business that has only an occasional person, who is not an employee, present at the business to transact business or make a delivery. It does not include businesses that depend on walk-in customers for any part of their business.

**INDOOR WORKPLACE:** Any indoor place of employment or employment type service for or at the request of another individual or individuals, or any public or private entity, whether part time or full time, and whether for compensation or not. Such services shall include, without limitation, any service performed by an owner, employee, independent contractor, agent, partner, proprietor, manager, officer, director, apprentice, trainee, associate, servant, or volunteer. An indoor workplace includes work areas, employee lounges, restrooms, conference rooms, classrooms, employee cafeterias, hallways, any other spaces used or visited by employees, and all space between a floor and ceiling that is predominantly or totally enclosed by walls or windows, regardless of doors, doorways, open or closed windows, stairways, or the like. The provisions of this section shall apply to such indoor workplace at any given time, whether or not work is being performed.

**PUBLIC PLACE:** Any enclosed indoor area where individuals other than employees are invited or permitted.

**RESTAURANT:** Any eating establishment regardless of seating capacity.

SMOKING: The carrying by a person of a lighted cigar, cigarette, pipe or other lighted smoking device.

STAND ALONE BAR, STAND ALONE TAVERN, OR CIGAR BAR: An establishment that derives more than sixty percent (60%) of its gross receipts, subject to verification by competent authority from the sale of alcoholic beverages and low point beer and no person under twenty one (21) years of age is admitted, except for members of a musical band employed or hired as provided in 37 Oklahoma Statutes section 537, paragraph 2 of subsection B and that is not located within, and does not share any common entryway, or common indoor area with, any other enclosed indoor workplace, including a restaurant.

B. Possession Of Lighted Tobacco Prohibited: Possession of lighted tobacco is prohibited in any indoor place used by or open to the public, public transportation, or any indoor workplace. A violation of this subsection shall be punishable by a fine of up to one hundred dollars (\$100.00) plus costs.

C. Exceptions: Subsection B of this section does not apply to:

1. Stand alone bars, stand alone taverns, and cigar bars;
2. The room or rooms where licensed charitable bingo games are being operated, but only during the hours of operation of such games;
3. Up to twenty five percent (25%) of the guestrooms at a hotel or other lodging establishment;
4. Workplaces where only the owner or operator of the workplace, or the immediate family of the owner or operator, performs any work in the workplace, and the workplace has only incidental public access;
5. Workplaces occupied exclusively by one or more smokers, if the workplace has only incidental public access;
6. Private offices occupied exclusively by one or more smokers;
7. Workplaces within private residences, except that smoking shall not be allowed inside any private residence that is used as a licensed childcare facility during hours of operation;
8. Medical research or treatment centers, if smoking is integral to the research or treatment;
9. A facility operated by a post or organization of past or present members of the armed forces of the United States which is exempt from taxation pursuant to sections 501(c)(8), (c)(19) of the internal revenue code, 26

USC, section 501(c)(8), (c)(10), or (c)(19), when such facility is utilized exclusively by its members and their families and for the conduct of post or organization of nonprofit operations except during an event or activity which is open to the public; and

10. Any outdoor seating area of a restaurant; provided, smoking shall not be allowed within fifteen feet (15') of any exterior public doorway or any air intake of a restaurant.

- D. **Smoking Rooms:** An employer not otherwise restricted from doing so may elect to provide smoking rooms where no work is performed except for cleaning and maintenance during the time the room is not in use for smoking, provided each smoking room is fully enclosed and exhausted directly to the outside in such a manner that no smoke can drift or circulate into a nonsmoking area. No exhaust from a smoking room shall be located within fifteen feet (15') of any entrance, exit, or air intake.
- E. **Smoking Area Requirements:** If smoking is to be permitted in any space exempted in subsection C of this section or in a smoking room pursuant to subsection D of this section such smoking room must either occupy the entire enclosed indoor space or, if it shares the enclosed space with any nonsmoking areas, the smoking space shall be fully enclosed, exhausted directly to the outside with no air from the smoking space circulated to any nonsmoking area, and under negative air pressure so that no smoke can drift or circulate into a nonsmoking area when a door to an adjacent nonsmoking area is opened. Air from a smoking room shall not be exhausted within fifteen feet (15') of any entrance, exit, or air intake. Any employer may choose a more restrictive smoking policy, including being totally smoke free.
- F. **Restaurants:** Notwithstanding any other provision of this section, until March 1, 2006, restaurants may have designated smoking and nonsmoking areas or may be designated as being a totally nonsmoking area. Beginning March 1, 2006, restaurants shall be totally nonsmoking or may provide nonsmoking areas and designated smoking room. Food and beverage may be served in such designated smoking rooms which shall be in a location which is fully enclosed, directly exhausted to the outside, under negative air pressure so smoke cannot escape when a door is opened, and no air is recirculated to nonsmoking areas of the building. No exhaust from such room shall be located within twenty five feet (25') of any entrance, exit, or air intake. Such room shall be subject to verification for compliance with the provisions of this subsection by the Oklahoma state department of health.
- | G. **Posting Of Sign Or Decal:** The person who owns or operates a place where smoking or tobacco use is prohibited by law shall be responsible for posting a sign or decal, at least four inches by two inches (4" x 2") in size, at each entrance to the building indicating that the place is smoke free or tobacco free.

Responsibility for posting signs or decals shall be as follows:

1. In privately owned facilities, the owner or lessee, if a lessee is in possession of the facilities, shall be responsible;
2. In corporately owned facilities, the manager and/or supervisor of the facility involved shall be responsible; and
3. In publicly owned facilities, the manager and/or supervisor of the facility shall be responsible. (Ord. 2004-31, 9-21-2004)

Section V: That Title 5, Chapter 5, Article H, Section 5-5H-5 of the Enid Municipal Code, 2003, is hereby amended to read as follows

**5-5H-5: SMOKING OUTSIDE STATE, COUNTY, OR CITY OWNED BUILDINGS<sup>7</sup>:** 

No smoking shall be allowed within twenty five feet (25') of the entrance or exit of any state, county, or city owned buildings. A violation of this section shall be punishable by a fine of not less than ten dollars (\$10.00) nor more than one hundred dollars (\$100.00) plus costs. (Ord. 2004-31, 9-21-2004)

**Footnotes** - Click any footnote link to go back to its reference.

Footnote 2: State law reference - uniform controlled dangerous substances act, 63 OS § 2-101 et seq.

Footnote 3: State law reference - similar provisions, 63 OS § 2-402.

Footnote 4: State law reference - similar provisions, 37 OS § 8.

Footnote 5: See also title 3, chapter 2, article B of this code for low point beer regulations.

Footnote 6: State law reference - similar provisions, 63 OS § 465.20.

Footnote 7: State law reference - 21 OS § 1247(E).

Section VI: Repealer. All ordinances or parts thereof, which are inconsistent with this ordinance, are hereby repealed.

Section VII: Savings Clause. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceedings now pending in any court, or any rights acquired or liability incurred, nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section VIII: Severability. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall, for any reason, be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Commission of

the City of Enid that this section of the Enid Municipal Code would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part not been included.

Section IX: Codification. This ordinance shall be codified as Title 5, Chapter 5, Article H, Sections 5-5H-1 through 5-5H-5 of the Enid Municipal Code, 2003.

PASSED AND APPROVED by the Mayor and Board of Commissioners of the City of Enid, Oklahoma, on this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

CITY OF ENID, OKLAHOMA

\_\_\_\_\_  
William E. Shewey, Mayor

(SEAL)

ATTEST:

\_\_\_\_\_  
City Clerk, Linda Parks

Approved as to Form and Legality:

\_\_\_\_\_  
Andrea L. Chism, City Attorney

**ORDINANCE NO. 2013-\_\_\_\_\_**

**AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 9, ENTITLED "BUILDING REGULATION," TO CREATE CHAPTER 15, ENTITLED "SALE OF COMMERCIAL PROPERTY," SECTION 9-15-1, ENTITLED "REQUIRED DISCLOSURES," TO REQUIRE FOR CERTAIN DISCLOSURES TO BE MADE TO POTENTIAL PURCHASERS OF COMMERCIAL PROPERTY WITHIN THE CITY OF ENID; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY AND CODIFICATION.**

**ORDINANCE**

BE IT ORDAINED BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE CITY OF ENID, OKLAHOMA:

Section I: That Title 9, Chapter 15, Section 9-15-1 of the Enid Municipal Code, 2003, is hereby created to read as follows:

**9-15-1: COMMERCIAL PROPERTY SALE, DISCLOSURES REQUIRED**

- A. In the sale of commercial property, disclosure of city utilities available, current zoning and hydrant-flow availability, must be given to the purchaser prior to the sale of the commercial property to allow the purchaser to enter into a contract of sale fully informed of the state of the property to be sold.
  - 1. The city utilities currently available at the property to be sold shall be listed in their entirety. "Currently available" means utilities that can be accessed without any further action on the part of any utility service provider or any other third party.
  - 2. The current zoning for the property must be disclosed. Current zoning is determined by the ordinances of the City of Enid.
  - 3. The hydrant-flow availability for the property must be clearly stated and verified by the Enid Fire Department personnel.
- B. A violation of subsection A (1-3). of this section, a failure to disclose to the the purchaser of the commercial property utilities available, OR current zoning, OR hydrant-flow availability, shall result in a fine of \$750.00 in addition to fees and costs associated with the violation.
- C. A purchaser who has failed to receive disclosure of the current zoning from the property is not exempt from any zoning restrictions.
- D. A purchaser who has failed to receive disclosure of hydrant-flow availability from the seller of the commercial property shall not be exempt from satisfying the minimum fire



flow requirements as set forth in Appendix B of the international fire code (IFC), 2009 edition, as adopted by the city of Enid.

1. The purchaser of the commercial property shall still be required to meet the minimum fire flow requirements during ownership of the property according to the approved method based upon the type of construction and square footage of the fire area as set forth in Appendix B of the international fire code (IFC), 2009 edition, as adopted by the city of Enid.
2. The owner of the commercial property is under a continuing duty to meet these minimum flow requirements throughout ownership as the type of construction and square footage of the commercial property changes.

Section II: Repealer. All ordinances or parts thereof, which are inconsistent with this ordinance, are hereby repealed.

Section III: Savings Clause. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceedings now pending in any court, or any rights acquired or liability incurred, nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section IV: Severability. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall, for any reason, be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Commission of the City of Enid that this section of the Enid Municipal Code would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part not been included.

Section V: Codification. This ordinance shall be codified as Title 9, Chapter 15, Section 9-15-1 of the Enid Municipal Code, 2003.

PASSED AND APPROVED by the Mayor and Board of Commissioners of the City of Enid, Oklahoma, on this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

CITY OF ENID, OKLAHOMA

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William E. Shewey, Mayor

(SEAL)

ATTEST:

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City Clerk, Linda Parks

Approved as to Form and Legality:

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Andrea L. Springer, City Attorney



# Child's Play, Inc.

## AFFIDAVIT OF UNDERSTANDING

STATE OF Texas )  
 ) ss:  
COUNTY OF Dallas )

Kathy M. Robertson (Contractor's Authorized Agent), of lawful age, being first duly sworn upon his/her oath, states:

1. I am the duly authorized agent of Child's Play, Inc (Bidder's Company Name), the bidder submitting the attached competitive bid (the "bid"), for the purpose of certifying the facts pertaining to the existence or nonexistence of collusion among bidders or between bidders and municipal officials or employees, as well as facts pertaining to the giving or offering of things of value to government personnel in return for special consideration in the award of any contract associated with the bid attached to this document;
2. I am fully aware that the bid that was submitted by my company is to include temporary fencing and an annual maintenance package. These items are a standard service for Child's Play, Inc and therefore will not be charged to the customer.

Further, Affiant saith not.

Kathy M. Robertson  
Signature of Authorized Agent

Kathy M. Robertson, V.P.

Title (printed)

Subscribed and sworn to before me this 18<sup>th</sup> day of November, 2013.

(SEAL)

My commission expires:

3-26-2017.

Patricia P. McDonald

Notary Public



CANVASS OF BIDS  
for  
**Playground Installation at Various Parks  
P-1401A**

<u>FIRM NAME AND ADDRESS</u>	<u>PRODUCT/SERVICE BID</u>	<u>PRICE</u>
<b>Child's Play Dallas, Texas</b>	<b>Total Bid</b>	<b>\$239,758.00</b>

Bid meets or exceeds all major specifications:  X  YES   NO  
Bid meets or exceeds all minor specifications:   YES  X  NO

DEVIATIONS: **Minor calculation errors. Contractor omitted addressing requirements of Addendum. These requirements were Temporary Fencing and Twenty (20) year maintenance program. Contractor submitted an affidavit declaring that these items are standard services, included in the submitted bid price.**

RECOMMENDATION:

Waive minor errors and award contract to Child's Play, Inc. in the amount of \$239,758.00.

**RESOLUTION AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY FOR THE CLOSING OF THE DOWNTOWN HOTEL PROPERTY WITH LODGEWELL, LLC AND/OR ENID HOTEL 1, LLC.**

**RESOLUTION**

**WHEREAS**, on February 21, 2013, the City entered into a Master Development Agreement (MDA) with LodgeWell, LLC; and,

**WHEREAS**, on March 19, 2013, the City entered into a Real Estate Contract and Lease Agreement (REC) with Enid Hotel 1, LLC; and,

**WHEREAS**, both agreements contemplate the City to transfer ownership of certain property downtown for the purpose of building a hotel; and,

**WHEREAS**, both agreements contain certain requirements for closing; and,

**WHEREAS**, during the initial title work, it was discovered that portions of the property to be transferred are titled in variations of the name of the City of Enid.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Board of Commissioners of the City of Enid that the City hereby intends to convey the properties identified in the agreements whether those properties are properly titled to the City of Enid or a variation of that name.

**BE IT FURTHER RESOLVED** that the Mayor is hereby authorized, on behalf of the variations of the name of the City of Enid, to execute all documents necessary to complete the transactions identified by the MDA and REC which are necessary for closing.

**PASSED AND APPROVED** this 19th day of November, 2013.

---

William E. Shewey, Mayor

(SEAL)

ATTEST:

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Linda Parks, City Clerk

RESOLUTION

A RESOLUTION AMENDING THE 2013-2014 CAPITAL IMPROVEMENT FUND BUDGET BY APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$13,600.00 TO INCREASE THE 2013-2014 APPROPRIATED AMOUNTS FOR THE CAPITAL IMPROVEMENT DEPARTMENT.

WHEREAS, the City of Enid entered into a contract for professional services with Convergence Design, LLC on February 1, 2011 for the Event Center and Convention Hall design; and

WHEREAS, the appropriated amounts for the 2013-2014 Capital Improvement Department in the Capital Improvement Fund must be increased by \$13,600.00 to provide funding for additional design costs associated with video board lighting and equipment and storm drainage work around Café Garcia's restaurant; and

WHEREAS, funds will be transferred from the Enid Municipal Authority to the Capital Improvement Fund Capital Improvement Department to provide the necessary funding;

AND NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE CITY OF ENID, OKLAHOMA, THAT THE CITY OF ENID 2013-2014 BUDGET BE AMENDED TO INCREASE THE APPROPRIATIONS FOR THE CAPITAL IMPROVEMENT FUND CAPITAL IMPROVEMENT DEPARTMENT:

FUND 40 CAPITAL IMPROVEMENT FUND	
Revenues	\$13,600.00
Capital Improvement Department	\$13,600.00

Adopted this 19<sup>th</sup> day of November 2013.

\_\_\_\_\_  
Mayor

(Seal)

ATTEST:

\_\_\_\_\_  
City Clerk



RESOLUTION

A RESOLUTION AMENDING THE 2013-2014 CITY OF ENID GENERAL FUND BY APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$85,781.71 TO INCREASE THE 2013-2014 APPROPRIATED AMOUNTS FOR THE GENERAL FUND CAPITAL REPLACEMENT DEPARTMENT.

WHEREAS, the City sold over 30 older vehicles and equipment in June of 2013 and the General Fund received \$85,781.71 in funds in July that were not originally budgeted. This resolution will appropriate those monies to purchase three pooled vehicles for administration and the service center; and

WHEREAS, funds are available in the General Fund;

AND NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE CITY OF ENID, OKLAHOMA, THAT THE CITY OF ENID 2013-2014 BUDGET BE AMENDED TO INCREASE THE APPROPRIATIONS FOR THE GENERAL FUND CAPITAL REPLACEMENT DEPARTMENT:

FUND 10 GENERAL FUND	
Capital Replacement Department	\$81,018.35

Adopted this 19<sup>th</sup> day of November 2013.

\_\_\_\_\_  
Mayor

(Seal)

ATTEST:

\_\_\_\_\_  
City Clerk

November 19, 2013

To: Dustin Robertson

In Re: Appeal of Denial of Solicitor's Application

Dear Mr. Robertson,

This letter is to inform you that your application for a Solicitor's certificate has been conditionally approved. This approval is conditioned upon your parent company successfully completing the requirements under the City of Enid solicitor's ordinance and application processes. If you have any further questions please feel free to contact us at the number listed below.

Sincerely,

CITY OF ENID, OKLAHOMA

---

William E. Shewey, Mayor



**RESOLUTION AUTHORIZING THE CHAIRMAN TO SIGN ALL DOCUMENTS NECESSARY FOR THE CLOSING OF THE DOWNTOWN HOTEL PROPERTY WITH LODGEWELL, LLC AND/OR ENID HOTEL 1, LLC.**

**RESOLUTION**

**WHEREAS**, on February 21, 2013, the City entered into a Master Development Agreement (MDA) with LodgeWell, LLC; and,

**WHEREAS**, on March 19, 2013, the City entered into a Real Estate Contract and Lease Agreement (REC) with Enid Hotel 1, LLC; and,

**WHEREAS**, both agreements contemplate the City to transfer ownership of certain property downtown for the purpose of building a hotel; and,

**WHEREAS**, both agreements contain certain requirements for closing; and,

**WHEREAS**, during the initial title work, it was discovered that portions of the property to be transferred are titled to the Enid Municipal Authority.

**NOW THEREFORE, BE IT RESOLVED** by the Enid Municipal Authority that the Authority hereby ratifies the MDA and the REC previously executed by the City of Enid and intends to convey the properties identified in the agreements which are titled to the Enid Municipal Authority.

**BE IT FURTHER RESOLVED** that the Chairman is hereby authorized, on behalf of the Enid Municipal Authority, to execute all documents necessary to complete the transactions identified by the MDA and REC which are necessary for closing.

**PASSED AND APPROVED** this 19th day of November, 2013.

---

William E. Shewey, Chairman

(SEAL)

ATTEST:

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Linda Parks, City Clerk

**RESOLUTION AUTHORIZING THE CHAIRMAN TO SIGN ALL DOCUMENTS NECESSARY FOR THE CLOSING OF THE DOWNTOWN HOTEL PROPERTY WITH LODGEWELL, LLC AND/OR ENID HOTEL 1, LLC.**

**RESOLUTION**

**WHEREAS**, on February 21, 2013, the City entered into a Master Development Agreement (MDA) with LodgeWell, LLC; and,

**WHEREAS**, on March 19, 2013, the City entered into a Real Estate Contract and Lease Agreement (REC) with Enid Hotel 1, LLC; and,

**WHEREAS**, both agreements contemplate the City to transfer ownership of certain property downtown for the purpose of building a hotel; and,

**WHEREAS**, both agreements contain certain requirements for closing; and,

**WHEREAS**, during the initial title work, it was discovered that portions of the property to be transferred are titled to the Enid Municipal Authority.

**NOW THEREFORE, BE IT RESOLVED** by the Enid Municipal Authority that the Authority hereby ratifies the MDA and the REC previously executed by the City of Enid and intends to convey the properties identified in the agreements which are titled to the Enid Municipal Authority.

**BE IT FURTHER RESOLVED** that the Chairman is hereby authorized, on behalf of the Enid Municipal Authority, to execute all documents necessary to complete the transactions identified by the MDA and REC which are necessary for closing.

**PASSED AND APPROVED** this 19th day of November, 2013.

---

William E. Shewey, Chairman

(SEAL)

ATTEST:

---

Linda Parks, City Clerk

RESOLUTION

A RESOLUTION INCREASING THE 2013-2014 FISCAL FINANCIAL PLAN FOR THE ENID MUNICIPAL AUTHORITY IN THE AMOUNT OF \$13,600.00.

WHEREAS, the City of Enid entered into a contract for professional services with Convergence Design, LLC on February 1, 2011 for the Event Center and Convention Hall design; and

WHEREAS, the appropriated amounts for the 2013-2014 Capital Improvement Department in the Capital Improvement Fund must be increased by \$13,600.00 to provide funding for additional design costs associated with video board lighting and equipment and storm drainage work around Café Garcia's restaurant; and

WHEREAS, funds will be transferred from the Enid Municipal Authority (EMA) operating department to the Capital Improvement Fund Capital Improvement department to provide the necessary funding utilizing the 1% Sales Tax funds;

AND NOW, THEREFORE, BE IT RESOLVED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE ENID MUNICIPAL AUTHORITY, THAT THE ENID MUNICIPAL AUTHORITY 2013-2014 FISCAL FINANCIAL PLAN BE INCREASED IN THE FOLLOWING AMOUNTS:

FUND 31 ENID MUNICIPAL AUTHORITY	
EMA Operations Department	\$13,600.00

Adopted this 19<sup>th</sup> day of November 2013.

\_\_\_\_\_  
Chairman

(Seal)

ATTEST:

\_\_\_\_\_  
City Clerk

## PURCHASE ORDER CLAIMS LIST

11/19/2013

**FUND 10 DEPT 000 - N.A.**

01-01472	STAPLES ADVANTAGE	PO0117729	FLASHDRIVES/PENS/TISSUE/ST	\$122.78
01-01955	T-MOBILE USA, INC.	PO0117581	MONTHLY SERVICE 10/13	\$2,774.60
01-03030	OKLAHOMA UNIFORM BUILDING CODE COM	PO0117662	OUBCC FEES 10/13	\$424.00
01-03255	TRI-COUNTY VET, LLC	PO0117590	REIMB/SPAY/NEUTER	\$95.00
01-03732	ASAP ENERGY INC.	PO0117566	UNLEADED FUEL/ST	\$19,902.07
01-04259	FOWLER, CHERYL	PO0117512	REIMB/ADOPTION FEES	\$80.00
01-04267	HESS, JESSICA	PO0117691	REIMB/SPAY FEE	\$80.00
01-05041	ENID PET HOSPITAL	PO0117588	REIMB/SPAY/NEUTER	\$345.00
01-15125	OK GAS & ELECTRIC	PO0117567	MONTHLY SERVICE 10/13	\$7,906.53
01-15125	OK GAS & ELECTRIC	PO0117568	MONTHLY SERVICE 10/13	\$483.54
01-15125	OK GAS & ELECTRIC	PO0117569	MONTHLY SERVICE 10/13	\$14,018.18
01-15125	OK GAS & ELECTRIC	PO0117570	MONTHLY SERVICE 10/13	\$537.15
01-15125	OK GAS & ELECTRIC	PO0117571	MONTHLY SERVICE 10/13	\$1,966.41
01-15125	OK GAS & ELECTRIC	PO0117644	MONTHLY SERVICE 10/13	\$14,055.35
01-15127	OK NATURAL GAS	PO0117572	MONTHLY SERVICE 10/13	\$2,074.03
01-15127	OK NATURAL GAS	PO0117725	MONTHLY SERVICE 10/13	\$572.67
01-16004	PDQ PRINTING	PO0117659	WINDOW ENVELOPES/ST	\$450.00
01-16010	PIONEER TELEPHONE CO., INC.	PO0117580	MONTHLY SERVICE 10/13	\$402.63
01-19047	AT & T	PO0117574	MONTHLY SERVICE 10/13	\$7,230.87
01-19112	STEINERT, PHIL	PO0117586	REIMB/SPAY/NEUTER	\$75.00
01-23055	WHEATLAND ANIMAL CLINIC	PO0117553	REIMB/SPAY/NEUTER	\$1,580.00
01-33090	CAT CLINIC, INC.	PO0117587	REIMB/SPAY/NEUTER	\$30.00
01-66190	AT&T	PO0117573	MONTHLY SERVICE 10/13	\$1,517.57
01-70950	COPIERS PLUS, INC.	PO0117575	COPIER MAINTENANCE 9/13	\$626.93
01-70950	COPIERS PLUS, INC.	PO0117576	COPIER MAINTENANCE 10/13	\$550.01
01-80343	FENTRESS OIL COMPANY, INC.	PO0117758	HYDRAULIC OIL/ST	\$1,934.38
01-80343	FENTRESS OIL COMPANY, INC.	PO0117760	HYDRAULIC OIL/ST	\$1,273.65
<b>N.A. TOTAL</b>				<b>\$81,108.35</b>

**FUND 10 DEPT 100 - ADM. SERVICES**

01-00536	WILLIAMS BROADCASTING, LLC	PO0117617	QUALITY OF LIFE PROGRAM	\$250.00
01-01163	ADVANCED WATER SOLUTIONS	PO0117538	WATER COOLER RENTAL 10/13	\$28.25
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$2,641.25
01-02790	GLOBAL SPECTRUM	PO0117681	JUSTIN MOORE TICKETS (4)	\$159.00
01-16004	PDQ PRINTING	PO0117634	NEWSLETTERS	\$1,680.00
01-16145	PETTY CASH	PO0117694	REIMB/NOTARY FEES	\$65.00
01-16145	PETTY CASH	PO0117694	REIMB/MEAL/E BENSON	\$110.38
01-16145	PETTY CASH	PO0117695	REIMB/MILEAGE/J RILEY	\$141.68
01-16145	PETTY CASH	PO0117695	REIMB/MEAL/E BENSON	\$71.68
01-18089	RSVP, INC.	PO0117643	MAINTENANCE 10/13	\$900.00
01-60600	ENID FLORAL & GIFTS	PO0117551	FLOWER ARRANGEMENT/K TOMPKINS	\$50.00
01-74160	GRAND NATIONAL QUAIL CLUB	PO0117541	2013 QUAIL HUNT SPONSORSHIP	\$5,000.00
<b>ADM. SERVICES TOTAL</b>				<b>\$11,097.24</b>

**FUND 10 DEPT 110 - HUMAN RESOURCES**

01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$794.40
01-79720	WELLS FARGO	PO0117528	401K FEES 7/13-9/13	\$625.00
<b>HUMAN RESOURCES TOTAL</b>				<b>\$1,419.40</b>

**FUND 10 DEPT 120 - LEGAL SVCS.**

01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$940.59
01-02097	ENID RADIOLOGY, PLLC	PO0117748	WC/MEDICAL	\$116.08
01-02154	OAKTREE MEDICAL CENTER, PC	PO0117749	WC/MEDICAL	\$128.00
01-33380	OPFER, DAVID	PO0117515	WC/MEDICAL	\$317.36
01-33380	OPFER, DAVID	PO0117655	WC/MEDICAL	\$317.36
01-03921	EXPRESS SCRIPTS, INC.	PO0117544	WC/MEDICAL	\$1,506.23
01-03921	EXPRESS SCRIPTS, INC.	PO0117636	WC/MEDICAL	\$1,170.72
01-03921	EXPRESS SCRIPTS, INC.	PO0117715	WC/MEDICAL	\$105.26
01-03921	EXPRESS SCRIPTS, INC.	PO0117742	WC/MEDICAL	\$431.14

01-04020	PAIN MANAGEMENT OF TULSA	PO0117542	WC/MEDICAL	\$88.74
01-04216	HATFIELD, JEFF	PO0117716	WC/MEDICAL	\$13.06
01-04234	HAYES & ASSOCIATES COURT REPORTING	PO0117543	WC/MEDICAL	\$364.60
01-04262	ROBERT D EVANS, MD.	PO0117545	WC/MEDICAL	\$605.54
01-04269	CYNTHIA KAY JONES, CSR, INC	PO0117717	WC/SETTLEMENT	\$47.00
01-04270	REGINA STELL, CSR	PO0117719	WC/SETTLEMENT	\$43.32
01-16145	PETTY CASH	PO0117694	REIMB/FILING FEE	\$5.00
01-16145	PETTY CASH	PO0117695	REIMB/MILEAGE/S CAMPBELL	\$251.09
01-16145	PETTY CASH	PO0117695	REIMB/FILING FEES	\$205.70
01-190.63	SECRETARY OF STATE/NOTARY	PO0117657	FILING FEES	\$10.00
01-46190	YOUNG, LEROY E	PO0117743	WC/MEDICAL	\$590.00
			<b>LEGAL SVCS. TOTAL</b>	<b>\$7,256.79</b>

**FUND 10 DEPT 140 - SAFETY**

01-01163	ADVANCED WATER SOLUTIONS	PO0117540	WATER COOLER RENTAL 10/13	\$30.50
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$262.46
01-04266	INNOVATIVE PROSPECTS CO, LLC.	PO0117664	SAFETY GLASSES/EAR PLUGS	\$400.00
01-16145	PETTY CASH	PO0117694	REIMB/MILEAGE/L ANGUIANO	\$100.77
			<b>SAFETY TOTAL</b>	<b>\$793.73</b>

**FUND 10 DEPT 200 - GENERAL GOVERNMENT**

01-02656	ROGGOW CONSULTING	PO0114766	CONSULTING SERVICES 7/13-12/13	\$4,000.00
01-05134	ENID NEWS & EAGLE	PO0117690	PUBLICATIONS	\$48.35
01-10040	JUMBO FOODS, INC.	PO0117677	MEAL/COMMISSION MEETING	\$344.75
01-42400	AT & T	PO0117578	MONTHLY SERVICE 10/13	\$473.96
			<b>GENERAL GOVERNMENT TOTAL</b>	<b>\$4,867.06</b>

**FUND 10 DEPT 210 - ACCOUNTING**

01-01163	ADVANCED WATER SOLUTIONS	PO0117527	WATER COOLER RENTAL 10/13	\$28.25
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$51.00
01-49880	DELL MARKETING, LP	PO0117300	DESKTOP COMPUTERS (2)	\$1,290.00
			<b>ACCOUNTING TOTAL</b>	<b>\$1,369.25</b>

**FUND 10 DEPT 220 - RECORDS & RECEIPTS**

01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$70.00
01-16145	PETTY CASH	PO0117696	REIMB/DRAWER SHORTAGE	\$20.00
			<b>RECORDS &amp; RECEIPTS TOTAL</b>	<b>\$90.00</b>

**FUND 10 DEPT 250 - INFORMATION TECHNOLOGY**

01-01304	CK TELEPHONE & DATA SVC.	PO0117680	CUST CARE AGREEMENT 12/13-11/14	\$32,000.00
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$1,485.28
01-03163	SUDDENLINK-COE	PO0114655	INTERNET SERVICE 11/13	\$1,690.51
01-80310	SOFTWARE HOUSE INTERNATIONAL, INC.	PO0117034	ANNUAL SUPPORT/UPDATES 2013	\$3,369.00
			<b>INFORMATION TECHNOLOGY TOTAL</b>	<b>\$38,544.79</b>

**FUND 10 DEPT 350 - CODE ENFORCEMENT**

01-02639	RON'S MOWING SERVICE	PO0117525	MOW/114 E MAINE	\$75.00
01-02639	RON'S MOWING SERVICE	PO0117548	MOW/CLEAN 1020 N 5TH	\$175.00
01-03924	GIRLS GETTER DONE	PO0117547	MOW/476 E INDIANA	\$80.00
01-03924	GIRLS GETTER DONE	PO0117547	MOW/1524 S 3RD	\$175.00
01-03924	GIRLS GETTER DONE	PO0117547	MOW/309 E INDIANA	\$80.00
01-03924	GIRLS GETTER DONE	PO0117547	MOW/418 E YORK	\$80.00
01-03924	GIRLS GETTER DONE	PO0117547	MOW/720 N MALONE	\$80.00
01-03924	GIRLS GETTER DONE	PO0117666	MOW/1301 E ELM	\$80.00
01-03924	GIRLS GETTER DONE	PO0117666	MOW/819 E MAINE	\$80.00
01-03924	GIRLS GETTER DONE	PO0117666	MOW/1609 S GRAND	\$175.00

01-16145 PETTY CASH

PO0117698 REIMB/FILING FEES

\$338.00

**CODE ENFORCEMENT TOTAL**

**\$1,418.00**

**FUND 10 DEPT 400 - ENGINEERING**

01-01458	INTERSTATE BATTERY SYSTEM OF SW OK	PO0117598	V729 BATTERY	\$100.65
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$732.25
01-31270	HITT, ROBERT	PO0117637	2013 APWA/OML/OWRB TRAINING	\$2,106.75
01-40180	WAY OUT WEST	PO0117650	BOOTS/J WALDEN	\$125.00
01-67730	OK FLOODPLAIN MANAGEMENT ASSOC.	PO0117757	CFM EXAM FEE/C GDANSKI	\$50.00
<b>ENGINEERING TOTAL</b>				<b>\$3,114.65</b>

**FUND 10 DEPT 700 - PUBLIC WORKS MGMT**

01-01338	J & P SUPPLY, INC.	PO0117526	SOAP	\$41.76
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$5,998.49
01-02082	AT&T MOBILITY	PO0117577	MONTHLY SERVICE 10/13	\$193.37
01-19004	SHERWIN-WILLIAMS CO., INC.	PO0117613	PAINT	\$68.49
01-19004	SHERWIN-WILLIAMS CO., INC.	PO0117730	PAINT	\$84.37
01-48610	STITCHES AHEAD, INC.	PO0117765	LOGO JACKETS (3)	\$238.50
01-50210	LOWE'S HOME CENTERS, INC.	PO0117726	PORTABLE PLANNER/JIGSAW	\$4,648.97
01-70950	COPIERS PLUS, INC.	PO0117575	COPIER MAINTENANCE 9/13	\$3.56
01-70950	COPIERS PLUS, INC.	PO0117576	COPIER MAINTENANCE 10/13	\$6.10
<b>PUBLIC WORKS MGMT TOTAL</b>				<b>\$11,283.61</b>

**FUND 10 DEPT 710 - FLEET MAINTENANCE**

01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$707.00
01-16145	PETTY CASH	PO0117699	REIMB/TAG	\$37.50
<b>FLEET MAINTENANCE TOTAL</b>				<b>\$744.50</b>

**FUND 10 DEPT 730 - PARKS & RECREATION**

01-01458	INTERSTATE BATTERY SYSTEM OF SW OK	PO0117598	V533 BATTERY	\$197.90
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$4,397.57
01-02082	AT&T MOBILITY	PO0117577	MONTHLY SERVICE 10/13	\$63.76
01-03107	CHEM-CAN SERVICES, INC.	PO0117529	PORTABLE TOILET RENTAL 10/13	\$1,034.00
01-06019	FLAMING AUTO SUPPLY CO., INC.	PO0117597	V547 SEALANT/OIL FILTER	\$17.78
01-50210	LOWE'S HOME CENTERS, INC.	PO0117726	RATCHET	\$33.23
01-70950	COPIERS PLUS, INC.	PO0117575	COPIER MAINTENANCE 9/13	\$27.98
01-70950	COPIERS PLUS, INC.	PO0117576	COPIER MAINTENANCE 10/13	\$20.32
01-80057	ECKROAT SEED COMPANY	PO0117639	HERBICIDES	\$2,483.90
01-80246	ATWOODS	PO0117552	JACKET/T BOLING	\$49.99
01-80473	ACE HARDWARE-SOUTHERN HARDLINES	PO0117554	BOLTS	\$4.99
<b>PARKS &amp; RECREATION TOTAL</b>				<b>\$8,331.42</b>

**FUND 10 DEPT 740 - STRMWTR & ROADWAY MAINT.**

01-01338	J & P SUPPLY, INC.	PO0117565	SANITIZER/SOAP DISPENSER	\$110.15
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$8,780.31
01-02243	BB MACHINE & SUPPLY, INC.	PO0117607	COUPLER/BUSHING/ADAPTER	\$406.58
01-02243	BB MACHINE & SUPPLY, INC.	PO0117608	COUPLING/AIR HOSE/PIPE TEE	\$524.50
01-02470	DERWIN'S CONSTRUCTION	PO0117740	CONCRETE REMOVAL/2902 LONGVIEW	\$2,431.14
01-04033	DOLESE BROTHERS CO., INC.	PO0117561	CRUSHER RUN	\$132.82
01-06019	FLAMING AUTO SUPPLY CO., INC.	PO0117597	V131 OIL/FUEL FILTER	\$32.87
01-06019	FLAMING AUTO SUPPLY CO., INC.	PO0117597	V114 AIR FILTER	\$8.99
01-12098	LAWSON PRODUCTS, INC.	PO0117595	HEX CAP SCREW	\$745.19
01-12098	LAWSON PRODUCTS, INC.	PO0117661	CAST IRON	\$543.75
01-19235	SOUTHWEST TRUCK PARTS, INC.	PO0117605	V131 V-BELT/ALTERNATOR	\$75.51
01-20106	T & W TIRE, INC.	PO0117603	V193 SCRAP TIRES (2)	\$350.14
01-33210	P & K EQUIPMENT, INC.	PO0117612	V568 SEAL KIT/BEARING CONE	\$31.25
01-59360	FASTENAL COMPANY	PO0117596	STRETCH WRAP/HOOKS/CABLE	\$234.08
<b>STRMWTR &amp; ROADWAY MAINT. TOTAL</b>				<b>\$14,407.28</b>

**FUND 10 DEPT 750 - TECHNICAL SERVICES**

01-00571	SOUTHERN TIRE MART	PO0117663	TIRE FEE	\$12.50
01-00878	BROWN'S SHOE FIT COMPANY	PO0117732	BOOTS/W WRIGHT	\$180.00
01-01227	AUTRY VO-TECH CENTER	PO0117616	ARC FLASH TRAINING (2)	\$350.00
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$2,232.65
01-04272	ELECTROTECHNICS CORP	PO0117727	LED SIGN	\$1,376.00
01-40180	WAY OUT WEST	PO0117734	JACKET/R ROBINS	\$80.00
01-40180	WAY OUT WEST	PO0117734	JEANS/R ROBINS	\$60.00
01-50210	LOWE'S HOME CENTERS, INC.	PO0117726	INSULATION/BITS	\$304.49
01-80246	ATWOODS	PO0117733	JACKET/M GOODPASTURE	\$44.99
01-80246	ATWOODS	PO0117733	JEANS/M GOODPASTURE	\$59.94
<b>TECHNICAL SERVICES TOTAL</b>				<b>\$4,700.57</b>

**FUND 10 DEPT 900 - LIBRARY**

01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$6,159.45
01-03526	FAITH DECORATIVE LIGHTING, INC.	PO0117738	CHRISTMAS LIGHTING	\$2,468.05
01-08053	HOBBY LOBBY STORES, INC.	PO0117563	TEEN PROGRAM MATERIAL	\$32.97
01-16145	PETTY CASH	PO0117693	REIMB/MILEAGE/G CUMPSTON	\$16.39
01-16145	PETTY CASH	PO0117693	REIMB/MILEAGE/J CHAMPION	\$99.35
01-16145	PETTY CASH	PO0117693	REIMB/MILEAGE/K LOGAN	\$5.54
01-62670	SMART APPLE MEDIA	PO0117638	YOUTH BOOKS (72)	\$1,307.68
<b>LIBRARY TOTAL</b>				<b>\$10,089.43</b>

**FUND 10 DEPT 950 - SALES TAX TRANS.**

01-03060	CENTRAL NATIONAL BANK	PO0117736	EMA SALES TAX TRANSFER	\$731,767.89
01-19099	SECURITY NATIONAL BANK	PO0117739	SCHOOL SALES TAX TRANSFER	\$109,280.44
01-77520	BANK OF OKLAHOMA, NA	PO0117737	SCHOOL BOND TAX TRANSFER	\$85,074.64
<b>SALES TAX TRANS. TOTAL</b>				<b>\$926,122.97</b>

**FUND 14 DEPT 145 - HEALTH FUND**

01-78180	BLUE CROSS BLUE SHIELD OK	PO0117678	DENTAL FEES 10/13	\$1,813.55
01-78180	BLUE CROSS BLUE SHIELD OK	PO0117678	DENTAL CLAIMS 10/13	\$13,807.44
01-78180	BLUE CROSS BLUE SHIELD OK	PO0117678	HEALTH FEES 10/13	\$37,739.52
01-78180	BLUE CROSS BLUE SHIELD OK	PO0117678	HEALTH CLAIMS 10/13	\$266,476.76
<b>HEALTH FUND TOTAL</b>				<b>\$319,837.27</b>

**FUND 20 DEPT 205 - AIRPORT**

01-01396	VAISALA	PO0117591	AWOS MAINTENANCE 11/13	\$354.17
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$794.33
01-05134	ENID NEWS & EAGLE	PO0117593	ADVERTISING	\$489.47
01-15132	O'REILLY AUTO PARTS, INC.	PO0117592	FILTERS/OIL	\$91.34
01-46000	TRAYNOR, LONG & WYNNE, PC	PO0117555	PROF SVCS/AIRPORT EXPANSION	\$1,058.00
01-80343	FENTRESS OIL COMPANY, INC.	PO0117759	OIL/ST	\$151.54
<b>AIRPORT TOTAL</b>				<b>\$2,938.85</b>

**FUND 22 DEPT 225 - GOLF**

01-00540	SIMONS PETROLEUM, LLC	PO0117682	GASOLINE	\$751.35
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$884.27
01-01893	OSU EXTENSION CENTER	PO0117683	IRRIGATION WATER TESTING	\$15.00
01-02243	BB MACHINE & SUPPLY, INC.	PO0117608	V908 SEALANT	\$50.14
01-02446	JOHN DEERE FINANCIAL	PO0114648	MOWER 11/13	\$622.37
01-02539	BWI COMPANIES, INC.	PO0117684	FERTILIZER/HERBICIDE	\$353.08
01-04173	DE LAGE PUBLIC FINANCE, LLC.	PO0115320	GRINDER LEASE 10/13	\$377.15
01-33210	P & K EQUIPMENT, INC.	PO0117531	PROGATOR BATTERY	\$127.62
01-35830	ENID NEW HOLLAND, INC.	PO0117685	FITTINGS/HOSE	\$14.42



01-65460	ACTSHON PEST CONTROL	PO0117532	PEST CONTROL 9/13	\$75.00
01-80215	PROFESSIONAL TURF PRODUCTS, INC.	PO0117641	MOWER 10/13	\$1,892.75
			<b>GOLF TOTAL</b>	<b>\$5,163.15</b>

**FUND 30 DEPT 305 - STREET & ALLEY**

01-04033	DOLESE BROTHERS CO., INC.	PO0117559	R-1407A GRAVEL 16TH/RUPE	\$519.09
01-04033	DOLESE BROTHERS CO., INC.	PO0117633	R-1407A GRAVEL 16TH/RUPE	\$26,556.25
01-04033	DOLESE BROTHERS CO., INC.	PO0117660	R-1407A GRAVEL 16TH/RUPE	\$32.95
01-04033	DOLESE BROTHERS CO., INC.	PO0117676	R-1407A GRAVEL 16TH/RUPE	\$31,395.38
01-04172	DONELSON CONSTRUCTION CO, LLC	PO0115314	R-1401B MAQS SURFACING	\$48,890.95
01-16087	PORTERFIELD SURVEYING	PO0117632	R-1201A 2012 LOCAL ST PRGM	\$1,863.58
01-60230	RICK LORENZ CONSTRUCTION	PO0112394	R-1201A 2012 LOCAL ST PRGM	\$85,009.45
			<b>STREET &amp; ALLEY TOTAL</b>	<b>\$194,267.65</b>

**FUND 31 DEPT 230 - UTILITY BILLING**

01-01163	ADVANCED WATER SOLUTIONS	PO0117540	BOTTLED WATER 10/13	\$22.25
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$533.46
01-03921	EXPRESS SCRIPTS, INC.	PO0117544	WC/MEDICAL	\$81.61
01-16004	PDQ PRINTING	PO0117539	DOOR HANGERS	\$95.00
			<b>UTILITY BILLING TOTAL</b>	<b>\$732.32</b>

**FUND 31 DEPT 315 - E.M.A.**

01-01232	HERRING, RUSSELL	PO0117516	WC/MEDICAL	\$289.00
01-01232	HERRING, RUSSELL	PO0117656	WC/MEDICAL	\$289.00
01-04032	CHARTIER, NATHAN	PO0117654	WC/MEDICAL	\$323.00
01-04032	CHARTIER, NATHAN	PO0117514	WC/MEDICAL	\$323.00
			<b>E.M.A. TOTAL</b>	<b>\$1,224.00</b>

**FUND 31 DEPT 760 - SOLID WASTE SERVICES**

01-00146	CINTAS CORPORATION LOC. 624	PO0117550	SHOP TOWEL SERVICE 10/13	\$66.57
01-00146	CINTAS CORPORATION LOC. 624	PO0117673	SHOP TOWEL SERVICE 11/13	\$66.57
01-00838	ROBERTS TRUCK CENTER, INC.	PO0117604	V215 SENSOR/CABLE	\$139.70
01-00878	BROWN'S SHOE FIT COMPANY	PO0117651	BOOTS/K KIRKPATRICK	\$94.50
01-01017	ALBRIGHT STEEL & WIRE COMPANY	PO0117642	CHAIN LINK	\$2,394.67
01-01102	ATHEY LUMBER CO., INC.	PO0117764	LUMBER/SAW BLADE	\$38.94
01-01647	BASS BAPTIST HEALTH CENTER	PO0117753	WC/MEDICAL	\$299.55
01-01647	BASS BAPTIST HEALTH CENTER	PO0117755	WC/MEDICAL	\$287.57
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$2,346.35
01-02017	A. W. BRUEGGEMANN CO., INC.	PO0117609	V212 BUSHING	\$114.33
01-02082	AT&T MOBILITY	PO0117577	MONTHLY SERVICE 10/13	\$63.76
01-02805	TEREX ROADBUILDING	PO0117537	SEAL/O-RING	\$91.65
01-03022	CULLIGAN WATER CONDITION, INC.	PO0117536	WATER COOLER RENTAL 9/13	\$14.50
01-03107	CHEM-CAN SERVICES, INC.	PO0117670	PORTABLE TOILET RENTAL 10/13	\$164.00
01-03921	EXPRESS SCRIPTS, INC.	PO0117742	WC/MEDICAL	\$41.90
01-04228	ORTHOPEDIC ASSOC OF ENID	PO0117751	WC/MEDICAL	\$21.93
01-04268	WILL POINT, LLC	PO0117714	WC/MEDICAL	\$2,891.76
01-06019	FLAMING AUTO SUPPLY CO., INC.	PO0117534	GREASE/GLOVES	\$230.22
01-07102	GARFIELD R W D #5	PO0117533	WATER USAGE 10/13	\$41.13
01-08022	HUGHES LUMBER CO., LLC	PO0117558	ROOF REPAIR COATINGS	\$31.62
01-12098	LAWSON PRODUCTS, INC.	PO0117672	SCREWS/CABLE/FUSE	\$301.35
01-13089	MERRIFIELD OFFICE SUPPLY	PO0117535	OFFICE CHAIRS (2)	\$640.00
01-13089	MERRIFIELD OFFICE SUPPLY	PO0117549	COPY PAPER	\$34.99
01-16145	PETTY CASH	PO0117697	REIMB/CDL/J REDDING	\$51.50
01-20106	T & W TIRE, INC.	PO0117603	V239 SCRAP TIRES (6)	\$2,002.98
01-20106	T & W TIRE, INC.	PO0117603	V217 STEEL WHEEL/TIRES (2)	\$767.46
01-26001	ZALOUDEK IMPLEMENT CO., INC.	PO0117599	V196 SCRAP TIRES (2)	\$83.20
01-31350	ADVANCED FIRE EQUIPMENT	PO0117671	F/E RECHARGE	\$18.00
01-50210	LOWE'S HOME CENTERS, INC.	PO0117726	FLOOR TILE/LUMBER/VINYL	\$2,890.45
01-56300	TRUCK PRO, INC.	PO0117602	V224 DISC NUT/STUD	\$193.40

01-59360 FASTENAL COMPANY

PO0117674 BOTTLED WATER

\$46.16

01-61070	PINNACLE NEURO CARE INC	PO0117747	WC/MEDICAL	\$180.00
01-80246	ATWOODS	PO0117552	JACKET/L ROBERTSON	\$54.99
01-80246	ATWOODS	PO0117552	BOOTS/L ROBERTSON	\$69.99
01-80246	ATWOODS	PO0117552	JEANS/L ROBERTSON	\$54.98
01-80246	ATWOODS	PO0117652	JACKET/K KIRKPATRICK	\$79.99
01-80246	ATWOODS	PO0117652	JEANS/K KIRKPATRICK	\$84.95
01-80343	FENTRESS OIL COMPANY, INC.	PO0117606	HYDRAULIC FLUID	\$1,488.00
01-80343	FENTRESS OIL COMPANY, INC.	PO0117675	HYDRAULIC FLUID	\$2,206.00
01-80343	FENTRESS OIL COMPANY, INC.	PO0117741	HYDRAULIC FLUID	\$2,200.15
01-80391	INTEGRIS BASS PAVILION	PO0117746	WC/MEDICAL	\$690.59
01-80391	INTEGRIS BASS PAVILION	PO0117752	WC/MEDICAL	\$112.24
01-80473	ACE HARDWARE-SOUTHERN HARDLINES	PO0117669	PAINT/ROLLER	\$185.71
			<b>SOLID WASTE SERVICES TOTAL</b>	<b>\$23,878.30</b>

**FUND 31 DEPT 790 - WATER PRODUCTION**

01-00878	BROWN'S SHOE FIT COMPANY	PO0117651	BOOTS/J THOMAS	\$125.00
01-01178	ACCURATE, INC.	PO0117557	CLASS D LICENSE/R STEPHENSON	\$205.00
01-01453	WESTERN HYDRO CORP.	PO0117635	TURBINE BOWL/BOLTS/FRIEGHT	\$2,090.37
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$943.32
01-02525	PAGE PLUS, INC.	PO0117579	MONTHLY SERVICE 11/13	\$8.97
01-08022	HUGHES LUMBER CO., LLC	PO0117560	CEILING TILES	\$40.64
01-16145	PETTY CASH	PO0117697	REIMB/MEAL/R STEPHENSON	\$10.17
01-18116	RAMSEY'S WHAT EVER STORE	PO0117556	CHAIN	\$8.34
01-40180	WAY OUT WEST	PO0117650	JEANS/J THOMAS	\$60.00
01-50210	LOWE'S HOME CENTERS, INC.	PO0117614	ANGLE GRINDER/MARKER	\$195.98
01-66190	AT&T	PO0117615	MONTHLY SERVICE 11/13	\$181.22
01-80246	ATWOODS	PO0117652	BOOTS/L LAURIE	\$79.99
01-80246	ATWOODS	PO0117652	JEANS/T FELBER	\$53.28
01-80246	ATWOODS	PO0117652	COVERALLS/T FELBER	\$69.99
01-80246	ATWOODS	PO0117652	JEANS/T KELLEY	\$55.98
01-80246	ATWOODS	PO0117652	COVERALLS/T KELLEY	\$54.99
01-80246	ATWOODS	PO0117652	COVERALLS/L LARUE	\$69.99
01-80246	ATWOODS	PO0117652	JEANS/L LARUE	\$84.95
01-80258	BRENNTAG SOUTHWEST, INC.	PO0114585	CHLORINE	\$1,541.20
01-80473	ACE HARDWARE-SOUTHERN HARDLINES	PO0117601	AA BATTERY	\$5.99
			<b>WATER PRODUCTION TOTAL</b>	<b>\$5,885.37</b>

**FUND 31 DEPT 795 - WATER RECLAMATION SERVICES**

01-00917	HD SUPPLY WATERWORKS	PO0117640	WATER METER	\$2,500.00
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$6,879.69
01-06019	FLAMING AUTO SUPPLY CO., INC.	PO0117597	V7127 AIR FILTER	\$9.59
01-06019	FLAMING AUTO SUPPLY CO., INC.	PO0117597	V343 SIGNAL SWITCH	\$227.49
01-13089	MERRIFIELD OFFICE SUPPLY	PO0117665	CERTIFICATE FRAME (6)	\$68.94
01-50210	LOWE'S HOME CENTERS, INC.	PO0117726	CONCRETE PAD/GUAGE/EDGER	\$119.90
01-50210	LOWE'S HOME CENTERS, INC.	PO0117726	TROWEL	\$31.39
01-51190	JACK'S OUTDOOR POWER EQUIPMENT	PO0117611	V127 FAN	\$23.14
			<b>WATER RECLAMATION SVCS TOTAL</b>	<b>\$9,860.14</b>

**FUND 31 DEPT 956 - EMA EQUIP REPLACEMENT**

01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$372.08
01-03617	MOONBLINK COMMUNICATIONS, INC.	PO0115020	COMMUNICATION EQUIPMENT	\$25,316.08
01-04080	THE BROYHILL MANUFACTURING COMPANY	PO0113755	TRASH TRUCK	\$170,360.00
01-80229	HUTTON COMMUNICATION INC	PO0116378	W-1402A TOWEL ASSY	\$4,242.53
			<b>EMA EQUIP REPLACEMENT TOTAL</b>	<b>\$200,290.69</b>

**FUND 32 DEPT 325 - E.E.D.A.**

01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$773.12
01-46000	TRAYNOR, LONG & WYNNE, PC	PO0117555	PROF SVCS/RENAISSANCE PROJECT	\$3,594.00
01-50210	LOWE'S HOME CENTERS, INC.	PO0117726	M-1313 DRYWALL/BOARD	\$50.44
			<b>E.E.D.A. TOTAL</b>	<b>\$4,417.56</b>



**FUND 33 DEPT 335 - V.D.A.**

01-03935	HAUSMANN, JOSHUA	PO0117583	TEXTBOOK REIMBURSEMENT	\$100.00
01-04135	FLAUTE, CHRISTOPHER	PO0117582	TEXTBOOK REIMBURSEMENT	\$48.99
01-04264	KALIK-UNDERWOOD, CLARENCE	PO0117585	TEXTBOOK REIMBURSEMENT	\$100.00
01-04265	TOBITT, JOSHUA	PO0117594	TEXTBOOK REIMBURSEMENT	\$79.93
01-04271	FIELDS, DABIELLE	PO0117724	TEXTBOOK REIMBURSEMENT	\$158.55
01-43101	NORTHWESTERN OK ST UNIVERSITY	PO0117723	TUITION ASSISTANCE	\$300.00
01-43930	EMBRY-RIDDLE AERO UNIVERSITY	PO0117584	TEXTBOOK REIMBURSEMENT	\$600.00
<b>V.D.A. TOTAL</b>				<b>\$1,387.47</b>

**FUND 40 DEPT 405 - CAPITAL IMPROVEMENT**

01-03212	CONVERGENCE DESIGN, LLC	PO0117110	M-1109A EVENT CTR DESIGN COST	\$10,000.00
01-03443	GAMETIME	PO0112396	P-1303 CHAMPLIN PARK EQUIPMENT	\$71,297.20
01-03443	GAMETIME	PO0114751	P-1303 CHAMPLIN PARK EQUIPMENT	\$2,838.43
01-03485	KEY CONST OKLAHOMA, LLC	PO0115344	M-1109K DRAIN REPAIR	\$9,177.00
01-03485	KEY CONST OKLAHOMA, LLC	PO0110392	M-1109E EVENT CENTER C/O NO. 7	\$150,000.00
01-08060	HENSON CONSTRUCTION CO., INC.	PO0116498	M-1301A ADA IMPROVEMENTS	\$1,113.15
<b>CAPITAL IMPROVEMENT TOTAL</b>				<b>\$244,425.78</b>

**FUND 41 DEPT 415 - STREET IMPROVEMENT**

01-19037	STANDARD TESTING & ENGINEERING	PO0115043	R-1402A PAVEMENT CORES/ANALYSIS	\$2,150.00
<b>STREET IMPROVEMENT TOTAL</b>				<b>\$2,150.00</b>

**FUND 42 DEPT 425 - SANITARY SEWER FUND**

01-05084	EVANS ENTERPRISES	PO0115877	S-0703E MECHANICAL SEAL REPAIR	\$9,484.22
01-05134	ENID NEWS & EAGLE	PO0117762	S-0703P ADVERTISING	\$873.60
01-66270	SOUTHWEST TRAILER	PO0114223	TRAILERS (2)	\$81,770.00
<b>SANITARY SEWER FUND TOTAL</b>				<b>\$92,127.82</b>

**FUND 43 DEPT 435 - STORMWATER FUND**

01-00042	CP3 ENTERPRISES, INC.	PO0113875	F-1104B WOODRING ARPT DETENTION	\$134,675.21
<b>STORMWATER FUND TOTAL</b>				<b>\$134,675.21</b>

**FUND 44 DEPT 445 - WATER CAP. IMPROVEMENT FUND**

01-01918	GUERNSEY	PO0095773	W-1004A WATER SOURCE EXPANSION	\$107,147.00
01-04038	OK DEPT OF ENVIRONMENTAL QUALITY	PO0117658	W-1203B CONSTRUCTION PERMIT	\$1,176.00
01-19037	STANDARD TESTING & ENGINEERING	PO0117562	W-0821A STORAGE TANK	\$160.00
<b>WATER CAP. IMPROVEMENT FUND TOTAL</b>				<b>\$108,483.00</b>

**FUND 50 DEPT 505 - 911**

01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$11.18
01-66190	AT&T	PO0117705	MONTHLY SERVICE 10/13	\$1,329.48
01-66190	AT&T	PO0117754	MONTHLY SERVICE 11/13	\$10,226.56
<b>911 TOTAL</b>				<b>\$11,567.22</b>

**FUND 51 DEPT 515 - POLICE**

01-00571	SOUTHERN TIRE MART	PO0117610	V2075 TIRES (4)	\$423.28
01-01338	J & P SUPPLY, INC.	PO0117722	LINERS	\$166.10
01-01338	J & P SUPPLY, INC.	PO0117731	ODOR ELIMANATOR/LINERS	\$677.53
01-01367	ONELINK WIRELESS	PO0117721	CABLE/ADAPTER	\$97.50
01-01367	ONELINK WIRELESS	PO0117039	TRAINING SOFTWARE	\$1,347.50
01-01367	ONELINK WIRELESS	PO0116648	MOBILE RADIOS (10)	\$5,300.00
01-01458	INTERSTATE BATTERY SYSTEM OF SW OK	PO0117598	V2002 BATTERY	\$69.02
01-01780	B & B LAWN CARE	PO0117707	LAWN CARE 10/13	\$400.00
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$3,183.83
01-02082	AT&T MOBILITY	PO0117750	MONTHLY SERVICE 11/13	\$1,510.12
01-03000	CARTER PAINT CO.	PO0117600	V98 PAINT	\$62.47
01-03436	OK POLICE CHIEFS TRAINING FOUNDATION	PO0117703	MPULSE TESTING/J PRIEST	\$25.00
01-03772	BACK ROADS	PO0117728	V2116/2013 LIGHT BOARDS/LABOR	\$100.00
01-03772	BACK ROADS	PO0117728	V401 LIGHT INSTALLATION	\$235.25
01-03921	EXPRESS SCRIPTS, INC.	PO0117742	WC/MEDICAL	\$53.17
01-04116	DOWNTOWN THREADS	PO0117704	LOGO SHIRTS (10)	\$249.00
01-04164	OK DEPT. OF PUBLIC SAFETY	PO0117710	OLETS FEES 11/13	\$350.00
01-04215	WILSON, JASON	PO0117718	WC/MILEAGE	\$38.30
01-05041	ENID PET HOSPITAL	PO0117588	EUTHANASIA	\$60.00
01-05134	ENID NEWS & EAGLE	PO0117712	M-1406A PUBLICATION	\$298.08
01-06019	FLAMING AUTO SUPPLY CO., INC.	PO0117597	V2038 WIPER BLADE	\$2.99
01-06019	FLAMING AUTO SUPPLY CO., INC.	PO0117597	V98 WIPER BLADE	\$29.90
01-06019	FLAMING AUTO SUPPLY CO., INC.	PO0117597	V2014 MOTOR RESISTOR	\$16.99
01-13036	MESSER BOWERS	PO0117713	NOTARY FEES	\$30.00
01-16004	PDQ PRINTING	PO0117711	DAILY LOGS	\$75.00
01-16006	PHILLIPS PRINTING, INC.	PO0117701	WARNING STICKERS (500)	\$96.00
01-16087	PORTERFIELD SURVEYING	PO0117619	R-1303A PROF SVCS/EPD PARKING	\$630.50
01-16145	PETTY CASH	PO0117700	REIMB/NOTARY FEE	\$10.00
01-30420	OLSON ANIMAL HOSPITAL, INC.	PO0117589	EUTHANASIA	\$50.60
01-46560	GROOM CLOSET	PO0117706	DOG FOOD	\$35.32
01-50210	LOWE'S HOME CENTERS, INC.	PO0117702	NUTS	\$66.79
01-65460	ACTSHON PEST CONTROL	PO0117708	EXTERMINATING SERVICE 10/13	\$40.00
01-70950	COPIERS PLUS, INC.	PO0117720	COPIER USAGE 11/13	\$278.17
01-80239	BASS OCCUPTIONAL HEALTH SERVICE	PO0117745	WC/MEDICAL	\$231.49
<b>POLICE TOTAL</b>				<b>\$16,239.90</b>

**FUND 52 DEPT 525 - C.I.C.**

01-02082	AT&T MOBILITY	PO0117750	MONTHLY SERVICE 11/13	\$171.66
<b>C.I.C. TOTAL</b>				<b>\$171.66</b>

**FUND 60 DEPT 605 - CONFERENCE CENTER**

01-01338	J & P SUPPLY, INC.	PO0117546	M-1109H STADIUM SERIES/CUSHION	\$9,675.31
01-03794	BELSON OUTDOORS, INC.	PO0113639	M-1109H TRASH CANS (10)	\$6,223.39
01-03958	TS SPORTS	PO0117618	M-1109H SCORETABLE PROTECTOR	\$1,050.52
01-03958	TS SPORTS	PO0111798	VIDEO BOARDS/SCORES TABLE	\$22,059.30
01-04147	TRANS-TEL CENTRAL, INC.	PO0114849	SECURITY ID PRINTER	\$4,938.52
01-04263	US FOODS, INC.	PO0117564	M-1109H EVENT CTR EQUIPMENT	\$2,765.23
01-15125	OK GAS & ELECTRIC	PO0117567	MONTHLY SERVICE 10/13	\$18,330.64
01-15125	OK GAS & ELECTRIC	PO0117644	MONTHLY SERVICE 10/13	\$313.87
<b>CONFERENCE CENTER TOTAL</b>				<b>\$65,356.78</b>

**FUND 65 DEPT 655 - FIRE**

01-00540	SIMONS PETROLEUM, LLC	PO0117687	OIL	\$74.30
01-00781	INTERSTATE ALL BATTERY CENTER, INC	PO0117628	BATTERIES (3)	\$335.37
01-01102	ATHEY LUMBER CO., INC.	PO0117623	M-1409 CROSS TEES	\$25.35
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$3,144.98
01-02021	B'S QUALITY DOOR, INC.	PO0117631	SERVICE CALL 10/13	\$257.25
01-02146	SPRINT NEXTEL	PO0117624	AIR CARDS	\$19.09

01-02182	BARVE, ARCHANA MD.	PO0117744	WC/MEDICAL/MORGAN	\$88.74
01-03099	CHIEF FIRE & SAFETY CO., INC.	PO0117688	SUNCTION GASKETS	\$180.00
01-03897	MORGAN,NANCY	PO0117653	WC/MEDICAL	\$505.28
01-03897	MORGAN,NANCY	PO0117513	WC/MEDICAL	\$505.28
01-03921	EXPRESS SCRIPTS, INC.	PO0117544	WC/MEDICAL/MORGAN	\$31.98
01-04018	OKLAHOMA SPINE & BRAIN INSTITUTE	PO0117756	WC/MEDICAL/CURRIER	\$132.32
01-04055	DURHEIM APPLIANCE, INC.	PO0117629	BOTTLE ACID	\$18.95
01-04073	DERRICK CANVAS, INC.	PO0117621	CANVAS LITTER	\$175.00
01-06019	FLAMING AUTO SUPPLY CO., INC.	PO0117597	V1012 OIL FILTER	\$2.89
01-13089	MERRIFIELD OFFICE SUPPLY	PO0117626	WHITE BOARD/APPT BOOKS	\$155.47
01-15132	O'REILLY AUTO PARTS, INC.	PO0117622	V1023 BATTERIES (2)	\$10.98
01-15132	O'REILLY AUTO PARTS, INC.	PO0117622	V1031 WINDOW HANDLE	\$20.98
01-15132	O'REILLY AUTO PARTS, INC.	PO0117622	V1037 OIL FILTER	\$34.48
01-20108	TOTAL COM, INC.	PO0117686	TERMINATION PANEL	\$337.50
01-30830	LOCKE SUPPLY, INC.	PO0117679	M-1409 DUCT BOARD/DIFFUSERS	\$1,842.54
01-30830	LOCKE SUPPLY, INC.	PO0117689	ELECT CORD PLUGS (10)	\$191.00
01-55160	BOUND TREE MEDICAL, LLC	PO0117630	GLOVES (55)	\$882.26
01-58740	STUART C. IRBY	PO0117627	EXIT SIGN/LIGHT BULBS	\$79.71
01-79980	PIONEER BUSINESS SOLUTION	PO0117625	HAZMAT VEHICLE WIFI	\$30.76
01-80473	ACE HARDWARE-SOUTHERN HARDLINES	PO0117620	DOOR CLOSER/CAULK	\$23.97
			<b>FIRE TOTAL</b>	<b>\$9,106.43</b>

**FUND 99 DEPT 995 - EPTA**

01-00571	SOUTHERN TIRE MART	PO0117610	V8570 TIRES (2)	\$254.02
01-01783	JP MORGAN CHASE	PO0117761	CHASE PAYMENT	\$566.78
01-02082	AT&T MOBILITY	PO0117577	MONTHLY SERVICE 10/13	\$63.76
01-06019	FLAMING AUTO SUPPLY CO., INC.	PO0117597	V8567 HEADLAMP	\$10.39
01-16145	PETTY CASH	PO0117692	REIMB/DRIVING CLASS/L BENNETT	\$50.00
			<b>EPTA TOTAL</b>	<b>\$944.95</b>

**FUND 70 DEPT 705 - CDBG**

70-01783	JP MORGANCHASE COMMERCIAL CARD	PO0117763	CHASE PAYMENT	\$119.60
			<b>CDBG TOTAL</b>	<b>\$119.60</b>

**COMBINED BREAKDOWN OF TOTALS**

EMA	\$1,224.00
EEDA	\$4,417.56
REMAINING FUNDS	2,576,368.60
<b>TOTAL CLAIMS</b>	<b>\$2,582,010.16</b>

**PURCHASING CARD CLAIMS LIST**

11-19-13

**FUND 10 DEPT 100 - ADMINISTRATIVE SERVICES**

2000 CED	PO0117761	STEEL TUBING/CLAMPS/FITTINGS	171.18
AT&T*PREMIER EBIL	PO0117761	IPAD DATA PLAN 11/13	236.25
BRADFORD INDUS SUPPLY	PO0117761	DUCT TIES/SPRAY ADHESIVE	14.10
CLAMCASE, LLC	PO0117761	IPAD COVER/KEYBOARD	129.00
ENID WINNELSON CO	PO0117761	WATER FILTERS/TEES	79.32
FAIRFIELD INN&SUITES E	PO0117761	LODGING/CMAO FALL CONF/J RILEY	94.00
JACK IN THE BOX #6149	PO0117761	MEAL/LEGISLATIVE COMMITTEE/J RILEY	10.24
JUMBO FOODS	PO0117761	EMP APPR/REIMBURSED BY ERIC BENSON	332.44
LOWES #00205*	PO0117761	CAULK	17.98
MID AMERICA FOOD DISTR	PO0117761	EMP APPR/REIMBURSED BY ERIC BENSON	981.18
NORTHERN OK COLLEGE FD	PO0117761	NOC DINNER SPONSORSHIP	200.00
NSS*SHOT SHOW REG	PO0117761	SHOTSHOW REGISTRATION/E BENSON	175.00
REGISTER 110	PO0117761	NWS TORNADO SEMINAR/M HONIGSBERG	129.00
SHERWIN WILLIAMS #7185	PO0117761	PAINT	35.69
TED'S CAFE EDMOND	PO0117761	MEAL/CMAO FALL CONF/J RILEY	17.91
WALGREENS #5531	PO0117761	CANDY/2ND GRADE FIELD TRIP	17.96

<b>ADMINISTRATIVE SERVICES TOTAL</b>	<b>2,641.25</b>
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**FUND 10 DEPT 110 - HUMAN RESOURCES**

ACE HARDWARE	PO0117761	FLAG POLE CLIPS/BOW SAW	42.92
AT&T DATA	PO0117761	IPAD DATA PLAN 11/13	30.00
PREHIRE SCREENING SERV	PO0117761	BACKGROUND CHECK	632.70
STUART C IRBY	PO0117761	LIGHT BULBS (30)	88.78

<b>HUMAN RESOURCES TOTAL</b>	<b>794.40</b>
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**FUND 10 DEPT 120 - LEGAL SERVICES**

AMER ASSOC NOTARIESWE	PO0117761	NOTARY STAMP/NOTARY BOND	59.90
AT&T DATA	PO0117761	IPAD DATA PLAN 11/13	25.00
OFFICE DEPOT #1079	PO0117761	ENVELOPES/COFFEE/CUPS	259.69
OKLAHOMA BAR A00 OF 00	PO0117761	OBA ANNUAL MEETING (2)	570.00
SECRETARY OF STATE	PO0117761	NOTARY FEE	26.00

<b>LEGAL SERVICES TOTAL</b>	<b>940.59</b>
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**FUND 10 DEPT 140 - SAFETY**

APPLEBEES 39100128	PO0117761	MEAL/OSHA SAFETY TRAINING/L ANGUIANO	23.28
CHINESE GOURMET EXPRES	PO0117761	MEAL/OSHA SAFETY TRAINING/L ANGUIANO	6.68
JUMBO FOODS	PO0117761	COFFEE/FILTER	44.95
NSS*SHOT SHOW REG	PO0117761	SHOTSHOW REGISTRATION/B MCBRIDE	175.00
STARBUCKS #09723 OKLAH	PO0117761	MEAL/OSHA SAFETY TRAINING/L ANGUIANO	12.55

<b>SAFETY TOTAL</b>	<b>262.46</b>
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**FUND 10 DEPT 210 - ACCOUNTING**

ACCOUNTANCY BOARD	PO0117761	CPA ANNUAL REGISTRATION/J GILBERT	51.00
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<b>ACCOUNTING TOTAL</b>	<b>51.00</b>
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**PURCHASING CARD CLAIMS LIST**

11-19-13

**FUND 10 DEPT 220 - RECORDS & RECEIPTS**

POSWORLD.COM	PO0117761	RECEIPT TAPE	70.00
<b>RECORDS &amp; RECEIPTS TOTAL</b>			<b>70.00</b>

**FUND 10 DEPT 250 - INFORMATION TECHNOLOGY**

AMAZON.COM	PO0117761	TRAINING BOOKS (7)	228.77
APPLEBEE'S 08000119	PO0117761	MEAL/CK TELEPHONE MEETING	15.08
AT&T*PREMIER EBIL	PO0117761	IPAD DATA PLAN 11/13	179.10
ATW OF ENID # 01	PO0117761	BATTERIES	10.47
COLORID*RIBBONS	PO0117761	ID CARDS	301.00
DMI* DELL K-12/GOVT	PO0117761	DESKTOP COMPUTER	525.68
LIVEPERSON, INC	PO0117761	ON-LINE CHAT 11/13	159.00
LOWES #00205*	PO0117761	PLIERS/TIES/UTILITY KNIVES	66.18
<b>INFORMATION TECHNOLOGY TOTAL</b>			<b>1,485.28</b>

**FUND 10 DEPT 400 - ENGINEERING**

AT&T O519 8327	PO0117761	CELL PHONE CASE/CHARGER	84.00
AT&T*PREMIER EBIL	PO0117761	IPAD DATA PLAN 11/13	26.25
HELMSBRISCOE	PO0117761	PICTOMETRY CONFERENCE/M KATTA	499.00
SHI CORP	PO0117761	WIN7 UPGRADE	123.00
<b>ENGINEERING TOTAL</b>			<b>732.25</b>

**FUND 10 DEPT 700 - PUBLIC WORKS MGMT**

ADVANCED WATER SOLUTIO	PO0117761	WATER COOLER RENTAL 11/13	49.00
AMAZON MKTPLACE PMTS	PO0117761	COFFEE	24.95
AMAZON.COM	PO0117761	COFFEE/SAW STAND	207.80
APL*APPLE ITUNES STORE	PO0117761	TEAM VIEWER	139.99
AT&T DATA	PO0117761	IPAD DATA PLAN 11/13	25.00
ATHEY LUMBER COMPANY	PO0117761	DRILL BITS/BRUSHES	45.96
LOWES #00205*	PO0117761	ROTARY DRILL/SAW/LUMBER/PAINT	2,367.56
MCKINLEY HARDWOODS	PO0117761	LUMBER	2,560.45
OKLAHOMA GLASS & WALLP	PO0117761	GLASS	25.75
ROC*ROCKLER WDWRK HDWE	PO0117761	MIXING MATES	69.96
SHERWIN WILLIAMS #7185	PO0117761	ROLLERS/FRAMES	84.47
SIGNWAREHOUSE.COM	PO0117761	ETCHED GLASS FILM	83.19
STAPLES 00106633	PO0117761	NEAT SCANNER/WALL FILES	308.30
USPS 39282704133607748	PO0117761	SHIPPING FEES	6.11
<b>PUBLIC WORKS MGMT TOTAL</b>			<b>5,998.49</b>

**FUND 10 DEPT 710 - FLEET MGMT**

AIRGAS CENTRAL	PO0117761	FIRE RETARDANT JACKET	77.24
AT&T DATA	PO0117761	IPAD DATA PLAN 11/13	44.99
FASTENAL COMPANY01	PO0117761	WRENCHES	265.98
FLAMING AUTO SUPPLY CO	PO0117761	TIE DOWNS	35.58
MUNN SUPPLY	PO0117761	WISE GRIPS	37.23
NAPA TRACS	PO0117761	ONLINE VEHICLE INFO 11/13	132.00
PIONEER CELLULAR	PO0117761	CELL PHONE CHARGER	21.62
STAPLES 00106633	PO0117761	COPY PAPER	49.98
WAL-MART #0499	PO0117761	FIRST AID SUPPLIES	32.96
WHITTON SUPPLY CO	PO0117761	MARKER	9.42
<b>FLEET MGMT TOTAL</b>			<b>707.00</b>

**PURCHASING CARD CLAIMS LIST**

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**FUND 10 DEPT 730 - PARKS & RECREATION**

2000 CED	PO0117761	BALLAST KIT PARK LIGHTS	64.15
ACE HARDWARE	PO0117761	CONCRETE	7.99
AIRGAS CENTRAL	PO0117761	STICK ELECTRODE	27.35
ALBRIGHT STEEL & WIRE	PO0117761	ALUMINUM GATE CORNER	3.96
AMAZON MKTPLACE PMTS	PO0117761	WHITE TRAFFIC PAINT	116.72
AMAZON.COM	PO0117761	TRAFFIC PAINT/TRAINING BOOKS	323.63
AT&T DATA	PO0117761	IPAD DATA PLAN 11/13	60.00
BB MACHINE & SUPPLY IN	PO0117761	DRIVE BELT	13.50
BUZZ REGISTRATION	PO0117761	APPLICATOR LIC TRAINING/B MOODY	115.00
EWING IRRRTGN PRDTS #64	PO0117761	IRRIGATION PARTS	1,358.12
FLAMING AUTO SUPPLY CO	PO0117761	V565 BATTERY	88.09
IM *IMPROVEMENTS	PO0117761	LANDSCAPE ROCKS (3)	294.92
JACK'S OUTDOOR POWER E	PO0117761	POLE SAW/CHAINSAW/TRIMMER	1,259.39
LOCKE SUPPLY - ENID	PO0117761	FOUNTAIN/FITTINGS/CAPACITOR	98.37
LOWES #00205*	PO0117761	PAINT/HOOKS	316.92
OREILLY AUTO 00001883	PO0117761	(CREDIT) V614 BALL JOINTS RETURN	(200.62)
PLANTS A PLENTY GREENH	PO0117761	(CREDIT) OVER CHARGE	(60.91)
SHERWIN WILLIAMS #7185	PO0117761	PRIMER CHAMPION PARK GYM	11.59
SHI CORP	PO0117761	MS OFFICE	332.00
STAPLES 00106633	PO0117761	OFFICE CHAIR/PENS	132.83
WAL-MART #0499	PO0117761	BASKETBALL/DRINKS/BALL CLIPS	34.57
<b>PARKS &amp; RECREATION TOTAL</b>			<b>4,397.57</b>

**FUND 10 DEPT 740 - STRMWTR & ROADWAY MAINT**

ALBRIGHT STEEL & WIRE	PO0117761	HOT ROLLED METAL	23.30
AT&T DATA	PO0117761	IPAD DATA PLAN 11/13	30.00
BB MACHINE & SUPPLY IN	PO0117761	V181 HOSE	102.76
FARMERS GRAIN 07053606	PO0117761	EARTH STERILIZER	95.00
FLAMING AUTO SUPPLY CO	PO0117761	V644 BRAKE SHOES	68.61
LOWES #00205*	PO0117761	IMPACT WRENCHES/IMPACT SOCKETS	291.82
OREILLY AUTO 00001883	PO0117761	ENAMEL PAINT	18.82
SQ *BYRINS LAWN CARE	PO0117761	DEBRIS REMOVAL/SERVICE CENTER	750.00
SQ *BYRINS LAWN CARE	PO0117761	TREE REMOVAL (25)	7,400.00
<b>STRMWTR &amp; ROADWAY MAINT TOTAL</b>			<b>8,780.31</b>

**FUND 10 DEPT 750 -TECHNICAL SERVICES**

AT&T DATA	PO0117761	IPAD DATA PLAN 11/13	50.00
ATW OF ENID # 01	PO0117761	FLAME RETARDANT SHIRTS (3)	177.00
ATW OF ENID # 01	PO0117761	HAMMER/SAW BLADES	38.98
ENID WINNELSON CO	PO0117761	SEWER CABLE	103.84
ENVIROSAFETY PRODUCTS	PO0117761	FACE SHIELDS/HARD HATS	357.94
HUGHES LUMBER COMPANY	PO0117761	CONCRETE	11.25
LOCKE SUPPLY WHC ENID	PO0117761	WIRE CONNECTORS	18.30
LOWES #00205*	PO0117761	GRINDER/OIL	117.12
SIGNWAREHOUSE.COM	PO0117761	INK CARTRIDGES	427.96
STEVENS FORD LINCOLN M	PO0117761	V644 STRIKER	158.89
TIMEMARK INCORPORATED	PO0117761	TRAFFIC COUNTER SOFTWARE UPDATE	660.00
UPS (800) 811-1648	PO0117761	SHIPPING FEES	111.37
<b>TECHNICAL SERVICES TOTAL</b>			<b>2,232.65</b>

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**FUND 10 DEPT 900 - LIBRARY**

ACTSHON PEST CONTROL	PO0117761	PEST CONTROL 7/13-6/14	180.00
ADVANCED WATER SOLUTIO	PO0117761	BOTTLED WATER	18.00
AMAZON MKTPLACE PMTS	PO0117761	BATTERIES/BOOKS (6)/DVDS (6)	226.94
AMAZON.COM	PO0117761	BOOKS (7)	79.13
BAKER & TAYLOR - BOOKS	PO0117761	BOOKS (68)	1,392.66
CENTER POINT LARGE PRI	PO0117761	BOOKS (8)	174.96
CTC JANITORIAL	PO0117761	CLEANING CADDIES	236.40
DART/TARTAN/MCNAUGH	PO0117761	BOOKS (137)	1,827.72
DOMINO'S 6465	PO0117761	PIZZA/TEEN ZOMBIE PARTY	47.96
MERRIFIELD OFFICE P	PO0117761	CUT-OUTS	10.78
QUILL CORPORATION	PO0117761	SURGE PROTECTORS (30)/BATTERIES/TOWELS	977.36
RECORDED BOOKS	PO0117761	BOOKS (10)	402.30
SCHIEBERS DONUTS & DEL	PO0117761	MEAL/DEPT MEETING	14.00
SQ *GOBEN'S GOODIES	PO0117761	CANDY/HALLOWEEN PROGRAMMING	85.50
STAPLES DIRECT	PO0117761	TYPEWRITER/RIBBON	139.95
STARBUCKS #10612 ENID	PO0117761	EMPLOYEE APPRECIATION (14)	53.95
T AND M PRINTING INC	PO0117761	LABELS (500)	55.45
TCD*GALE	PO0117761	BOOKS (7)	142.48
THYSSENKRUPP ELEV ORAC	PO0117761	ELEVATOR SERVICE 11/13	100.00
FAMILY DOLLAR #2065	PO0117761	MIRRORS/MAKEUP SPONGES/TEEN ZOMBIE PARTY	17.50
		<b>LIBRARY TOTAL</b>	<b>6,183.04</b>

**FUND 20 DEPT 205 - AIRPORT**

8008089000 PIONEERTELE	PO0117761	MONTHLY SERVICE 11/13	46.54
ATHEY LUMBER COMPANY	PO0117761	GROUND CHALK	10.18
FASTENAL COMPANY01	PO0117761	BOLTS	7.16
LOWES #00205*	PO0117761	WEED EATERS (2)	278.87
NATIONAL AIR TRANSPORT	PO0117761	PLST ONLINE TRAINING (3)	225.00
PRO SAFETY SUPPLIES	PO0117761	SAFETY VESTS	49.04
SUMMIT SIGN AND SAFETY	PO0117761	HIGH VISIBILITY JACKET	127.95
WAL-MART #0499	PO0117761	AIRPORT SNACKS	8.59
YP *ADVERTISING PYMNT	PO0117761	ADVERTISEMENT 11/13	41.00
		<b>AIRPORT TOTAL</b>	<b>794.33</b>

**FUND 22 DEPT 225 - GOLF**

2000 CED	PO0117761	BALLAST	30.00
2000 CED	PO0117761	FLAG POLE LIGHTS	160.59
AUTOPAY/DISH NTWK	PO0117761	MONTHLY SERVICE 11/13	211.00
LOWES #00205*	PO0117761	LIGHT FIXTURES/SHEET ROCK/MUD	346.86
STAPLES 00106633	PO0117761	PAPER/REGISTER PAPER	22.87
STUART C IRBY	PO0117761	GOLF SHOP BULBS	63.00
SUDDENLINK-NAT'L SITE	PO0117761	MONTHLY SERVICE 11/13	49.95
		<b>GOLF TOTAL</b>	<b>884.27</b>

**FUND 31 DEPT 230 - UTILITY SERVICES**

COLORID*RIBBONS	PO0117761	TRASH PASS INK	523.50
JUMBO FOODS	PO0117761	COOKOUT SUPPLIES	9.96
		<b>UTILITY SERVICES TOTAL</b>	<b>533.46</b>

**PURCHASING CARD CLAIMS LIST**

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**FUND 31 DEPT 760 - SOLID WASTE**

2000 CED	PO0117761	ELECTRICAL WIRE	124.97
AIRGAS CENTRAL	PO0117761	RADNOR GRINDING WHEEL	(24.31)
AMAZON MKTPLACE PMTS	PO0117761	WALL PLATES	11.82
AT&T DATA	PO0117761	IPAD DATA PLAN 11/13	30.00
BB MACHINE & SUPPLY IN	PO0117761	RECYCLE CENTER FASTENERS	392.18
BB MACHINE & SUPPLY IN	PO0117761	V260 HOSE	144.56
CARRABBAS 8701	PO0117761	MEAL (3)/CDL TRAINING	61.55
DMI* DELL K-12/GOVT	PO0117761	DESKTOP COMPUTER	525.68
ENID WINNELSON CO	PO0117761	HEATING ELEMENT	59.59
FASTENAL COMPANY01	PO0117761	RECYCLE CENTER LAZER	79.21
FLAMING AUTO SUPPLY CO	PO0117761	V212 FILTERS	64.96
FLAMING AUTO SUPPLY CO	PO0117761	V239 FILTERS	24.37
GREAT HIBACHI	PO0117761	MEAL/DEPT MEETING	20.00
HUGHES LUMBER COMPANY	PO0117761	CONCRETE	7.50
PAYPAL *TIES4LESS	PO0117761	V214 DIODE	7.95
SCHIEBERS DONUTS & DEL	PO0117761	MEAL/EMPLOYEE APPRECIATION	26.00
STAPLES 00106633	PO0117761	SHEET PROTECTORS/TAPE/CALENDAR	56.55
STONEWOLF GRILL	PO0117761	MEAL (3)/CDL TRAINING	36.77
STUART C IRBY	PO0117761	PVC CONDUIT/FITTINGS	243.26
TALLEY INC	PO0117761	BASE/TOP SECTION/COMM TOWER	399.16
TEXAS RDHSE HOLDINGS L	PO0117761	MEAL (3)/CDL TRAINING	54.58
		<b>SOLID WASTE TOTAL</b>	<b>2,346.35</b>

**FUND 31 DEPT 790 - WATER PRODUCTION**

DEPT OF ENV QUALITY	PO0117761	D WATER LICENSE/L LARUE	62.00
DMI* DELL K-12/GOVT	PO0117761	DESKTOP COMPUTER	645.00
ENID IRON & METAL CO	PO0117761	ROLLED METAL	150.00
UPS (800) 811-1648	PO0117761	SHIPPING FEES	12.40
WAKO INC	PO0117761	HOSE	73.92
		<b>WATER PRODUCTION TOTAL</b>	<b>943.32</b>

**FUND 31 DEPT 795 - WATER RECLAMATION SVS**

APPLEBEES 39100136	PO0117761	MEAL (3)/WASTEWATER CLASSES	28.00
AT&T DATA	PO0117761	IPAD DATA PLAN 11/13	44.99
ATW OF ENID # 01	PO0117761	FIRE RETARDANT CLOTHING/J HARTZELL	821.99
BB MACHINE & SUPPLY IN	PO0117761	HOSE/CLAMPS	54.52
BRADFORD INDUS SUPPLY	PO0117761	DUCT TAPE/MIRROR/ADJUSTABLE ELL	54.01
COMPLETE POOL & SPAS	PO0117761	GAS HEATER REPAIR	80.00
DEPT OF ENV QUALITY	PO0117761	WW LAB TEST/J GAST	62.00
EAR PLUG SUPERSTORE	PO0117761	EAR PLUGS	292.20
ENID WINNELSON CO	PO0117761	POLYMER TOTE	237.20
FASTENAL COMPANY01	PO0117761	BOLTS/NUTS/WASHERS	28.24
FLAMING AUTO SUPPLY CO	PO0117761	RATCHET/BITS	43.45
GOLDEN CORRAL - #550	PO0117761	MEAL (3)/WASTEWATER CLASS	100.54
HAMPTON INN MWC	PO0117761	LODGING (3)/WASTEWATER CLASS	1,152.00
LOWES #00205*	PO0117761	EYE BOLTS/CHAIN S HOOK	80.51
MORRISON SUPPLY 90	PO0117761	BOX TRANSFORMERS	18.49
OLD CHICAGO MWC 091	PO0117761	MEAL (3)/WASTEWATER CLASS	51.98
PRIMOS D ITALIA	PO0117761	MEAL (3)/WASTEWATER CLASS	42.29

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SOUTHWEST TRUCK PARTS	PO0117761	V127 WATER PUMP	68.75
SQ *DERWIN NORWOOD	PO0117761	SIDEWALK REPAIRS (7)	2,612.54
STAPLES 00106633	PO0117761	COMPUTER KEYBOARD	39.99
STUART C IRBY	PO0117761	RELAYS	455.54
TACO BUENO MIDWEST CIT	PO0117761	MEAL/WASTEWATER SCHOOL/R GEE	6.77
TACTICALGEARCOM	PO0117761	FLASHLIGHTS	259.95
WAKO INC	PO0117761	PUMP	243.74
<b>WATER RECLAMATION SVS TOTAL</b>			<b>6,879.69</b>

**FUND 31 DEPT 956 - EMA CAPITAL REPLACEMENT**

HUTTON COMMUNICATIONS	PO0117761	ANTENNA POLES	372.08
<b>EMA CAPITAL REPLACEMENT TOTAL</b>			<b>372.08</b>

**FUND 32 DEPT 325 -**

2000 CED	PO0117761	<b>M-1407A</b> CIRCUIT BREAKER	427.00
STUART C IRBY	PO0117761	<b>M-1407A</b> CONDUIT/HINGE/FITTINGS	346.12
<b>TOTAL</b>			<b>773.12</b>

**FUND 50 DEPT 505 - 911**

CRACKER BARREL #351 ED	PO0117761	MEAL/OLETS SCHOOL/K MCMURTHY	11.18
<b>911 TOTAL</b>			<b>11.18</b>

**FUND 51 DEPT 515 - POLICE**

A&B STORES DBA AS THUN	PO0117761	V96 FUEL/CLEET TRAINING	46.28
BAYSINGER POLICE SUPPL	PO0117761	K-9 UNIFORMS/R MCFADDEN	264.77
BUFFALO WILD WING-ENID	PO0117761	MEAL (3)/BICYCLE SCHOOL	35.85
COMFORT INN CLAREMORE	PO0117761	LODGING (2)/EUTHENASIA TRAINING	156.00
DOMINO'S 6465	PO0117761	MEAL/PCSC MEETING	11.98
FAMILY DOLLAR #2065	PO0117761	CLEANER/SWIFFERS	89.15
FLAMING AUTO SUPPLY CO	PO0117761	V2019 DRIVEBELTS	113.86
FLAMING AUTO SUPPLY CO	PO0117761	V2033 BRAKE PADS	74.43
FLAMING AUTO SUPPLY CO	PO0117761	V2100 COOLANT	71.87
GALLS INTERN*	PO0117761	V420 EMERGENCY LIGHTS	573.99
GOLDEN'S GAS & GRILL	PO0117761	V96 FUEL/CLEET	25.00
JUMBO FOODS	PO0117761	MEAL/CITIZEN POLICE ACADEMY	21.21
KUM & GO #840	PO0117761	V413 FUEL/EUTHENASIA TRAINING	33.99
NAPOLIS ITALIAN RESTAU	PO0117761	MEAL (3)/BICYCLE SCHOOL	50.10
NSS*SHOT SHOW REG	PO0117761	SHOTSHOW REGISTRATION/G FUXA	175.00
OKLAHOMA ASSOCIATION O	PO0117761	OACP MEMBERSHIP/B O'ROURKE	75.00
ONELINK WIRELESS	PO0117761	V420 CABLE/CONNECTORS	20.00
STARBUCKS #10612 ENID	PO0117761	MEAL/BICYCLE SCHOOL/INSTRUCTOR	4.20
STEVENS FORD LINCOLN M	PO0117761	V2015 ASSEMBLY	52.72
STEVENS FORD LINCOLN M	PO0117761	V2075 CONTROL ARMS	638.01
SUBWAY 00111849	PO0117761	MEAL/BICYCLE SCHOOL/INSTRUCTOR	14.85
TACO BUENO ENID	PO0117761	MEAL/BICYCLE SCHOOL/INSTRUCTOR	2.15
THE BIKE SHOP	PO0117761	LIGHTS FOR BICYCLES	257.40
TIRES PLUS 517917	PO0117761	V2014 TIRES	195.00
USPS 39282704133607748	PO0117761	SHIPPING FEES	2.78
VANCE CLUB	PO0117761	MEAL/BICYCLE SCHOOL/INSTRUCTOR	17.90
WAL-MART #0499	PO0117761	BATTERIES	136.75
<b>POLICE TOTAL</b>			<b>3,160.24</b>

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**FUND 65 DEPT 655 - FIRE**

AMAZON.COM	PO0117761	WEIGHT BENCHES	424.46
APPLEBEE'S BAR08000051	PO0117761	MEAL (2)/FIREFIGHTER ACADEMY	51.05
AT&T DATA	PO0117761	IPAD DATA PLAN 11/13	25.00
BROOKLYNS RESTAURANT	PO0117761	MEAL (2)/FIREFIGHTER ACADEMY	93.30
CHILI'S STILLWATER	PO0117761	MEAL (2)/FIREFIGHTER ACADEMY	24.47
CHIPOTLE 1161	PO0117761	MEAL (2)/FIREFIGHTER ACADEMY	58.55
ESKIMO JOES	PO0117761	MEAL (2)/FIREFIGHTER ACADEMY	9.62
FAMILY DOLLAR #2065	PO0117761	SPONGES/SCOURING PADS	64.75
FARMERS GRAIN 07053606	PO0117761	INSECT SPRAY	75.50
FIREHOUSE SUBS #79	PO0117761	MEAL (2)/FIREFIGHTER ACADEMY	16.16
FUZZYS TACO SHOP	PO0117761	MEAL (2)/FIREFIGHTER ACADEMY	55.07
HOLIDAY INN	PO0117761	LODGING (2)/FIRE ACADEMY	407.00
HOLIDAY INN	PO0117761	LODGING (2)/IAAI CONFERENCE	172.64
INDUSTRIAL VISION	PO0117761	FACE MASK INSERT	196.00
JENKINS & PRICE	PO0117761	CLEANER/LINERS/TISSUE	322.34
JIMMY JOHNS 1461	PO0117761	MEAL (2)/FIREFIGHTER ACADEMY	15.18
JUMBO FOODS	PO0117761	MEAL/FIRE SERVICE TRAINING	25.74
LOCKE SUPPLY - ENID	PO0117761	CLOSET REPAIR KIT/VACUUM BREAKER	18.33
LOUIES STILLWATER LLC	PO0117761	MEAL/TRAINING OFFICER CONF/J KIERNAN	16.97
LOWES #00205*	PO0117761	LIGHT BULBS (3)	29.94
LOWES #00205*	PO0117761	<b>M-1409</b> INSULATION/DRYWALL	162.50
LOWES #00205*	PO0117761	V1031 HINGES (4)	27.88
MCALISTER'S DELI 711	PO0117761	MEAL (2)/FIREFIGHTER ACADEMY	20.42
NATIONS PHOTO LAB	PO0117761	<b>M-1409</b> PHOTO ENLARGEMENT (2)	279.00
PALOMINOS	PO0117761	MEAL (2)/TRAINING OFFICER CONF	21.26
PANERA BREAD #2828	PO0117761	MEAL (2)/FIREFIGHTER ACADEMY	50.34
SCHLOTZSKY'S #4462	PO0117761	MEAL (2)/FIREFIGHTER ACADEMY	18.74
SHERWIN WILLIAMS #7185	PO0117761	PAINT BRUSHES (96)/PAINT	284.82
TEXAS ROADHOUSE 2299	PO0117761	MEAL (2)/TRAINING OFFICER CONF	36.97
TEXAS ROADHOUSE 2299	PO0117761	MEAL (2)/FIREFIGHTER ACADEMY	43.24
THE OLIVE GARD00044263	PO0117761	MEAL (2)/FIREFIGHTER ACADEMY	50.76
WW GRAINGER	PO0117761	SAFETY BATON (2)	46.98

<b>FIRE TOTAL</b>	<b>3,144.98</b>
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**FUND 70 DEPT 705 - CDBG**

SQ *ANGEL DELIGHT CATE	PO0117761	B-12 (368)MEAL/CDBG FUNDING MEETING	119.60
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<b>CDBG TOTAL</b>	<b>119.60</b>
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**FUND 99 DEPT 995 - EPTA**

AT&T*PREMIER EBIL	PO0117761	TABLET DATA PLANS 11/13	183.40
CARGO EQUIPMENT CORP	PO0117761	RESTRAINT STRAPS/SEAT BELT CUTTER	295.81
JUMBO FOODS	PO0117761	MEAL/DEPT MEETING	26.99
MANN'S RENTAL ENID	PO0117761	HAND TOWELS	26.55
WAL-MART #0499	PO0117761	SHOP TOWELS/PROMOTIONAL ITEMS	34.03

<b>EPTA TOTAL</b>	<b>566.78</b>
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<b>JP MORGANCHASE CLAIMS LIST TOTAL</b>	<b>\$ 55,805.69</b>
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