

NOTICE OF SPECIAL 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 a special session at 6:00 p.m. on the 16th day of September, 2014, 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 SPECIAL MEETING

1. CALL TO ORDER/ROLL CALL.
2. INVOCATION.
3. FLAG SALUTE.
4. CONSIDER APPROVAL OF MINUTES OF THE MEETING OF SEPTEMBER 6, 2014.
5. AWARDS, PRESENTATIONS, AND ORGANIZATIONAL BUSINESS.
 - 5.1 PRESENT PET AVAILABLE FOR ADOPTION AT THE CITY ANIMAL SHELTER.
 - 5.2 CONSIDER APPOINTMENTS TO THE LIBRARY BOARD, CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS, TREE BOARD, AND ADA ACCESS BOARD.

BACKGROUND: The City Clerk has advertised for vacancies to the above boards and commissions. The following appointments are to be considered:

- **LIBRARY BOARD** - One vacancy to be filled by any interested citizen of the city of Enid. This vacancy is due to the resignation of Mr. Ryan Schaller. The successful applicant will fill an unexpired term to May 2016. Applications and ballot are attached for your consideration.
- **CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS** - Three vacancies to be filled as follows:

One vacancy to be filled by a licensed electrical contractor or a registered design professional with electrical engineering experience. Mr. Raymond Barwick is the only applicant. A copy of his application is attached for consideration.

One vacancy to be filled by a registered design professional who is a registered architect. Mr. John Merz is the incumbent and seeks reappointment. There are no other applications for this vacancy. A copy of his application is attached for consideration.

One vacancy to be filled by a registered design professional with structural engineering experience or a building contractor. Mr. Ken Corbin is the incumbent and seeks reappointment. There are no other applications for this vacancy. A copy of his application is attached for consideration.
- **TREE BOARD** - One vacancy to be filled by any interested citizen of the city of Enid, to fill an unexpired term to March 1, 2016. This vacancy is due to the resignation of Mr. John Ward. The only applicant for this vacancy is Mr. William Nokes. A copy of his application is attached for your consideration.
- **ADA ACCESS BOARD** - One vacancy to be filled by a person residing in Garfield County who has a disability, to fill an unexpired term to April 7, 2017. This vacancy is due to the resignation of Ms. DeLisa Ging. Applications and ballot are attached for your consideration.

BUDGETED ITEM: Not applicable.

FUNDING SOURCE: Not applicable.

ATTACHMENTS: Applications and ballots.

RECOMMENDATION: Consider appointments.

PRESENTER: Joan Riley, Assistant City Manager.

6. HEARINGS.

6.1 CONDUCT A HEARING ON A LAND USE AMENDMENT FOR PROPERTY DESCRIBED AS LOTS 8-9, BLOCK 13, GARLAND ADDITION, FROM LOW INTENSITY RESIDENTIAL DESIGNATION TO MEDIUM INTENSITY COMMERCIAL DESIGNATION.

BACKGROUND: This is a companion to Items 6.2, 7.1 and 7.2, concerning property located 1714 and 1724 West Owen K. Garriott Road. The applicant is requesting changing the land use from a Low Intensity Residential Designation to a Medium Intensity Commercial Designation. This will allow the property to be rezoned to "C-3" General Commercial. Currently the lots are occupied by two residential structures in poor condition.

The proposed amendment is consistent with the overall intent of the plan, results in an improved plan and achieves the plan goals of infill and redevelopment. The rezoning request is speculative. Therefore, it is unknown at this time if there could be any negative impact against the livability or the health and safety of the nearby residents.

The Metropolitan Area Planning Commission recommended approval contingent the deed restriction against business uses was removed at their February 24, 2014 meeting. Since then the applicant has successfully rendered the business deed restrictions null and void in District Court.

BUDGETED ITEM: Not applicable.

FUNDING SOURCE: Not applicable.

ATTACHMENTS: City of Enid response, Location Map, Journal Entry of Judgment.

RECOMMENDATION: Conduct hearing.

PRESENTER: Chris Bauer, Planning Administrator.

6.2 CONDUCT A HEARING REZONING PROPERTY KNOWN AS LOTS 8-9, BLOCK 13, GARLAND ADDITION, FROM "R-2" SINGLE FAMILY RESIDENTIAL DISTRICT TO "C-3" GENERAL COMMERCIAL DISTRICT.

BACKGROUND: This is a companion to Items 6.1, 7.1 and 7.2, concerning 1714 and 1724 West Owen K. Garriott Road. The applicant is requesting rezoning the property from "R-2" Single-Family Residential District to "C-3" General Commercial District.

The zoning pattern surrounding this request includes "R-2" to the north, "C-3" to the east and across the street to the west, and "C-3" across Owen K. Garriott Road to the south.

The Metropolitan Area Planning Commission recommended approval contingent upon the removal of the deed restriction at their February 24, 2014 meeting. The applicant has successfully done so.

BUDGETED ITEM: Not applicable.

FUNDING SOURCE: Not applicable.

ATTACHMENTS: Location map.

RECOMMENDATION: Conduct hearing.

PRESENTER: Chris Bauer, Planning Administrator.

7. COMMUNITY DEVELOPMENT.

7.1 CONSIDER A RESOLUTION TO MODIFY THE LAND USE MAP OF THE ENID METROPOLITAN AREA COMPREHENSIVE PLAN 2025 FROM LOW INTENSITY RESIDENTIAL DESIGNATION TO MEDIUM INTENSITY COMMERCIAL DESIGNATION FOR PROPERTY DESCRIBED AS LOTS 8-9, BLOCK 13, GARLAND ADDITION.

BACKGROUND: This is a companion to Items 6.1, 6.2 and 7.2, concerning a property located 1714 and 1724 West Owen K. Garriott Road.

BUDGETED ITEM: Not applicable.

FUNDING SOURCE: Not applicable.

ATTACHMENTS: Resolution.

RECOMMENDATION: Approve resolution.

PRESENTER: Chris Bauer, Planning Administrator.

7.2 CONSIDER AN ORDINANCE REZONING PROPERTY KNOWN AS LOTS 8-9, BLOCK 13, GARLAND ADDITION, FROM "R-2" SINGLE-FAMILY RESIDENTIAL DISTRICT TO "C-3" GENERAL COMMERCIAL DISTRICT.

BACKGROUND: This is a companion to items 6.1, 6.2 and 7.1.

BUDGETED ITEM: Not applicable.

FUNDING SOURCE: Not applicable.

ATTACHMENTS: Ordinance.

RECOMMENDATION: Approve ordinance.

PRESENTER: Chris Bauer, Planning Administrator.

8. ADMINISTRATION.

- 8.1 CONSIDER A RESOLUTION AMENDING THE 2014-2015 CAPITAL IMPROVEMENT FUND BUDGET BY APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$9,400.00 TO INCREASE THE 2014-2015 APPROPRIATED AMOUNTS FOR THE CAPITAL IMPROVEMENT DEPARTMENT.**

BACKGROUND: This is a companion to Items 8.2 and 12.1. The Commission previously approved pursuing condemnation of certain properties such as 25 Woodlands Drive which abuts Willow Road between Cleveland Street and Oakwood Road to allow for planned street widening. Three court appointed appraisers have amended their report of total just compensation from \$68,861.00 to \$78,261.00 and the City must deposit this additional amount of \$9,400.00 with the Garfield County Court Clerk to finalize the condemnation proceeding. The funds will be transferred from the Enid Municipal Authority to the Capital Improvement Fund.

BUDGETED ITEM: No. This appropriates funds in the Capital Improvement Fund.

FUNDING SOURCE: Capital Improvement Fund.

ATTACHMENTS: None.

RECOMMENDATION: Approve Resolution.

PRESENTER: Jerald Gilbert, Chief Financial Officer.

- 8.2 CONSIDER PAYING THE ADDITIONAL JUST COMPENSATION AMOUNT OF \$9,400.00, AS AMENDED BY THE DISTRICT COURT OF GARFIELD COUNTY, FOR A PORTION OF THE PROPERTY LOCATED AT 25 WOODLANDS DRIVE FOR THE PUBLIC PURPOSE OF WIDENING THE STREET AND RELOCATING UTILITIES FOR THE WILLOW ROAD PROJECT R-0303D FROM THE CAPITAL IMPROVEMENT FUND.**

BACKGROUND: This is a companion to Items 8.1 and 12.1.

BUDGETED ITEM: Yes, appropriated above in item 8.1.

FUNDING SOURCE: Capital Improvement Fund.

ATTACHMENTS: None.

RECOMMENDATION: Approve payment.

PRESENTER: Jerald Gilbert, Chief Financial Officer.

- 8.3 CONSIDER AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY" CHAPTER 7, ENTITLED "ANIMAL CONTROL," SECTION 5-7-5, ENTITLED "CRUELTY TO ANIMALS; ABANDONING OR DUMPING" TO PROHIBIT LEAVING ANIMALS IN VEHICLES UNDER CERTAIN CONDITIONS, ALLOWING CERTAIN PERSONS TO ENTER A VEHICLE UNDER THOSE CONDITIONS AND TO CORRECT CAPITALIZATION; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.**

BACKGROUND: This ordinance was reviewed by the Commission at the August 4, 2014, Study Session. The ordinance amends the Enid Municipal Code, 2014, to protect the health and safety of animals left inside of vehicles and corrects capitalization.

BUDGETED ITEM: Not applicable.

FUNDING SOURCE: Not applicable.

ATTACHMENTS: Ordinance.

RECOMMENDATION: Approve Ordinance.

PRESENTER: Andrea L. Chism, City Attorney.

- 8.4 CONSIDER AWARDING A CONTRACT TO BUDGET PLUMBING & CONSTRUCTION, LLC, ENID, OKLAHOMA, FOR PROJECT W-1502A, THE 2014-15 WATER METER MAINTENANCE PROGRAM, AND AUTHORIZE THE MAYOR TO EXECUTE ALL CONTRACT DOCUMENTS AFTER REVIEW BY THE CITY ATTORNEY.**

BACKGROUND: In an effort to improve the repair and/or installation of water distribution assets including water meters, service lines, and meter tiles, the City offered for

competitive bid, a contract to provide specific service and maintenance services. Budget Plumbing & Construction, LLC submitted the lowest qualified bid at 35% below the project estimate. This item was budgeted and appropriations are available in the Water Capital Improvement Fund.

<u>Portion of Project</u>	<u>Project Estimate</u>	<u>Bid</u>
Bonds & Insurance	\$600.00	\$500.00
Water Meter Box Remove/Installs	\$3,600.00	\$3,000.00
Type 1 Repairs	\$24,000.00	\$17,500.00
Type 2 Repairs	\$37,800.00	\$15,000.00
Service Installs - Same Side of Road	\$57,000.00	\$51,000.00
Service Installs - Opposite Side of Road	\$44,800.00	\$27,200.00
Bore Service Lines	\$24,000.00	\$10,000.00
Traffic Control	\$3,600.00	\$3,360.00
Total	\$195,400.00	\$127,560.00

BUDGETED ITEM: Yes.

FUNDING SOURCE: Water Capital Improvement Fund.

ATTACHMENTS: Canvass of Bids.

RECOMMENDATION: Award bid to Budget Plumbing & Construction, LLC in the amount of \$127,560.00 and authorize the Mayor to execute all contract documents after review by the City Attorney.

PRESENTER: James Neal, Water Reclamation Services Supervisor.

8.5 CONSIDER A RESOLUTION TO PARTICIPATE IN FEDERAL-AID PROJECTS FOR THE CONSTRUCTION OF SAFETY IMPROVEMENTS AT RAILROAD CROSSINGS AT NORTH 2ND STREET, NORTH WASHINGTON STREET, NORTH CLEVELAND STREET.

BACKGROUND: In cooperation with the Oklahoma Department of Transportation and Burlington Northern Santa Fe Railroad crossing, the following railroad crossings have been identified for improvements.

DOT No. 673-837J at North 2nd Street
 DOT No. 673-840S at North Washington Street
 DOT No. 673-884U at North Cleveland Street

The improvements will include pedestal-mounted flashing signals with improved gates and arms, upgraded LED lenses, and improved the crossing surfaces.

Total estimated cost of these improvements is \$805,000.00. The City's estimated share is \$72,500.00.

BUDGETED ITEM: Yes.

FUNDING SOURCE: Capital Improvement Funds.

ATTACHMENTS: Resolution.

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

8.6 REMOVE FROM THE TABLE AND CONSIDER AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2014, TITLE 2, ENTITLED "FINANCE AND TAXATION," CHAPTER 6, ENTITLED "FEE SCHEDULE," ARTICLE E, ENTITLED "UTILITIES FEES AND CHARGES," SECTION 2-6E-3, ENTITLED "FIRE HYDRANT CONNECTION CHARGE," TO PROVIDE A RENTAL FEE FOR FIRE HYDRANT METERS USED OVER ONE MONTH; AMENDING TITLE 2, ENTITLED "FINANCE AND TAXATION," CHAPTER 6, ENTITLED "FEE SCHEDULE," ARTICLE E, ENTITLED "UTILITIES FEES AND CHARGES," SECTION 2-63-5, ENTITLED "WATER RATES AND CHARGES," TO UPDATE CHART WITH CURRENT RATES, REDUCE RATES FOR USERS OUTSIDE CITY LIMITS, MERGE INDUSTRIAL AND INSTITUTIONAL USERS WITH COMMERCIAL USERS, PROVIDE A GREATER BASE RATE FOR LARGER WATER METERS, SET RATE INCREASES FOR POLITICAL SUBDIVISIONS AND RURAL WATER DISTRICTS AT TWO PERCENT GREATER THAN THE CURRENT RESIDENTIAL AND COMMERCIAL WATER RATE, PROVIDES FOR SPECIFIC ANNUAL INCREASES THROUGH THE YEAR 2019 AND FOR A TWO PERCENT INCREASE ANNUALLY THEREAFTER; TITLE 2, ENTITLED "FINANCE AND TAXATION," CHAPTER 6, ENTITLED "FEE SCHEDULE," ARTICLE E, ENTITLED "UTILITIES FEES AND CHARGES," SECTION 2-6E-6, ENTITLED "SEWER SERVICE CHARGES INSIDE CITY; BILLING," TO UPDATE CHART TO CURRENT RATES, MERGE INDUSTRIAL AND INSTITUTIONAL USERS WITH COMMERCIAL USERS, PROVIDE FOR A TWO PERCENT ANNUAL INCREASE IN RATES EFFECTIVE JANUARY 1, 2015; AMENDING TITLE 8, ENTITLED "UTILITIES," CHAPTER 1, ENTITLED "UTILITY SERVICES; RATES," SECTION 8-1-13, ENTITLED "AFTER HOURS SERVICE FEE," TO INCREASE THE AFTER HOURS SERVICE FEE; AMENDING TITLE 8, ENTITLED "UTILITIES," CHAPTER 2, ENTITLED "WATER SYSTEM," SECTION 8-2-15, ENTITLED "CONSERVATION AND WASTE OF WATER," TO UPDATE CHART TO CURRENT RATES AND MERGE INDUSTRIAL AND INSTITUTIONAL USERS WITH COMMERCIAL USERS; PROVIDING FOR EFFECTIVE DATE, REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION.

BACKGROUND: The Commission discussed and tabled utility rates at the August 4, 2014 meeting. Since then, a committee of City staff and Commissioner Vanhooser has met

several times to determine reasonable utility rate increases to support the Kaw Lake pipeline. This effort has resulted in annual water rate increases in accordance with the Guernsey Water Master Plan and 2% annual increases for all other water and sewer rates beginning January 1, 2015. Also added are monthly fire hydrant charges, increased after hours service fee, and base rates for water depending on the size of the water meter.

BUDGETED ITEM: Not applicable.

FUNDING SOURCE: Not applicable.

ATTACHMENTS: Ordinance.

RECOMMENDATION: Remove from the table and approve ordinance.

PRESENTER: Scott Morris, Utility Services Director.

9. CONSENT.

9.1 ACCEPTANCE OF QUIT CLAIM DEED FROM THE BOARD OF COUNTY COMMISSIONERS OF GARFIELD COUNTY, FOR LOT 7, BLOCK 19, KENWOOD ADDITION, TO THE CITY OF ENID.

BACKGROUND: On August 18, 2014, James Simunek, Chairman of the Board of the Garfield County Board of Commissioners, conveyed a vacant lot at 615 North Jackson Street to the City of Enid. This property is east of and adjacent to ABC Park.

BUDGETED ITEM: Not applicable.

FUNDING SOURCE: Not applicable.

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

RECOMMENDATION: Accept Deed.

PRESENTER: Andrea L. Chism, City Attorney.

9.2 CONSIDERATION AND DENIAL OF TORT CLAIMS OF DEVANTE LYONS AND SABINE DESHAZO.

BACKGROUND: On June 13, 2014, Devante Lyons submitted a tort claim for property damage in the amount of \$650.00. The claim alleged that on May 26, 2014, Mr. Lyons hit a pothole on 16th Street and Owen K. Garriott Road causing damage to the passenger side tire and rim of his 2002 Lincoln and on June 7, 2014, he hit another pothole on the Van Buren Street overpass causing damage to the drivers side rim. The City Attorney investigated and determined the City was not liable as alleged because Owen K. Garriott Road and Van Buren Street are state highways and the City of Enid is not responsible for upkeep of state highways. The City Attorney found no liability on the City's part regarding the incident and recommends denial of the claim.

On August 14, 2014, Sabine Deshazo submitted a tort claim for a veterinary bill in the amount of \$292.50. Ms. Deshazo alleges she adopted a mixed lab puppy from the Enid Animal Shelter on August 12, 2014. According to Ms. Deshazo, within two hours of her adoption the animal was unresponsive. The puppy tested positive for Parvo and was euthanized that day. Ms. Deshazo completed a Refund Request Form and will be reimbursed for the amount she paid for the puppy. The City Attorney investigated and determined the City of Enid was not liable as alleged because Ms. Deshazo signed a disclaimer on the day of adoption. The disclaimer states "The City of Enid is not responsible for the adopted animal's health. The City of Enid will not be responsible for additional fees you incur at the veterinarian". The City Attorney found no liability on the City's part and recommends that the City deny the claim.

BUDGETED ITEM: Not applicable.

FUNDING SOURCE: Not applicable.

ATTACHMENTS: None. Letters are on file in the Office of the City Clerk.

RECOMMENDATION: Deny tort claims.

PRESENTER: Andrea L. Chism, City Attorney.

9.3 ACCEPT PROJECT AND AUTHORIZE FINAL PAYMENT WITH DIRECT TRAFFIC CONTROL, INC., ENID, OKLAHOMA, FOR THE BIKE TRAIL PHASE I, SIGNING AND STRIPING, PROJECT NO. M-1402A.

BACKGROUND: This project addresses the marking of local streets to indicate a defined "share-the-road" Bike Trail.

This project designed and marked a portion of the 5.99 mile bike trail on Frantz Avenue along the existing trail across Cleveland Street and west along Indian Drive to Hoover Street, thence north on Hoover Street to Oklahoma Avenue, east on Oklahoma Avenue to Johnson Street, north on Johnson Street to Broadway Avenue, east on Broadway Avenue to

Grand Street, then south on Grand Street to Frantz Avenue. The cost of the project was \$94,044.00.

The contractor has completed all work, and the project is presented for acceptance. There is a one-year Maintenance Bond on this project.

BUDGETED ITEM: Yes.

FUNDING SOURCE: Street and Alley Fund.

ATTACHMENTS: None.

RECOMMENDATION: Accept project.

PRESENTER: Murali Katta, P.E., Project Engineer.

9.4 APPROVE AMENDMENT NO. 2 TO THE AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES, PROJECT MANAGEMENT AND INSPECTION SERVICES WITH TETRA TECH, INC., OKLAHOMA CITY, OKLAHOMA FOR AN ADDITIONAL BRIDGE BUDGETED IN THE 2014-2015 CAPITAL IMPROVEMENT PROGRAM.

BACKGROUND: Tetra Tech, Inc., has been under contract to provide program and construction management services for the reconstruction and rehabilitation of bridges funded by General Obligation Bonds. The 2014-2015 budget allocated funds to complete one additional bridge replacement project on Rupe Avenue over Boggy Creek.

Amendment No. 2 provides construction management services for the project at a cost not-to-exceed \$145,000.00 to a total of \$1,159,676.00.

BUDGETED ITEM: Yes.

FUNDING SOURCE: Capital Improvement Fund.

ATTACHMENTS: None. Amendment No. 2 is on file in the Office of the City Clerk.

RECOMMENDATION: Approve Amendment No. 2.

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

9.5 AWARD A CONTRACT TO LUCKINBILL, INC., ENID, OKLAHOMA, FOR THE WEST WILLOW WATER LINE RELOCATION PROJECT, PROJECT NO. W-1203B, AND AUTHORIZE THE MAYOR TO EXECUTE ALL CONTRACT DOCUMENTS AFTER REVIEW BY THE CITY ATTORNEY.

BACKGROUND: This project will construct 4092 LF of water line on West Willow Road to allow for future road widening.

Four bids were received:

Luckinbill, Inc.	\$ 827,748.00
Carstensen Contracting, Inc.	\$ 886,442.60
Nowak Construction Co., Inc.	\$ 1,149,332.70
Goins Enterprises, Inc.	\$ 1,210,557.00
Engineer's Estimate	\$ 1,039,617.22

Luckinbill, Inc. submitted the lowest, responsible bid in the amount of \$827,748.00.

BUDGETED ITEM: Yes.

FUNDING SOURCE: Capital Improvement Fund.

ATTACHMENTS: Canvass of Bids.

RECOMMENDATION: Award contract to Luckinbill, Inc. and authorize the Mayor to execute all contract documents after review by the City Attorney.

PRESENTER: Murali Katta, P.E., Project Engineer.

9.6 CONVEY A 25-FOOT PUBLIC UTILITY EASEMENT TO OKLAHOMA GAS AND ELECTRIC (OG&E) COMPANY, AN OKLAHOMA CORPORATION, TO FACILITATE THE PLACEMENT OF OVERHEAD POWER LINES TO SUPPORT DEVELOPMENT IN THE AREA OF GARLAND ROAD AND WILLOW ROAD.

BACKGROUND: OG&E has requested access to place overhead power lines along the edge of the City of Enid storm water detention sites of Garland Tributary and Chestnut West. The lines will run from the OG&E power sub-station on Garland Road, one-half mile north of Chestnut Street, east along the quarter section line and north along the east side of Chestnut West proposed detention and Garland Tributary detention to Willow Road.

The easement does not interfere with the City's planned use of the site for stormwater detention, and supports development in the area.

BUDGETED ITEM: Not applicable.

FUNDING SOURCE: Not applicable.

ATTACHMENTS: None. Utility Easement is on file in the Office of the City Clerk.

RECOMMENDATION: Approve easement.

PRESENTER: Christopher Gdanski, Director of Engineering.

- 9.7 **APPROVE CHANGE ORDER NO. 2 WITH S.L. MADISON CONSTRUCTION, LLC CRESCENT, OKLAHOMA, AND ACCEPT THE GARLAND TRIBUTARY STRUCTURE AND STORMWATER MANAGEMENT PROJECT, PROJECT NO. F-1116C.**

BACKGROUND: This project provided for the construction of the Garland Tributary Detention Facility, which included constructing the berms, trickle channels, and discharge structure.

Change Order No. 2 provides for final quantities and cost based on unit prices. The units for six-inch PCC concrete aprons and solid slab sodding were decreased. The units for six-inch PCC trickle channel, Type 1 Rip Rap, barbed wire fence, and earth work were increased.

The total Change Order increased the contract amount by \$2,381.84 for final contract amount of \$347,398.94.

The project is complete with grass established and is presented for acceptance.

BUDGETED ITEM: Yes.

FUNDING SOURCE: Storm Water Fund.

ATTACHMENTS: None. Change Order No. 2 is on file in the Office of the City Clerk.

RECOMMENDATION: Approve Change Order No. 2 and accept the project.

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

- 9.8 **APPROVE AN AGREEMENT WITH OKLAHOMA NATURAL GAS (ONG) COMPANY, INC. TO RELOCATE A MEDIUM-PRESSURE NATURAL GAS PIPELINE TO ACCOMMODATE THE CLEVELAND BOULEVARD IMPROVEMENT PROJECT FROM RAILROAD CROSSING TO CHESTNUT AVENUE, STATE JOB NO. 17020(07), PROJECT NO. R-1311B.**

BACKGROUND: ONG provided an agreement for the relocation of a gas line to accommodate the construction of the Cleveland Boulevard improvement, from railroad crossing to Chestnut Avenue, State Job Piece No. 17020(07).

The City's share cost for the relocation work is \$80,327.00.

Upon approval of the agreement, ONG will be issued a Notice to Proceed.

BUDGETED ITEM: Not applicable.

FUNDING SOURCE: Not applicable.

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

RECOMMENDATION: Approve Agreement.

PRESENTER: Jomara Ortiz, Project Engineer.

- 9.9 **APPROVE CHANGE ORDER NO. 1 AND ACCEPT PROJECT WITH CHILD'S PLAY, INC., DALLAS, TEXAS, FOR THE INSTALLATION OF PLAYGROUND EQUIPMENT AT VARIOUS PARKS, PROJECT NO. P-1401.**

BACKGROUND: This project provided for the installation of playground equipment, surfacing and concrete borders on six different City Parks. This contract includes a 20-year Maintenance Program that consists of two visits per year for routine maintenance such as tightening hardware, paint touch-up and removing vandalism.

Change Order No. 1 will provide for additional calendar days to complete the work, at no additional cost to the City. The total contract amount of the project is \$239,758.00.

The contractor has completed all work, and the project is presented for acceptance. There is a one-year Maintenance Bond on this project.

BUDGETED ITEM: Yes.

FUNDING SOURCE: Capital Replacement Fund.

ATTACHMENTS: None. Change Order No. 1 is on file in the Office of the City Clerk.

RECOMMENDATION: Approve Change Order No. 1 and Accept project.

PRESENTER: Robinson Camp, Deputy Director of Public Works.

9.10 AWARD A CONTRACT TO BLOYER AND SONS, INC., WINFIELD, KANSAS, FOR THE CONVENTION HALL ROOF REPLACEMENT, PROJECT NO. M-1502, AND AUTHORIZE THE MAYOR TO EXECUTE ALL CONTRACT DOCUMENTS AFTER REVIEW BY THE CITY ATTORNEY.

BACKGROUND: This project will provide new roofing for Convention Hall.

The design provides for the following alternates:

- Alternate 1, Add south section of roofing (stage area)
- Alternate 2, Add north section of roofing (meeting area)
- Alternate 4, Deduct removal of existing roofing to the deck for the South section
- Alternate 5, Deduct removal of exiting roofing to the deck for the North section

Four bids were received:

Bloyer & Sons	Base Bid:	\$ 180,925.00
	Alternate No. 1:	\$ 64,430.00
	Alternate No. 2:	\$ 66,520.00
	Alternate No. 4:	\$ 14,825.00
	Alternate No. 5:	\$ 15,345.00
Coontz Roofing	Base Bid:	\$ 188,500.00
	Alternate No. 1:	\$ 55,500.00
	Alternate No. 2:	\$ 58,000.00
	Alternate No. 4:	\$ 9,750.00
	Alternate No. 5:	\$ 10,000.00
Crawford Roofing	Base Bid:	\$ 188,424.00
	Alternate No. 1:	\$ 51,000.00
	Alternate No. 2:	\$ 58,500.00
	Alternate No. 4:	\$ 2,400.00
	Alternate No. 5:	\$ 2,750.00
Graco Roofing	Base Bid:	\$ 249,600.00
	Alternate No. 1:	\$ 91,291.00
	Alternate No. 4:	\$ 3,240.00
	Alternate No. 5:	\$ 4,104.00
Engineer's Estimates:	Base Project:	\$ 237,600.00
	Alternate No. 1:	\$ 65,419.00
	Alternate No. 2:	\$ 74,263.00
	Alternate No. 4:	\$ 12,658.00
	Alternate No. 5:	\$ 11,151.00

Bloyer & Sons, Inc. submitted the lowest, responsible bid for the Base Bid with Alternates 1,2,4, and 5 in the amount of \$281,705.00.

BUDGETED ITEM: Yes.

FUNDING SOURCE: Capital Improvement Fund.

ATTACHMENTS: Canvass of Bids.

RECOMMENDATION: Award Contract to Bloyer & Sons, Inc. for Base Bid and Alternates No's. 1, 2, 4, and 5, and authorize the Mayor to execute all contract documents after review by the City Attorney.

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

9.11 APPROVAL OF CLAIMS IN THE AMOUNT OF \$1,759,409.89.

ATTACHMENTS: List of claims.

10. RECESS TO CONVENE AS THE ENID MUNICIPAL AUTHORITY.

11. TRUSTEES OF THE ENID MUNICIPAL AUTHORITY SPECIAL MEETING.

12. ENID MUNICIPAL AUTHORITY SPECIAL MEETING.

12.1 CONSIDER A RESOLUTION INCREASING THE 2014-2015 FISCAL FINANCIAL PLAN FOR THE ENID MUNICIPAL AUTHORITY (EMA) IN THE AMOUNT OF \$9,400.00.

BACKGROUND: This is a companion to Items 8.1 and 8.2.

BUDGETED ITEM: No. This item increases the EMA Fiscal Financial Plan.

FUNDING SOURCE: 1% Sales Tax.

ATTACHMENTS: None.

RECOMMENDATION: Approve Resolution.

PRESENTER: Jerald Gilbert, Chief Financial Officer.

12.2 APPROVAL OF CLAIMS IN THE AMOUNT OF \$213,336.55.

ATTACHMENTS: List of claims.

13. ADJOURN TO RECONVENE AS THE ENID CITY COMMISSION.

14. PUBLIC DISCUSSION.

15. CONSIDER CONVENING INTO EXECUTIVE SESSION TO DISCUSS THE PURCHASE OF CERTAIN REAL PROPERTY, TO DISCUSS ECONOMIC DEVELOPMENT, AND TO DISCUSS THE HIRING OF A NEW CITY MANAGER, AND RECONVENE INTO SPECIAL SESSION TO TAKE ANY NECESSARY ACTION.

BACKGROUND: The City Attorney recommends the Mayor and Board of Commissioners go into Executive Session pursuant to 25 Oklahoma Statute §307(B)(3), to discuss "the purchase or appraisal of real property," 25 Oklahoma Statute §307(C)(10), to confer "on 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 Enid because public disclosure of the matter to be discussed would violate the confidentiality of the business, and 25 Oklahoma Statute §307(B)(1), to discuss the employment, hiring, appointment... of any individual salaried public officer or employee.

Upon conclusion of the Executive Session, the Commission will reconvene into Special Session to take any necessary action.

16. ADJOURN.

CERTIFICATE AS TO POSTING

I, the undersigned City Clerk of the City of Enid, Oklahoma, do hereby certify that prior to 5:00 P.M. on the 15th day of September 2014, a true copy of the above Notice of Meeting was posted at the entrance to the Administration Building of the City of Enid, located at 401 W. Owen K. Garriott Road in said City. I further certify that I received at least forty-eight (48) hours advance notice of said meeting as required by State Statutes.

DATED at Enid, Oklahoma this 15th day of September 2014.

City Clerk

(SEAL)

=====

**MINUTES OF SPECIAL 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 16TH DAY OF SEPTEMBER 2014**

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 special 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 6:00 P.M. on the 16th day of September 2014, pursuant to notice given forty-eight (48) hours in advance 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 15th day of September 2014.

-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, Chief Financial Officer Jerald Gilbert, Planning Administrator Chris Bauer, Police Chief Brian O'Rourke, Human Resources Director Sonya Key, Airport Director Dan Ohnesorge, and Ex-Officio Member Col. John Menozzi.

Commissioner Timm gave the Invocation, and Col. John Menozzi led the Flag Salute.

Motion was made by Commissioner Janzen and seconded by Commissioner Stuber to approve the minutes of the September 4, 2014 special Commission meeting, and the vote was as follows:

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

NAY: None.

Officer William Breeze presented "Daisy," a six-month old Shepherd mix, available for adoption at the Enid Animal Shelter.

A proclamation was read and presented proclaiming September 9, 2014 as "No Texting While Driving - It Can Wait Day."

Mr. Jim McClain was recognized for his dedication and many accomplishments during his tenure with the City of Enid as Public Works Director.

Ballots were taken as follows for an appointment to the Library Board:

Katherine Corbin	Commissioners Janzen and Vanhooser
Roger Hardaway	Commissioner Timm
Traci Layton	Commissioner Stuber and Mayor Shewey
Sally McMillion	Commissioners Ezzell and Wilson

A second ballot was taken as follows:

Katherine Corbin	Commissioners Janzen and Vanhooser
Traci Layton	Commissioners Stuber and Timm, and Mayor Shewey
Sally McMillion	Commissioners Ezzell and Wilson

The successful candidate was Ms. Traci Layton, who will fill an unexpired term on said board to May 2016.

Motion was made by Commissioner Stuber and seconded by Commissioner Janzen to appoint Mr. Raymond Barwick to serve as Licensed Electrical Contractor on the Construction Code Board of Adjustment and Appeals, and to reappoint Mr. John Merz and Mr. Ken Corbin to said board as Registered Design Professional who is a Registered Architect, and Registered Design Professional with Structural Engineering Experience, respectively, said terms to expire March 1, 2017, and the vote was as follows:

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

NAY: None.

Ballots were taken as follows for an appointment to the Tree Board:

Robert Crowcroft	Commissioner Ezzell and Mayor Shewey
William Nokes	Commissioners Janzen, Stuber, Timm, Wilson and Vanhooser

The successful candidate was Mr. William Nokes who will fill an unexpired term on said board to March 1, 2016.

Ballots were taken as follows for an appointment to the ADA Access Board:

Mariann Chance	Commissioners Stuber, Ezzell, Wilson, Vanhooser and Mayor Shewey
Elda Jones	Commissioners Janzen and Timm

The successful candidate was Ms. Mariann Chance, who will fill an unexpired term on said Board to April 7, 2017.

A hearing was held on a land use amendment for property described as Lots 8-9, Block 13, Garland Addition, located at 1714 and 1724 West Owen K. Garriott Road, from Low Intensity Residential Designation to Medium Intensity Commercial Designation.

Planning Administrator Chris Bauer explained that the proposed amendment was consistent with the overall intent of the Enid Metropolitan Area Comprehensive Plan 2025, and if approved, would allow the property to be rezoned to "C-3" General Commercial. He advised commissioners that the Metropolitan Area Planning Commission, at its meeting of February 24, 2014, recommended approval of the amendment, contingent upon the deed restriction against business uses being removed. He noted that since that time, the applicant had successfully rendered the business deed restrictions null and void in District Court.

There being no further comments, the hearing concluded.

A hearing was held regarding the rezoning of property described as Lots 8-9, Block 13, Garland Addition, located at 1714 and 1724 West Owen K. Garriott Road, from "R-2" Single-Family Residential District to "C-3" General Commercial District.

Mr. Bauer stated that the Metropolitan Area Planning Commission, at its meeting of February 24, 2014, recommended approval of the rezoning, contingent upon the deed restriction against business uses being removed. He noted that the applicant had successfully rendered the business deed restrictions null and void in District Court.

There being no further comments, the hearing concluded.

Motion was made by Commissioner Ezzell and seconded by Commissioner Wilson to approve a resolution modifying the Land Use Map of the Enid Metropolitan Area Comprehensive Plan 2025, from Low Intensity Residential Designation to Medium Intensity Commercial Designation, for property described as Lots 8-9, Block 13, Garland Addition, located at 1714 and 1724 West Owen K. Garriott Road, and the vote was as follows:

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

NAY: None.

R E S O L U T I O N

APPROVAL OF CHANGE TO THE OFFICIAL COMPREHENSIVE LAND USE PLAN FOR THE ENID METROPOLITAN AREA

WHEREAS, the Enid-Garfield County Metropolitan Area Planning Commission has caused to be prepared a plan titled "Enid Metropolitan Area Comprehensive Plan 2025", approval of which the City Commission deemed to be in the public interest and in keeping with the purposes set forth in Title 19, Oklahoma Statutes, Section 866.10; and

WHEREAS, the City Commission of the City of Enid, Oklahoma, has approved a Comprehensive Plan, in whole and insofar as such plan affects the area within the city limits of the municipality, to guide the physical development of the Enid Metropolitan Area; and

WHEREAS, the Enid-Garfield County Metropolitan Area Planning Commission did hold a Public Hearing on the 18th day of April, 2005, for the purpose of considering the adoption of the Comprehensive Plan, in whole or in part. Public notice of which meeting was duly given as required by law; and

WHEREAS, the City Commission has held a Public Hearing on the 19th day of April, 2005 and has given consideration of opinions and evidence presented at said Public Hearing and the content of "Enid Metropolitan Area Comprehensive Plan 2025".

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Enid, Oklahoma, that the Comprehensive Plan is hereby amended as authorized by Title 19, Oklahoma Statutes, Section 866.10. as follows:

Lots 8-9 Block 13 Garland Addition

is changed from Low Intensity Residential to Medium Intensity Commercial located at 1714 and 1724 West Owen K Garriott.

APPROVED this 16th day of September, 2014, by a majority of the full membership of the City Commission, City of Enid, Oklahoma.

CITY OF ENID,
A Municipal Corporation

/s/ William E. Shewey
William E. Shewey, Mayor

(SEAL)

ATTEST:

/s/ Linda S. Parks
CITY CLERK

Motion was made by Commissioner Stuber and seconded by Commissioner Wilson to adopt an ordinance rezoning property described as Lots 8-9, Block 13, Garland Addition, located at 1714 and 1724 West Owen K. Garriott Road, from Class "R-2" Single-Family Residential District, to "Class "C-3" General Commercial District, and the vote was as follows:

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

NAY: None.

ORDINANCE NO. 2014-33

AN ORDINANCE AMENDING TITLE 11 CHAPTER 2, SECTION 11-2-1 OF THE ENID MUNICIPAL CODE, 2014, BY CHANGING THE ZONING ON A CERTAIN PROPERTY AND DESCRIBING THE SAME, AMENDING THE ZONING MAP ACCORDINGLY,

was then introduced and read in full.

Thereupon, Commissioner Stuber moved that the rules be suspended and said ordinance be read a second time by title, which motion was seconded by Commissioner Wilson, and the question being upon the suspension of the rules and placing the ordinance upon its second reading, the roll was called with the following result:

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

NAY: None.

The Mayor declared the motion carried and the rules suspended and thereupon said ordinance was read a second time by title.

Thereupon, Commissioner Stuber moved that the rules be suspended and said ordinance be read a third time and considered section by section, for amendment or adoption, which motion was seconded by Commissioner Wilson, and the question being upon suspension of the rules and placing the ordinance upon its third reading and consideration section by section for amendment or adoption, the roll was called with the following result:

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

NAY: None.

The Mayor declared the motion carried and the rules suspended and thereupon by separate motions, duly seconded and put by the Mayor, Section ONE was adopted by the following vote:

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

NAY: None.

The Mayor declared the motion carried by the affirmative vote of more than three-fourths of all members elected and the said ordinance duly passed and adopted.

Thereupon, Commissioner Stuber moved that said ordinance be placed upon final passage and passed as a whole, which motion was seconded by Commissioner Wilson, and the question being upon the final passage of ordinance as a whole, the roll was called with the following result:

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

NAY: None.

The Mayor declared the motion carried and the ordinance duly passed and adopted.

Motion was made by Commissioner Stuber and seconded by Commissioner Janzen to approve a resolution amending the 2014-2015 Capital Improvement Fund Budget by appropriating additional funds in the amount of \$9,400.00 to fund additional just compensation awarded by the Garfield County District Court with respect to property located at 25 Woodlands Drive, in conjunction with Project No. R-0303D, Willow Road Widening, and the vote was as follows:

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

NAY: None.

RESOLUTION

A RESOLUTION AMENDING THE 2014-2015 CAPITAL IMPROVEMENT FUND BUDGET BY APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$9,400.00 TO INCREASE THE 2014-2015 APPROPRIATED AMOUNTS FOR THE CAPITAL IMPROVEMENT DEPARTMENT.

WHEREAS, the City Commission previously approved proceeding with the condemnation of certain properties such as 25 Woodlands Drive between Cleveland and Oakwood along Willow Road to allow for the planned widening of the street and the Commission and Enid Municipal Authority approved payment of \$68,861.00 to the Garfield County Court Clerk at the August 4, 2014 meeting and these funds have been deposited therewith; and

WHEREAS, the Court appointed Commissioners have amended their original report and increased the previously determined just compensation amount by \$9,400.00; and

WHEREAS, the appropriated amounts for the 2014-2015 Capital Improvement Department in the Capital Improvement Fund must be increased by an additional \$9,400.00 to provide funding for payment of the just compensation for the taking of such property; 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 2014-2015 BUDGET BE AMENDED TO INCREASE THE APPROPRIATIONS FOR THE CAPITAL IMPROVEMENT FUND CAPITAL IMPROVEMENT DEPARTMENT:

FUND 40 CAPITAL IMPROVEMENT FUND	
Revenues	\$9,400.00
Capital Improvement Department	\$9,400.00

Adopted this 16th day of September 2014.

/s/ William E. Shewey
Mayor

(SEAL)

ATTEST:

/s/ Linda S. Parks
City Clerk

Motion was made by Commissioner Stuber and seconded by Commissioner Janzen to authorize payment of additional just compensation in the amount of \$9,400.00, as amended by the District Court of Garfield County, for a portion of the property located at 25 Woodlands Drive, in conjunction with Project No. R-0303D, Willow Road Widening, and the vote was as follows:

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

NAY: None.

Brief discussion was held regarding an ordinance amending Section 5-7-5 in Chapter 7, Title 5 of the Enid Municipal Code 2014, entitled "Cruelty To Animals; Abandoning Or Dumping," to prohibit leaving animals in vehicles under certain conditions, and allowing certain persons to enter a vehicle under those conditions.

Motion was made by Commissioner Wilson and seconded by Commissioner Ezzell to adopt said ordinance as presented, and the vote was as follows:

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

NAY: None.

ORDINANCE NO. 2014-34

AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2003, TITLE 5, ENTITLED "PUBLIC SAFETY" CHAPTER 7, ENTITLED "ANIMAL CONTROL," SECTION 5-7-5, ENTITLED "CRUELTY TO ANIMALS; ABANDONING OR DUMPING" TO PROHIBIT LEAVING ANIMALS IN VEHICLES UNDER CERTAIN CONDITIONS, ALLOWING CERTAIN PERSONS TO ENTER A VEHICLE UNDER THOSE CONDITIONS AND TO CORRECT CAPITALIZATION; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION,

was then introduced and read in full.

Thereupon, Commissioner Wilson moved that the rules be suspended and said ordinance be read a second time by title, which motion was seconded by Commissioner Ezzell, and the question being upon the suspension of the rules and placing the ordinance upon its second reading, the roll was called with the following result:

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

NAY: None.

The Mayor declared the motion carried and the rules suspended and thereupon said ordinance was read a second time by title.

Thereupon, Commissioner Wilson moved that the rules be suspended and said ordinance be read a third time and considered section by section, for amendment or adoption, which motion was seconded by Commissioner Ezzell, and the question being upon suspension of the rules and placing the ordinance upon its third reading and consideration section by section for amendment or adoption, the roll was called with the following result:

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

NAY: None.

The Mayor declared the motion carried and the rules suspended and thereupon by separate motions, duly seconded and put by the Mayor, Sections ONE to FIVE were adopted by the following vote:

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

NAY: None.

The Mayor declared the motion carried by the affirmative vote of more than three-fourths of all members elected and the said ordinance duly passed and adopted.

Thereupon, Commissioner Wilson moved that said ordinance be placed upon final passage and passed as a whole, which motion was seconded by Commissioner Ezzell, and the question being upon the final passage of ordinance as a whole, the roll was called with the following result:

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

NAY: None.

The Mayor declared the motion carried and the ordinance duly passed and adopted.

Motion was made by Commissioner Vanhooser and seconded by Commissioner Ezzell to award a contract for Project No. W-1502A, 2014-2015 Water Meter Maintenance Program, to the lowest qualified bidder, Budget Plumbing and Construction, LLC, Enid, Oklahoma, in the amount of \$127,560.00, 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.

Motion was made by Commissioner Vanhooser and seconded by Commissioner Janzen to approve a resolution authorizing participation in the State of Oklahoma At-Grade Railroad Safety Program for safety improvements at railroad crossings at North 2nd Street, North Washington Street, and North Cleveland Street, at a cost to the City in the amount of \$72,500.00, and the vote was as follows:

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

NAY: None.

RESOLUTION

A RESOLUTION AUTHORIZING PARTICIPATION IN THE STATE OF OKLAHOMA AT-GRADE RAILROAD SAFETY PROGRAM FOR CERTAIN FEDERAL-AID RAILROAD SAFETY PROJECTS

WHEREAS, the Burlington Northern Santa Fe Railway Company crossings in the City of Enid, Garfield County, qualify for safety improvements under the State of Oklahoma at-grade Railroad Safety Program.

WHEREAS, representatives from the Burlington Northern Santa Fe Railway Company, the City of Enid, and the Oklahoma Department of Transportation recommend the following engineering improvements as follows:

- 1) The installation of Pedestal Flashing Signals with Gates, Utilizing Prediction Circuitry and a new Full-Depth Concrete Crossing Surface at the following location: N. Washington Street - DOT No. 673-804S. The estimated City share of the cost is Thirty-Five Thousand Dollars (\$35,000.00).
- 2) The installation of Gates to Existing Cantilevers, Upgrading of the LED Lenses and the installation of a new Full-Depth Concrete Crossing Surface at the following location: N. Cleveland Street - DOT No. 673-844U. The estimated City share of the cost is Twelve Thousand Five Hundred Dollars (\$12,500.00).
- 3) The installation of Pedestal Flashing Signals with Gates, Utilizing Prediction Circuitry at the following location: N. 2nd Street - DOT No. 673-837J. The estimated City share of the cost is Twenty-Five Thousand Dollars (\$25,000.00).

WHEREAS, City funds will be utilized to fund 10% of the total cost of the Signal portion of the listed safety improvements at an estimated total cost to the City of \$72,500.00

WHEREAS, the City agrees to assume responsibility and to execute an agreement with the State of Oklahoma for the maintenance of the railroad advance warning signs and pavement markings after initial installation. This does not include other accessories such as signals or gates which shall be maintained by the Burlington Northern Santa Fe Railway Company.

WHEREAS, the City will not hold the Oklahoma Department of Transportation liable for any damages to city streets incurred during the rerouting of traffic.

NOW, THEREFORE, the City resolves to participate in these projects and the Mayor is hereby authorized to execute such agreements as shall be necessary to implement this resolution.

PASSED AND APPROVED this 16th day of September 2014.

THE CITY OF ENID, OKLAHOMA

/s/ William E. Shewey
William E. Shewey, Mayor

(SEAL)

ATTEST:

/s/ Linda S. Parks
Linda S. Parks, City Clerk

Approved as to Form and Legality:

/s/ Andrea L. Chism
Andrea L. Chism, City Attorney

Motion was made by Commissioner Ezzell and seconded by Commissioner Stuber to remove from the table an ordinance amending the Enid Municipal Code, 2014, Title 2, entitled "Finance And Taxation," Chapter 6, entitled "Fee Schedule," Article E, entitled "Utilities Fees And Charges," Section 2-6E-3, entitled "Fire Hydrant Connection Charge," to provide a rental fee for fire hydrant meters used over one month; amending Title 2, entitled "Finance And Taxation," Chapter 6, entitled "Fee Schedule," Article E, entitled "Utilities Fees And Charges," Section 2-63-5, entitled "Water Rates And Charges," to update chart with current rates, reduce rates for users outside city limits, merge industrial and institutional users with commercial users, provide a greater base rate for larger water meters, set rate increases for political subdivisions and rural water districts at two percent greater than the current residential and commercial water rate, provide for specific annual increases through the year 2019 and for a two percent increase annually thereafter; Title 2, entitled "Finance And Taxation," Chapter 6, entitled "Fee Schedule," Article E, entitled "Utilities Fees And Charges," Section 2-6E-6, entitled "Sewer Service Charges Inside City; Billing," to update chart to current rates, merge industrial and institutional users with commercial users, provide for a two percent annual increase in rates effective January 1, 2015; amending Title 8, entitled "Utilities," Chapter 1, entitled "Utility Services; Rates," Section 8-1-13, entitled "After Hours Service Fee," to increase the after hours service fee; amending Title 8, entitled "Utilities," Chapter 2, entitled "Water System," Section 8-2-15, entitled "Conservation And Waste Of Water," to update chart to current rates and merge industrial and institutional users with commercial users; and providing for effective date, repealer, savings clause, severability, and codification, which was tabled at the August 4, 2014 special Commission meeting, and the vote was as follows:

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

NAY: Commissioner Janzen.

Utility Services Director Scott Morris explained that a committee comprised of City staff and Commissioner Vanhooser had met numerous times to determine reasonable rate increases to support the proposed Kaw Lake pipeline. He stated that the effort had resulted in annual water rate increases in accordance with the Guernsey Water Master Plan, and two percent (2%) annual increases for all other water and sewer rates beginning January 1, 2015. He noted additional changes in the proposed ordinance, including increased rental fees for fire hydrant meters, an increase in after hours fees, and new base rates for water for both residential and commercial users based on meter size.

Following brief discussion, motion was made by Commissioner Vanhooser and seconded by Commissioner Ezzell to adopt said ordinance as presented.

Commissioner Janzen stated that he would like to see the ordinance tabled to the next Commission meeting to allow time for further study and public input.

There being no further discussion, the vote was taken as follows:

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

NAY: Commissioner Janzen.

ORDINANCE NO. 2014-35

AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2014, TITLE 2, ENTITLED "FINANCE AND TAXATION," CHAPTER 6, ENTITLED "FEE SCHEDULE," ARTICLE E, ENTITLED "UTILITIES FEES AND CHARGES," SECTION 2-6E-3, ENTITLED "FIRE HYDRANT CONNECTION CHARGE," TO PROVIDE A RENTAL FEE FOR FIRE HYDRANT METERS USED OVER ONE MONTH; AMENDING TITLE 2, ENTITLED "FINANCE AND TAXATION," CHAPTER 6, ENTITLED "FEE SCHEDULE," ARTICLE E, ENTITLED "UTILITIES FEES AND CHARGES," SECTION 2-63-5, ENTITLED "WATER RATES AND CHARGES," TO UPDATE CHART WITH CURRENT RATES, REDUCE RATES FOR USERS OUTSIDE CITY LIMITS, MERGE INDUSTRIAL AND INSTITUTIONAL USERS WITH COMMERCIAL USERS, PROVIDE A GREATER BASE RATE FOR LARGER WATER METERS, SET RATE INCREASES FOR POLITICAL SUBDIVISIONS AND RURAL WATER DISTRICTS AT TWO PERCENT GREATER THAN THE CURRENT RESIDENTIAL AND COMMERCIAL WATER RATE, PROVIDES FOR SPECIFIC ANNUAL INCREASES THROUGH THE YEAR 2019 AND FOR A TWO PERCENT INCREASE ANNUALLY THEREAFTER; TITLE 2, ENTITLED "FINANCE AND TAXATION," CHAPTER 6, ENTITLED "FEE SCHEDULE," ARTICLE E, ENTITLED "UTILITIES FEES AND CHARGES," SECTION 2-6E-6, ENTITLED "SEWER SERVICE CHARGES INSIDE CITY; BILLING," TO UPDATE CHART TO CURRENT RATES, MERGE INDUSTRIAL AND INSTITUTIONAL USERS WITH COMMERCIAL USERS, PROVIDE FOR A TWO PERCENT ANNUAL INCREASE IN RATES EFFECTIVE JANUARY 1, 2015; AMENDING TITLE 8, ENTITLED "UTILITIES," CHAPTER 1, ENTITLED "UTILITY SERVICES; RATES," SECTION 8-1-13, ENTITLED "AFTER HOURS SERVICE FEE," TO INCREASE THE AFTER HOURS SERVICE FEE; AMENDING TITLE 8, ENTITLED "UTILITIES," CHAPTER 2, ENTITLED "WATER SYSTEM," SECTION 8-2-15, ENTITLED "CONSERVATION AND WASTE OF WATER," TO UPDATE CHART TO CURRENT RATES AND MERGE INDUSTRIAL AND INSTITUTIONAL USERS WITH COMMERCIAL USERS; PROVIDING FOR EFFECTIVE DATE, REPEALER, SAVINGS CLAUSE, SEVERABILITY, AND CODIFICATION,

was then introduced and read in full.

Thereupon, Commissioner Vanhooser moved that the rules be suspended and said ordinance be read a second time by title, which motion was seconded by Commissioner Ezzell, and the question being upon the suspension of the rules and placing the ordinance upon its second reading, the roll was called with the following result:

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

NAY: Commissioner Janzen.

The Mayor declared the motion carried and the rules suspended and thereupon said ordinance was read a second time by title.

Thereupon, Commissioner Vanhooser moved that the rules be suspended and said ordinance be read a third time and considered section by section, for amendment or adoption, which motion was seconded by Commissioner Ezzell, and the question being upon suspension of the rules and placing the ordinance upon its third reading and consideration section by section for amendment or adoption, the roll was called with the following result:

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

NAY: Commissioner Janzen.

The Mayor declared the motion carried and the rules suspended and thereupon by separate motions, duly seconded and put by the Mayor, Sections ONE to TEN were adopted by the following vote:

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

NAY: Commissioner Janzen.

The Mayor declared the motion carried by the affirmative vote of more than three-fourths of all members elected and the said ordinance duly passed and adopted.

Thereupon, Commissioner Vanhooser moved that said ordinance be placed upon final passage and passed as a whole, which motion was seconded by Commissioner Ezzell, and the question being upon the final passage of ordinance as a whole, the roll was called with the following result:

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

NAY: Commissioner Janzen.

The Mayor declared the motion carried and the ordinance duly passed and adopted.

Motion was made by Commissioner Ezzell to approve staff recommendations on the following Consent Items as listed.

Mayor Shewey identified a housekeeping item under Item 9.6, Convey A 25-Foot Public Utility Easement To Oklahoma Gas And Electric (OG&E) Company, An Oklahoma Corporation, To Facilitate The Placement Of Overhead Power Lines To Support Development In The Area Of Garland Road And Willow Road, that needed to be addressed prior to accepting a motion on the Consent Items.

Commissioner Ezzell withdrew his motion.

City Manager Eric Benson noted that Mr. Scott Coontz had asked to speak regarding Item 9.10, Award A Contract To Bloyer And Sons, Inc., Winfield, Kansas, For The Convention Hall Roof Replacement, Project No. M-1502, And Authorize The Mayor To Execute All Contract Documents After Review By The City Attorney. He stated that to indulge that speaker, the item should be removed from the agenda, and voted on separately.

Motion was then made by Commissioner Ezzell to approve staff recommendations on the Consent Items as listed, with the exception of Items 9.6 and 9.10.

Commissioner Timm asked if Item 9.4, Approve Amendment No. 2 To The Agreement For Professional Engineering Services, Project Management And Inspection Services With Tetra Tech, Inc., Oklahoma City, Oklahoma For An Additional Bridge Budgeted In The 2014-2015 Capital Improvement Program, should also be considered separately to reflect the amended contract amount as discussed in Study Session.

Commissioner Ezzell amended his motion to approve staff recommendations on the Consent Items as listed, with the exception of Items 9.4, 9.6 and 9.10.

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

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

NAY: None.

- (1) Acceptance of Quit Claim Deed from the Board of County Commissioners of Garfield County, for Lot 7, Block 19, Kenwood Addition, located at 615 North Jackson Street;

- (2) Denial of tort claims submitted by Mr. Devante Lyons for alleged property damage in the amount of \$650.00, and Ms. Sabine Deshazo for veterinary fees in the amount of \$292.50 incurred following adoption of a mixed lab puppy from the Enid Animal Shelter;
- (3) Acceptance of Project No. M-1402A, Bike Trail Phase 1 Signing and Striping, and authorization of final payment to the contractor, Direct Traffic Control, Inc., for said project;
- (4) Approval of contract award for Project No. W-1203B, West Willow Water Line Relocation, to the lowest, responsible bidder, Luckinbill, Inc., Enid, Oklahoma, in the amount of \$827,748.00, and authorize the Mayor to execute all contract documents after review by the City Attorney;
- (5) Approval of Change Order No. 2 with S. L. Madison Construction, LLC, for Project No. F-1116C, Garland Tributary Structure and Stormwater Management, which will provide for final quantities and cost based on unit prices, at an additional cost of \$2,381.84, for a total revised contract amount of \$347,398.94; and acceptance of work in said project as completed by the contractor;
- (6) Approval of agreement with Oklahoma Natural Gas Company, Inc., to relocate a medium pressure natural gas pipeline to accommodate Project No. R-1311B, Cleveland Boulevard Improvement Project, from the railroad crossing south to North Chestnut Avenue, at a cost of \$80,327.00;
- (7) Approval of Change Order No. 1 with Child's Play, Inc., for Project No. P-1401A, Installation of Playground Equipment at Various Parks, which will provide for 39 additional calendar days to complete the work at no cost to the City; and acceptance of work as completed by the contractor;

and

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

PO0123810	STAPLES ADVANTAGE	BATTERIES/PENS/HIGHLIGHTERS/ST	\$51.72
PO0123771	AT&T MOBILITY	MONTHLY SERVICE 8/14	\$5,214.87
PO0123780	OKLAHOMA UNIFORM BUILDING CODE	OUBCC FEES 8/14	\$364.00
PO0123819	BUSINESS WORLD, INC.	COPIER MAINTENANCE 8/14	\$69.52
PO0123684	FARMERS GRAIN COMPANY-POND CREEK	DIESEL/ST	\$22,157.81
PO0123776	OK GAS & ELECTRIC	MONTHLY SERVICE 8/14	\$1,147.67
PO0123777	OK GAS & ELECTRIC	MONTHLY SERVICE 8/14	\$339.67
PO0123778	OK GAS & ELECTRIC	MONTHLY SERVICE 8/14	\$33,964.66
PO0123906	OK GAS & ELECTRIC	MONTHLY SERVICE 8/14	\$63,891.41
PO0123779	OK NATURAL GAS	MONTHLY SERVICE 7/14	\$855.75
PO0123905	OK NATURAL GAS	MONTHLY SERVICE 8/14	\$206.63
PO0123783	PDQ PRINTING	ENVELOPES/ST	\$325.00
PO0123843	PIONEER TELEPHONE CO., INC.	MONTHLY SERVICE 9/14	\$685.55
PO0123817	A T & T	MONTHLY SERVICE 9/14	\$1,411.95
PO0123816	PURCHASE POWER	POSTAGE RESERVE	\$4,000.00
PO0123846	WESTEL	MONTHLY SERVICE 8/14	\$538.73
PO0123686	FENTRESS OIL COMPANY, INC.	OIL/ST	\$1,524.74
PO0123727	ADVANCED WATER SOLUTIONS	WATER COOLER RENTAL 9/14	\$43.50
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$1,733.30
PO0123703	AFA	AFA DUES	\$90.00
PO0123741	GLOBAL SPECTRUM	CIRCUS TICKETS (25)	\$475.00
PO0123902	PETTY CASH	REIMB./MEALS/E. BENSON	\$274.26
PO0123738	EAGLE MARKETING, INC.	CHAMBER DIRECTORY	\$461.00
PO0123909	GRAND NATIONAL QUAIL CLUB	2014 QUAIL HUNT SPONSORSHIP	\$4,000.00
PO0123855	J & P SUPPLY, INC.	WIPES/TOWELS/DEODORIZER	\$466.49
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$502.69
PO0123847	AT&T MOBILITY	IPAD DATA PLAN 8/14	\$30.59
PO0123915	STRATEGIC GOVERNMENT RESOURCES	USER LICENSE FEES (292)	\$7,300.00
PO0123910	SYPNIO SOFTWARE, LLC	ACA REPORTING/ENHANCEMENT	\$1,888.00
PO0123852	INTEGRIS BASS OCCUP. MEDICINE	DRUG SCREENING TEST	\$90.00
PO0123850	ENID P T PROFESSIONALS	PRE-EMPLOYMENT TESTING	\$375.00
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$1,285.78
PO0123735	CULLIGAN WATER CONDITIONING	BOTTLED WATER 8/14	\$9.00
PO0123830	CULLIGAN WATER CONDITIONING	WATER COOLER RENTAL 8/14	\$9.00
PO0123832	EXPRESS SCRIPTS, INC.	WC/MEDICAL	\$690.08
PO0123883	ENID NEWS & EAGLE	ANNUAL SUBSCRIPTION	\$144.00
PO0123664	SECRETARY OF STATE	NOTARY BOND FILING FEE	\$10.00
PO0123667	OPFER, DAVID	WC/MEDICAL	\$317.36
PO0123727	ADVANCED WATER SOLUTIONS	WATER COOLER RENTAL 9/14	\$15.15
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$724.08
PO0123837	WILLIAMS BROADCASTING, LLC	ADVERTISING	\$500.00
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$954.56

PO0123844	SUDDENLINK	MONTHLY SERVICE 9/14	\$169.37
PO0123868	PETTY CASH	PROGRAMMING/ETVN	\$10.00
PO0123829	COPIERS PLUS, INC.	COPIER OVRAGE 8/14	\$1.44
PO0123855	J & P SUPPLY, INC.	CUPS	\$74.53
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$699.71
PO0122888	ROGGOW CONSULTING	CONSULTING SERVICES	\$4,000.00
PO0123896	MCMORROW-LOVE, MARGARET	PROFESSIONAL SERVICES	\$287.50
PO0123718	GARFIELD CO. LEGAL NEWS	PUBLICATIONS 8/14	\$1,301.95
PO0123851	GARFIELD CO. LEGAL NEWS	ELECTION PUBLICATIONS	\$179.90
PO0123851	GARFIELD CO. LEGAL NEWS	PUBLICATIONS 8/14	\$93.50
PO0123692	A T & T	MONTHLY SERVICE 8/14	\$474.37
PO0123839	MCAFEE & TAFT	PROFESSIONAL SERVICES	\$6,596.05
PO0123772	ADVANCED WATER SOLUTIONS	WATER COOLER RENTAL 9/14	\$30.20
PO0123810	STAPLES ADVANTAGE	CALCULATOR	\$33.97
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$1,747.00
PO0123566	TRIBRIDGE HOLDINGS, LLC	1099 ELECTRONIC FILING SOFTWARE	\$1,499.00
PO0123902	PETTY CASH	REIMB./TRAVEL/J. GILBERT	\$153.13
PO0123902	PETTY CASH	REIMB./HEADSET EAR TIPS	\$5.99
PO0123782	QUILL CORPORATION, INC.	TONER	\$97.43
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$70.00
PO0123735	CULLIGAN WATER CONDITIONING	BOTTLED WATER 8/14	\$9.00
PO0123830	CULLIGAN WATER CONDITIONING	WATER COOLER RENTAL 8/14	\$9.00
PO0123419	COLOR ID, LLC	PRINTER	\$1,615.30
PO0123871	PETTY CASH	REIMB./MEAL/W. FRAZEE	\$30.00
PO0123902	PETTY CASH	REIMB./DRAWER SHORTAGE	\$6.94
PO0123782	QUILL CORPORATION, INC.	CALCULATOR TAPE	\$13.64
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$609.66
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$225.00
PO0123750	GUERNSEY	G-1501A PROFESSIONAL SERVICES	\$22,937.08
PO0123759	RON'S MOWING SERVICE	MOW/1602 W. ELM	\$75.00
PO0123759	RON'S MOWING SERVICE	MOW/1011 N. JEFFERSON	\$75.00
PO0123759	RON'S MOWING SERVICE	MOW/2502 N. JACKSON	\$75.00
PO0123759	RON'S MOWING SERVICE	MOW/2604 N. QUINCY	\$75.00
PO0123759	RON'S MOWING SERVICE	MOW/CLEAN UP/S. MCKINLEY	\$75.00
PO0123867	RON'S MOWING SERVICE	MOW/4TH/WALNUT	\$75.00
PO0123867	RON'S MOWING SERVICE	MOW/1802 E. CYPRESS	\$75.00
PO0123867	RON'S MOWING SERVICE	MOW/520 N. 8TH	\$75.00
PO0123867	RON'S MOWING SERVICE	MOW/460 E. INDIANA	\$200.00
PO0123722	GIRLS GETTER DONE	MOW/1822 N. GRAND	\$85.00
PO0123740	GIRLS GETTER DONE	MOW/2730 N. ADAMS	\$85.00
PO0123749	GIRLS GETTER DONE	MOW/317 E. CEDAR	\$85.00
PO0123834	GIRLS GETTER DONE	MOW/1620 W. OKLAHOMA	\$85.00
PO0123834	GIRLS GETTER DONE	MOW/819 W. CHEROKEE	\$85.00
PO0123834	GIRLS GETTER DONE	MOW/514 S. MONROE	\$85.00
PO0123866	GIRLS GETTER DONE	MOW/1029 N. 11TH	\$85.00
PO0123869	PETTY CASH	REIMB./FILING FEES	\$143.00
PO0123871	PETTY CASH	REIMB./FILING FEES	\$471.00
PO0123810	STAPLES ADVANTAGE	CLIPBOARD/HIGHLIGHTERS/DVD	\$66.06
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$2,562.76
PO0122726	ARC	G-1402A PROFESSIONAL SERVICES	\$10,238.55
PO0123711	DOWNTOWN THREADS	LOGO SHIRTS (2)	\$75.88
PO0123880	PDQ PRINTING	BUSINESS CARDS/J ORTIZ	\$45.00
PO0123689	ACCURATE, INC.	SAMPLE ANALYSIS	\$680.00
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$3,747.53
PO0123828	AT&T MOBILITY	MONTHLY SERVICE 8/14	\$306.10
PO0123768	DOWNTOWN THREADS	LOGO SHIRTS (2)	\$76.59
PO0123907	INDUSTRIAL MATERIAL CORP.	FLOORING	\$11.75
PO0123757	LUCKINBILL, INC.	ANNUAL INSPECTION/SPRINKLERS	\$200.00
PO0123699	LOWE'S HOME CENTERS, INC.	TOOLBOX/FIRE EXTINGUISHERS	\$1,656.08
PO0123700	LOWE'S HOME CENTERS, INC.	DRILL/SAWS/SCREWDRIVERS/AC	\$1,415.40
PO0122886	CONTINENTAL ANALYTICAL, INC.	SAMPLE ANALYSIS	\$469.10
PO0123689	ACCURATE, INC.	REFRESHER CLASS/M. WILLIAMS	\$50.00
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$276.99
PO0123708	DOUBLE CHECK COMPANY, INC.	REPAIR/FUEL PUMP	\$116.76
PO0123711	DOWNTOWN THREADS	LOGO SHIRTS (4)/CAPS	\$387.61
PO0123678	AUTOMOTIVE EQUIPMENT, INC	LIFT INSPECTION	\$1,002.00
PO0123696	AUTOMOTIVE EQUIPMENT, INC	ROTARY LIFT DOCUMENTS	\$61.76
PO0123680	HOTSY OF OKLAHOMA, INC.	PRESSURE WASHER/REPAIR	\$79.20
PO0123683	MUNN SUPPLY, INC.	CYLINDER RENTAL (2 MO)	\$468.43
PO0123766	MUNN SUPPLY, INC.	CYLINDER RENTAL 7/14	\$276.60
PO0123685	MYERS TIRE SUPPLY, INC.	AIR CHUCK/GAUGE/PAINT	\$179.31
PO0123767	MYERS TIRE SUPPLY, INC.	CLEANER/VALVE/GAUGE/PATCHES	\$160.32
PO0123682	UNIFIRST, INC.	SHOP TOWEL SERVICE 6/14	\$66.45
PO0123811	UNIFIRST, INC.	SHOP TOWEL SERVICE (2 MO)	\$493.06
PO0123731	ATHEY LUMBER CO., INC.	DRILL BIT SET	\$17.99

PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$2,059.52
PO0123828	AT&T MOBILITY	MONTHLY SERVICE 8/14	\$23.11
PO0123733	CHEM-CAN SERVICES, INC.	PORTABLE TOILET RENTAL 8/14	\$572.00
PO0123744	DOLESE BROTHERS CO., INC.	SCREENINGS	\$306.99
PO0123743	HUGHES LUMBER CO., LLC	LUMBER	\$8.41
PO0123763	MID-AMERICA WHOLESAL, INC.	POOL CONCESSIONS	\$92.12
PO0123842	PAVING MAINTENANCE SUPPLY	DIVERTER/BASES	\$2,478.75
PO0123787	SHERWIN-WILLIAMS CO., INC.	PAINT/BALL FIELDS	\$563.60
PO0123784	P & K EQUIPMENT, INC.	KEY	\$8.08
PO0123734	ZALOUDEK, F. W.	MOWER BLADES/BELTS	\$285.28
PO0123812	UNIFIRST, INC.	SHOP TOWEL SERVICE 8/14	\$64.43
PO0123747	JACK'S OUTDOOR POWER EQUIPMENT	REPAIR/TRIMMERS/EDGER	\$606.50
PO0123752	JACK'S OUTDOOR POWER EQUIPMENT	DIESEL ADDITIVE	\$245.84
PO0123752	JACK'S OUTDOOR POWER EQUIPMENT	ETHANOL SHIELD	\$290.90
PO0123745	STUART C. IRBY	VOLT DETECTOR	\$26.17
PO0123748	ENID BEAUTIFUL, INC.	LANDSCAPING/GOVERNMENT SPRINGS	\$307.50
PO0123726	ACE HARDWARE-SOUTHERN HARDLINES	PRUNING SAW/PAINT	\$60.42
PO0123693	ATHEY LUMBER CO., INC.	ENGINEER TAPE	\$21.29
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$335.55
PO0123818	A. W. BRUEGGEMANN CO., INC.	BOLTS/FLAGS	\$147.43
PO0123706	CUMMINS CONSTRUCTION EQUIP. CO.	SERVICE CALL/PUMP	\$90.00
PO0123701	CHEM-CAN SERVICES, INC.	PORTABLE TOILET RENTAL 8/14	\$66.00
PO0123845	UNITED RENTALS (NORTH AMERICA)	ROLLER/AUGER	\$1,698.67
PO0123823	ENID RENT-ALL, INC.	TRACKHOE RENTAL	\$92.10
PO0122727	HUTCHINSON SALT CO., INC.	ROAD SALT (500 TONS)	\$3,934.65
PO0123698	ZALOUDEK, F. W.	BOLTS/MOWER BLADES	\$47.98
PO0123712	DUSTY'S MOBILE LOCK & KEY SHOP	LOCKS/KEYS/KNOBS	\$165.00
PO0123699	LOWE'S HOME CENTERS, INC.	CORDLESS DRILL/DRYWALL	\$424.99
PO0123747	JACK'S OUTDOOR POWER EQUIPMENT	REPAIR/WEEDEATERS/CHAIN SAWS	\$399.10
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$5,387.35
PO0123869	PETTY CASH	REIMB./TRAVEL/D. SMITH	\$23.00
PO0123752	JACK'S OUTDOOR POWER EQUIPMENT	DIESEL	\$245.83
PO0123911	ONE NET	PUBLIC INTERNET PROVIDER 9/14	\$1,586.00
PO0123876	ADVANCED WATER SOLUTIONS	BOTTLED WATER	\$26.60
PO0123875	J & P SUPPLY, INC.	TOWELS/TISSUE/LINERS/GLOVES	\$471.37
PO0123877	J & P SUPPLY, INC.	RAGS	\$9.00
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$5,325.99
PO0123913	BRODART CO., INC.	BOOKS (116)	\$1,556.39
PO0123878	MATOUSEK VETERINARY CLINIC	PIG-14 EXAMINATION	\$47.00
PO0123895	THYSSENKRUPP ELEVATOR CORP.	ELEVATOR SERVICE 2/14	\$710.00
PO0122730	SCOTTSDALE ART FACTORY	DOOR HANDLES	\$975.00
PO0123762	PAREDES DE OCHOA, MARIA E.	CUSTODIAL WORK	\$240.00
PO0123809	NYE, JERRY G.	SPEAKING ENGAGEMENT	\$200.00
PO0123757	LUCKINBILL, INC.	SERVICE CALL/AIR-CONDITIONER	\$1,097.86
PO0123869	PETTY CASH	REIMB./TRAVEL/G. CUMPSTON	\$214.03
PO0123901	PETTY CASH	REIMB./TRAVEL/A. ROBERTS	\$55.82
PO0123782	QUILL CORPORATION, INC.	TYPEWRITER RIBBON	\$24.97
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$156.94
PO0123898	DEARBORN LIFE INSURANCE CO.	INSURANCE PREMIUM 9/14	\$2,740.89
PO0123904	WORKSITE BENEFIT PLANS, INC.	125 PLAN FEES	\$461.80
PO0123900	FOCUS INSTITUTE, INC.	EAP SERVICES 8/14	\$1,233.33
PO0123899	BLUE CROSS BLUE SHIELD OK	DENTAL FEES 8/14	\$1,831.03
PO0123899	BLUE CROSS BLUE SHIELD OK	DENTAL CLAIMS 8/14	\$22,014.59
PO0123899	BLUE CROSS BLUE SHIELD OK	HEALTH ADMIN. FEES 8/14	\$41,442.45
PO0123899	BLUE CROSS BLUE SHIELD OK	HEALTH CLAIMS 8/14	\$303,109.07
PO0123874	J & P SUPPLY, INC.	TOWELS	\$83.07
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$82.15
PO0123275	CEC CORPORATION	A-1301A RUNWAY EXTENSION/LIGHTS	\$4,200.00
PO0118301	CEC CORPORATION	A-1301C RUNWAY EXTENSION	\$21,400.00
PO0122399	CEC CORPORATION	A-1301C RUNWAY EXTENSION	\$6,200.00
PO0123709	DML POWER WASHING	VENT HOOD/POWER WASH	\$375.00
PO0122789	ENVIROTECH	A-1301A PROFESSIONAL SERVICES	\$2,769.70
PO0123901	PETTY CASH	REIMB./TRAVEL/C. ARTHUR	\$173.24
PO0123901	PETTY CASH	REIMB./TABLE LINENS	\$103.12
PO0123789	ZALOUDEK, F. W.	MOWER TIRES	\$61.38
PO0123692	A T & T	MONTHLY SERVICE 8/14	\$509.08
PO0123872	LOWE'S HOME CENTERS, INC.	VACUUM/FOIL	\$385.66
PO0123751	HERTZ RENTAL INC	BOOM LIFT RENTAL	\$526.17
PO0123687	FENTRESS OIL COMPANY, INC.	OIL/ST	\$101.95
PO0123746	J & P SUPPLY, INC.	TOWELS/POLISH/TISSUE	\$508.67
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$916.64
PO0123736	DAVIS PIPE & SUPPLY, INC.	SWING JOINTS/GASKETS/FITTINGS	\$402.39
PO0123732	BB MACHINE & SUPPLY, INC.	BEARINGS/HOSE/FITTINGS	\$80.17
PO0122680	JOHN DEERE FINANCIAL	MOWER LEASE	\$622.37
PO0123733	CHEM-CAN SERVICES, INC.	PORTABLE TOILET RENTAL 8/14	\$77.00

PO0123786	SHARE CORPORATION	WASP KILLER	\$176.97
PO0123788	SKYLINE PUBLISHING	RELOCATION/RESOURCE GUIDE	\$300.00
PO0122579	DE LAGE PUBLIC FINANCE, LLC	BLADE SHARPENER LEASE	\$377.15
PO0123739	ENID NEWS & EAGLE	FOOTBALL MAGAZINE	\$95.00
PO0123765	MIDWEST COMPUTERS & MORE, INC.	THERMAL ROLLS/RIBBONS	\$64.10
PO0123785	R & R PRODUCTS, INC.	MOWER ROLLERS/SPRINKLER/CLAMPS	\$597.40
PO0123784	P & K EQUIPMENT, INC.	THROTTLE CABLE	\$11.97
PO0123756	LIGHTLE SAND & CONSTRUCTION CO.	BUNKER SAND	\$598.50
PO0123764	ATWOODS	BOOTS/L. PRUITT	\$119.99
PO0123710	DOLESE BROTHERS CO., INC.	CONCRETE MIX	\$838.75
PO0120495	RICK LORENZ CONSTRUCTION	R-1401A 2014 STREET PROGRAM	\$24,773.63
PO0121866	SCOTWOOD INDUSTRIES, INC.	DUST CONTROL/UNIMPROVED ROADS	\$20,551.06
PO0123903	TRAVEL ENTERPRISE, INC.	AIRFARE/M. COOPER	\$348.70
PO0123755	MARTINEZ SCOBELL, LAUREN	REIMB./TEXTBOOK	\$271.01
PO0123841	NORTHERN OKLAHOMA COLLEGE	TUITION ASSISTANCE	\$900.00
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$1,884.22
PO0121358	SL MADISON CONSTRUCTION	M-1304C PEDESTRIAN TRAIL	\$34,260.80
PO0123814	UNITED RENTALS (NORTH AMERICA)	M-1501A CONCRETE SAW RENTAL	\$362.13
PO0121849	MTZ CONSTRUCTION, INC.	M-1304A PEDESTRIAN TRAIL	\$153,347.77
PO0121882	DIRECT TRAFFIC CONTROL, INC.	M-1402A BIKE TRAIL SIGNAGE	\$94,044.00
PO0123868	PETTY CASH	M-1505 REIMB./DEEDS	\$23.00
PO0123897	BRUEGGEMANN ENGINEERING	P-1205A MACHINE SHOP SERVICE	\$512.00
PO0123718	GARFIELD CO. LEGAL NEWS	M-1502A PUBLICATION	\$309.90
PO0123662	TERMINIX INT'L. CO., LP	M-1404A PROFESSIONAL SERVICES	\$3,565.00
PO0121855	RICK LORENZ CONSTRUCTION	R-1409A ADA IMPROVEMENTS	\$12,760.40
PO0121856	RICK LORENZ CONSTRUCTION	M-1405A ADA IMPROVEMENTS	\$13,729.81
PO0123753	KINNUNEN, INC.	M-1501A PAINT/SPRAYER/SEALANT	\$899.22
PO0123838	KINNUNEN, INC.	M-1501A SAW	\$925.00
PO0110918	ALAN PLUMMER ASSOCIATES, INC.	S-1303A WASTEWATER TREATMENT	\$301.00
PO0121364	LUCKINBILL, INC.	S-1402B SEWER INSPECTIONS	\$8,265.00
PO0118300	LUCKINBILL, INC.	S-0703P WRF SLUDGE BUILDING	\$12,450.00
PO0123893	LUCKINBILL, INC.	S-0703P SLUDGE BLDG MODIFY	\$6,218.00
PO0119948	SL MADISON CONSTRUCTION	F-1116C GARLAND TRIBUTARY	\$20,178.78
PO0120141	MONSOON CONSULTANTS	F-1404A PROFESSIONAL SERVICES	\$3,587.50
PO0120518	DOWNEY CONTRACTING, LLC	F-1205A DRAINAGE IMPROVEMENT	\$83,209.50
PO0123920	GUARANTEE ABSTRACT	W-1304A WATER RIGHTS	\$493,397.00
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$165.94
PO0123792	A T & T	MONTHLY SERVICE 8/14	\$1,669.10
PO0123827	A T & T	MONTHLY SERVICE 9/14	\$10,372.14
PO0123791	INTERSTATE ALL BATTERY CENTER, INC.	BATTERIES	\$751.05
PO0123885	STAPLES ADVANTAGE	SHARPIES/TAPE/NOTES/CLIPS	\$118.51
PO0123803	B & B LAWN CARE	LAWN SERVICE 8/14	\$320.00
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$435.85
PO0123825	AT&T MOBILITY	MONTHLY SERVICE 8/14	\$1,763.50
PO0123802	AQUA EXPRESS NORTH, LLC	CAR WASHES 7/14	\$156.00
PO0123824	AQUA EXPRESS NORTH, LLC	CAR WASH DISCOUNT TOKENS (24)	\$96.00
PO0123804	SOUTHSIDE TOWING & RECOVERY	VEHICLE TOW	\$115.00
PO0123795	GRIMSLEY'S, INC.	TISSUE/TOWELS/DEODORANT	\$181.28
PO0123793	TODAY'S ROOFING, INC.	ROOF REPAIR	\$225.00
PO0123805	OK DEPT. OF PUBLIC SAFETY	OLETS USERS FEE	\$350.00
PO0123833	MCBRIDE, GEOFFREY	WC/TRAVEL REIMB.	\$101.92
PO0123724	HIBDON TIRE CENTERS	V2054 ALIGNMENT	\$59.99
PO0123798	MESSER BOWERS	NOTARY/K. BEZDICEK	\$30.00
PO0123840	MESSER BOWERS	ANNUAL LEASE/300 W. CHEROKEE	\$7,200.00
PO0123799	MERRIFIELD OFFICE SUPPLY	NOTARY/K. BEZDICEK	\$127.81
PO0123806	MERRIFIELD OFFICE SUPPLY	ENVELOPES	\$79.99
PO0123796	PDQ PRINTING	BUSINESS CARDS/R. WILSON	\$50.00
PO0123790	PHILLIPS PRINTING, INC.	SHELTER RECEIPT BOOKS	\$223.00
PO0123901	PETTY CASH	REIMB./NOTARY FEE/K. BEZDICEK	\$10.00
PO0123797	DAL SECURITY, INC.	ANNUAL FIRE MONITORING	\$301.00
PO0123758	MACK'S TRANSMISSION SERVICE	V2031 DIAGNOSTIC	\$50.00
PO0123801	GROOM CLOSET	DOG FOOD	\$35.52
PO0123800	STITCHES AHEAD, INC.	UNIFORM EMBROIDERY	\$28.00
PO0123815	LOWE'S HOME CENTERS, INC.	SPRINKLER HEAD/FAUCET/WIRE	\$334.47
PO0123752	JACK'S OUTDOOR POWER EQUIPMENT	ETHANOL SHIELD	\$290.90
PO0123794	ENID FLORAL & GIFTS	FLORAL ARRANGEMENT	\$107.95
PO0123807	AT&T MOBILITY	MONTHLY SERVICE 8/14	\$176.34
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$723.89
PO0123754	KLEMME CONSTRUCTION CO. INC.	CONVENTION HALL/FENCE/WALL	\$1,800.00
PO0123754	KLEMME CONSTRUCTION CO. INC.	EVENT CENTER/DROP CEILING	\$3,100.00
PO0123776	OK GAS & ELECTRIC	MONTHLY SERVICE 8/14	\$25,270.28
PO0123864	ROBERTS TRUCK CENTER, INC.	ELEMENTS/FILTERS	\$293.16
PO0123858	J & P SUPPLY, INC.	CLEANER/POLISH/SPONGES	\$167.86
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$868.58
PO0123857	A. W. BRUEGGEMANN CO., INC.	V1040 COIL KIT/DRILL BIT	\$36.58

PO0123854	SPRINT NEXTEL	AIR CARD/HAZMAT	\$19.09
PO0123865	CONRAD FIRE EQUIP., INC.	V1029 FLOW METER/SPACER	\$157.06
PO0123915	STRATEGIC GOVERNMENT RESOURCES	USER LICENSE FEES (82)	\$2,050.00
PO0123688	911 CUSTOM, LLC	V1039 LIGHTS	\$228.00
PO0123853	K & S TIRE, INC.	TIRES (16)	\$2,453.08
PO0123892	LION TOTAL CARE	BUNKER GEAR INSPECTION/REPAIR	\$3,115.68
PO0119312	BOCKUS PAYNE ASSOCIATES	M-1408A PROFESSIONAL SERVICES	\$869.89
PO0123861	MERRIFIELD OFFICE SUPPLY	TONER CARTRIDGE	\$70.37
PO0123770	OK FIRE CHIEFS ASSOCIATION	ANNUAL OFCA DUES/C. BAKER	\$36.00
PO0123863	O'REILLY AUTO PARTS, INC.	V1042 BELT/CLAMP	\$32.46
PO0123856	TOTAL COM, INC.	RADIO REPAIR	\$42.50
PO0123852	INTEGRIS BASS OCCUP. MEDICINE	PRE-EMPLOYMENT TESTING	\$30.00
PO0123752	JACK'S OUTDOOR POWER EQUIPMENT	DIESEL ADDITIVE	\$245.83
PO0123859	BOUND TREE MEDICAL, LLC	BLANKETS/ALCOHOL PADS	\$53.95
PO0123704	COPIERS PLUS, INC.	COPIER MAINTENANCE 8/14	\$92.92
PO0123860	ATWOODS	LIGHT BULBS/BOLTS	\$88.62
PO0123862	ACE HARDWARE-SOUTHERN HARDLINES	FLYSWATTER/NUTS/BOLTS	\$7.68
PO0123879	ADVANCED WATER SOLUTIONS	WATER COOLER RENTAL 8/14	\$23.55
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$182.73
PO0123887	AT&T MOBILITY	TABLET DATA PLAN 9/14 (7)	\$284.27
PO0123889	NEWBY VANCE MOBILITY	PRESSURE SWITCH REPLACEMENT	\$318.91
PO0123894	4R KIDS FOUNDATION, INC.	SHREDDING	\$27.50
PO0123890	NATIONAL PEN CO., LLC	CALENDARS (150)	\$183.45
PO0123888	OK NATURAL GAS	MONTHLY SERVICE 8/14	\$185.08
PO0123868	PETTY CASH	CAR TAGS	\$150.00
PO0123852	INTEGRIS BASS OCCUP. MEDICINE	PRE-EMPLOYMENT TESTING	\$80.00
PO0123886	OK TURNPIKE AUTHORITY	PIKEPASS	\$8.95
PO0123908	OK MUNICIPAL ASSURANCE GROUP	VEHICLE INSURANCE	\$14,506.28
PO0123752	JACK'S OUTDOOR POWER EQUIPMENT	ETHANOL SHIELD	\$290.90
PO0123891	EAGLE MARKETING, INC.	TV MAGAZINE ADVERTISING	\$285.00
PO0123713	EPTA	B-13 (387) JULY PASSES (62)	\$2,130.00
PO0123118	JACKSON WRECKING & DEMOLITION, LLC	B-11 (365) DEMO/1825 E. CEDAR	\$2,900.00

Discussion was held regarding Item 9.4, Approve Amendment No. 2 To The Agreement For Professional Engineering Services, Project Management And Inspection Services With Tetra Tech, Inc., Oklahoma City, Oklahoma For An Additional Bridge Budgeted In The 2014-2015 Capital Improvement Program.

City Engineer Robert Hitt advised commissioners that after publication of the agenda, Tetra Tech, Inc. had agreed to provide Project Management Services only for the project, at a cost not to exceed \$30,000.00. He went on to say that staff's recommendation was to approve the amendment as agreed upon, and authorize the Mayor to execute the amendment after review by the City Attorney.

Motion was made by Commissioner Ezzell and seconded by Commissioner Vanhooser to approve Amendment No. 2 with Tetra Tech, Inc. for Project Management Services only for said project, at a cost not to exceed \$30,000.00, and authorize the Mayor to execute said amendment 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.

Brief discussion was held on Item 9.6, Convey A 25-Foot Public Utility Easement To Oklahoma Gas And Electric (OG&E) Company, An Oklahoma Corporation, To Facilitate The Placement Of Overhead Power Lines To Support Development In The Area Of Garland Road And Willow Road.

Mr. Hitt explained that the item would convey a 25-foot Public Utility Easement to the City of Enid rather than OG&E, with full use by OG&E per its franchise agreement.

Motion was made by Commissioner Stuber and seconded by Commissioner Janzen to approve Item 9.6 as amended, and the vote was as follows:

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

NAY: Commissioner Vanhooser.

Motion was made by Commissioner Vanhooser and seconded by Commissioner Ezzell to award a contract for Project No. M-1502A, Convention Hall Roof Replacement, to the lowest responsible bidder, Bloyer & Sons, Inc., Winfield, Kansas, for the Base Bid and Alternates 1, 2, 4 and 5, in the amount of \$281,705.00, and authorize the Mayor to execute all contract documents after review by the City Attorney.

Mr. Scott Coontz, 5502 Pheasant Run Drive, addressed the Commission. He stated that his bid, with the alternates recommended by staff, was the second lowest bid, or \$545.00 higher than the lowest bid submitted. He stated that the bidding documents for the project had indicated that the number of calendar days to complete the project would be considered in the awarding of the contract. He noted that his bid reflected 90 calendar days to complete the work, as opposed to 100 calendar days bid by Bloyer and Sons, and asked that the Commission consider that option and award the contract to him, an in-town local contractor.

City Attorney Andrea Chism stated that State law required that the Commission had to select the lowest responsible bid. If the bid selected was not the lowest responsible bid, then the Commission had to articulate why it was the most responsible bid. If all of the bids that were submitted were responsible bids, then the Commission had to select the lowest responsible bid.

Commissioner Vanhooser asked if there was room for the Commission to consider the 10-day difference as being a justifiable reason, if articulated properly, to alter that.

Commissioner Janzen stated that he felt completing the project faster was important in this case. He noted that the roof was in such bad condition that it was creating damage to the building. If a storm occurred in that 10-day period, it could do a considerable amount of additional damage.

Ms. Chism responded to Commissioner Vanhooser's question. She stated that the Commission had to decide, and articulate why, they felt the 10 days made the low bid not responsible. She went on to say that after reviewing the bids, she wouldn't necessarily consider that enough difference, in that all of the bids submitted were within the expected timeframe for completion of the contract.

Commissioner Vanhooser made the argument that 10 days in a 100-day project represented ten percent (10%). \$500.00 represented less than one-half of one percent of the total cost, making it a significant difference in favor of the shorter contract term.

Mr. Coontz reiterated that all of the bidders knew that the number of calendar days bid would be considered in the award of the contract.

Commissioner Wilson replied, stating that did not change the law that required the Commission to take the lowest responsible bid, adding that each bid was responsible. Would the Commission like the project to be completed 10 days sooner? Probably. However, it did not make the other bids less responsible.

Ms. Chism stated again that consistent with State law, the Commission would have to articulate why the second lowest bid was more responsive. She reminded commissioners that a motion was on the table, and stated that it would have to be defeated, or rescinded.

Commissioner Vanhooser then withdrew his motion.

Mr. Benson stated that the Commission had the option to articulate the distinction on making their determination of which bid to select. In this case, the question was the dollar versus days. If the Commission articulated that as their distinction, then a revised motion would be in order, and could be accepted.

Ms. Chism responded, stating that she agreed.

Motion was then made by Commissioner Janzen to award said contract to Coontz Roofing based on the fact that the contractor had bid a shorter timeframe for completion.

Motion was seconded by Commissioner Timm.

Commissioner Vanhooser stated that he would like to articulate that he agreed with the motion from the standpoint that as had been previously stated, water was running down the walls inside Convention Hall, which was potentially leading to further damage. He stated that the quicker the contract could be completed, then he felt 10 days, and the Oklahoma environment with storms, was important. Shortening the contract time by 10 days was the more responsible approach for the Commission to take, even though that bid was \$500.00 higher.

Ms. Chism stated that she felt that was perfect.

The vote was taken as follows:

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

NAY: Mayor Shewey.

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.

Motion was made by Trustee Ezzell and seconded by Trustee Stuber to approve a resolution increasing the 2014-2015 Fiscal Financial Plan for the Enid Municipal Authority in the amount of \$9,400.00 to fund additional just compensation awarded by the Garfield County District Court, with respect to property located at 25 Woodlands Drive, in conjunction with Project No. R-0303D, Willow Road Widening Project, and the vote was as follows:

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

NAY: None.

RESOLUTION

A RESOLUTION INCREASING THE 2014-2015 FISCAL FINANCIAL PLAN FOR THE ENID MUNICIPAL AUTHORITY IN THE AMOUNT OF \$9,400.00.

WHEREAS, the appropriated amounts for the 2014-2015 Enid Municipal Authority fiscal financial plan in the Enid Municipal Authority Operations Department must be increased by an additional \$9,400.00 to provide additional funding for a property condemnation at 25 Woodlands Drive between Cleveland and Oakwood along Willow Road to allow for the planned widening of the street; and

WHEREAS, the City Commission and Authority have already approved payment of \$68,861.00 to the Garfield County Court Clerk at the August 4, 2014 meeting and these funds have been deposited therewith; and

WHEREAS, the Court appointed Commissioners have amended their original report and increased the previously determined just compensation amount by \$9,400.00; 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 2014-2015 FISCAL FINANCIAL PLAN BE INCREASED IN THE FOLLOWING AMOUNTS:

FUND 31 ENID MUNICIPAL AUTHORITY	
EMA Operations Department	\$9,400.00

Adopted this 16th day of September 2014.

/s/ William E. Shewey
Chairman

(SEAL)

ATTEST:

/s/ Linda S. Parks
Secretary

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

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

NAY: None.

PO0123742	HD SUPPLY WATERWORKS	CRIMPER/GREASE	\$229.50
PO0123727	ADVANCED WATER SOLUTIONS	WATER COOLER RENTAL 9/14	\$47.10
PO0123730	AQUA EXPRESS NORTH, LLC	CAR WASH	\$9.00
PO0123729	AQUA EXPRESS NORTH, LLC	CAR WASH (2)	\$15.00
PO0123127	NEOPOST USA, INC.	HARDWARE KIT/SORTER	\$1,104.00
PO0122849	NEOPOST USA, INC.	INSERTER	\$24,364.00
PO0123808	SUMMIT BUSINESS SYSTEMS, INC.	ANNUAL SORTER MAINTENANCE	\$2,860.00
PO0123702	CINTAS CORPORATION LOC. 624	SHOP TOWEL SERVICE 8/14	\$70.54
PO0123820	CINTAS CORPORATION LOC. 624	SHOP TOWEL SERVICE 9/14	\$70.54
PO0123691	ADVANCED WATER SOLUTIONS	WATER COOLER RENTAL 9/14	\$30.00
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$827.67
PO0123828	AT&T MOBILITY	MONTHLY SERVICE 8/14	\$509.12
PO0123697	BB MACHINE & SUPPLY, INC.	HOSE/STEMS	\$78.57
PO0123705	CULLIGAN WATER CONDITION, INC.	WATER COOLER RENTAL 8/14	\$8.50
PO0123705	CULLIGAN WATER CONDITION, INC.	BOTTLED WATER	\$6.00
PO0123821	CHEM-CAN SERVICES, INC.	PORTABLE TOILET RENTAL 9/14	\$164.00
PO0123813	VERMEER GREAT PLAINS	GRINDER SWITCH	\$198.22
PO0123775	DOLESE BROTHERS CO., INC.	CRUSHER RUN	\$5,859.90
PO0123822	DOLESE BROTHERS CO., INC.	CRUSHER RUN	\$253.04
PO0123831	DOLESE BROTHERS CO., INC.	CRUSHER RUN	\$7,721.27
PO0123424	BIG TRUCK, LLC	TRASH TRUCK RENTAL	\$9,875.00
PO0123849	DOWNTOWN THREADS	LOGO VISORS (8)	\$75.14
PO0123666	STIDHUM, ANTHONY	WC/MEDICAL	\$323.00
PO0123760	STIDHUM, ANTHONY	WC/MEDICAL	\$323.00

PO0123716	GARFIELD RWD #5	MONTHLY SERVICE 8/14	\$52.25
PO0123752	JACK'S OUTDOOR POWER EQUIPMENT	DIESEL ADDITIVE	\$245.83
PO0123752	JACK'S OUTDOOR POWER EQUIPMENT	ETHANOL SHIELD	\$290.90
PO0123695	ATWOODS	BOTTLED WATER	\$35.88
PO0123773	ALFALFA ELECTRIC COOPERATIVE	MONTHLY SERVICE 8/14	\$21,471.90
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$96.60
PO0123914	ENID EYE OPTICAL, INC.	SAFETY GLASSES/R. GEE	\$133.00
PO0123781	PAGE PLUS, INC.	MONTHLY SERVICE 8/14	\$17.94
PO0123822	DOLESE BROTHERS CO., INC.	CONCRETE MIX	\$285.54
PO0123752	JACK'S OUTDOOR POWER EQUIPMENT	DIESEL ADDITIVE	\$536.74
PO0123835	STUART C. IRBY	BLANKS/SEALS/WASHERS/KEY	\$105.58
PO0123820	CINTAS CORPORATION LOC. 624	SHOP TOWEL SERVICE 8/14	\$293.91
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$4,169.03
PO0123828	AT&T MOBILITY	MONTHLY SERVICE 8/14	\$353.56
PO0123774	DERWIN'S CONSTRUCTION	STREET/CURB/GUTTER REPAIRS	\$2,336.16
PO0123881	DOLESE BROTHERS CO., INC.	CONCRETE/CRUSHED ROCK	\$2,632.82
PO0123459	EVANS ENTERPRISES	PUMP REPAIR	\$10,771.50
PO0123882	LUCKINBILL, INC.	SEWER INSPECTION VIDEO	\$160.00
PO0123852	INTEGRIS BASS OCCUP. MEDICINE	PRE-EMPLOYMENT TESTING	\$300.00
PO0123707	DAL SECURITY, INC.	MONTHLY MONITORING SERV. 8/14	\$25.00
PO0123752	JACK'S OUTDOOR POWER EQUIPMENT	DIESEL ADDITIVE	\$245.83
PO0123752	JACK'S OUTDOOR POWER EQUIPMENT	ETHANOL SHIELD	\$290.90
PO0123912	KINNUNEN, INC.	PUMP RENTAL	\$1,001.04
PO0123689	ACCURATE, INC.	SAMPLE ANALYSIS 8/14	\$3,231.82
PO0123746	J & P SUPPLY, INC.	TOWELS/LINERS	\$210.05
PO0123769	J & P SUPPLY, INC.	TOWELS	\$93.46
PO0123836	J & P SUPPLY, INC.	INSECTICIDE	\$84.50
PO0123873	JP MORGAN CHASE	CHASE PAYMENT	\$33.40
PO0122731	STOVER & ASSOCIATES, INC.	PROFESSIONAL SERVICES	\$103,913.33
PO0122804	SPIRAC (USA) INC.	GEARBOX	\$3,223.00
PO0123721	GRAINGER, INC.	GAS DETECTOR/TIE BACK LANYARD	\$1,672.97

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

- MAYOR AND BOARD OF COMMISSIONERS-

Motion was made by Commissioner Ezzell and seconded by Commissioner Timm to convene into Executive Session to discuss the purchase of certain real property, to discuss economic development, and to discuss the hiring of a new City Manager, pursuant to 25 Oklahoma Statue §307(B)(3), to discuss "the purchase or appraisal of real property," 25 Oklahoma Statue §307(C)(10), to confer "on 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 Enid because public disclosure of the matter to be discussed would violate the confidentiality of the business, and 25 Oklahoma Statute §307(B)(1), to discuss the employment, hiring, appointment... of any individual salaried public officer or employee, and the vote was as follows:

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

NAY: None.

The meeting convened into Executive Session at 7:11 P.M.

In Executive Discussion, the Commission discussed the purchase of certain real property, discussed economic development, and discussed the hiring of a new City Manager.

Commissioner Wilson left the meeting during Executive Session.

It was noted that the doors to the City Administration Building were locked during Executive Session from 7:35 P.M. to 8:27 P.M.

Motion was made by Commissioner Stuber and seconded by Commissioner Ezzell that the meeting reconvene into special session, and the vote was as follows:

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

NAY: None.

Commissioner Wilson absent from vote.

The meeting reconvened into Executive Session at 8:28 P.M.

Motion was made by Commissioner Stuber and seconded by Commissioner Vanhooser to authorize the City Manager to pursue real estate contracts, not to exceed his spending limit for economic development, and the vote was as follows:

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

NAY: None.

Commissioner Wilson absent from vote.

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

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

NAY: None.

Commissioner Wilson absent from vote.

The meeting adjourned at 8:29 P.M.

CITY OF ENID, OKLAHOMA

BY: _____
WILLIAM E. SHEWEY, MAYOR

(SEAL)

ATTEST:

LINDA S. PARKS, CITY CLERK

ENID MUNICIPAL AUTHORITY

BY: _____
WILLIAM E. SHEWEY, CHAIRMAN

(SEAL)

ATTEST:

LINDA S. PARKS, SECRETARY

ENID ECONOMIC DEVELOPMENT AUTHORITY

BY: _____
WILLIAM E. SHEWEY, CHAIRMAN

(SEAL)

ATTEST:

LINDA S. PARKS, SECRETARY

***** / *****