

**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 15th day of September, 2015, 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 COMMISSION MEETING OF SEPTEMBER 1, 2015.
5. AWARDS, PRESENTATIONS, AND ORGANIZATIONAL BUSINESS.
  - 1 PRESENT PET AVAILABLE FOR ADOPTION AT THE CITY ANIMAL SHELTER.
6. HEARINGS.
  1. CONDUCT A HEARING ON AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2014, SECTIONS 11-6A-2, 11-6A-4, 11-6A-5, 11-6B-2, 11-6B-4, 11-6B-5, 11-6C-3, 11-6C-5, 11-6C-6, 11-6D-2, 11-6D-4, 11-6D-5, 11-6E-2, 11-6E-4, 11-6F-2, 11-6F-6, 11-6G-3, AND 11-6H-2 TO REMOVE REFERENCES TO ACCESSORY BUILDING; CREATING TITLE 11, ENTITLED "ZONING," CHAPTER 16, ENTITLED "RESIDENTIAL CARPORTS AND ACCESSORY BUILDINGS," SECTIONS 11-16-1 THROUGH 11-16-5 TO PROVIDE GENERAL STANDARDS AND MAXIMUM SIZES FOR ACCESSORY BUILDINGS, GENERAL STANDARDS FOR CARPORTS AND PENALTY FOR VIOLATIONS OF THE CHAPTER; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY AND CODIFICATION.
  2. CONDUCT A HEARING ON AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2014, CREATING TITLE 11, ENTITLED "ZONING," CHAPTER 17, ENTITLED "FENCING," SECTIONS 11-17-1 THROUGH 11-17-9 TO PROVIDE GENERAL STANDARDS AND REGULATIONS FOR FENCING; PROVIDING REPEALER, SAVINGS CLAUSE, SEVERABILITY AND CODIFICATION.
7. COMMUNITY DEVELOPMENT.
  1. CONSIDER A SIDEWALK VARIANCE FOR MICHAEL BROWN DBA JACK'S OUTDOOR EQUIPMENT LOCATED AT 1321 NORTH VAN BUREN, DESCRIBED AS LOTS 21-24, BLOCK 10, FRISCO PLACE ADDITION.
  2. CONSIDER A SIDEWALK VARIANCE FOR TERRY AND CRYSTAL NEWMAN LOCATED AT 2000 NORMAN ROAD, DESCRIBED AS LOT 1 BLOCK 5 RICHLAND ACRES.
  3. CONSIDER A SIDEWALK VARIANCE FOR CLARK EDWARDS LOCATED AT 324 GLENHAVEN, DESCRIBED AS LOT 19 BLOCK 1 GARLAND PARK 2ND.
  4. CONSIDER A SIDEWALK VARIANCE FOR CLARK EDWARDS LOCATED AT 309 BIRCHWOOD, DESCRIBED AS LOT 35 BLOCK 1 GARLAND PARK 2ND.
  5. REMOVE FROM THE TABLE AND CONSIDER A RESOLUTION MODIFYING THE LAND USE MAP OF THE ENID METROPOLITAN AREA COMPREHENSIVE PLAN 2025 FOR PROPERTY LOCATED IN THE 900-1100 BLOCKS OF SOUTH WHEATRIDGE, DESCRIBED AS PART OF THE NORTHEAST QUARTER SECTION SIXTEEN (16), TOWNSHIP TWENTY-TWO (22) NORTH, RANGE SEVEN (7) WEST, INDIAN MERIDIAN, FOR REAL ESTATE RESULTS, LLC., FROM AGRICULTURE DESIGNATION TO MEDIUM INTENSITY RESIDENTIAL DESIGNATION.
  6. REMOVE FROM THE TABLE AND CONSIDER AN ORDINANCE TO REZONE PROPERTY LOCATED IN THE 900 TO 1100 BLOCKS SOUTH WHEATRIDGE ROAD DESCRIBED AS PART OF THE NORTHEAST QUARTER SECTION SIXTEEN (16), TOWNSHIP TWENTY-TWO (22) NORTH, RANGE SEVEN (7) WEST, INDIAN MERIDIAN, FOR REAL ESTATE RESULTS, LLC., FROM AGRICULTURE DISTRICT TO R-7 RESIDENTIAL MULTI-FAMILY DISTRICT.
8. ADMINISTRATION.
  1. CONSIDER AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2014, SECTIONS 11-6A-2, 11-6A-4, 11-6A-5, 11-6B-2, 11-6B-4, 11-6B-5, 11-6C-3, 11-6C-5, 11-6C-6, 11-6D-2, 11-6D-4, 11-6D-5, 11-6E-2, 11-6E-4, 11-6E-5, 11-6F-2, 11-6F-6, 11-6G-3, AND 11-6H-2 TO REMOVE REFERENCES TO ACCESSORY BUILDINGS; CREATING TITLE 11, ENTITLED "ZONING," CHAPTER 16, ENTITLED "RESIDENTIAL CARPORTS AND ACCESSORY BUILDINGS," SECTIONS 11-16-1 THROUGH 11-16-5 TO PROVIDE GENERAL STANDARDS AND MAXIMUM SIZES FOR ACCESSORY BUILDINGS, GENERAL STANDARDS

FOR CARPORTS AND PENALTY FOR VIOLATIONS OF THE CHAPTER; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY AND CODIFICATION.

2. CONSIDER AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2014, CREATING TITLE 11, ENTITLED "ZONING," CHAPTER 17, ENTITLED "FENCING," SECTIONS 11-17-1 THROUGH 11-17-9, TO PROVIDE GENERAL STANDARDS AND REGULATIONS FOR FENCING; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY AND CODIFICATION.
  3. APPROVE RESTRUCTURING OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM.
9. CONSENT.
1. APPROVE AND EXECUTE AN ACCESS AND INDEMNIFICATION AGREEMENT BETWEEN THE CITY OF ENID AND PEACHTREE HOTEL GROUP II, LLC.
  2. ACCEPT PUBLIC UTILITY AND ACCESS EASEMENTS FOR TWO TRACTS OF LAND FROM DARYL DEHAAS AND ROBERTA LEE DEHAAS, LOCATED IN MAJOR COUNTY, IN THE AMOUNT OF \$4,080.00, FOR WATER RIGHTS ACQUISITION PROJECT, PROJECT NO. W-1304A.
  3. ACCEPT PUBLIC UTILITY AND ACCESS EASEMENTS FOR TWO TRACTS OF LAND, FROM JUSTIN AND JENNIFER DEHAAS, LOCATED IN MAJOR COUNTY, IN THE AMOUNT OF \$6,360.00, FOR WATER RIGHTS ACQUISITION PROJECT NO. W-1304A.
  4. ACCEPT PUBLIC UTILITY EASEMENT FROM THE WILLIAM A. SLAVICK AND RAMONA J. SLAVICK REVOCABLE TRUST, DATED OCTOBER 3, 2011, IN THE AMOUNT OF \$45,474.00, FOR INSTALLATION OF WATER PRODUCTION WELLS, WATER TRANSMISSION LINE AND POWER LINES, PROJECT NO. W-0906A.
  5. ACCEPT THE TRANSFER OF PRIOR RIGHTS AND ASSOCIATED GROUNDWATER PERMIT FOR 40 ACRE-FEET OF WATER LOCATED NEAR AMES, MAJOR COUNTY, FROM CHRISTINE SHEFFIELD TO THE CITY OF ENID, AND APPROVE TRANSFER FEE OF \$50.00.
  6. APPROVE CHANGE ORDER NO. 4 WITH RICK LORENZ CONSTRUCTION, INC., ENID, OKLAHOMA, IN THE DEDUCT AMOUNT OF \$29,786.66, AND ACCEPT THE 2014 LOCAL STREET PROGRAM, PROJECT NO. R-1401A.
  7. APPROVE CHANGE ORDER NO. 2, TO INCREASE THE CONTRACT WITH KEYSTONE SERVICES, INC., BIXBY, OKLAHOMA, IN THE AMOUNT OF \$63,203.00, FOR THE 2015-2016 CRACK SEAL PROGRAM, PROJECT NO. R-1606A.
  8. CONSIDER TERMINATION OF CONTRACT WITH BEYL-DAVENPORT HOUSE MOVING, INC., PERKINS, OKLAHOMA, FOR THE SALE AND REMOVAL OF SURPLUS STRUCTURES IN THE LAHOMA COURTS ADDITION AND EXECUTE A CONTRACT WITH ANCHOR PROP'S LLC, OF ENID, OKLAHOMA, FOR THE SALE AND REMOVAL OF TWO SURPLUS STRUCTURES IN THE LAHOMA COURTS ADDITION.
  9. APPROVE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT'S (HUD) FUNDING APPROVAL AGREEMENT FOR FY-2015 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING IN THE AMOUNT OF \$399,384.00.
  10. APPROVAL OF CLAIMS IN THE AMOUNT OF \$1,142,533.63.
10. RECESS TO CONVENE AS THE ENID MUNICIPAL AUTHORITY.
11. TRUSTEES OF THE ENID MUNICIPAL AUTHORITY REGULAR MEETING.
12. ENID MUNICIPAL AUTHORITY REGULAR MEETING.
1. APPROVAL OF CLAIMS IN THE AMOUNT OF \$73,804.63.
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.
1. APPROVAL OF CLAIMS IN THE AMOUNT OF \$606,421.90.
16. ADJOURN TO RECONVENE AS THE ENID CITY COMMISSION.
17. PUBLIC DISCUSSION.
18. CONSIDER CONVENING INTO EXECUTIVE SESSION PURSUANT TO 25 O.S. §307(B)(3) TO DISCUSS THE PURCHASE OF REAL PROPERTY AND PURSUANT TO 25 O.S. §307(C)(10) TO DISCUSS MATTERS PERTAINING TO ECONOMIC DEVELOPMENT BECAUSE AN EXECUTIVE SESSION IS NECESSARY TO PROTECT THE CONFIDENTIALITY OF THE BUSINESS, AND TO RECONVENE INTO REGULAR SESSION TO TAKE ANY NECESSARY ACTION.
19. 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 14th day of September 2015, 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.

DATED at Enid, Oklahoma this 14th day of September 2015.

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City Clerk

(SEAL)

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**MINUTES OF REGULAR MEETING OF 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  
HELD ON THE 15TH DAY OF SEPTEMBER 2015**

The Mayor and Board of Commissioners of the City of Enid, County of Garfield, State of Oklahoma, 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 15th day of September 2015, pursuant to notice given by December 15, 2014 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 14th day of September 2015.

-MAYOR AND BOARD OF COMMISSIONERS-

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

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

ABSENT: None.

Staff present were City Manager Jerald Gilbert, Assistant City Manager Joan Riley, City Attorney Andrea Chism, City Clerk Linda Parks, Director of Engineering Services Christopher Gdanski, Chief Financial Officer Erin Crawford, Public Works Director Billy McBride, Planning Administrator Chris Bauer, Police Chief Brian O'Rourke, Director of Marketing and Public Relations Steve Kime, and Director of Human Resources Sonya Key.

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Pastor Randy Mitchell from First Methodist Church gave the Invocation, and Mr. Bill Burchardt led the Flag Salute.

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Motion was made by Commissioner Wilson and seconded by Commissioner Janzen to approve the minutes of the regular Commission meeting of September 1, 2015, and the vote was as follows:

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

NAY: None.

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Officer Jared Free presented "Amy," a two-year old Poodle mix, available for adoption at the Enid Animal Shelter.

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A proclamation was read and presented proclaiming the week of September 28 through October 3, 2015 as "American Kitefliers Association Week."

Director of Marketing and Public Relations Steve Kime read a proclamation that he and City Manager Jerald Gilbert had presented earlier in the day to Mr. Rex Campbell, United States Navy; Mr. S. George Bellmon, United States Marine Corp; Mr. Floyd Wagner, United States Army Air Force; Mr. Robert Kaiser, United States Navy; Mr. Frank "Watermelon" Campbell, United States Navy; and Mr.

Clifford Morton, United States Army, in recognition of their service and sacrifices made on behalf of the United States.

City Manager Jerald Gilbert introduced Ms. Kristin Martin, Executive Assistant in the Administrative Services Department, and Mr. Louis Mintz, Director of Public Utilities.

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A hearing was held regarding an ordinance amending Sections 11-6A-2, 11-6A-4 and 11-6A-5 in Article A, Chapter 6, Title 11 of the Enid Municipal Code, 2014; amending Sections 11-6B-2, 11-6B-4, and 11-6B-5 in Article B, Chapter 6, Title 11; amending Sections 11-6C-3, 11-6C-5, 11-6C-6 in Article C, Chapter 6, Title 11; amending Sections 11-6D-2, 11-6D-4, 11-6D-5 in Article D, Chapter 6, Title 11; amending Sections 11-6E-2, 11-6E-4 and 11-6E-5 in Article E, Chapter 6, Title 11; amending Sections 11-6F-2 and 11-6F-6 in Article F, Chapter 6, Title 11; amending Section 11-6G-3 in Article G, Chapter 6, Title 11; and amending Section 11-6H-2 in Article H, Chapter 6, Title 11, to remove references to accessory buildings; and creating Sections 11-16-1 through 11-16-5 in Chapter 16, Title 11, entitled "Residential Carports And Accessory Buildings," to provide general standards and maximum sizes for accessory buildings, general standards for carports, and a fine for violations of the Chapter.

City Attorney Andrea Chism explained that the proposed ordinance would govern and set out the general standards for accessory buildings and carports, and would add a penalty for violations.

There being no further comments, the hearing concluded.

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A hearing was held regarding an ordinance creating Sections 11-17-1 through 11-17-9 in Chapter 17, Title 11 of the Enid Municipal Code 2014, entitled "Fencing," to provide general standards and regulations for fencing.

Ms. Chism explained that the ordinance would set out the general standards and regulations for fences, provide specific regulations for front-yard fences, side, and rear-yard fences, prohibit fences on vacant lots, provide set-backs and view restrictions, define materials that were acceptable for the use in fences, and provide a clause for violations of the Chapter. She also explained that she had prepared two versions of the ordinance. Based on comments received from commissioners, she felt it was their intent to vote on one version, and then vote on the actual retroactive effect of the ordinance.

Commissioner Ezzell asked Ms. Chism to explain the penalties for violations of the ordinance.

Ms. Chism responded, stating \$100.00, plus fees and costs.

Commissioner Timm asked if there was a warning process first.

Ms. Chism stated that property owners received warnings and notices to comply.

Commissioner Ezzell asked if the City of Enid provided assistance to those who were financially unable to correct the violations.

Ms. Chism stated that the City of Enid did not provide financial assistance. However the Code Department would give owners lenience as far as time to repair, or time to replace their fences. Owners could also be directed to community agencies to help with the repairs or the removal of their fences.

Commissioner Ezzell had questions regarding the height restriction on front-yard fences.

Ms. Chism explained that the front-yard height restriction was four foot. She went on to say that regardless of how big the front yard was, the fence could only be four foot tall. She also stated that if there was an existing fence, the owner would not be in violation unless the ordinance was applied retroactively.

Commissioner Ezzell stated that the ordinance was penalizing those people who couldn't afford to build a nice fence. He also stated that he felt this was clearly under the description of onerous government regulation, and the ordinance should not be passed.

Commissioner Vanhooser stated that commissioners had an obligation to set somewhat of a standard which was not being met. He stated that the ordinance clearly addressed that and helped set a standard that he didn't feel was financially reprehensive. He asked Ms. Chism to explain how enforcement of the retroactive effect would occur.

Ms. Chism stated that she would work with the Code Department to determine what worked best for them. She also stated that the issues that they had notice of would be addressed from the beginning.

Commissioner Ezzell asked Ms. Chism to define front-yard fence.

Ms. Chism explained that a front-yard fence was a fence that was even with the front façade of a house and forward.

Commissioner Ezzell spoke regarding numerous homes in his neighborhood that had nice fences. He stated that there were any number of really nice fences in town that the overly onerous, overly strict ordinance would capture and make prohibitive, and reiterated that the ordinance was not sufficient as written.

Ms. Chism responded, stating that if the four-foot height restriction was offensive to a majority of the Commission, the ordinance could be amended.

Commissioner Wilson stated that she felt the ordinance was entirely too strict. She stated that she didn't think you could tell people how tall they could or couldn't build their front-yard fence on their own private property. She went on to say that she felt the City could dictate the kinds of materials that could be used, but not how tall a fence could be, or how many feet from the street it had to be.

Ms. Chism stated that the purpose of the size restriction in the front yard was to allow sight for neighbors and the public. It was a safety issue.

Commissioner Ezzell stated that there was a distinction between regulating commercial properties and regulating residential properties. He stated that he would not be voting for the ordinance, and asked that commissioners consider whether this was the direction they wanted to go with residential properties. He suggested that perhaps something could be brought back for consideration at a later date that had a much lighter touch.

Commissioner Vanhooser stated that he would be in favor of a compromise. He stated that the height issue in front yards didn't give him any angst. The solid fences bothered him. He went on to say that if commissioners compromised on see-through, decorative fences, he wouldn't care how tall they were. He suggested tabling the ordinance, tweaking it a bit, and bringing it back for consideration at a later date.

Commissioner Wilson stated that she was concerned with the requirement that fences had to be a certain distance from the street and front doors. She went on to say that if the ordinance was adjusted to the kinds of materials that could be used, and the fact that commissioners wanted to set a standard, she felt that would be fair. However she felt that requiring a specific height and a specific distance was being too restrictive.

Ms. Chism stated that there was no provision requiring that fences had to be a certain distance from front doors. However, there was a requirement for distance from the street, specifically eight feet, because that was generally the City's right-of-way and/or easement.

There being no further comments, the hearing concluded.

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Discussion was held regarding a sidewalk variance requested by Mr. Michael Brown, d/b/a Jack's Outdoor Equipment, located at 1321 North Van Buren. It was noted that the Metropolitan Area Planning Commission, at their meeting of September 8, 2015, unanimously recommended approval of the variance.

Planning Administrator Chris Bauer explained that Mr. Brown had constructed an addition to his business which triggered the requirement for sidewalks. As a result, Mr. Brown had applied for a variance to not change the existing pavement that was already there, and to not require sidewalks on both the west and north sides of his business.

Commissioner Vanhooser stated that it was his understanding from visiting with Mr. Brown prior the meeting, that he planned to concrete the whole area on the north of his building, making it basically one huge sidewalk. If that was the case, he would remove his objections to the variance request.

Mr. Michael Brown, 1321 North Van Buren, addressed commissioners. He stated that parking was not allowed on West Poplar Avenue adjacent to the north side of his business. Consequently, over the years, his customers had pulled up with their trailers along that side of the business. If a sidewalk was required, they would be parking in the middle of the sidewalk. He went on to say that traffic came through the alley, and from the front of his parking lot. He advised commissioners that the alley was currently being paved, and that his plans were to completely pave the area on the north side of the building.

Commissioner Vanhooser made a motion to grant the variance as requested.

Following brief discussion, Commissioner Vanhooser amended his motion to approve the variance for Michael Brown, d/b/a Jack's Outdoor Equipment, with the requirement that the north portion be fully concrete.

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

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

NAY: None.

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Motion was made by Commissioner Vanhooser and seconded by Commissioner Brownlee to approve a sidewalk variance requested by Terry and Crystal Newman, located at 2000 Norman Road. It was noted

that the Metropolitan Area Planning Commission, at their meeting of September 8, 2015, unanimously recommended approval of the variance.

The vote was taken as follows:

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

NAY: None.

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Discussion was held regarding a sidewalk variance requested by Mr. Clark Edwards located at 324 Glenhaven. It was noted that the Metropolitan Area Planning Commission, at its meeting of September 8, 2015, unanimously recommended approval of the variance.

Mr. Clark Edwards, 101 North Van Buren, addressed commissioners. He stated that he was asking for a variance to not build sidewalks for two homes (324 Glenhaven and 309 Birchwood) he was constructing in Garland Park 2nd Addition. He stated that these were the last homes that would be built in the neighborhood, and that the rest of the neighborhood did not have sidewalks. He also stated that 324 Glenhaven was a smaller lot. If sidewalks were added, it would do away with the front yard of the property.

Commissioner Brownlee stated that during study session prior to the meeting, commissioners had reviewed a graphic where there were several vacant lots in the addition that were still awaiting someone to purchase them and construct homes on them. He went on to say that it appeared that there were several houses that had been constructed in the area since that visual had been taken.

Mr. Edwards stated that after 324 Glenhaven and 309 Birchwood were constructed, there would be two empty lots in that neighborhood, one at the corner of Ridgedale and Birchwood, and one on Ridgeview.

Motion was made by Commissioner Vanhooser to deny the variance request.

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

AYE: Commissioners Janzen, Ezzell and Vanhooser.

NAY: Commissioners Brownlee, Timm, Wilson and Mayor Shewey.

Motion failed.

Motion was then made by Commissioner Brownlee to approve the variance as requested.

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

AYE: Commissioners Brownlee, Timm, Wilson and Mayor Shewey.

NAY: Commissioners Janzen, Ezzell and Vanhooser.

Motion carried.

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Motion was made by Commissioner Brownlee and seconded by Commissioner Timm to approve a sidewalk variance for Mr. Clark Edwards located at 309 Birchwood.

Commissioner Timm referred to both 324 Glenhaven and 309 Birchwood, stating that there would have been less confusion if commissioners had been presented an updated map before considering the sidewalk variances on those properties.

Commissioner Brownlee agreed, stating that there was a significant difference. He also stated that the empty lots surrounding the construction in the first visual had been a concern to



commissioners. He went on to say that if sidewalks could be linked together, it would make more sense not to approve the variance.

Commissioner Vanhooser agreed. He stated that it wasn't an argument about empty lots, but whether or not commissioners were going to enforce the ordinance. He went on to say that he felt it was a mistake to grant the variance. Commissioners were setting a precedent, and the ordinance might as well be thrown out.

Commissioner Ezzell agreed. He stated that sidewalks were important. They were important for walkability and safety. The way to fix that was to say that there would be no sidewalk variances. Everyone would have to do them, whether they wanted to or not. Eventually, the city would be connected. Even if they were not connected, at least there would be pieces. A piece was better than nothing. He went on to say that there would be some instances where a variance would be needed. However, in this instance, it was a neighborhood, and he wished that sidewalks had been required at the beginning of the development.

Commissioner Brownlee stated that the sidewalk ordinance was overly burdensome. He wanted sidewalks. However, there were too many places in the city that it didn't make sense to have a single lot with a sidewalk that would be connected to nowhere. He suggested that a fee be required from developers, committed to a specific fund, to provide funding for sidewalks. This could accomplish what everyone wanted.

Commissioner Wilson agreed. She stated that it was disjointed to have one sidewalk in a neighborhood with the hope that everyone else would connect to it. That would not happen. She agreed that new developments should be required to build sidewalks. However, in this case, she saw no reason to require the sidewalk in that particular neighborhood.

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

AYE: Commissioners Brownlee, Timm, Wilson and Mayor Shewey.

NAY: Commissioners Janzen, Ezzell and Vanhooser.

Motion carried.

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Motion was made by Commissioner Wilson and seconded by Commissioner Vanhooser to remove from the table a resolution modifying the Land Use Map of the Enid Metropolitan Area Comprehensive Plan 2025 for property located in the 900-1100 Blocks of South Wheatridge, described as part of the Northeast Quarter Section Sixteen (16), Township Twenty-Two (22) North, Range Seven (7) West, Indian Meridian, for Real Estates Results, LLC, from Agriculture designation to Medium Intensity Residential designation, which was tabled at the July 7, 2015 regular Commission meeting, and the vote was as follows:

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

NAY: Commissioner Ezzell.

Mr. Bauer advised commissioners that if approved, the property would be used for a future model neighborhood development. He stated that the site had access to U.S. 412 by way of Wheatridge Road, which would need to be approved, and there was an existing 12-inch water line at the northeast edge of the commercial site to the north which could be extended to the development. He stated that the

site was not serviced by sanitary sewer. However, \$750,000.00 had been budgeted in the current years' budget to extend sewer to the development. He noted that the Metropolitan Area Planning Commission expressed concerns that the proposed development did not include a proposal for improvements to Wheatridge Road. However, they had unanimously recommended of the land use amendment at their meeting of June 15, 2015. He also noted that the previous land use map saw the entire site as being Agricultural. The current new Comprehensive Plan saw a part of that site, approximately 25 acres, as traditional neighborhood development.

Lengthy discussion ensued.

Commissioner Janzen stated that this item had been tabled because there was inadequate information regarding the development. Since that time, he had received little information. He asked about access to the site.

Mr. Bauer stated that as the development progressed, there would be multiple points of access. He stated that the roads would be considered by commissioners at platting, along with proposed water and sewer lines.

Commissioner Ezzell spoke regarding the City's plans to approve the \$750,000.00 sewer line extension, with a capital recovery plan in place. He asked if there were assurances that any of the \$750,000.00 in capital recovery would be realized.

City Manager Jerald Gilbert responded, stating that at this point, there was no way to estimate what would be recovered. The developer would have to provide a plan.

Commissioner Ezzell stated that if approved, the community would be committing to provide a number of services that were not there, i.e. schools, fire stations, and other public utilities that may or may not be sufficient, based on other development. He stated that he didn't know what the plan was, as no one had actually shown him a clear plan. He also didn't know who the developer was, because it was an LLC that was represented by Chris Trojan. He stated that the updated Housing Study had indicated a need for low-income housing. However, this didn't look like low-income housing to him. He went on to say that the City should not develop in that direction. It didn't address the city's needs. It didn't have the public services to service it. It should not be done.

Mr. Jimmy Stallings, 2124 Oakleaf Circle, addressed commissioners. He stated that with all developments, the process began with land use plan amendments, followed by zoning, platting, and improvement plans. He stated that it was very difficult for developers to commit to improvement plans and plats before they knew what kind of land use plan or zoning they could work with. He also stated that process was important because no developer would be enticed to come in and pay for a \$750,000.00 sewer line without having the land use amendment and zoning in place. He stated that there were issues with almost every site plan and plat. However, developers were well aware of those issues, and put a lot of effort and work into their plans. He stated that the developer for this project was willing to go those extra steps or the steps that were needed to develop the site. If they were shut down, commissioners would be sending a message about this piece of property. And it would not be a message to just one developer. It would be a message that everyone would hear. People listened to decisions like this. He asked commissioners to vote on this issue with the big

picture in mind. This was a decision about where the community was going. Even though some of the improvements were not there yet, they never would be if commissioners didn't take this first step.

In response, Commissioner Ezzell stated that if approved, commissioners were making a statement that they were happy with what the developer had done so far. In the big picture, by approving the zoning, they were satisfied with "R-7" Residential Multi-Family District, and he wasn't sure if that was a good place for that zoning. He stated that commissioners needed to keep in mind that they were talking to all developers. Rickey Hayes, the City of Enid's economic development consultant, needed to hear, and the retail developers needed to hear, that commissioners cared about Oakwood Mall. They cared about Cleveland and Garriott. Those were the areas they wanted to see developed. He stated that zoning and land use requirements were changed all the time, after all the necessary information was provided. To him, that could still be done. If it sent a bad vibe to the developer(s), they should understand. They should understand if commissioners waited until they had more information, and knew who the developer(s) were, to make a decision. Not just names, but the person(s) they were dealing with.

Commissioner Vanhooser stated that he agreed that commissioners had an obligation to ensure that schools, and everything that went with it were there. However, they also had an obligation to those who wanted more restaurants, and wanted more retail. He stated that he felt the free market should determine whether the site was going to be low-income housing, or mid-range or even high-income housing. Not the Housing Study. Not his opinion. Not Commissioner Ezzell's opinion. The developer was putting his money at risk. Not the Commission's. He went on to say that the rezoning could always be reversed. It was not a do or die. It was about rezoning a piece of property to accommodate a developer. That was the message that they wanted to send to the people outside of the community.

Commissioner Wilson agreed. She stated that everyone kept saying they had to focus on the Mall. It wasn't a zero sum game. They could do it all. If Enid wanted to be a progressive community, than you had to progress. They might have to build another fire station. They might have to build another school. That was what happened when your town grew. She went on to say there were people who wanted to come here. And now that they wanted to come, commissioners were saying, "No. Never mind. We really don't want that." She asked commissioners to stop being fickle and let it happen.

Comments were made by Mr. Chris Trojan from Real Estates Results. He referred to Section 4.5-5 from the new Enid Vision Plan which stated, "Quality neighborhoods should include a mix of housing types, single-family and multi-family, at a variety of pricing." "R-7" was the only method, at the current time, to go to a new model neighborhood, which was what the Plan suggested.

Commissioner Ezzell had questions regarding Real Estates Results, LLC.

Mr. Trojan stated that he was owner of Real Estates Results, LLC, which was a real estate company. There were several developers involved in his plan.

Commissioner Ezzell asked who the developer(s) were.

Mr. Trojan stated he had confidentiality agreements, adding that commissioners didn't need to know who the developers were at this time. They would come forward in the future. He went on to say

that many of them were either looking at Enid, or other towns or communities, so he would not disclose their names.

Commissioner Ezzell stated that part of his concern was that he liked knowing who commissioners were working with. He asked if Mr. Trojan's client had a contract on the property, or if his client already owned the property.

Mr. Trojan stated that a portion of the property was already owned by one group. There were also several contracts, and that was why he was there.

Commissioner Ezzell asked Mr. Trojan if he could tell commissioners the plans for the development.

Mr. Trojan stated that there were several developers working on the plan under one developer, who were interested in building townhouses, single-family, duplexes, and apartments, to make it a model neighborhood.

Commissioner Ezzell asked if there was an actual plan at this point, or if it was still in the air.

Mr. Trojan explained that there were several preliminary plans. It was an extensive process to come out with a final plan. They didn't want to show the public a plan, and then have to change it. They didn't want to be bound by a preliminary plan at the present time.

Commissioner Wilson stated that she didn't feel that this was the Commission's business, because they weren't really involved in it. The City's money wasn't at stake, except for the sewer line.

Commissioner Ezzell responded. He stated that sometimes it didn't make sense for a community to grow in a particular direction because the infrastructure wasn't there to support it, adding that the Comp Plan had always been clear on that. This was the first time it had ever extended out that far. He reiterated that he didn't feel that commissioners should be approving the development.

Commissioner Wilson stated that she didn't feel more fire stations and more schools were bad for a community. When you had to have more firemen, more teachers, and more opportunities for your community, those were good problems to have.

Commissioner Brownlee agreed. He stated that sometimes growth couldn't be planned. It happened. It was up to private enterprise. He went on to say that at least someone wanted to come in and develop and create opportunities for families with needs. The project wasn't being incentivized. It didn't matter who the developer was. They weren't asking for money. They were going to come in and build houses. Those would fill a need. If a growing community knew all of the problems ahead of time, it wouldn't grow.

Commissioner Wilson stated that there would be increased utility usage in that area. There would be increased retail sales tax from those who lived in the homes. There would be increased ad valorem taxes to support schools. There would be a means to fund those things that would be needed down the road.

Mayor Shewey asked if Mr. Trojan had a time line for starting and completing a portion of the project.

Mr. Trojan stated that this was the first step in a long process. It would all depend on when the sewer line was put in. He stated that there were several people who were interested, ready and waiting, and would probably, within a year, bring their plats forward, if not sooner. The goal would be fairly soon. Once they knew for sure that the sewer line was going in, many of the agreements he had would take the next step and move down the road with the development phase.

Commissioner Vanhooser stated that the sewer line had already been approved. Commissioners had made the decision to put the sewer in. He would be very disappointed if the Commission pulled the plug by simply not funding the contract.

Commissioner Ezzell stated that there were two opportunities to approve a project. When it was put in the budget, and when the contract was approved. Commissioners had not said, one-hundred percent (100%), that they would approve the sewer line.

Mr. Trojan stated that Commissioner Ezzell's statement that he didn't want the sewer line was why he couldn't get firm commitments from developers and move forward with design. Developers were saying, "Other communities have told me this, have done this. But until it's finally approved, why should I put my money into this project when I'm waiting on a city?"

There being no further discussion, motion was made by Commissioner Wilson to approve the resolution as presented.

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

AYE: Commissioners Brownlee, Timm, Wilson and Vanhooser.

NAY: Commissioners Janzen, Ezzell and Mayor Shewey.

## 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:

**COMMENCING AT THE NORTHEAST CORNER OF THE NE/4 OF SAID SECTION 16, THENCE WEST (S89°58'50"W) ALONG THE NORTH BOUNDARY OF SAID NE/4 A DISTANCE OF 1760.08 FEET TO THE NORTHEAST CORNER OF SAID W2/3W/2NE/4, THENCE SOUTH (S00°03'44"E) ALONG THE EAST BOUNDARY OF SAID W/2/3W/2NE/4 A DISTANCE OF 1,413.50 FEET TO THE POINT OF BEGINNING: THENCE WEST (N89°36'43"W) A DISTANCE OF APPROXIMATELY 3,519 FEET, TO THE WEST BOUNDARY OF SAID NORTHWEST QUARTER (NW/4), THENCE SOUTH ALONG THE WEST BOUNDARY OF NW/4 TO THE SOUTH BOUNDARY OF THE NW/4; THENCE EAST ALONG THE SOUTH BOUNDARY OF NW/4 TO THE EAST PROPERTY LINE OF SAID W2/3W/2NE/4; THENCE NORTH TO THE POINT OF BEGINNING FOLLOWING THE EAST BOUNDARY OF THE W2/3W/2NE/4., INCLUDING PRIOR RAIL ROAD RIGHT OF WAY ALL IN THE SOUTHEAST QUARTER (SE/4), OF SAID SECTION 16 DESCRIBED AS COMMENCING AT THE NORTH/SOUTH CENTERLINE**

OF SECTION SIXTEEN (16), TOWNSHIP TWENTY-TWO (22) NORTH, RANGE SEVEN WEST OF THE INDIAN MERIDIAN ALSO BEING GRANTOR'S ENGINEERING PROFILE STATION 215+77 AS EVIDENCED, MONUMENT OR RECORDED IN SAID COUNTY OF STATE; THENCE EASTERLY DIRECTION FOR EIGHT HUNDRED SEVENTY-FOUR AND ONE-HALF FEET (874.5) THENCE SOUTH APPROXIMATELY ONE HUNDRED TWENTY-FIVE (125) FEET THENCE WESTERLY DIRECTION FOR EIGHT HUNDRED SEVENTY-FOUR AND ONE-HALF FEET (874.5) THENCE NORTH APPROXIMATELY ONE HUNDRED TWENTY-FIVE (125) FEET TO THE POINT OF SAID BEGINNING; AND THE NORTH (135) FEET OF THE SOUTHWEST QUARTER OF SECTION SIXTEEN (16), TOWNSHIP TWENTY-TWO (22) NORTH, RANGE SEVEN WEST OF THE INDIAN MERIDIAN, GARFIELD COUNTY, OKLAHOMA,

is changed from Agriculture to Medium Intensity Residential located at the 900 to 1100 block South Wheatridge Road.

**APPROVED** this 15th day of September 2015, 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

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Motion was made by Commissioner Wilson and seconded by Commissioner Vanhooser to remove from the table an ordinance to rezone property located in the 900 to 1100 Blocks of South Wheatridge Road, described as part of the Northeast Quarter Section Sixteen (16), Township Twenty-Two (22) North, Range Seven (7) West, Indian Meridian, for Real Estate Results, LLC, from Agriculture District to "R-7" Residential Multi-Family District, which was tabled at the July 7, 2015 regular Commission meeting, and the vote was as follows:

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

NAY: Commissioner Ezzell.

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

AYE: Commissioners Brownlee, Timm, Wilson and Vanhooser.

NAY: Commissioners Janzen, Ezzell and Mayor Shewey.

**ORDINANCE NO. 2015-29**

**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 Wilson moved that the rules be suspended and said ordinance be read a second time by title, which motion was seconded by Commissioner Vanhooser, 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 Brownlee, Timm, Wilson and Vanhooser.

NAY: Commissioners Janzen, Ezzell and Mayor Shewey.

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 Vanhooser, 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 Brownlee, Timm, Wilson and Vanhooser.

NAY: Commissioners Janzen, Ezzell and Mayor Shewey.

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 Brownlee, Timm, Wilson and Vanhooser.

NAY: Commissioners Janzen, Ezzell and Mayor Shewey.

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 Vanhooser, and the question being upon the final passage of ordinance as a whole, the roll was called with the following result:

AYE: Commissioners Brownlee, Timm, Wilson and Vanhooser.

NAY: Commissioners Janzen, Ezzell and Mayor Shewey.

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

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Motion was made by Commissioner Ezzell and seconded by Commissioner Wilson to adopt an ordinance amending Sections 11-6A-2, 11-6A-4 and 11-6A-5 in Article A, Chapter 6, Title 11 of the Enid Municipal Code, 2014; amending Sections 11-6B-2, 11-6B-4, and 11-6B-5 in Article B, Chapter 6, Title 11; amending Sections 11-6C-3, 11-6C-5, 11-6C-6 in Article C, Chapter 6, Title 11; amending Sections 11-6D-2, 11-6D-4, 11-6D-5 in Article D, Chapter 6, Title 11; amending Sections 11-6E-2, 11-6E-4 and 11-6E-5 in Article E, Chapter 6, Title 11; amending Sections 11-6F-2 and 11-6F-6 in Article F, Chapter 6, Title 11; amending Section 11-6G-3 in Article G, Chapter 6, Title 11; and amending Section 11-6H-2 in Article H, Chapter 6, Title 11, to remove references to accessory buildings; creating Sections 11-16-1 through 11-16-5 in Chapter 16, Title 11, entitled "Residential Carports And Accessory Buildings," to provide general standards and maximum sizes for accessory buildings, general standards for carports, and a fine for violations of the Chapter, and the vote was as follows:

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

NAY: None.

Commissioner Vanhooser absent from vote.

ORDINANCE NO. 2015-30

**AN ORDINANCE AMENDING THE ENID MUNICIPAL CODE, 2014, TITLE 11, ENTITLED "ZONING," CHAPTER 6, ENTITLED "RESIDENTIAL DISTRICTS," ARTICLE A, ENTITLED "R-1 RESIDENTIAL (ESTATE) DISTRICT," SECTIONS 11-6A-2,**

11-6A-4 AND 11-6A-5 TO REMOVE REFERENCES TO ACCESSORY BUILDINGS; AMENDING TITLE 11, ENTITLED "ZONING," CHAPTER 6, ENTITLED "RESIDENTIAL DISTRICTS," ARTICLE B, ENTITLED "R-2 RESIDENTIAL (SINGLE FAMILY) DISTRICT," SECTIONS 11-6B-2, 11-6B-4 AND 11-6B-5 TO REMOVE REFERENCES TO ACCESSORY BUILDINGS; AMENDING TITLE 11, ENTITLED "ZONING," CHAPTER 6, ENTITLED "RESIDENTIAL DISTRICTS," ARTICLE C, ENTITLED "R-3 RESIDENTIAL (MOBILE HOME NEIGHBORHOOD) DISTRICT," SECTIONS 11-6C-3, 11-6C-5 AND 11-6C-6 TO REMOVE REFERENCES TO ACCESSORY BUILDINGS; AMENDING TITLE 11, ENTITLED "ZONING," CHAPTER 6, ENTITLED "RESIDENTIAL DISTRICTS," ARTICLE D, ENTITLED "R-4 RESIDENTIAL (DUPLEX OR TWO-FAMILY DWELLING) DISTRICT," SECTIONS 11-6D-2, 11-6D-4 AND 11-6D-5 TO REMOVE REFERENCES TO ACCESSORY BUILDINGS; AMENDING TITLE 11, ENTITLED "ZONING," CHAPTER 6, ENTITLED "RESIDENTIAL DISTRICTS," ARTICLE E, ENTITLED "R-4A FOUR-FAMILY RESIDENTIAL DISTRICT," SECTIONS 11-6E-2, 11-6E-4 AND 11-6E-5 TO REMOVE REFERENCES TO ACCESSORY BUILDINGS; AMENDING TITLE 11, ENTITLED "ZONING," CHAPTER 6, ENTITLED "RESIDENTIAL DISTRICTS," ARTICLE F, ENTITLED "R-5 TOWNHOUSE DISTRICT," SECTIONS 11-6F-2 AND 11-6F-6 TO REMOVE REFERENCES TO ACCESSORY BUILDINGS; AMENDING TITLE 11, ENTITLED "ZONING," CHAPTER 6, ENTITLED "RESIDENTIAL DISTRICTS," ARTICLE G, ENTITLED "R-6 MOBILE HOME PARK DISTRICT," SECTION 11-6G-3 TO REMOVE REFERENCES TO ACCESSORY BUILDINGS; AMENDING TITLE 11, ENTITLED "ZONING," CHAPTER 6, ENTITLED "RESIDENTIAL DISTRICTS," ARTICLE H, ENTITLED "R-7 RESIDENTIAL (MULTI-FAMILY) DISTRICT," SECTION 11-6H-2 TO REMOVE REFERENCES TO ACCESSORY BUILDINGS; CREATING TITLE 11, ENTITLED "ZONING," CHAPTER 16, ENTITLED "RESIDENTIAL CARPORTS AND ACCESSORY BUILDINGS," SECTIONS 11-16-1 THROUGH 11-16-5 TO PROVIDE GENERAL STANDARDS AND MAXIMUM SIZES FOR ACCESSORY BUILDINGS, GENERAL STANDARDS FOR CARPORTS AND TO PROVIDE A FINE FOR VIOLATIONS OF THE CHAPTER; PROVIDING FOR REPEALER, SAVINGS CLAUSE, SEVERABILITY AND CODIFICATION,

was then introduced and read in full.

Thereupon, Commissioner Ezzell 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, Brownlee, Ezzell, Timm, Wilson and Mayor Shewey.

NAY: None.

Commissioner Vanhooser absent from vote.

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

Thereupon, Commissioner Ezzell 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, Brownlee, Ezzell, Timm, Wilson and Mayor Shewey.

NAY: None.

Commissioner Vanhooser absent from vote.

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 TWENTY-NINE were adopted by the following vote:

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

NAY: None.

Commissioner Vanhooser absent from vote.

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 Ezzell 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, Brownlee, Ezzell, Timm, Wilson and Mayor Shewey.

NAY: None.

Commissioner Vanhooser absent from vote.

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

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Motion was made by Commissioner Wilson and seconded by Commissioner Ezzell to table an ordinance creating Sections 11-17-1 through 11-17-9 in Chapter 17, Title 11, of the Enid Municipal Code, 2014, entitled "Fencing," and the vote was as follows:

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

NAY: None.

Commissioner Vanhooser absent from vote.

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Discussion was held regarding the proposed restructuring of the Community Development Block Grant (CDBG) Program.

Assistant City Manager Joan Riley spoke regarding the restructuring of the Program which was previously discussed at the September 1, 2015 Study Session. She stated that in response to ongoing federal budget cuts, and to insure both Enid's Five-Year Consolidated Plan and Department of Housing and Urban Development (HUD) requirements were met, percentages for top priority projects needed to be established. She presented an option, recommended by staff, that would allocate costs for administration of the Program and repayment of the Section 108 Loan first, followed with forty-five percent (45%) of the remaining funds to be used to support City approved projects that fit within the Consolidated Plan, forty-five percent (45%) for housing and homeless prevention projects, and ten percent (10%) for other community projects with a maximum cap of \$10,000.00 per entity. In addition, the CDBG Administrator would maintain the Program, along with the process of citizen participation, eligibility, and guidelines, and program monitoring and reporting. Commissioners would then have the opportunity, during regular Commission meetings, to review requirements, rate and rank the process which determined funding awards, and conduct public hearings. Ongoing site visits would also be done throughout the year to ensure that compliance during the program year was being adhered to. She stated that once percentages were set, and if it was the desire of the Commission, steps could be taken to replace the CDBG Funding Commission with the City Commission, to oversee and approve the annual CDBG funding allocation process.

Discussion followed.

Commissioner Janzen stated that he would like to see something in writing so that commissioners could make a more informed decision.

Commissioner Ezzell agreed. He stated that the plan, as presented, wasn't something he could look at and make a decision on.

Commissioner Vanhooser stated that the last thing he wanted to see was a lobbying effort on the part of the public, where they had seven targets to try to convince that one was better than the other. He stated he was against the percentage concept, and felt that the money should be placed in the General Fund for commissioners to determine how it should be spent. He went on to say it wasn't

to minimize the importance of those entities in the community. He wanted to stop the game commissioners played every year in fighting over minuscule dollars. In his mind it needed to go away.

Commissioner Janzen stated that Federal requirements had to be met, and that he had heard that there were things that the City just couldn't do.

Ms. Chism stated that the City could use the entire one-hundred percent (100%) for City projects, if it chose to do so. However, it still had to maintain public input when it was allocating those dollars, and the projects had to meet certain criteria.

Ms. Riley stated that all of that process would be monitored. She stated that commissioners could take the entire one-hundred percent (100%), as long as it met the Consolidated Plan that was written, there was public input, and it met HUD requirements. She added that there was much needed infrastructure in the low to moderate income area that could be addressed completely with the entire amount of funding.

Mr. Gilbert stated that he would like to see a vote to restructure the Program. However, if commissioners didn't like the 45/45/10 proposed allocation, they could make it one-hundred percent (100%), or 50/50. He stated that the forty-five percent (45%) referred to in the presentation was for infrastructure. City infrastructure projects related to whatever the City wanted to do. The other forty-five percent (45%) was related to other goals of CDBG, with public infrastructure being the highest priority, followed by housing. The remaining ten percent (10%) was to allow an outlet for public service, or community service projects.

Commissioner Vanhooser stated that to him the issue wasn't about the percentages. The issue was to restructure the Program, which he was in favor of. He agreed with Commissioner Janzen that there wasn't enough information, and suggested tabling the issue until there was some clear cut direction, something to vote on.

Commissioner Janzen stated that he wanted written guidelines.

Mr. Gilbert stated that those guidelines would be the HUD guidelines.

Following further discussion, motion was made by Commissioner Vanhooser to table the restructuring of the Community Development Block Grant Program.

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

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

NAY: None.

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It was noted that Item 9.7, Approve Change Order No. 2, To Increase The Contract With Keystone Services, Inc., Bixby, Oklahoma, In The amount of \$63,203.00, For The 2015-2016 Crack Seal Program, Project No. R-1606A, was removed from the Consent agenda from consideration.

Motion was made by Commissioner Ezzell to approve staff recommendations on the following Consent items, with the exception of Item 9.7.

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

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

NAY: None.

- (1) Approval and execution of Access and Indemnification Agreement between the City of Enid and Peachtree Hotel Group II, LLC, which will allow Peachtree early access to the site in order to expedite its inspection efforts, and require them to provide insurance and indemnify the City for any claims or losses;
- (2) Acceptance of the following described Permanent Public Utility and Access Easement from Daryl and Roberta DeHaas in the S.W./4 of Section 16-22-21, and the S.W./4 of Section 16-21-9, Major County, which will provide access to drill a water well as part of Project No. W-1304A, Water Rights Acquisition, and authorize payment in the amount of \$4,080.00 for said easement:

Daryl and Roberta DeHass - Permanent Public Utility and Access Easement:

Tract 1 - Waterline: A tract of land lying in the S.W./4 of Section 16-21-9 West of the Indian Meridian, Major County, Oklahoma, being more particularly described as follows: Commencing at the Northeast corner of said S.E./4; thence West along the North line of said S.E./4 for a distance of 33.00 feet to the point of beginning, said point being on the East statutory right-of-way line; thence South along said East right-of-way line for a distance of 35.00 feet; thence West and parallel to the North line of said S.E./4 for a distance of 821.00 feet; thence North and parallel to said East line for a distance of 35.00 feet to the North line of said S.E./4; thence East along said North line for a distance of 821.00 feet to the point of beginning, said tract containing .66 acres more or less.

Tract 2 - Well: A tract of land lying in the S.W./4 of Section 16-21-9 West of the Indian Meridian, Major County, Oklahoma, more particularly described as follows: Commencing at the Northeast corner of said S.E./4; thence West along the North line of said S/E/4 for a distance of 854.00 feet to the point of beginning; thence South and parallel to the East line of said S.E./4 for a distance of 100.00 feet; thence West and parallel to said North line for a distance of 100.00 feet; thence North and parallel to said East line for a distance of 100.00 feet; thence East along said North line for a distance of 100.00 feet to the point of beginning, said tract containing .23 acres more or less.

- (3) Acceptance of the following described Permanent Public Utility and Access Easement from Justin and Jennifer DeHaas in the N.W./4 of Section 15-21-9 Major County, which will provide access to drill a water well as part of Project No. W-1304A, Water Rights Acquisition, and authorize payment in the amount of \$6,360.00 for said easement:

Justin and Jennifer DeHaas - Permanent Public Utility and Access Easement:

Tract 1 - Waterline: A tract of land lying in the N.W./4 of Section 15-21-9 West of the Indian Meridian, Major County, Oklahoma, being more particularly described as follows: Commencing at the Southwest corner of said N.W./4; thence East along the South line of said N.W./4 for a distance of 33.00 feet to the point of beginning, said point being on the West statutory right-of-way line; thence North along said West right-of-way line for a distance of 35.00 feet; thence East and parallel to the South line of said N.W./4 for a distance of 1450.00 feet; thence South and parallel to the West line of said N.W./4 for a distance of 35.00 feet to the South line of said N.W./4; thence West along said South line for a distance of 1450.00 feet to the point of beginning, said tract containing 1.17 acres more or less.

Tract 2 - Well: a tract of land lying in the N.W./4 of Section 15-21-9 West of the Indian Meridian, Major County, Oklahoma, being more particularly described as follows: Commencing at the Southwest corner of said N.W./4; thence East along the South line of said N.W./4 for a distance of 1483.00 feet to the point of beginning; thence North and parallel to the West line of said N.W./4 for a distance of 100.00 feet; thence East and parallel to the South line for a distance of 100.00 feet; thence South and parallel to said West line for a distance of 100.00 feet; thence West along said South line for a distance of 100.00 feet to the point of beginning, said tract containing .23 acres more or less.

- (4) Conveyance of the following described Public Utility Right-of-Way Easement from the William and Ramona Slavick Revocable Trust to Alfalfa Electric Cooperative, Inc., and acceptance of the following described Public Utility and Access Easement from said Trust to the City of Enid, both located in the N.W./4 of Section 35-23-13 and N.W./4 of Section 2-22-13, Woods County, which will provide access to place and operate water production wells in the Cleo Springs well field, Project No. W-0906A, Water Well Replacement Program, and authorize payment of \$45,474.00 for said easements:

William A. Slavick and Ramona J. Slavick Revocable Living Trust dated October 3, 2011, to Alfalfa Electric Cooperative, Inc. - Public Utility Right Of Way - A tract of land in the N.W./4 of Section 35-23-13 West of the Indian Meridian, Woods County, Oklahoma, being more particularly described as follows: Commencing at the Northwest corner of the N.W./4 of said Section; thence South along the West line of said Section a distance of 1,713 feet; thence East and perpendicular to the said West line a distance of 1,256.50 feet to the point of beginning; thence North and parallel to the said West line a distance of 1,680 feet; thence East and parallel to the North line of said Section a distance of 30 feet; thence South and perpendicular to the North line of said Section a distance of

1,680 feet; thence West and perpendicular to the West line of said Section a distance of 30 feet to the point of beginning, said strip of land containing 1.157 acres more or less;

AND

A tract of land in the N.W./4 of Section 2-22-13 West of the Indian Meridian, Woods County, Oklahoma, being more particularly described as follows: Commencing at the Northwest corner of the N.W./4 of said Section; thence East along the North line of said Section a distance of 952.92 feet to the point of beginning; thence S. 12°10'12" E. a distance of 1,006.83 feet; thence East and parallel to the North line of said Section a distance of 52.11 feet; thence North and perpendicular to the North line of said Section a distance of 30 feet; thence West and parallel to the North line of said Section a distance of 27.89 feet; thence N.°12'12" W. a distance of 974.14 feet; thence West along the North line of said Section a distance of 30.69 feet to the point of beginning, said strip of land containing .71 acres more or less.

Cassandra L. Dotson, Susan M. Moon, Billie Jean Slavik and Douglas A. Slavik as Co-Trustees of the William A. Slavick and Ramona J. Slavick Revocable Living Trust Dated October 3, 2001 - Public Utility and Access Easement:

TracK 1 Well - D-35: A tract of land described as lying in the N.W./4 of Section 35-23-13 West of the Indian Meridian, Woods County, Oklahoma, and further described as commencing at the Northwest corner of said N.W./4; thence South along the West line of said N.W./4 for a distance of 1713.00 feet; thence East and perpendicular to said West line for a distance of 1253.00 feet to the point of beginning; thence continuing East and perpendicular to said West line of said N.W./4 for a distance of 35.00 feet; thence South and parallel to said West line for a distance of 35.00 feet; thence West and perpendicular to said West line for a distance of 35.00 feet; thence North and parallel to said West line for a distance of 35.00 feet to the point of beginning, containing 0.03 acres more or less.

AND

Track 2 Well - D-36: A tract of land described as lying in the S.W./4 of Section 35-23-13 West of the Indian Meridian, Woods County, Oklahoma, and further described as commencing at the Southwest corner of said S.W./4; thence East along the South line of said S.W./4 for a distance of 950.00 feet to the point of beginning; thence North and parallel to the West line of said S.W./4 for a distance of 35.00 feet; thence East and parallel to said South line for a distance of 35.00 feet; thence South and parallel to said West line for a distance of 35.00 feet to the South line of said S.W./4; thence West along said South line for a distance of 35.00 feet to the point of beginning, containing 0.03 acres more or less.

AND

Track 3 Waterline - A tract of land described as the North 35.00 feet of the South 50.00 feet of the West 1235.00 feet of the S.W./4 of Section 35-23-13 West of the Indian Meridian, Woods County, Oklahoma; and, A tract of land described as lying in the West Half of Section 35-23-13 West of the Indian Meridian, Woods County, Oklahoma, and further described as commencing at the Northwest corner of said N.W./4; thence South along the West line of said West Half for a distance of 1713.00 feet; thence East and perpendicular to said West line for a distance of 1235.00 feet to the point of beginning; thence continuing East and perpendicular to said West line of said West Half for a distance of 35.00 feet; thence South and parallel to said West line for a distance of 3545.00 feet to the South line of said West Half; thence West along said South line for a distance of 35.00 feet; thence North and parallel to said West line for a distance of 3545.00 feet to the point of beginning, containing 3.85 acres more or less.

- (5) Acceptance of transfer of prior rights and associated groundwater permit for 77 acre-feet of water located in the S.W./4 of Section 31-21-9, Major County, from Ms. Christine Sheffield, and authorize payment of transfer fee in the amount of \$50.00;
- (6) Approval of Change Order No. 4 with Rick Lorenz Construction, Inc., for Project No. R-1401A, 2014 Local Street Program, which will deduct \$29,786.66 from the contract to adjust final quantities as measured in place, for a total revised contract amount of \$1,087,050.18; and acceptance of work in said project as completed by the contractor;
- (7) Approval of termination of contract with Beyl-Davenport House Moving, Inc., for the sale and removal of surplus structures in the Lahoma Courts Addition, and execution of contract with the next higher bidder, Anchor Prop's, LLC, Enid, Oklahoma, for the sale and removal of two of the original surplus structures bid, located at 2301-2305 B Court and 2301-2305 C Court, in the amount of \$402.00;
- (8) Approval of Funding Approval/Agreement with the U.S. Department of Housing and Urban Development for FY-2015 Community Development Block Grant funding in the amount of \$399,384.00;

and

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

PO0130492	STAPLES ADVANTAGE	STENO/PENS/STICKIES/ST	\$78.01
PO0130447	RED ROCK DISTRIBUTING CO.	UNLEADED/ST	\$11,127.61
PO0130571	JANET SPRIGGS	REFUND/ADOPTION FEE	\$95.00
PO0130631	SANDRA HAYNES	REFUND/GYM RENTAL	\$3.85
PO0130631	SANDRA HAYNES	REFUND/GYM RENTAL	\$46.15
PO0130454	FARMERS GRAIN COMPANY-POND CREEK	DIESEL/ST	\$11,100.89
PO0130499	OK GAS & ELECTRIC	MONTHLY SERVICE 8/15	\$1,105.04
PO0130500	OK GAS & ELECTRIC	MONTHLY SERVICE 8/15	\$1,248.97
PO0130501	OK GAS & ELECTRIC	MONTHLY SERVICE 8/15	\$308.25
PO0130580	OK GAS & ELECTRIC	MONTHLY SERVICE 8/15	\$8,952.39
PO0130583	OK GAS & ELECTRIC	MONTHLY SERVICE 8/15	\$34,651.27
PO0130621	OK GAS & ELECTRIC	MONTHLY SERVICE 8/15	\$52,829.79
PO0130467	OK NATURAL GAS	MONTHLY SERVICE 8/15	\$36.73
PO0130578	OK NATURAL GAS	MONTHLY SERVICE 8/15	\$452.86
PO0130623	OK NATURAL GAS	MONTHLY SERVICE 8/15	\$132.63
PO0130494	AUTRY VO-TECH CENTER	LEADERSHIP TRAINING 8/26/15	\$215.00
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$688.45
PO0130479	SAM'S CLUB	JULY 4TH EMPLOYEE APPRECIATION	\$152.53
PO0130606	J & P SUPPLY, INC.	TOWELS/LINERS/TOISSUE	\$287.89
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$565.10
PO0130632	AT&T MOBILITY	IPAD DATA PLAN 9/15	\$16.66
PO0130616	ENID NEWS & EAGLE	CLASS RECRUITMENT	\$362.00
PO0130615	PDQ PRINTING	EXIT SURVEY CARDS (100)	\$45.00
PO0130518	PHYSICIANS GROUP, LLC	WC/MEDICAL	\$204.20
PO0130602	MOORAD, AMAL E., MD	WC/MEDICAL	\$197.36
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$122.44
PO0130527	TRIBRIDGE HOLDINGS, LLC	PROFESSIONAL SERVICES	\$971.25
PO0130515	WINSTON SERVICES, INC.	WC/MEDICAL	\$872.11
PO0130257	TYLER TECHNOLOGIES, INC.	SUBSCRIPTION FEES 7/15	\$2,135.88
PO0130517	EXPRESS SCRIPTS, INC.	WC/MEDICAL	\$1,756.78
PO0130609	COOPER, WILLIAM	WC/MEDICAL	\$106.95
PO0130608	XPRESS WELLNESS, LLC	WC/MEDICAL	\$174.09
PO0130509	ARENS, EDWARD, C/O BOETTCHER	WC/MEDICAL	\$617.29
PO0130510	MOODY, BILL D., JR.	WC/MEDICAL	\$248.55
PO0130512	OKLAHOMA SPINE AND MUSCULOSKELETAL	WC/MEDICAL	\$98.60
PO0130628	CASEY GREEEN	REFUND/DUPLICATE PAYMENT	\$20.00
PO0130560	ENID NEWS & EAGLE	ANNUAL SUBSCRIPTION	\$144.00
PO0130444	OPFER, DAVID	WC/MEDICAL	\$317.36
PO0130521	OPFER, DAVID	WC/MEDICAL	\$317.36
PO0129383	GARFIELD FURNITURE	TV STAND	\$900.00
PO0130251	DELL MARKETING, LP	COMPUTER	\$1,738.26
PO0130172	DELL MARKETING, LP	COMPUTER	\$1,632.39
PO0130612	ENID P T PROFESSIONALS	WC/MEDICAL	\$448.96
PO0130597	AUTRY VO-TECH CENTER	SAFETY TRAINING 8/15	\$80.00
PO0130493	ENTERO SERVICES, LLC	SAFETY/DRUG SCREENING	\$45.00
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$590.76
PO0129432	ROGGOW CONSULTING	CONSULTING SERVICES	\$4,000.00
PO0130522	MCMORROW-LOVE, MARGARET	LEGAL SERVICES	\$420.50
PO0130574	ENID NEWS & EAGLE	PUBLIC HEARING NOTICES	\$1,176.00
PO0130596	ENID NEWS & EAGLE	PUBLICATION	\$147.00
PO0130573	RSVP, INC.	MAINTENANCE 7/15-6/16	\$1,200.00
PO0128105	WESTERN ENTERPRISES, INC.	FIREWORKS DISPLAY 7/15	\$15,000.00
PO0130487	LEONARDO'S DISCOVERY WAREHOUSE	MEAL/20TH ANNIVERSARY GALA	\$250.00
PO0130572	GARFIELD CO. LEGAL NEWS	PUBLICATIONS	\$132.22
PO0130599	A T & T	MONTHLY SERVICE 8/15-9/15	\$960.22
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$1,032.33
PO0130507	CAPRISK CONSULTING GROUP	OPEB ACTUARIAL REPORT	\$5,250.00
PO0130281	DELL MARKETING, LP	COMPUTER	\$991.53
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$499.07
PO0123750	GUERNSEY	G-1501A PROFESSIONAL SERVICES	\$6,606.76
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$367.84
PO0130463	DEAL LAWN CARE	MOW/2008 W. BROADWAY	\$350.00
PO0130562	DEAL LAWN CARE	MOW/1905 E. CEDAR	\$200.00
PO0130561	ALVARADO'S QUALITY MOWING	MOW/1609 S. GRAND	\$164.00
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$334.84
PO0122887	MESHEK & ASSOCIATES, PLC	G-1502A PROFESSIONAL SERVICES	\$3,252.50
PO0130451	INFRASTRUCTURE TECHNOLOGIES, LLC	SOFTWARE RENEWAL/IT PIPES	\$1,000.00
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$236.46
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$312.41
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$4,101.57

PO0130495	CHEM-CAN SERVICES, INC.	PORTABLE TOILET RENTAL	\$649.00
PO0130588	CHEM-CAN SERVICES, INC.	PORTABLE TOILET RENTAL	\$87.00
PO0130633	REC1	SOFTWARE FEES 8/15	\$100.00
PO0130485	10-S TENNIS SUPPLY	WIND SCREEN/CROSSLIN COURTS	\$2,174.20
PO0130625	HUGHES LUMBER CO., LLC	M-1501A PLYWOOD	\$99.06
PO0130462	MUNN SUPPLY, INC.	SHOP/CUT TIP/CLEANER	\$28.61
PO0130627	DUB ROSS COMPANY, INC.	M-1501A BAND COUPLERS	\$341.68
PO0130601	LOWE'S HOME CENTERS, INC.	P-1403C SAW/HAMMER/DRYWALL	\$694.71
PO0130472	JACK'S OUTDOOR POWER EQUIPMENT	V508/V509/BLADES/BOLTS	\$104.32
PO0130474	FASTENAL COMPANY	NUTS/BOLTS	\$37.84
PO0130611	KINNUNEN, INC.	M-1501A REBAR/FORMS/ANGLE IRON	\$400.74
PO0130630	ACE HARDWARE-SOUTHERN HARDLINES	POST HOLE DIGGERS	\$79.98
PO0130531	ALBRIGHT STEEL & WIRE COMPANY	FLAT IRON	\$27.36
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$1,106.82
PO0130582	BB MACHINE & SUPPLY, INC.	V576 CLUTCH	\$757.76
PO0130570	ENID EYE OPTICAL, INC.	SAFETY GLASSES/J. MARSH	\$107.00
PO0130530	DOLESE BROTHERS CO., INC.	CONCRETE BLOCKS	\$350.00
PO0130457	PATTERSON MOWING	MOW/HIGHWAY/RIGHT-OF-WAY	\$1,750.00
PO0130460	JANTZ MOWING	MOW/HIGHWAY/RIGHT-OF-WAY	\$1,890.00
PO0129243	HUTCHINSON SALT CO., INC.	ROCK SALT	\$8,170.48
PO0130528	P & K EQUIPMENT, INC.	SKIDS	\$402.42
PO0129905	P & K EQUIPMENT, INC.	V571 CLUTCH ASSY./REBUILD BRAKE	\$3,630.77
PO0130529	ZALOUDEK, F. W.	V542 REPAIR/LABOR	\$278.96
PO0130529	ZALOUDEK, F. W.	V167 CANOPY	\$280.00
PO0130529	ZALOUDEK, F. W.	V542 CANOPY	\$282.57
PO0130532	JACK'S OUTDOOR POWER EQUIPMENT	WEED EATER PARTS/REPAIR	\$145.19
PO0130585	LOGAN COUNTY ASPHALT COMPANY	PROLINE COLD PATCH	\$1,619.48
PO0130581	T & M PRINTING, INC.	WORK SCHEDULE PRINT OUTS	\$98.90
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$755.90
PO0130475	GREY HOUSE PUBLISHING	REFERENCE BOOK	\$163.00
PO0130466	J & P SUPPLY, INC.	TOWELS/GLOVES/CLEANER	\$350.17
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$6,301.09
PO0130483	BRODART CO., INC.	BOOKS (104)	\$1,589.91
PO0130473	ARCHER, CAMILLE J.	REIMB./BOOK	\$25.00
PO0130491	JUGGLE WHATEVER (JEREMY PHILO)	PERFORMANCE	\$115.00
PO0130482	RECORDED BOOKS, LLC	ANNUAL ONLINE SUBSCRIPTION	\$2,170.00
PO0130196	YELLOWHOUSE MACHINERY COMPANY	COLD PLANER ATTACHMENT	\$10,413.65
PO0129744	TRIBRIDGE HOLDINGS, LLC	IT-1601 GP DYNAMICS UPGRADE	\$1,572.50
PO0130605	DEARBORN LIFE INSURANCE CO.	INSURANCE 9/15	\$2,662.65
PO0130607	WORKSITE BENEFIT PLANS, INC.	125 PLAN FEES 9/15	\$535.40
PO0130613	BLUE CROSS BLUE SHIELD OK	DENTAL FEES 8/15	\$1,734.89
PO0130613	BLUE CROSS BLUE SHIELD OK	DENTAL CLAIMS 8/15	\$19,204.68
PO0130613	BLUE CROSS BLUE SHIELD OK	HEALTH ADMIN. FEES 8/15	\$21,750.29
PO0130613	BLUE CROSS BLUE SHIELD OK	HEALTH CLAIMS 8/15	\$284,434.89
PO0130586	SIMONS PETROLEUM, LLC	DYED DIESEL	\$385.70
PO0124148	TTK CONSTRUCTION	A-1301D LIGHT/EXTEND RUNWAY	\$45,074.53
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$172.62
PO0130559	DOUBLE CHECK COMPANY, INC.	METER INSTALLED	\$1,123.52
PO0124950	CEC CORPORATION	A-1301D RUNWAY EXTENSION	\$16,100.00
PO0123275	CEC CORPORATION	A-1301A EXTEND/LIGHT RUNWAY	\$7,290.00
PO0130280	CEC CORPORATION	A-1301E REPLACE ILS/MALSR/PAPI	\$14,100.00
PO0130595	DML POWER WASHING	POWER WASH	\$375.00
PO0130465	CULLIGAN OF ENID	SOLAR SALT	\$8.00
PO0130523	WATER ONE, INC.	RO RENTAL 8/15	\$47.00
PO0130599	A T & T	MONTHLY SERVICE 8/15-9/15	\$515.24
PO0130594	QUILL CORPORATION, INC.	INK (12)	\$132.58
PO0130498	FENTRESS OIL COMPANY, INC.	OIL/ST	\$211.65
PO0130481	SIMONS PETROLEUM, LLC	GASOLINE	\$1,443.63
PO0130481	SIMONS PETROLEUM, LLC	DYED DIESEL	\$816.56
PO0130520	J & P SUPPLY, INC.	TOWELS/LINERS/CLEANERS	\$575.70
PO0130590	J & P SUPPLY, INC.	AIR FRESHENER/CLEANER	\$118.44
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$472.16
PO0129229	JOHN DEERE FINANCIAL	MOWER LEASE 09/15	\$622.37
PO0130495	CHEM-CAN SERVICES, INC.	PORTABLE TOILET RENTAL	\$77.00
PO0129228	PNC EQUIPMENT FINANCE	TURF MOWER LEASE 9/15	\$550.69
PO0129230	DE LAGE PUBLIC FINANCE, LLC	BLADE GRINDER LEASE 7/15-6/16	\$377.15
PO0130567	CHELSEA INFORMATION SYSTEMS, INC.	HOSTED RESERVATIONS	\$245.00
PO0130477	PRECISION SMALL ENGINE CO., INC.	TURF SCREEN PIGMENT	\$585.00
PO0130462	MUNN SUPPLY, INC.	CYLINDERS	\$7.14
PO0130478	R & R PRODUCTS, INC.	BACKLAPPING COMPOUND	\$140.30
PO0130503	P & K EQUIPMENT, INC.	MOWER BLADES/SCREWS/BELT	\$557.92
PO0130476	YAMAHA GOLF CAR COMPANY	STEERING ARM/KNUCKLE REPAIR	\$380.33
PO0130445	DERWIN'S CONSTRUCTION	M-1509 SIDEWALK INSTALL	\$10,984.50
PO0128853	RICK LORENZ CONSTRUCTION	R-1401A 2014 LOCAL ST. PROGRAM	\$55,629.08
PO0130468	AUTRY VO-TECH CENTER	TUITION ASSISTANCE	\$300.00

PO0130576	NORTHERN OKLAHOMA COLLEGE	TUITION ASSISTANCE	\$300.00
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$63.70
PO0128864	KEYSTONE SERVICES, INC.	R-1506A 2015 CRACK SEALING	\$26,234.13
PO0130626	DOLESE BROTHERS CO., INC.	P-1503A CONCRETE	\$356.00
PO0128852	DOLESE BROTHERS CO., INC.	M-1501A CROSSLIN PED. TRAIL	\$556.69
PO0130635	ASH RECREATION & DESIGN. LLC	P-1503A MULCH/LAMESA PARK	\$2,400.00
PO0128828	EASTON SOD FARMS, INC.	P-1403C SOD/FERRIS WHEEL	\$2,856.00
PO0130197	JACKSON'S WRECKING & DEMOLITION	R-0303A STRUCTURE DEMO/W. WILLOW	\$1,900.00
PO0130625	HUGHES LUMBER CO., LLC	M-1503A LUMBER	\$50.60
PO0128851	RICK LORENZ CONSTRUCTION	M-1501B CROSSLIN DETENTON OUTLET	\$41,780.45
PO0130634	KINNUNEN, INC.	P-1503A TRUNCATED DOMES/TOOL	\$246.19
PO0127948	ENVIROTECH	S-1510 PROFESSIONAL SERVICES	\$7,065.29
PO0125980	ENVIROTECH	S-1510 PROFESSIONAL SERVICES	\$75.00
PO0126539	PPS TRUCKING, LLC	F-1307A ROLLING OAKS DETENTION	\$17,280.00
PO0128296	LUCKINBILL, INC.	F-1114B PROFESSIONAL SERVICES	\$894.00
PO0129606	PUMPS OF OKLAHOMA, INC.	W-1601A METERS (7)	\$5,926.20
PO0130624	SLAVICK, WILLIAM A. & RAMONA J.	W-0906A EASEMENT	\$45,474.00
PO0128855	LUCKINBILL, INC.	W-1504A 2015 WATERLINE EXTENSION	\$166,214.85
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$319.51
PO0130557	A T & T	MONTHLY SERVICE 9/15	\$1,788.96
PO0130554	SPECIAL OPS UNIFORMS, INC.	UNIFORM/HOLSTER/C. GENTRY	\$247.98
PO0130558	NORTHWEST TROPHY & AWARDS, LLC	SEALS	\$132.00
PO0130496	STAPLES ADVANTAGE	PAPER/BATTERIES/INK CARTRIDGES	\$221.45
PO0130555	B & B LAWN CARE	LAWN SERVICE 8/15	\$320.00
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$2,718.49
PO0130589	AT&T MOBILITY	MONTHLY SERVICE 8/15	\$2,042.50
PO0130547	BRADFORD INDUSTRIAL SUPPLY CORP.	FREON/AIR FILTERS	\$420.07
PO0130577	BLAKLEY LAWN SERVICE, LLC	WEED CONTROL/FERTILIZER	\$390.00
PO0130551	GRIMSLEY'S, INC.	TISSUE/TOWELS	\$233.27
PO0130549	CLEMENTS FIREARMS, LLC	CLEAN/INSPECT MP5	\$200.00
PO0130553	MESSER BOWERS	ANNUAL LEASE/300 W. CHEROKEE	\$7,200.00
PO0130546	MERRIFIELD OFFICE SUPPLY	NOTARY STAMP/R. FUXA	\$25.50
PO0130550	PDQ PRINTING	BUSINESS CARDS (2)/SIGNS	\$105.00
PO0128412	STEVENS FORD, INC.	TRUCK	\$21,656.16
PO0130604	TOPS & STRIPES, INC.	V411 LINER	\$400.00
PO0130556	DAL SECURITY, INC.	ANNUAL MONITORING SERVICE	\$301.00
PO0130552	GROOM CLOSET	K9 DOG FOOD	\$106.56
PO0130545	INTEGRIS OCC. EMPLOYEE HEALTH	APPLICANT PHYSICALS (4)	\$1,975.00
PO0130548	C T C JANITORIAL, INC.	CLEANER/DEODORIZER	\$119.80
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$345.45
PO0130508	ENID EVENT CENTER	SPOT LIGHTS/LED CONTROLLER	\$7,974.03
PO0130575	OK GAS & ELECTRIC	MONTHLY SERVICE 8/15	\$23,314.87
PO0130539	SIMONS PETROLEUM, LLC	OIL	\$826.62
PO0130543	SUMMIT TRUCK GROUP OF OKLAHOMA	FILTERS	\$65.76
PO0130534	J & P SUPPLY, INC.	GLOVES/SOAP/CLEANER/LINERS	\$402.96
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$2,639.24
PO0130619	AT&T MOBILITY	IPAD DATA PLAN 9/15	\$24.17
PO0130593	GIBSON HEATING & AIR, LLC	ICE MACHINE REPAIR	\$346.16
PO0130449	SMOKIN OKIE DIESEL	V1019 HEAD GASKET REPAIR	\$6,328.92
PO0130610	THE BRACE PLACE, INC.	WC/MEDICAL/R. LIVINGSTON	\$109.52
PO0119312	BOCKUS PAYNE ASSOCIATES	M-1408A PROFESSIONAL SERVICES	\$1,868.74
PO0123323	BOCKUS PAYNE ASSOCIATES	M-1408A PROFESSIONAL SERVICES	\$3,310.58
PO0130535	OKLAHOMA COPIER SOLUTIONS, LLC	COPIER MAINTENANCE 8/15	\$73.74
PO0128201	ENGINEERED EQUIPMENT, INC.	M-1408B VENT HOOD INSTALLATION	\$3,918.00
PO0130603	OK CORRECTIONAL INDUSTRIES	M-1408B WORKSHOP TABLE	\$301.07
PO0130537	O'REILLY AUTO PARTS, INC.	WIPER FLUID/PAINT/GASKET	\$134.91
PO0130537	O'REILLY AUTO PARTS, INC.	V1044 GRILL TRIM	\$15.99
PO0130537	O'REILLY AUTO PARTS, INC.	V1034 FUEL FILTER	\$16.73
PO0130533	SHERWIN-WILLIAMS CO., INC.	PAINT/BRUSHES	\$235.95
PO0130542	SOUTHWEST TRUCK PARTS, INC.	V1034 SOLENOID	\$225.91
PO0130542	SOUTHWEST TRUCK PARTS, INC.	V1008 LAMPS/LIGHTS	\$17.80
PO0130591	IFSTA FIRE PROTECTION PUBLICATIONS	BOOKS (4)	\$380.00
PO0130536	BOUND TREE MEDICAL, LLC	GLOVES/BANDAGES/GAUZE	\$746.53
PO0130544	CHIEF SUPPLY	LIGHT BULBS	\$146.43
PO0130525	INTEGRIS OCC. EMPLOYEE HEALTH	PENSION BOARD PHYSICALS (3)	\$1,425.00
PO0130541	FERRARA FIREFIGHTING EQUIPMENT	BOOTS (2)	\$519.12
PO0130540	LYNN'S MACHINE, INC.	V1039 HYDRAULIC CYLINDERS	\$436.23
PO0130538	ACE HARDWARE-SOUTHERN HARDLINES	SCREWDRIVERS/TRAY/FILTERS	\$117.87
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$52.52
PO0130620	MOBILITY AUTO SALES, INC.	V8573/REPAIR/LABOR	\$400.00
PO0130618	OK NATURAL GAS	MONTHLY SERVICE 8/15	\$91.17
PO0130617	OK TURNPIKE AUTHORITY	PIKE PASS 8/15	\$5.70

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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, Brownlee, Ezzell, Timm, Wilson, Vanhooser, Chairman Shewey, Trust Manager Jerald Gilbert, Trust Attorney Andrea Chism, and Secretary Linda Parks.

ABSENT: None.

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

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

NAY: None.

PO0130496	STAPLES ADVANTAGE	INK CARTRIDGE	\$175.99
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$261.71
PO0130517	EXPRESS SCRIPTS, INC.	WC/MEDICAL	\$90.23
PO0130470	CINTAS CORPORATION LOC. 624	SHOP TOWEL SERVICE	\$70.54
PO0130579	CINTAS CORPORATION LOC. 624	SHOP TOWEL SERVICE	\$70.54
PO0130526	ACCURATE, INC.	SAMPLE ANALYSIS	\$170.00
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$1,980.26
PO0130469	CULLIGAN OF ENID	BOTTLED WATER	\$20.50
PO0130495	CHEM-CAN SERVICES, INC.	PORTABLE TOILET RENTAL	\$175.00
PO0130563	YELLOWHOUSE MACHINERY COMPANY	LUBRICATION (4)	\$20.68
PO0130484	DOLESE BROTHERS CO., INC.	CRUSHER RUN	\$1,527.41
PO0130600	KENNETH D. PRIEST, MD	WC/MEDICAL	\$658.12
PO0130524	J. A. KING	SCALE CALIBRATION	\$661.38
PO0129549	DOCUGUARD	RECYCLING SERVICE 7/15	\$4,567.50
PO0130514	SMITH, BOBBY A.	WC/MEDICAL	\$89.44
PO0130497	GARFIELD RWD #5	MONTHLY SERVICE 8/15	\$56.12
PO0130464	HOTSY OF OKLAHOMA, INC.	CLEANER	\$64.00
PO0130488	T & W TIRE, INC.	SERVICE CALL/FLAT REPAIR	\$354.00
PO0130612	ENID P T PROFESSIONALS	WC/MEDICAL	\$448.96
PO0130471	TRUCK PRO, INC.	V255/STACK PIPE (2)	\$19.18
PO0130502	ATWOODS	BOOTS/J .PRICE	\$109.99
PO0130502	ATWOODS	BOOTS/C. HEDGES	\$125.00
PO0130629	FENTRESS OIL COMPANY, INC.	OIL	\$652.97
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$131.64
PO0130504	PACE ANALYTICAL SERVICES, INC.	ANALYSIS/VANCE AFB	\$1,082.20
PO0130565	WESTERN HYDRO CORP.	DROP PIPE/ADAPTER	\$1,530.27
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$115.80
PO0130564	ENID ELECTRIC MOTOR	SERVICE MOTOR/BEARINGS/PAINT	\$404.00
PO0130568	M&M SUPPLY COMPANY	FITTING/COUPLING	\$101.02
PO0130569	M&M SUPPLY COMPANY	FLANGE/FITTINGS	\$98.08
PO0130518	PHYSICIANS GROUP, LLC	WC/MEDICAL	\$7,104.75
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$981.51
PO0130511	COMMUNITY HOSPITAL, LLC	WC/MEDICAL	\$18.63
PO0130516	BASS BAPTIST HEALTH CENTER-DALLAS	WC/MEDICAL	\$592.47
PO0130513	RADIOLOGY ASSOC. OF ENID	WC/MEDICAL	\$122.57
PO0130584	JP MORGAN CHASE	CHASE PAYMENT	\$55.41
PO0129603	YELLOWHOUSE MACHINERY COMPANY	EXCAVATOR/HYDRAULIC HAMMER	\$49,096.76

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



- TRUSTEES OF THE ENID ECONOMIC DEVELOPMENT AUTHORITY-

PRESENT: Trustees Janzen, Brownlee, Ezzell, Timm, Wilson, Vanhooser, Chairman Shewey, General Manager Jerald Gilbert, Trust Attorney Andrea Chism, and Secretary Linda Parks.

ABSENT: None.

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

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

NAY: None.

PO0130438	GUARANTEE ABSTRACT	M-1511A PROP. ACQ./613 A ST	\$67,172.72
PO0103439	GUARANTEE ABSTRACT	M-1511A PROP. ACQ./2318 E COURT	\$102,905.37
PO0130440	GUARANTEE ABSTRACT	M-1511A PROP. ACQ./2313 E COURT	\$112,121.00
PO0130441	GUARANTEE ABSTRACT	M-1511A PROP. ACQ./2314 C COURT	\$112,132.93
PO0130442	GUARANTEE ABSTRACT	M-1511A PROP. ACQ./2218 C COURT	\$116,148.18
PO0130443	GUARANTEE ABSTRACT	M-1511A PROP. ACQ./729 A ST	\$95,941.70

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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 pursuant to 25 Okla. Stat. §307(B)(3), to discuss the purchase of real property; and pursuant to 25 Okla. Stat. §307(C)(10), to discuss matters pertaining to economic development, because an executive session is necessary to protect the confidentiality of the business, and the vote was as follows:

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

NAY: None.

The meeting convened into Executive Session at 8:22 P.M.

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In Executive Discussion the Commission discussed the purchase of real property and economic development.

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Motion was made by Commissioner Timm and seconded by Commissioner Brownlee to reconvene into regular session, and the vote was as follows:

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

NAY: None.

Commissioner Wilson absent from vote.

The meeting reconvened into special session at 9:18 P.M.

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

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

NAY: None.

Commissioner Wilson absent from vote.

The meeting adjourned at 9:19 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