

MINUTES
JENKS CITY COUNCIL
MONDAY, JUNE 4, 2018, 7:00 P.M.
JENKS CITY HALL, COUNCIL CHAMBERS, 211 NORTH ELM

The Agenda for the Jenks City Council was posted in City Hall and sent electronically to the Tulsa World and Oklahoma News Weekly at 2:00 p.m. on June 1, 2018. The meeting was called to order at 7:00 p.m. on the above date with Mayor Josh Wedman presiding. A roll call vote of members was taken as follows:

Lonnie Sims	Present
Cory Box	Absent
Robert Lee	Present
Craig Murray	Present
Bo Summers	Present
Mike Sharp	Present
Mayor Josh Wedman	Present

Citizen's Comments. No citizen's comments.

Old Business

1. ROW/UEC-60: Request by Jack Arnold for a partial utility easement closure located in the front easement and a partial side yard easement closure on Lot 22, Block 1, Brook at Stone Bluff, City of Jenks, Tulsa County, Oklahoma.

General Location: 10606 South Gum Street. Jim Beach addressed Council and presented his Staff report. Jim Beach stated Staff recommends approval, the Technical Advisory Committee had no concerns, and there are no utilities in either of the easements. Lonnie Sims made a motion to approve. Seconded by Robert Lee. A roll call vote of members was taken as follows:

Lonnie Sims	Yes
Robert Lee	Yes
Craig Murray	Yes
Bo Summers	Yes
Mike Sharp	Yes

Mayor Josh Wedman

Yes

Motion carried.

2. Request to approve Ordinance No. 1448 closing to public use certain permanent easements to the City of Jenks presently located within Lot 22, Block 1, Brook at Stone Bluff, City of Jenks, Tulsa County, Oklahoma., repealing all Ordinances or parts of Ordinances in conflict herewith, and declaring an Emergency. Lonnie Sims made a motion to approve Ordinance No. 1448. Seconded by Mike Sharp. A roll call vote of members was taken as follows:

Lonnie Sims	Yes
Robert Lee	Yes
Craig Murray	Yes
Bo Summers	Yes
Mike Sharp	Yes
Mayor Josh Wedman	Yes

Motion carried.

3. Request to approve Emergency Clause for Ordinance No. 1448. Bo Summers made a motion to approve the emergency clause for Ordinance No. 1448. Seconded by Lonnie Sims. A roll call vote of members was taken as follows:

Lonnie Sims	Yes
Robert Lee	Yes
Craig Murray	Yes
Bo Summers	Yes
Mike Sharp	Yes
Mayor Josh Wedman	Yes

Motion carried.

Business

1. Consideration and appropriate action relating to a request for approval of the Consent Agenda. (All matters listed under "Consent" are considered by the City Council to be

routine and will be enacted by one motion. Any Councilor may, however, remove an item from the Consent Agenda by request. A motion to adopt the Consent Agenda is non-debatable.)

- A. Approve minutes of May 14, 2018 Special Meeting
- B. Approve encumbrances and expenditures
- C. Monthly reports
- D. Request by Jessica Stacy of the Jenks Chamber of Commerce to hold the Jenks America Freedom Fest on Wednesday, July 4, 2018, from 10:00 a.m. until 4:00 p.m. [Shouse]
- E. Request by Connie DeLauter, event organizer of the BoomFest, for the temporary closures of the Jenks Pedestrian Bridge and the River Bridge from 8:30 p.m. to 11:00 p.m. on Wednesday, July 4, 2018, for the Annual Fireworks Display put on by Rainbow Fireworks Inc. [Shouse]
- F. Request by JPS Foundation to host Hometown Huddle, a community pep rally and festival style block party, with food, music, games, and inflatables on Friday, September 28, 2018, from 5:00 p.m. until 7:30 p.m. [Shouse]
- G. Request by Pamela Ballard, event organizer for Susan G. Komen Tulsa, to hold Race for the Cure half-marathon, 5K and 1-mile walk for breast cancer charity on Saturday, September 29, 2018, from 6:00 a.m. until 11:00 a.m. [Shouse]
- H. JL-323 request by Robert G. and Ava J. Aery for a lot split in an RS-3 Zoned District to create four single-family residential lots.
Described as: Lots 10, 11, and 12, Block 28, Original Town of Jenks
General Location: 402 East Aquarium Place. [Beach]

Bo Summers made a motion to approve the Consent Agenda. Seconded by Lonnie Sims.
A roll call vote of members was taken as follows:

Lonnie Sims	Yes
Robert Lee	Yes
Craig Murray	Yes
Bo Summers	Yes
Mike Sharp	Yes
Mayor Josh Wedman	Yes

Motion carried.

2. Consideration and appropriate action relating to items removed from the Consent Agenda. Withdrawn.

Mike Sharp left at 7:11 p.m.

3. TUP 035 (3083) is a request by Big Blast Fireworks Inc. for a Temporary Use Permit (TUP No. 035) to allow for the placement and operation of a Fireworks Sales Tent from June 15, 2018 to July 5, 2018 and December 27, 2018 to January 1, 2019, with appropriate set up and removal time frames within an AG (Agriculture) District on property described as:

The area of the S/2 of the NW/4 of Section 30, Township 18 North, Range 13 East of the Indian Base and Meridian, City of Jenks, Tulsa County, Oklahoma, Lying South and West of the Center of Polecat Creek; Less and except Beginning 50 feet east of the Southwest Corner of the S/2 of the Northwest Corner of Section 30 Thence North 549.15 feet; Thence Northeasterly 419.84 feet; Thence north 53.30 feet to a curve to the left 60.06 feet; Thence South 295.75 feet; Thence Southwesterly 541.11 feet; Thence Southeasterly 183.13 feet; Thence West 23.49 feet to the point of beginning and Less and Except Beginning 73.49 feet east of the Southwest Corner of the SW/4 of Section 30 Thence Northwesterly 25.37 feet; Thence East 150.88 feet; Thence South 23.69 feet; Thence west 148.24 feet to the point of beginning.

General Location: Northeast Corner of 106th Street South and South Elm. Jim Beach addressed Council and presented his Staff report. Jim Beach stated the Planning Commission recommends approval subject to the site plan that is submitted showing the band truck behind the sales tent. They would like for the truck to remain there. The last day of sales will be July 4 rather than July 5 in recognition of the recent Ordinance that fireworks are prohibited from being fired on the 5th. Staff recommends approval consistent with the Planning Commission recommendation with conditions from years past. Melissa Torkelson of Big Blast Fireworks addressed Council and stated the Trojan Pride truck is there, and we will comply with whatever you decide. The volume of fireworks has grown for them, so we have requested a second container. Behind the tent we have 2 containers and an RV. Our thought process is that the very nice looking truck covers up those 3 things that you would see otherwise from Elm Street. Years ago we had a larger semi that a sign was on. That is no longer happening, and now we have a 4x6 sign. We have set the truck back far enough where we feel there is no obstruction to view of traffic. It is 40 to 60 feet back. The band uses the truck for supplies for the volunteers, as well as some safety cones and put all of our trash in it. We will be more than happy to move it back from the road. It has been there every year. Also, the State allows sales of fireworks through July 5. If sales are not allowed on July 5 it is totally understandable, however we would like to know if we can make exchange for items that fail to ignite in

order to stand behind our 32 year policy of replacing fireworks that fail. Bo Summers stated the intent of the Ordinance was not to affect you whatsoever, citizens cannot shoot off fireworks on July 5. Lonnie Sims made a motion to approve TUP-035 and drop the condition that fireworks cannot be sold after July 4. Seconded by Craig Murray. A roll call vote of members was taken as follows:

Lonnie Sims	Yes
Robert Lee	Yes
Craig Murray	Yes
Bo Summers	Yes
Mayor Josh Wedman	Yes

Motion carried.

4. TUP-036 (2482) A Request by Jakes Fireworks Inc. for granting a Temporary Use Permit (TUP No. 036) to allow for the placement and operation of a Fireworks Sales Tent from June 25, 2018 to July 5, 2018 with appropriate set up and removal time frames on property within a CS (Commercial Shopping Center) District and described as:

Lot 2, Block 2, "Melody Lane Center", an Addition to the City of Jenks, Tulsa County Oklahoma.

General Location: 716 W. Main Street. Jim Beach addressed Council and presented his Staff report. Jim Beach stated Staff recommended approval to the Planning Commission, but the Planning Commission was concerned with the road construction on Main Street. After some discussion they recommended denial of this application because of the turn movements that would be taking place to get into the fireworks stand in the middle of the road construction. This fireworks stand is in an existing parking lot with a drive that is currently in use, so Staff will maintain its recommendation for approval. Lonnie Sims stated it was a good point of review by the Planning Commission, but there needs to be communication with the contractor for closures and changes. Robert Carr interjected that nothing at all is going to be taking place on the south side of the street until they do the final overlay, which is months from now. Following discussion among Council, Lonnie Sims made a motion to approve TUP-036, with the recommendation to add any of these that we approve to the contractor communication list. Seconded by Craig Murray. A roll call vote of members was taken as follows:

Lonnie Sims	Yes
Robert Lee	Yes

Craig Murray	Yes
Bo Summers	Yes
Mike Sharp	Yes
Mayor Josh Wedman	Yes

Motion carried.

5. TUP 037 is a request by TNT Fireworks for granting a Temporary Use Permit (TUP No. 037) to allow for the placement and operation of a Fireworks Sales Stand from June 15, 2018 to July 5, 2018 with appropriate set up and removal time frames within a CS (Commercial Shopping Center) District on property described as:

A tract of ground being a portion of Lot 3, Block 2, MELODY LANE CENTER, an Addition to the City of Jenks, Tulsa County, Oklahoma, according to the recorded plat thereof, and being more particularly described as follows, to-wit: Beginning at a point on the South property line of Main Street 143.91 feet Northwesterly along said South property line from the Northeast corner of Lot 3; thence South 19°00'38" West for a distance of 172.81 feet; thence North 60°37'13" West a distance of 85.34 feet to a point 30.0 feet East of the West line of Lot 3; thence North 00°17'58" East a distance of 64.14 feet; thence North 15°25'56" East a distance of 117.38 feet to a point on the South property line of Main Street, thence Southeasterly along the South property line of Main Street a distance of 113.91 feet to the Point of Beginning, containing in all 0.411 acres, more or less.

General Location: 802 West Main Street. Jim Beach addressed Council and presented his Staff report. Jim Beach stated the same thing occurred for this item as for the last item. There was the same recommendation for denial from the Planning Commission. Staff is recommending approval. Bo Summers made a motion to approve TUP-037 with the same recommendation for adding TNT Fireworks to the contractor communication list. Seconded by Craig Murray. A roll call vote of members was taken as follows:

Lonnie Sims	Yes
Robert Lee	Yes
Craig Murray	Yes
Bo Summers	Yes
Mayor Josh Wedman	Yes

Motion carried.

6. TUP-038 (2382) A Request by Oklahoma Fireworks for granting a Temporary Use Permit (TUP No. 038) to allow for the placement and operation of a Fireworks Sales Tent from June 15, 2018 to July 5, 2018 with appropriate set up and removal time frames on property within a CS (Commercial Shopping Center) District and described as:

Lots 1 and Lot 2, Block 1, "Jenks West" Addition to the City of Jenks, Tulsa County, Oklahoma.

General Location: 1929 W. Main. Jim Beach addressed Council and presented his Staff report. Jim Beach stated the same thing occurred for this item as for the last item. There was the same recommendation for denial from the Planning Commission. Staff is recommending approval. Lonnie Sims made a motion to approve TUP-038 with the same recommendation that Oklahoma Fireworks be added to the contractor communication list. Seconded by Craig Murray. A roll call vote of members was taken as follows:

Lonnie Sims	Yes
Robert Lee	Yes
Craig Murray	Yes
Bo Summers	Yes
Mayor Josh Wedman	Yes

Motion carried.

Mike Sharp returned to Council Chambers at 7:33 p.m.

7. JZ-617 / PUD-110 request by William Stuart Price II Irrevocable Trust for a zone change from IL (Light Industrial District) to ROC (River Oriented Commercial District) and PUD-110 (Planned Unit Development Number 110) for multi-family, office and retail uses.

Described as: A parcel of ground approximately 20 acres located in the SW/4 SE/4 of Section 18, Township 18 North, Range 13 East of the Indian Base and Meridian, City of Jenks, Tulsa County, State of Oklahoma

General Location: Northeast Corner of East K Place (91st Street) and North 5th Street. Jim Beach addressed Council and presented his Staff report. Jim Beach stated Staff recommends approval subject to the attached conditions. The Planning Commission

recommended approval of the PUD per Staff recommendation on April 12, and added the requirement that the detailed site plan come back through the Planning Commission and City Council. Following questions from Council, Robert Bell addressed Council and gave an overview of the project and answered questions from Council. Mayor Josh Wedman opened the floor. Brian Kirk, 243 E. K Pl., addressed Council and stated I'm all for developing that area. From what I understand there's going to be a new lane of traffic that connects to Elm, as well as 5th Street and K Place (91st Street. Lonnie Sims replied INCOG is actually talking about a connect from 71st all the way down in. From this perspective I don't think there will be anything additional other than access to the property. Long term I think you're going to see the potential for a connection that comes all the way down from 71st. Brian Kirk said my biggest concern is the traffic. Tyler Rains, N. 2nd St., asked if this is approved, will this be addressed prior to approval? The traffic issue? Chris Shrout replied all of the infrastructure issues would be addressed at a later point. This is the conceptual phase. Staff is going to work with the developer and make sure everything's in place prior to anything being built. Suzanne Giddens, teacher at Jenks Middle School, addressed Council and stated I have some generational property in the development area. I need to find exactly the little strip of land that I own along the river. I'm trying to learn more, and would like to keep informed. Sue Bailey, 101 W. L St, addressed Council and asked what are the approximate family units or student population anticipated in these new additions. Jim Beach replied a total of 400 dwelling units. Robert Bell stated the condominium, and they will be of a higher end, and probably not have a lot of kids involved. Steve Brown, 2776 E. 49th St., Tulsa, addressed council, and stated I'm not necessarily against this, it just appears that they're trying to zone my property. Robert Bell replied the distances are by deeds and history. Lonnie Sims asked Steve Brown if he's had a survey done on his property. Steve Brown replied I have not. Lengthy discussion with Steve Brown ensued. Robert Bell stated this body doesn't have the authority to rezone something in Tulsa. Jim Beach interjected the maps are prepared by INCOG. The legal descriptions that are provided are accurately mapped out, so the area that's crosshatched represents an accurate layout of the legal description. The red lines all over the map are zoning district boundary lines. Steve Brown showed an aerial map to Council. Robert Bell explained there are 3 jurisdictions in the area of Tulsa, Jenks, and Tulsa County up to the 96th Street bridge. Teresa Nowlin explained that the outline of the body of water is the meander line. Robert Bell said surveys will determine exactly where the line is at. I can guarantee you the only thing we have asked for zoning on was the legal description on the deeds that we had for that property. All of the map confusion doesn't mean a hill of beans. What matters is what's written on the deed. Chris Shrout asked Teresa Nowlin if we move forward on this can't that be addressed? A surveyor will come in and make those decisions and work with you. We'll make sure we can get this resolved. Mayor Josh Wedman closed the floor. Bo Summers requested that the rezoning and PUD be split into 2 separate votes. Mayor Josh Wedman said with the

way it's worded, I don't know if that's advisable. Teresa Nowlin stated I think we can take a vote on this agenda item. Discussion ensued regarding infrastructure. Teresa Nowlin said I would be comfortable with you passing this item with making it clear that there is no intent to rezone the property of Mr. Brown, and perhaps consider making a condition that the applicant share the cost of surveys with Mr. Brown and come back for an amendment if it's needed based on legal descriptions. I would make it clear, in case there's a problem with the legal description, that we do not intend to rezone Mr. Brown's property. Mayor Josh Wedman reopened the floor. Bruce Gardner addressed Council and stated I've been a builder/developer and have lived here since 1970. With a GPS it's simple to resolve the boundaries of the property. They can get within an eighth of an inch. This project will do wonders for that area. Mayor Josh Wedman closed the floor. Lonnie Sims made a motion to approve JZ-617 PUD-110 with a note reflecting that the legal applies only to the property that has been surveyed with respect to this application, and that it does not incorporate Mr. Brown's property with respect to zoning. Seconded by Mike Sharp. A roll call vote of members was taken as follows:

Lonnie Sims	Yes
Robert Lee	Yes
Craig Murray	No
Bo Summers	Yes
Mike Sharp	Yes
Mayor Josh Wedman	Yes

Motion carried.

8. Request to approve Ordinance No. 1454 amending Ordinance Number 1287; amending the Zoning Map of the City of Jenks, Oklahoma and rezoning a tract of land from IL (Light Industrial) District to ROC (River Oriented Commercial) District and PUD-110 (Planned Unit Development Number 110); and declaring an emergency. Lonnie Sims made a motion to approve Ordinance No. 1454. Seconded by Mike Sharp. A roll call vote of members was taken as follows:

Lonnie Sims	Yes
Robert Lee	Yes
Craig Murray	No
Bo Summers	Yes
Mike Sharp	Yes
Mayor Josh Wedman	Yes

Motion carried.

9. Request to approve Emergency Clause for Ordinance No. 1454. Lonnie Sims made a motion to approve the emergency clause for Ordinance No. 1454. Seconded by Robert Lee. A roll call vote of members was taken as follows:

Lonnie Sims	Yes
Robert Lee	Yes
Craig Murray	No
Bo Summers	No
Mike Sharp	Yes
Mayor Josh Wedman	Yes

Motion failed.

10. Public Hearing of the Proposed budget for Fiscal Year 2018-2019. Chris Shrout addressed Council and presented an overview of the budget. Lonnie Sims stated I would like to have another 2 weeks to look over this and send Josh questions that I have. Chris Shrout asked could it be next week? This needs to be approved 15 days prior to the next fiscal year. If there's a date between now and the 15th where we could set a time to have a special meeting to go over some of those questions. If you could get your questions to Josh and we can talk about some of it here, I don't know that that special meeting would take very long. Mayor Josh Wedman opened the public hearing. Council asked questions regarding the budget. Mayor Josh Wedman closed the public hearing. There was debate regarding whether to pull Items 11 through 16, or to table the items. Teresa Nowlin stated it would be perfectly fine to pull the items. Unless there is a motion to a date certain, tabling or pulling the items have the same effect.

11. Request to approve Resolution No. 654 appropriating and approving the FY 2018-2019 Annual Budget for the City of Jenks. Craig Murray made a motion to table Items 11 through 16 to a date prior to June 15. Seconded by Bo Summers. A roll call vote of members was taken as follows:

Lonnie Sims	Yes
Robert Lee	Yes
Craig Murray	Yes
Bo Summers	Yes

Mike Sharp	Yes
Mayor Josh Wedman	Yes

Motion carried.

12. Request to approve Resolution No. 655 (with Attachment A) providing for an employee pay plan and benefits program for Fiscal Year 2018-2019. Tabled.

13. Request to approve Resolution No. 656 establishing an investment policy for the City of Jenks Fiscal Year 2018-2019. Tabled.

14. Request to approve Resolution No. 657 providing for the 2018-2020 Biennial Budget. Tabled.

15. Request to approve Ordinance No. 1453 providing for a water and sewer rate increase for usage in October 2018, reflected on the November 2018 utility bill statement. Tabled.

16. Request to approve the Emergency clause for Ordinance No. 1453. Tabled.

17. Request to approve FY 2018-2019 Worker's Compensation agreement coverage in the amount of \$231,450.00. Josh McCorkle addressed Council and stated Marl Tedford negotiated directly with CompSource this year. Josh McCorkle asked Mark Tedford to explain the agreement. Mark Tedford addressed Council and gave an overview of the Worker's Compensation agreement coverage. Lonnie Sims made a motion to approve. Seconded by Robert Lee. A roll call vote of members was taken as follows:

Lonnie Sims	Yes
Robert Lee	Yes
Craig Murray	Yes
Bo Summers	Yes
Mike Sharp	Yes
Mayor Josh Wedman	Yes

Motion carried.

18. Request to approve health insurance (IDEA IP3 SELECT), (CC 3500/70 – CR17), voluntary life insurance products and dental insurance coverage for the City of Jenks and its related entities for the period of July 1, 2018 through June 30, 2019; and, authorizing the City Manager to execute the appropriate documents to implement same. Josh McCorkle addressed Council and asked Mark Tedford to explain the 2 health insurance plans. Mark Tedford addressed Council and gave an overview of the 2 plans. Lonnie Sims made a motion to approve. Seconded by Craig Murray. A roll call vote of members was taken as follows:

Lonnie Sims	Yes
Robert Lee	Yes
Craig Murray	Yes
Bo Summers	Yes
Mike Sharp	Yes
Mayor Josh Wedman	Yes

Motion carried.

19. Request to approve Fiscal Year 2018-2019 physical loss and liability insurance coverage concerning the City of Jenks and related entities for building contents; earthquake, electronic data processing; equipment; automobiles; boiler and machinery; general liability; law enforcement liability; and public official's errors and omissions as submitted by Tedford & Associates. Josh McCorkle addressed Council and asked Mark Tedford to explain the physical loss and liability insurance. Mark Tedford addressed Council and gave an overview of the coverage. Craig Murray made a motion to approve. Seconded by Bo Summers. A roll call vote of members was taken as follows:

Lonnie Sims	Yes
Robert Lee	Yes
Craig Murray	Yes
Bo Summers	Yes
Mike Sharp	Yes
Mayor Josh Wedman	Yes

Motion carried.

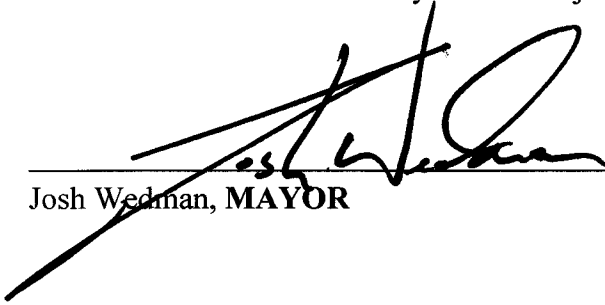
Other Business

1. City Manager's Report. Chris Shrout addressed Council and stated I will have the report out tomorrow. If anyone wants to play the Chamber golf tournament, please let me know. It's next Tuesday from noon to 5:00. Lunch is from noon to 1:00, and then golf is from 1:00 to 5:00. The City and JPWA generally participate in that. We have a Police Department team, and we'd love to have another team or two if people want to play. Craig Murray stated as everybody knows my mother passed away recently. I just want to say thank you for the thoughts and prayers. Bo Summers stated I'm a stickler for rules. Councilmembers, this is not student council. This is legal. What we do carries full force of the law. I think pulling items just to pull them is irresponsible. We need to take action on everything that comes before us on that agenda. Mr. Mayor, I threw a fit at the last meeting and you promised a retreat on Council rules. I'm still waiting for that. That is something we have to have.

Adjournment. Lonnie Sims made a motion to adjourn. Seconded by Craig Murray. A roll call vote of members was taken as follows:

Lonnie Sims	Yes
Robert Lee	Yes
Craig Murray	Yes
Bo Summers	Yes
Mike Sharp	Yes
Mayor Josh Wedman	Yes

Motion carried. The Jenks City Council adjourned at 9:14 p.m.



Josh Wedman, MAYOR

Josh McCorkle, CITY CLERK