MINUTES
JENKS CITY COUNCIL
MONDAY, DECEMBER 16, 2019, 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 on the City's website at 3:15 p.m. on December 11, 2019. The meeting was called to order at 7:00 p.m. on the above date with Mayor Robert Lee presiding. A roll call vote of members was taken as follows:

Cory Box	Present
Dawn Dyke	Present
Donna Ogez	Present
Kaye Lynn	Present
Craig Murray	Present
Gary Isbell	Present
Mayor Robert Lee	Present

Invocation was given by Pastor Lucas Smith with BattleCreek Church.

Pledge of Allegiance was given.

Citizen's Comments
There were no citizen comments

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 the regular meeting held on December 2, 2019
   B. Approve minutes of the special meeting held on December 9, 2019
   C. Approve Encumbrances and Expenditures
   D. Monthly Reports
   E. Request to approve Resolution No. 687 for the final acceptance of water lines, storm sewer lines, sanitary sewer lines, and public street infrastructure associated with Clearfield Estates (141^{st} Street and Harvard Avenue).

   Dawn Dyke made a motion to approve Item 1. Donna Ogez seconded the motion. A roll call vote of members was taken as follow:

Cory Box	Yes
Dawn Dyke	Yes
Donna Ogez	Yes
Kaye Lynn	Yes
Craig Murray	Yes
Gary Isbell	Yes
Mayor Robert Lee	Yes

Motion Carried.

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 Withdrawn

3. Request by SoCo Properties to approve an alternative to the masonry requirements. Jim Beach presented information regarding the 75% masonry requirement for the PUD and the history of the project in regards to the requirement.

   Vic Vreeland gave Council a letter from the former City Planner, Robert Bell regarding the project and spoke on behalf of the property owners for this request. He stated that the property owners are requesting this alternative due to the application of anything to the building would void the warranty of the building.

   Clint Rodgers, an architect in the State of Oklahoma and Texas, provided Council with exhibits regarding the stucco application and verified that it would void the warranty of the building but create a new warranty for the stucco.

   Bill Rodgers gave Council an exhibit of examples of creating veneer brick and believes that under the current PUD, it is required to enforce the previous approved 75% masonry requirement. He also raised concerns over if the trees are allowed instead, there will be no enforcement over maintaining the plants after the Certificate of Occupancy is awarded. He also believes that changing the PUD violates the trust of the citizens.

   Jim Farris, the Manager of 2900 Development LLC, provided Council various materials regarding the impact of not enforcing the masonry requirement and he is in favor of bringing the building into compliance. He also stated that the current appearance of the building has affected the surrounding development.

   Jeremiah Sullivan, 5444 E 109th St, Tulsa, stated the Council should recommend using a landscape architect to review the proposed plan.

   John Smucker, 219 E 128th St, Jenks, asked about the current state of a Certificate of Occupancy for the building.

   Mayor Robert Lee made a motion to table the item to a future meeting and extend the temporary Certificate of Occupancy until March 31, 2020. There was no second. Motion failed.

Craig Murray made a motion to adhere to the PUD and extend the temporary Certificate of Occupancy until September 1, 2020. Cory Box seconded the motion. A roll call vote of members was taken as follow:

Cory Box	Yes
Dawn Dyke	Yes
Donna Ogez	No
Kaye Lynn	No
Craig Murray	Yes
Gary Isbell	Yes
Mayor Robert Lee	No

Motion Carried.

4. <u>Request to approve JZ 19-647 from Valerie Mann, rezoning from RS-3 (Single-Family Residential High-Density District) to CG (Commercial General District). General Location: 424 W A Street.</u> Jim Beach presented information regarding the proposed rezone for commercial purposes.

Kay Sullivan, Realtor for the property, provided Council with the surrounding properties current zoning.

Gary Isbell made a motion to approve Item 4. Craig Murray seconded the motion. A roll call vote of members was taken as follow:

Cory Box	Yes
Dawn Dyke	Yes
Donna Ogez	Yes
Kaye Lynn	Yes
Craig Murray	Yes
Gary Isbell	Yes
Mayor Robert Lee	Yes

Motion Carried.

Mayor announced a recess from 9:14 p.m. and reconvened at 9:25 p.m.

5. <u>Request to approve Ordinance No. 1501 relating to JZ 19-647, rezoning a tract of land from RS-3 (Single-Family Residential High-Density District) to CG (Commercial General District). General Location: 424 W A Street.</u>

Cory Box made a motion to approve Item 5. Gary Isbell seconded the motion. A roll call vote of members was taken as follow:

Cory Box	Yes
Dawn Dyke	Yes
Donna Ogez	Yes
Kaye Lynn	Yes
Craig Murray	Yes
Gary Isbell	Yes
Mayor Robert Lee	Yes

Motion Carried.

6. Request to approve the emergency clause for Ordinance No. 1501, making it effective immediately upon passage.

   Cory Box made a motion to approve Item 6. Craig Murray seconded the motion. A roll call vote of members was taken as follow:

Cory Box	Yes
Dawn Dyke	Yes
Donna Ogez	Yes
Kaye Lynn	Yes
Craig Murray	Yes
Gary Isbell	Yes
Mayor Robert Lee	Yes

Motion Carried.

7. Request to approve JL 19-344 from Cory Woodham, a Lot Combination of two single-family residential lots to allow construction across the common lot line. General Location: 10511 South Gum Street. Jim Beach presented the information regarding the lot combination due to the property owner wanting to build over the common property line.

   Cory Box made a motion to approve Item 7. Donna Ogez seconded the motion. A roll call vote of members was taken as follow:

Cory Box	Yes
Dawn Dyke	Yes
Donna Ogez	Yes
Kaye Lynn	Yes
Craig Murray	Yes
Gary Isbell	Yes
Mayor Robert Lee	Yes

Motion Carried.

8. Request to approve Resolution 686 requesting Indian Nations Council of Governments to program Tulsa Urbanized Area Surface Transportation Funds for consideration of funding in Federal Fiscal Year 2023 for construction of roadway improvements on Elwood Avenue from 111th Street to Main Street. Improvements include approximately 2,600 LF of roadway improvements from the Elwood Avenue and Main Street Intersection, south to

the Intersection with 101st Street including turn lane construction, stormwater drainage, street lighting, asphalt overlay, adding shoulders to the existing 2 lane roadway, and adding pedestrian/bicycle trail. Chris Robinson presented the application and Resolution for Surface Transportation Funds to be used for final phase of the Elwood Ave project.

Dawn Dyke made a motion to approve Item 8. Kaye Lynn seconded the motion. A roll call vote of members was taken as follow:

Cory Box	Yes
Dawn Dyke	Yes
Donna Ogez	Yes
Kaye Lynn	Yes
Craig Murray	Yes
Gary Isbell	Yes
Mayor Robert Lee	Yes

Motion Carried.

9. Request to approve a contract amendment from Marquardt Engineering for the additional engineering services for S. Elm Street project, expanding from 3-lane to 5-lane roadway improvements from 121st Street to 131st Street and the 131st Street intersection in the amount of $147,560.00; funding for the same to be appropriated from the JPWA One-Cent Capital Fund fund balance to be budgeted to Account No. 53-521-5393, JPWA Roads & Bridges – Street Maintenance Account. Chris Robinson explained the need for the contract amendment and the additional costs associated with it.

Cory Box made a motion to approve Item 9. Donna Ogez seconded the motion. A roll call vote of members was taken as follow:

Cory Box	Yes
Dawn Dyke	Yes
Donna Ogez	Yes
Kaye Lynn	Yes
Craig Murray	Yes
Gary Isbell	Yes
Mayor Robert Lee	Yes

Motion Carried.

10. Request to approve Ordinance No. 1499 creating a new Chapter 23 "Telecommunications" by renumbering Appendix A(10) "Fiber Optic Systems" to become a part of the new chapter and adding an article relating to "Communication Facilities." Teresa Nowlin explained the creation of new Chapter in our Code Book, which addresses small cell wireless permits.

Cory Box made a motion to approve Item 10. Donna Ogez seconded the motion. A roll call vote of members was taken as follow:

Cory Box	Yes
Dawn Dyke	Yes
Donna Ogez	Yes
Kaye Lynn	Yes
Craig Murray	Yes
Gary Isbell	Yes
Mayor Robert Lee	Yes

Motion Carried.

11. Request to approve the emergency clause for Ordinance No. 1499, making it effective immediately upon passage.

Craig Murray made a motion to approve Item 11. Gary Isbell seconded the motion. A roll call vote of members was taken as follow:

Cory Box	Yes
Dawn Dyke	Yes
Donna Ogez	Yes
Kaye Lynn	Yes
Craig Murray	Yes
Gary Isbell	Yes
Mayor Robert Lee	Yes

Motion Carried.

12. Request to enter executive session pursuant to 25 O.S. § 307(B)(3) to discuss the purchase of real property (Perryman Ranch).

Cory Box made a motion to enter executive session at 9:53 p.m. Dawn Dyke seconded the motion. A roll call vote of members was taken as follow:

Cory Box	Yes
Dawn Dyke	Yes
Donna Ogez	Yes
Kaye Lynn	Yes
Craig Murray	Yes
Gary Isbell	Yes
Mayor Robert Lee	Yes

Motion Carried. Council exited executive session at 10:22 p.m. No votes were taken.

Other Business

1. City Manager's Report. Chis Shrout stated that the report was included in the agenda packet and provided an update of recent events.

Adjournment. Cory Box made a motion to adjourn. Craig Muray seconded the motion. A roll call vote of members was taken as follow:

Cory Box	Yes
Dawn Dyke	Yes
Donna Ogez	Yes
Kaye Lynn	Yes
Craig Murray	Yes
Gary Isbell	Yes
Mayor Robert Lee	Yes

Motion Carried. The Jenks City Council adjourned at 10:24 p.m.

Robert Lee, **MAYOR**

Brittany Long, **CITY CLERK**