

SECOND AMENDED AGENDA  
BOARD OF CITY COMMISSIONERS  
August 3, 2015 AT 6:30 P.M.  
COMMISSION CHAMBERS AT CITY HALL  
SHAWNEE, OKLAHOMA

CALL TO ORDER

DECLARATION OF A QUORUM

INVOCATION

FLAG SALUTE

All motions will be made in the affirmative. The fact that a commissioner makes or offers a second to a motion does not mean that the commissioner must vote in favor of passage.

1. Consider approval of Consent Agenda:
  - a. Minutes from the July 20, 2015 regular meeting.
  - b. Budget Amendment – General Fund  
*To amend the budget for the Airport Trail Lighting OG&E Project*
2. Citizens Participation  

(A three minute limit per person)  
(A twelve minute limit per topic)
3. Presentation by City Manager to Employees of the Month, Stacey Terrell and Haley Wright, Dispatch.
4. Presentation of net gun donated by Animal Rescue Center (ARC).
5. Motion to reconsider an ordinance to close to the public Kimberly Street located in Block 1 and Block 2 of the Sac & Fox Addition, being a re-plat of Lot 16, Remington Beard Addition (SE ¼ Section 17, T10N, R4E, 1M). Applicant: Housing Authority of the Sac & Fox Nation.
6. Discussion, consideration and possible action on an ordinance to close to the public Kimberly Street located in Block 1 and Block 2 of the Sac & Fox Addition, being a re-plat of Lot 16, Remington Beard Addition (SE ¼ Section 17, T10N, R4E, 1M). Applicant: Housing Authority of the Sac & Fox Nation.
7. New Business  

(Any matter not known about or which could not have been reasonably foreseen prior to the posting of the agenda)
8. Administrative Reports

- a. Streetscape Update – John Krywicki, City Engineer
- 9. Commissioners Comments
- 10. Consider an Executive Session to discuss potential claims, litigation or other options regarding Pottawatomie County District Court Case No. CJ-2014-128, The Citizen Potawatomi Nation by Linda Capps, its Vice Chairman, and Deanna Jesse vs. City of Shawnee, as authorized by 25 O.S. §307(B)(4).
- 11. Consider matters discussed in Executive Session regarding potential claims, litigation or other options regarding Pottawatomie County District Court Case No. CJ-2014-128, The Citizen Potawatomi Nation by Linda Capps, its Vice Chairman, and Deanna Jesse vs. City of Shawnee, as authorized by 25 O.S. §307(B)(4).
- 12. Adjournment

Respectfully submitted

Phyllis Loftis, CMC, City Clerk

The City of Shawnee encourages participation from its citizens in public meetings. If participation is not possible due to a disability, notify the City Clerk, in writing, at least forty-eight hours prior to the scheduled meeting and necessary accommodations will be made. (ADA 28 CFR/36)

**Regular Board of Commissioners**

**1. a.**

**Meeting Date:** 08/03/2015

CC minutes 07/20/2015

Submitted By: Lisa Lasyone, City Clerk

Department: City Clerk

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Information

Title of Item for Agenda

Minutes from the July 20, 2015 regular meeting.

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Attachments

CC minutes 07/20/2015

**BOARD OF CITY COMMISSIONERS PROCEEDINGS**  
JULY 20, 2015 AT 6:30 P.M.

The Board of City Commissioners of the City of Shawnee, County of Pottawatomie, State of Oklahoma, met in Regular Session in the Commission Chambers at City Hall, 9th and Broadway, Shawnee, Oklahoma, Monday, July 20, 2015 at 6:30 p.m., pursuant to notice duly posted as prescribed by law. Mayor Mainord presided and called the meeting to order. Upon roll call, the following members were in attendance.

Wes Mainord

Mayor

Vacant

Commissioner Ward 1

Linda Agee

Commissioner Ward 2

James Harrod

Commissioner Ward 3-Vice Mayor

Keith Hall

Commissioner Ward 4

Lesa Shaw

Commissioner Ward 5

Micheal Dykstra

Commissioner Ward 6

ABSENT: None

INVOCATION

The Lord's Prayer

FLAG SALUTE

Led by Commissioner Agee

AGENDA ITEM NO. 1:

Consider approval of Consent Agenda:

1. Consider approval of Consent Agenda:
  - a. Minutes from the July 6, 2015 regular meeting.
  - b. Acknowledge the following reports and minutes:
    - License Payment Report for June 2015
    - Project Payment Report for June 2015
    - Shawnee Urban Renewal Authority Minutes from June 2, 2015
    - Shawnee Beautification Committee Minutes from January 8, 2015
    - Shawnee Civic and Cultural Development Authority Minutes from May 21, 2015

c. Lake Lease Transfer:

TRANSFER:

- Lot 6 Coffman Tract, 15305 Perry Rd.  
From: Wayne and Barbara O’Berg  
To: Brian and Shelly Cornish

d. Budget Amendment – General Fund

*To adjust the budget for the remaining money for the Shelter Reimbursement Grant*

e. Budget Amendment – 2014 CDBG Entitlement Grant Fund

*Allocate remaining 2014-2015 grant funds for Community Development Block Grant for new fiscal year*

f. Approve Agreement with Pottawatomie County to use \$120,000.00 of county sales tax funds towards purchase of 2015 Pierce Rescue Pumper for Fire Department.

g. Acknowledge Workers Compensation Settlement - Daniel Hill.

h. Approve Memorandum of Understanding with District Attorney’s Office, 23<sup>rd</sup> Judicial District, for services to victims of domestic violence and sexual assault.

i. Approve renewal of existing contract with changes and approved by the Commission for FY 2015-2016:

- (1) Governmental Services contract with the Shawnee Civic and Cultural Development Authority.

j. Acknowledgment of contract renewal by City Manager for FY 2015-2016:

- (1) Animal shelter facility agreement with Town of McLoud (*tabled from July 6, 2015 City Commission meeting*).

A motion was made by Commissioner Harrod, seconded by Commissioner Dykstra, to approve Consent Agenda Item No. 1(a-j). Motion carried 6-0.

AYE: Harrod, Dykstra, Agee, Mainord, Hall, Shaw

NAY: None

AGENDA ITEM NO. 2:

Citizens Participation

(A three minute limit per person)

(A twelve minute limit per topic)

Mr. Randy Gilbert, representative of Visit Shawnee, Inc. (VSI), spoke about several projects that VSI is currently implementing. Among those mentioned is a new cell phone application which will keep users informed of current and future events in the City of Shawnee. Mr. Gilbert also said that VSI will be taking the lead on a City wide branding campaign and has received proposals from branding consultants. Once the campaign is underway they will be seeking input from the city, schools, churches, etc. Mr. Gilbert then introduced VSI Executive Director Danna Fawble, who also discussed the VSI projects noting that the cell phone application should be launched by Labor Day.

AGENDA ITEM NO. 3:

Mayor's Proclamation:

"Crossroads Head Start Day"

August 3, 2015

Dava Peters accepted the Mayor's Proclamation for "Crossroads Head Start Day" presented by Mayor Mainord.

AGENDA ITEM NO. 4:

Consideration of a resolution honoring Judge Robert H. Jones for his service, naming him "Judge Emeritus" and naming the Courtroom in his honor.

Resolution No. 6499 was introduced.

A RESOLUTION EXPRESSING APPRECIATION TO ROBERT H. JONES FOR HIS SERVICE; NAMING HIM JUDGE EMERITUS OF THE SHAWNEE MUNICIPAL COURT; AND DESIGNATING THE MUNICIPAL COURTROOM AS "ROBERT H. JONES COURTROOM"

A motion was made by Commissioner Hall, seconded by Vice Mayor Harrod, to approve a resolution honoring Judge Robert H. Jones for his service,

naming him “Judge Emeritus” and naming the Courtroom in his honor.” Motion carried 6-0.

AYE: Hall, Harrod, Mainord, Shaw, Dykstra, Agee

NAY: None

Ms. Carolyn Stager presented a Certificate of Appreciation on behalf of the Oklahoma Municipal League to Judge Robert Jones for his 49 years on the bench at the City of Shawnee.

Mr. Robert Butler spoke on behalf of the Pottawatomie County Bar Association, thanking Judge Jones for his years of service and for being a mentor to him.

Mayor Wes Mainord then presented Resolution No. 6499 to Judge Robert Jones, naming him Judge Emeritus and naming the municipal courtroom the “Judge Robert H. Jones Municipal Courtroom”.

Judge Robert Jones spoke and thanked the City for honoring him. He also shared stories from his years on the bench.

Oklahoma Supreme Court Judge Douglas Combs thanked Judge Jones for his years of service.

AGENDA ITEM NO. 5:

Consider Oklahoma Municipal Retirement Fund lump sum payment from Defined Benefit Plan for Charles Huff.

A motion was made by Commissioner Hall, seconded by Commissioner Shaw, to approve Oklahoma Municipal Retirement Fund lump sum payment from Defined Benefit Plan for Charles Huff. Motion carried 6-0.

AYE: Hall, Shaw, Dykstra, Agee, Harrod, Mainord

NAY: None

AGENDA ITEM NO. 6:

A public hearing and consideration of approving an ordinance to close to the public Kimberly Street located in Block 1 and Block 2 of the Sac & Fox Addition, being a re-plat of Lot 16, Remington Beard

Addition (SE ¼ Section 17, T10N, R4E, 1M). Applicant: Housing Authority of the Sac & Fox Nation.

Staff report was given by Justin DeBruin, Community Development Director, stating that staff recommends approval of this ordinance.

Mayor Mainord declared a public hearing in session to consider an ordinance to close to the public Kimberly Street located in Block 1 and Block 2 of the Sac & Fox Addition, being a re-plat of Lot 16, Remington Beard Addition (SE ¼ Section 17, T10N, R4E, 1M). Applicant: Housing Authority of the Sac & Fox Nation. No one appeared in favor or against said rezoning. The public hearing was closed.

A motion was made by Vice Mayor Harrod, seconded by Commissioner Hall, to table this item for thirty (30) days to allow the opportunity for discussion with the Sac & Fox tribe regarding the expansion of Bryan Street to Interstate 40. Motion failed 3-3.

AYE: Harrod, Hall, Mainord

NAY: Agee, Shaw, Dykstra

A motion was made by Commissioner Dykstra, seconded by Commissioner Shaw, to approve the ordinance to close to the public Kimberly Street located in Block 1 and Block 2 of the Sac & Fox Addition, being a re-plat of Lot 16, Remington Beard Addition (SE ¼ Section 17, T10N, R4E, 1M). Motion failed 3-3.

AYE: Dykstra, Shaw, Agee

NAY: Harrod, Hall, Mainord

**AGENDA ITEM NO. 7 WAS MOVED UNTIL AFTER EXECUTIVE SESSION BY THE POWER OF THE CHAIR.**

**AGENDA ITEM NO. 8:**

Acknowledge Sales Tax Report received July 2015.

Cynthia Sementelli, Finance Director, reported that July sales tax collected this month was \$1,477,552.00, which is down 2.39% from 2014 and up 4.13% from 2013.



AGENDA ITEM NO. 9:

New Business (Any matter not known about or which could not have been reasonably foreseen prior to the posting of the agenda)

City Manager Justin Erickson informed the Commission of a mold issue recently discovered at Fire Station No. 2. Mr. Erickson requested the Commission declare an emergency and authorize the expenditure of up to \$25,000.00 for mold remediation at Fire Station No. 2.

A motion was made by Vice Mayor Harrod, seconded by Commissioner Shaw, to declare an emergency and authorize the City Manager to spend up to \$25,000.00 for mold remediation at Fire Station No. 2. Motion carried 6-0.

AYE: Harrod, Shaw, Dykstra, Agee, Mainord, Hall

NAY: None

AGENDA ITEM NO. 10:

Administrative Reports

- a. Parks Master Plan – Justin Erickson, City Manager

Justin Erickson reported that the Parks Master Plan is being finalized now. The parks survey was also discussed and he noted that there will be future public hearings on this item.

AGENDA ITEM NO. 11:

Commissioners Comments

Commissioner Shaw spoke of her recent visit to the Shawnee Library. She enjoyed learning about their summer events and was impressed with what they accomplish with a small budget.

Commissioner Shaw also addressed the Sac & Fox request to close a portion of Kimberly Street as reflected in Agenda Item No. 6. She stated that the City should not try to leverage its position when considering this item. She further expressed displeasure at elected officials who would try to stop the Sac & Fox development.

Commissioner Agee agreed by expressing her disappointment that commissioners would give the appearance of holding the ordinance hostage to force negotiations in an entirely separate matter.

Vice Mayor Harrod stated that he has been involved in the Bryan Street expansion plans for five years and that Oklahoma Department of Transportation funding will be lost if the City does not get Sac & Fox to the table regarding this issue. Vice Mayor Harrod noted his motion was a “last ditch effort” to bring the parties to the table for discussion.

Commissioner Dykstra said that perhaps Sac & Fox Tribe does not agree with the expansion of Bryan Street. He also stated that he hopes the City will go into the negotiations with Citizen Potawatomi Nation in good faith.

Commissioner Dykstra also said he was very impressed with all the candidates interviewed for the Municipal Judge position.

Mayor Mainord reported that the splash pad at Boy Scout Park was a great thing for the community and it is wonderful to have.

RECESS CITY COMMISSION MEETING BY THE POWER OF THE CHAIR TO CONVENE SHAWNEE AIRPORT AUTHORITY AND SHAWNEE MUNICIPAL AUTHORITY (7:22 P.M.)

RECONVENE CITY COMMISSION MEETING BY THE POWER OF THE CHAIR (7:25 P.M.)

AGENDA ITEM NO. 12:

Consider going into executive session for the purpose of interviewing candidates for the position of Municipal Judge, consideration and discussion of possible contract, consideration and discussion regarding selection of the candidates pursuant to an Executive Session as authorized by 25 O.S. §307(B)(1) to discuss the employment and hiring of a Municipal Judge.

A motion was made by Vice Mayor Harrod, seconded by Commissioner Dykstra, to enter into Executive Session for the purpose of interviewing candidates for the position of Municipal Judge, consideration and discussion of possible contract, consideration and discussion regarding selection of the candidates pursuant to an Executive Session as authorized by 25 O.S. §307(B)(1) to discuss the employment and hiring of a Municipal Judge. Motion carried 6-0.

AYE: Harrod, Dykstra, Agee, Mainord, Hall, Shaw  
NAY: None

COMMISSION ENTERED INTO EXECUTIVE SESSION AT 7:26 P.M. WITH ALL MEMBERS PRESENT.

COMMISSION RECONVENED FROM EXECUTIVE SESSION AT 8:16 P.M. WITH ALL MEMBERS PRESENT

AGENDA ITEM NO. 13:

Consideration and possible action on matters discussed in executive session for the purpose of interviewing candidates for the position of Municipal Judge, consideration and discussion of possible contract, consideration and discussion regarding selection of the candidates pursuant to an Executive Session as authorized by 25 O.S. §307(B)(1) to discuss the employment and hiring of a Municipal Judge.

A motion was made by Vice Mayor Harrod, seconded by Commissioner Hall, to appoint Randall Wiley to the part time position as Municipal Judge at the salary of \$41,000.00 without any City benefits; further, the appointee shall be responsible for scheduling and compensating his replacement of any missed court dates. Motion carried 5-1.

AYE: Harrod, Hall, Mainord, Dykstra, Agee  
NAY: Shaw

AGENDA ITEM NO. 7:

Discussion, consideration and possible action on an ordinance amending Section 12-51 of the Shawnee Municipal Code relating to qualifications of Judge. (Carryover from June 15, 2015 City Commission meeting.)

This item was not considered due to the appointment of a Municipal Judge in Agenda Item 13.

AGENDA ITEM NO. 14:                      Adjournment

There being no further business to be considered, the meeting was adjourned by power of the Chair. (8:18 p.m.)

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WES MAINORD, MAYOR

ATTEST:

\_\_\_\_\_  
PHYLLIS LOFTIS, CMC, CITY CLERK

**Regular Board of Commissioners**

**1. b.**

**Meeting Date:** 08/03/2015

Budget amd

Submitted By: Lisa Lasyone, City Clerk

Department: City Clerk

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Information

Title of Item for Agenda

Budget Amendment – General Fund

*To amend the budget for the Airport Trail Lighting OG&E Project*

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Attachments

Budget Amd



**Regular Board of Commissioners**

**3.**

**Meeting Date:** 08/03/2015

EOM

Submitted By: Lisa Lasyone, City Clerk

Department: City Clerk

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Information

Title of Item for Agenda

Presentation by City Manager to Employees of the Month, Stacey Terrell and Haley Wright, Dispatch.

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**Regular Board of Commissioners**

**4.**

**Meeting Date:** 08/03/2015

Net Gun

Submitted By: Lisa Lasyone, City Clerk

Department: City Clerk

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Information

Title of Item for Agenda

Presentation of net gun donated by Animal Rescue Center (ARC).

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**Regular Board of Commissioners**

**5.**

**Meeting Date:** 08/03/2015

Kimberly St Reconsider Ord

Submitted By: Lisa Lasyone, City Clerk

Department: City Clerk

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Information

Title of Item for Agenda

Motion to reconsider an ordinance to close to the public Kimberly Street located in Block 1 and Block 2 of the Sac & Fox Addition, being a re-plat of Lot 16, Remington Beard Addition (SE ¼ Section 17, T10N, R4E, 1M). Applicant: Housing Authority of the Sac & Fox Nation.

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**Regular Board of Commissioners**

**6.**

**Meeting Date:** 08/03/2015

Sac & Fox

Submitted By: Lisa Lasyone, City Clerk

Department: City Clerk

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Information

Title of Item for Agenda

Discussion, consideration and possible action on an ordinance to close to the public Kimberly Street located in Block 1 and Block 2 of the Sac & Fox Addition, being a re-plat of Lot 16, Remington Beard Addition (SE ¼ Section 17, T10N, R4E, 1M). Applicant: Housing Authority of the Sac & Fox Nation.

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Attachments

S&F Memo

S&F Memo A

S&F Notice

S&F Ord



## City of Shawnee

16 W. 9<sup>th</sup> Street  
Shawnee, OK 74801  
[www.ShawneeOK.org](http://www.ShawneeOK.org)

### MEMORANDUM

AGENDA: July 20, 2015  
TO: Shawnee City Commission  
FROM: Justin DeBruin, Community Development Director  
RE: Public Street Closure: Kimberly Street

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The petitioner, Sac and Fox Nation Housing Authority, have issued a request for an ordinance closing to the public use a portion of Kimberly Street consisting of a fifty (50') foot road and right-of-way located in Block 1 and Block 2 of the Sac & Fox Addition, being a re-plat of Lot 16, Remington Beard Addition (SE ¼ Section 1, T10N, R4E, IM).

The area proposed for closure includes the entire platted right-of-way, which will be converted into a private drive as part of redevelopment of the property, and will include a replat and the dedication of appropriate easements.

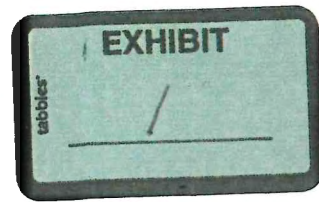
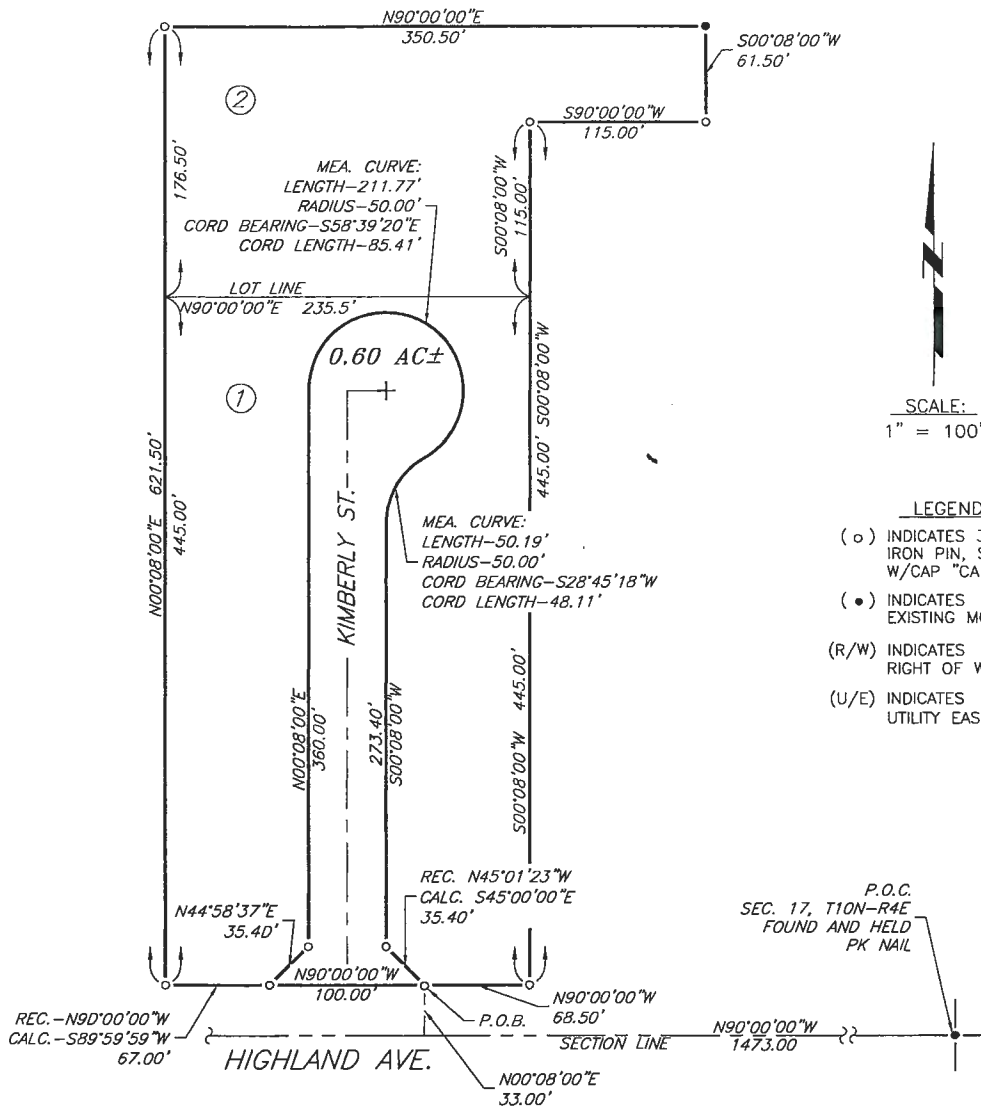
In accordance with 11 O.S. § 42-110(B), the City of Shawnee has provided thirty (30) day written notice of the proposed closing of Kimberly Street to franchise holders. Additionally, the public hearing notice was published in the June 14, 2015 issue of the Shawnee News-Star.

Staff received one response from Oklahoma Gas and Electric (OG&E). The nature of their response was an inquiry as to any required transfers of service in reference to four (4) street lights located within the subject right-of-way. Based on this information, it will be incumbent on the petitioners to transfer said services to the new ownership, Sac and Fox Nation Housing Authority.

#### Attachments:

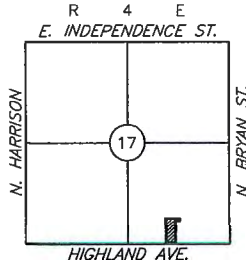
1. Exhibit 1: Informational Drawing

# INFORMATIONAL DRAWING



- LEGEND**
- (o) INDICATES 3/8" IRON PIN, SET W/CAP "CA 2260"
  - (•) INDICATES EXISTING MONUMENT
  - (R/W) INDICATES RIGHT OF WAY
  - (U/E) INDICATES UTILITY EASEMENT

**LEGAL DESCRIPTION:**  
 A FIFTY FOOT (50') ROAD AND RIGHT-OF-WAY LOCATED IN THE SOUTHEAST QUARTER (SE/4) OF SECTION SEVENTEEN (17) TOWNSHIP TEN (10) NORTH, RANGE FOUR (4) EAST OF THE INDIAN BASE MERIDIAN, POTTAWATOMIE COUNTY, OKLAHOMA, WITH AN ASSUMED BASIS USING THE SAC AND FOX ADDITION TO THE CITY OF SHAWNEE PLAT, BLOCKS ONE (1) AND TWO (2), MORE PARTICULARLY DESCRIBED AS COMMENCING AT THE SOUTHEAST CORNER (SE/C) OF SAID SE/4; THENCE N90°00'00"W ALONG THE SOUTH LINE OF SAID SE/4 FOR A DISTANCE OF 1473.00 FEET; THENCE N00°08'00"E FOR A DISTANCE OF 33.00 FEET TO THE POINT OF BEGINNING; THENCE N90°00'00"W FOR A DISTANCE OF 100.00 FEET; THENCE N44°58'37"E FOR A DISTANCE OF 35.40 FEET; THENCE N00°08'00"E FOR A DISTANCE OF 360.00 FEET; THENCE ON A CURVE TO THE RIGHT WITH A RADIUS 50.00 FEET, A DISTANCE OF 211.77 FEET WITH A CORD BEARING OF S58°39'20"E AND A CORD DISTANCE OF 85.41 FEET; THENCE ON A CURVE TO THE LEFT WITH A RADIUS 50.00 FEET, A DISTANCE OF 50.19 FEET WITH A CORD BEARING OF S28°45'18"W AND A CORD DISTANCE OF 48.11 FEET; THENCE S00°08'00"W FOR A DISTANCE OF 273.40 FEET; THENCE S45°00'00"E FOR A DISTANCE OF 35.40 FEET TO THE POINT OF BEGINNING, CONTAINING 0.60 ACRES, MORE OR LESS.



**PROFESSIONAL SEAL:** RICHARD L. LANDES, P.E. #8679

*Richard L. Landes*  
 Richard L. Landes  
 P.E. #8679

S-22-17-2015  
 Date

**GENERAL NOTES:**  
 A TITLE COMMITMENT, INDICATING APPLICABLE EASEMENTS, HAS NOT BEEN PROVIDED. THEREFORE ALL EASEMENTS MAY NOT BE SHOWN HEREON.

<b>LANDES ENGINEERING L.L.C. &amp; ASSOCIATES</b> www.landesengineering.net 903 EAST 35TH STREET, SHAWNEE, OK. 74804 405-275-5755 CA #2260 EXP. 6-30-15		<b>Housing Authority Sac and Fox Nation</b> SHAWNEE, OKLAHOMA	
DATE DRAFTED: 05-21-2015	DATE OF LAST SITE VISIT: 04-01-2015	DRAWN BY: dl	CHECKED: RL
		DRAWING NUMBER: <b>ENG 313-15</b>	

**CITY OF SHAWNEE  
PUBLIC HEARING NOTICE**

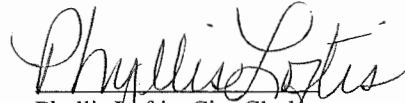
Notice is hereby given that the City of Shawnee, Oklahoma, will conduct a Public Hearing to consider an Ordinance to close to the public Kimberly Street located in Block 1 and Block 2 of the Sac & Fox Addition, being a re-plat of Lot 16, Remington Beard Addition (SE ¼ Section 17, T10N, R4E, IM). The area proposed for closure includes the entire platted right-of-way, which will be converted into a private drive as part of redevelopment of the property (applicant: Housing Authority of the Sac and Fox Nation), which will include a replat and the dedication of appropriate easements.

The Shawnee City Commission will hold a Public Hearing in the City Commission Chambers in City Hall located at 16 W. 9th St. Shawnee, OK on **July 20, 2015 at 6:30 PM** or shortly thereafter.

At this time, any interested citizen of Shawnee, Oklahoma will have the opportunity to appear and be heard with regard to the proposed public way closure. The Commission reserves the right to limit discussion and debate on the proposed ordinance during the public hearing, in which event those persons appearing in support or opposition of the proposal will be allotted equal time. If there are any questions about the proposal, or you need additional information prior to the meeting, you may contact the Planning Department at 878-1616.

Copies of all materials pertaining to this request are available for review in the Planning Department, City Hall Annex, 222 N. Broadway, Monday through Friday between 8:00 AM and 5:00 PM.

Witness my hand this 9<sup>th</sup> day of June, 2015.

  
Phyllis Loftis, City Clerk



ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE CLOSING TO PUBLIC USE A PORTION OF KIMBERLY STREET IN THE CITY OF SHAWNEE, OKLAHOMA; SPECIFICALLY DESCRIBING SAID STREET; RESERVING THE RIGHT TO REOPEN SAID STREET; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF SHAWNEE, OKLAHOMA:

SECTION 1. That it is deemed necessary and expedient to close a portion of the street hereinafter described to public use.

SECTION 2. That the street is described as follows: A portion of Kimberly Street located within the City of Shawnee, specifically located in Block 1 and Block 2 of the Sac & Fox Addition, being a re-plat of Lot 16, Remington Beard Addition (SE ¼ Section 17, T10N, R4E, IM). The area includes the entire platted right-of-way.

SECTION 3. That the City of Shawnee, Oklahoma, shall retain the absolute right to reopen said street without expense to the City.

PASSED AND APPROVED this 20<sup>th</sup> day of July, 2015.

\_\_\_\_\_  
WES MAINORD, MAYOR

ATTEST:

(SEAL)

\_\_\_\_\_  
PHYLLIS LOFTIS, CMC, CITY CLERK

Emergency separately moved and approved this 20<sup>th</sup> day of July, 2015.

\_\_\_\_\_  
WES MAINORD, MAYOR

ATTEST:

(SEAL)

\_\_\_\_\_  
PHYLLIS LOFTIS, CMC, CITY CLERK

Approved as to form and legality this 20<sup>th</sup> day of July, 2015.

\_\_\_\_\_  
MARY ANN KARNS  
CITY ATTORNEY

**Regular Board of Commissioners**

**8. a.**

**Meeting Date:** 08/03/2015

Streetscape

Submitted By: Lisa Lasyone, City Clerk

Department: City Clerk

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Information

Title of Item for Agenda

Streetscape Update – John Krywicki, City Engineer

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**Regular Board of Commissioners**

**10.**

**Meeting Date:** 08/03/2015

ES into

Submitted By: Lisa Lasyone, City Clerk

Department: City Clerk

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Information

Title of Item for Agenda

Consider an Executive Session to discuss potential claims, litigation or other options regarding Pottawatomie County District Court Case No. CJ-2014-128, The Citizen Potawatomi Nation by Linda Capps, its Vice Chairman, and Deanna Jesse vs. City of Shawnee, as authorized by 25 O.S. §307(B)(4).

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**Regular Board of Commissioners**

**11.**

**Meeting Date:** 08/03/2015

ES discuss

Submitted By: Lisa Lasyone, City Clerk

Department: City Clerk

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Information

Title of Item for Agenda

Consider matters discussed in Executive Session regarding potential claims, litigation or other options regarding Pottawatomie County District Court Case No. CJ-2014-128, The Citizen Potawatomi Nation by Linda Capps, its Vice Chairman, and Deanna Jesse vs. City of Shawnee, as authorized by 25 O.S. §307(B)(4).

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