

AGENDA
BOARD OF CITY COMMISSIONERS
MARCH 20, 2023 AT 6:00 PM
COMMISSION CHAMBERS AT CITY HALL
16 WEST 9TH STREET
SHAWNEE, OKLAHOMA

Official action can only be taken on items which appear on the agenda. The public body may adopt, approve, ratify, deny, defer, recommend, amend, strike, or continue any agenda item. When more information is needed to act on an item, the public body may refer the matter to Staff or back to Committee or the recommending body. Under certain circumstances, items are deferred to a future date or stricken from the agenda entirely.

CALL TO ORDER

DECLARATION OF A QUORUM

INVOCATION

FLAG SALUTE

1. Citizens Participation (A three-minute limit per person)
(A twelve-minute limit per topic)
2. Consider approval of Consent Agenda:
 - a. Acknowledge staff will proceed in the instant meeting with the opening and consideration of bids as set forth in Item No. 21.
 - b. Minutes from the February 21, 2023 regular meeting.
 - c. Acknowledge the following minutes and reports:
 - Planning Commission Minutes from the February 1, 2023 regular meeting.
 - Shawnee Senior Citizen Advisory Board Minutes from the February 14, 2023 regular meeting.
 - License Payment Report for February 2023
 - Project Payment Report for February 2023
 - d. Lake Lease Transfer:

- Eckel Tract Lot 11, 15109 Eckel Rd
From: Simco Investments, LTD
To: MJ Cannon, LLC
- Coffman Tract Lot 6, 15305 Perry Rd
From: Brian and Shelly Cornish
To: Joshua Koch

- e. Approve Change Order No. 1 for Woodland Veterans Park Project.
- f. Approve Change Order No. 1 for KidSpace Park Project.
- g. Approve renewal of an Agreement for Beautification Services for the City of Shawnee with South Central Industries, Inc. for trash removal and janitorial services.
- h. Approve an agreement between the City of Shawnee and the Oklahoma Tax Commission for the administration of sales and use tax ordinances.

3. Mayor's Proclamation(s):

"American Red Cross Month"
March 2023

"National Public Safety Telecommunications Week"
April 9-15, 2023

4. Declaration that an emergency exists pursuant to 61 O.S. § 130 and authorization for an emergency repair of the wastewater main on Chicago Street, between Broadway Avenue and Bell Avenue, in an amount not to exceed \$72,400.00.
5. Consideration of an ordinance of the City of Shawnee, Oklahoma amending the Charter of the City of Shawnee, Oklahoma, Article III, Section 2, Article XIV, Section 3, and Article XIV, Section 5 to provide for ward specific voting; amending the Charter of the City of Shawnee, Oklahoma, Article XV, Section 2, regarding the competitive bidding requirements comporting to state law; amending the Charter of the City of Shawnee, Oklahoma, Article III, Section 4, and Article III, Section 6 to establish the timing for the swearing-in of the Mayor and Commissioners; repealing the Charter of the City of Shawnee, Oklahoma, Article V, Section 8 to remove residency and citizenship

qualification requirements for City employees; amending the Charter of the City of Shawnee, Oklahoma, Article XVI, Section 1, to clarify the rules regarding conflict of interest policy for Commissioners and City employees or officers to comport with state law; repealing the Charter of the City of Shawnee, Oklahoma, Article IX, Section 1 which pertains to Shawnee Twin Lakes regulations which already exist within City ordinances and resolutions; amending the Charter of the City of Shawnee, Oklahoma, Article XII, Section 6(B) clarifying the Cemetery Perpetual Care Fund shall follow all applicable state law; and also providing for severability, codification, and repealer.

6. Consider and take action with respect to a resolution authorizing the calling and holding of a special election in the City of Shawnee, State of Oklahoma (the "City"), on the 13th day of June, 2023, for the purpose of submitting to the registered qualified electors of said City the questions of approval or rejection of an ordinance of the City relating to City charter amendments, as more specifically set out in an ordinance of said City; and containing other provisions related thereto.
7. Consideration of a resolution updating the City Fee Schedule by: (1) setting the water rates for residential and commercial use, both inside and outside the city limits, pursuant to Subsections (a) and (b), Section 26-26, Article II, Chapter 26 of the City Code; and (2) setting the sanitary sewer rates for residential and commercial use, both inside and outside the city limits, pursuant to Subsections (b) and (c), Section 26-27, Article II, Chapter 26 of the Code of the City of Shawnee; and amend residential deposit rates in Section 26-132(a), Article III, Division 2, Subdivision II of Chapter 26 of the City Code.
8. Consideration of a resolution updating the City Fee Schedule by setting the monthly rates and fees for solid waste services pursuant to Subsections (a), Section 23-38, Article II, Chapter 23 of the City Code; and providing for the re-adoption of the City Fee Schedule in whole.
9. Public hearing and consideration of an ordinance to detach the following described property from the City of Shawnee located within Pottawatomie County, State of Oklahoma, to-wit: Tract A beginning at the southwest corner (SW/C of the NE/4) of said Section 20; Thence N89°38'02"E a distance of 991.85 feet; Thence N00°55'45"W a distance of 660.00 feet; Thence N89°38'00"E a distance of 1650.41 feet; Thence N00°44'54"W a distance of 100.00 feet; Thence S89°38'00"W a distance of 1366.00 feet; Thence N00°44'54"W a distance of 558.83 feet; Thence S89°41 '47"W a distance of

1271.74 feet; Thence S00°38'31"E a distance of 1320.19 feet to the Point of Beginning; and Tract B beginning at the southeast corner (SE/C) of said NE/4; Thence N00°44'54"W a distance of 760.00 feet to the Point of Beginning; Thence S89°38'00"W a distance of 1366.00 feet; Thence N00°44'54"W a distance of 558.83 feet; Thence N89°41 '47"E a distance of 619.02 feet; Thence S00°44'54"E a distance of 508.15 feet; Thence N89°38'00"E a distance of 696.98 feet; Thence N00°44'54"W a distance of 180.00 feet; Thence N89°38'00"E a distance of 50.00 feet; Thence S00°44'54"E a distance of 230.00 feet to the Point of Beginning and Tract C Beginning at the Southeast Comer (SE/C) of said NE/4; Thence N00°44'54"W a distance of 990.00 feet to the Point of Beginning; Thence S89°38'00"W a distance of 50.00 feet; Thence S00°44'54"E a distance of 180.00 feet; Thence S89°38'00"W a distance of 696.98 feet; Thence N00°44'54"W a distance of 508.15 feet; Thence N89°41 '47"E a distance of 746.99 feet; Thence S00°44'54"E a distance of 327.33 feet to the Point of Beginning. Applicant: George Martin Knox, Cerina Stiles, Louis H. Cox and Emily J. Cox

10. Public hearing and consideration of an ordinance to rezone property located at 1320 North Harrison Avenue from C-1 (Neighborhood Commercial District) to C-3 (Automotive Commercial District). Case No. RZ04-23, Applicant: Nathan Ferguson.
11. Public hearing and consideration of an ordinance to rezone property located at 731 North Kickapoo Avenue from R-3 (Multifamily Residential District) to C-1 (Neighborhood Commercial District). Case No. RZ03-23, Applicant: Hayden Stanfield.
12. Public hearing and consideration of an ordinance to rezone property located at 602 North Harrison Avenue from C-1 (Neighborhood Commercial District) to C-3 (Automotive Commercial District). Case No. RZ05-23, Applicant: Joel Villalobos.
13. Consideration of a Final Plat for Heritage Plains, Phase 1, on approximately 24.9 acres, located north of Westech Road on the west side of North Kickapoo Avenue. Case No. FPL02-23, Applicant: John Woods.
14. Consideration of a Task Order in accordance with the agreement between the City of Shawnee and Cowan Group Engineering, LLC for Water System Improvements in Thompson Heights Addition.

15. Consideration of a Task Order in accordance with the agreement between the City of Shawnee and Cowan Group Engineering, LLC for Sewer System Improvements.
16. Consideration of a Task Order in accordance with the agreement between the City of Shawnee and Freese and Nichols, Inc. for Water System Improvements along Alice Street, Fay Street, Edwards Street & Pesotum Street.
17. Consideration of a Sales Tax Rebate Agreement between the City of Shawnee and Brady's Properties.
18. Consideration of a resolution adopting the High-Hazard Potential Dam Amendment to the Pottawatomie County Hazard Mitigation plan for the City of Shawnee.
19. Consideration of a resolution renewing Ordinance Number 1396NS the “Nine-One-One Emergency Number Ordinance” for the period of April 6, 2023 to April 5, 2026.
20. Consideration of a resolution setting the 9-1-1 Emergency Tax Rate.
21. Consider Bid(s):
 - a. Highland Street Sidewalk Improvements (Open)
22. Acknowledge Monthly Sales Tax Report.
23. Administrative Report(s):
 - a. 2023 Homeless Point-in-Time Count - Rian Harkins, Community Development Director
 - b. Progress Update on the Unified Development Code - Rian Harkins, Community Development Director
24. New Business (Any matter not known or which could not have been reasonably foreseen prior to the posting of the agenda.)
25. Commissioners Comments

26. Adjournment

Respectfully submitted,

Lisa Lasyone, 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)