



CITY OF MIDWEST CITY MEETINGS  
FOR SEPTEMBER 27, 2022

Meetings will be streamed live on the City of Midwest City's (MWC) YouTube channel: [bit.ly/CityofMidwestCity](https://bit.ly/CityofMidwestCity). Due to temporary relocation of the Chamber, this service is not available.

The recorded video will be available on MWC's YouTube channel: [bit.ly/CityofMidwestCity](https://bit.ly/CityofMidwestCity) and MWC's website: [www.midwestcityok.org](http://www.midwestcityok.org) within 48 hours. The meeting minutes and video can be found on MWC's website in the Agenda Center: <https://www.midwestcityok.org/meetings>.

To make a special assistance request, call 739-1220 or email [tanderson@midwestcityok.org](mailto:tanderson@midwestcityok.org) no less than 24 hours prior to the start of a meeting. If special assistance is needed during a meeting, call 739-1388.

MWC continues to take steps to follow federal, state and local guidelines regarding social distancing and crowd size. Thank you for helping us keep our community safe.



**CITY COUNCIL AGENDA**

Midwest City Municipal Court, 100 N. Midwest Boulevard

September 27, 2022 – 6:00 PM

Presiding members: Mayor Matthew Dukes

Ward 1 Susan Eads

Ward 2 Pat Byrne

Ward 3 Megan Bain

Ward 4 Sean Reed

Ward 5 Sara Bana

Ward 6 Rick Favors

City Staff:

City Manager Tim Lyon

City Clerk Sara Hancock

City Attorney Don Maisch

A. CALL TO ORDER.

B. OPENING BUSINESS.

- Invocation by Assistant City Manager Vaughn Sullivan
- Pledge of Allegiance by Carl Albert High School ROTC Cadets
- Community-related announcements and comments - Announcement by Public Works Director, Paul Streets regarding Republic Services' "Super Recycler Program"
- Mayoral Proclamations: Fire Prevention Week

- C. CONSENT AGENDA. These items are placed on the Consent Agenda so the Council, by unanimous consent, can approve routine agenda items by one motion. If any Council member requests to discuss an item(s) or if unanimous consent is not received, then the item or items will be removed and heard in regular order.
1. Discussion and consideration for adoption, including any possible amendment of the August 23, 2022 meeting minutes. (City Clerk - S. Hancock)
  2. Discussion and consideration for adoption, including any possible amendment, of the City Manager's Report for the month of August 2022. (Finance - T. Cromar)
  3. Discussion and consideration for adoption, including any possible amendment of supplemental budget adjustments to the following funds for FY 2022-2023, increase: Grants/Housing Activities Fund, expenditures/Housing (37) \$20,000. Grants Fund, revenue/Intergovernmental (21) \$474; expenditures/Transfers Out (21) \$474. General Fund, revenue/Transfers In (00) \$474. Grants Fund, revenue/Intergovernmental (62) \$19,781; expenditures/Police (62) \$19,781. Grants Fund, revenue/Intergovernmental (88) \$10,550; expenditures/Transfers Out (88) \$10,550. Disaster Relief Fund, revenue/Transfers In (88) \$10,550. 2018 Election G.O. Bond Fund, expenditures/ 29<sup>th</sup> Street (92) \$30,000. Animals Best Friend Fund, expenditures/Animal Welfare (10) \$40,000. Decrease, General Fund, expenditures/Animal Welfare (10) \$40,000. Increase, Capital Improvements Fund, expenditures/Capital Improvements (57) \$24,800. (Finance - T. Cromar)
  4. Discussion and consideration of adopting, including any possible amendment, the monthly report on the City of Midwest City Employees' Health Benefits Plan by the City Manager and action as deemed necessary by the Council to maintain the plan. (Human Resources - T. Bradley)
  5. Discussion and consideration, including any possible amendment, to approve Change Order No. 1 with Shiloh Enterprises, Inc. for tree burning at the site of the Police and Fire Training Facility which increases the contract sum by \$20,437.47 with no additional days. (Fire - B. Norton)
  6. Discussion and consideration for adoption, including any possible amendment of 1) approving and entering into the 2023 Oklahoma Highway Safety Office Grant with the U.S. Department of Transportation Office to establish the terms and conditions under which the City will receive a law enforcement grant in the amount of \$50,828.00; and 2) authorizing the mayor and/or city manager to execute such documents and enter into such agreements as are necessary or appropriate to carry out the objectives of the grant. (Police - S. Porter)
  7. Discussion and consideration of adoption, including any possible amendment of acceptance of maintenance bonds from Rudy Construction Co. in the amount of \$125,246.00 for the Library Sidewalk Project. (Engineering & Construction Services - B. Bundy)

8. Discussion and consideration of, including any possible amendment, accepting a Grant of Permanent Easement for Waterline purposes from Casey's Marketing Company, across a certain parcel of land located within the corporate boundaries of Midwest City, in the Northwest Quarter (NW/4) of Section Six (6), Township Eleven (11) North, Range One (1) West of the Indian Meridian, Oklahoma County, Oklahoma. Approximate address of parcel providing easement is 10012 E Reno Avenue. (Engineering & Construction Services - B. Bundy)
9. Discussion and consideration of, including any possible amendment, accepting a Grant of Permanent Easement for Sidewalk purposes from Casey's Marketing Company, across a certain parcel of land located within the corporate boundaries of Midwest City, in the Northwest Quarter (NW/4) of Section Six (6), Township Eleven (11) North, Range One (1) West of the Indian Meridian, Oklahoma County, Oklahoma. Approximate address of parcel providing easement is 10012 E Reno Avenue. (Engineering & Construction Services - B. Bundy)
10. Discussion and consideration for adoption, including any possible amendment of Change Order #9 amending the contract with Shiloh Enterprises, Inc. to construct the WP Bill Atkinson Park in an increase of \$8,003.35 and add 8 days of time. (Engineering & Construction Services - B. Bundy)
11. Discussion and consideration, including any amendment thereto, of approving a federal aid programming resolution for inclusion into the Transportation Improvement Plan for a project to restripe various locations throughout the City. (Engineering & Construction Services - B. Bundy)
12. Discussion and consideration, including any amendment thereto, of approving a federal aid programming resolution for inclusion into the Transportation Improvement Plan for a project to construct sidewalk in four locations in the City. (Engineering & Construction Services - B. Bundy)
13. Discussion and consideration, including any amendment thereto, of approving a federal aid programming resolution for inclusion into the Transportation Improvement Plan for a project to resurface SE 29<sup>th</sup> Street from I-40 to Midwest Boulevard. (Engineering & Construction Services - B. Bundy)
14. Discussion and consideration, including any amendment thereto, of approving a federal aid programming resolution for inclusion into the Transportation Improvement Plan for a project to resurface Post Road from Reno Avenue to NE 10<sup>th</sup> Street. (Engineering & Construction Services - B. Bundy)
15. Discussion and consideration, including any amendment thereto, of approving a federal aid programming resolution to make eligible an application for the Transportation Alternative Program, a federal funding program, to design and construct an extension of the Bomber Rail Trail from Quinlan Park northwesterly to Sooner Road. (Engineering & Construction Services - B. Bundy)

16. Discussion and consideration including any possible amendment of, declaring numerous Bomb Squad equipment items as surplus and authorizing disposal by destruction. (Police - S. Porter)
17. Discussion and consideration including any possible amendment of, declaring (1) 2014 Chevrolet Caprice Vin# 2381, and its contents, as surplus and authorizing disposal by public auction, sealed bid or other means necessary. (Police - S. Porter)
18. Discussion and consideration including any possible amendment of, declaring (1) Mystaire Isola PRO Filtered Work Station and (1) SIRCHIE VAC200 Fuming Chamber as surplus and authorizing disposal by public auction, sealed bid or other means necessary. (Police - S. Porter)
19. Discussion and consideration including any possible amendment of, declaring (2) Livescan machines as surplus, this equipment is now obsolete and authorizing disposal by destruction due to the sensitive nature of this equipment. (Police - S. Porter)
20. Discussion and consideration including any possible amendment of, declaring (1) 2013 BMW Motorcycle Vin# 2642, as surplus and authorizing disposal by public auction, sealed bid or other means necessary. (Police - S. Porter)
21. Discussion and consideration for adoption, including any possible amendment of, declaring various obsolete computer equipment and other miscellaneous items of city property on the attached list as surplus and authorizing their disposal by public auction, sealed bid or other means as necessary. (Information Technology - A. Stephenson)
22. Discussion and consideration, including any possible amendment of declaring various items of City property as surplus property and authorizing their disposal through sealed bid, public auction, or by other means as necessary. (Engineering & Construction Services - B. Bundy)

D. DISCUSSION ITEMS.

1. (PC-2123) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance to redistrict from A-1, Agricultural with a Special Use Permit for an Oil/Gas Well to a PUD, Planned Unit Development, governed by I-2, Moderate Industrial District for the property described as being Part of the NW/4 of Section 22, Township 12 North, Range 2 West of the Indian Meridian, also addressed as 7210 NE 36th Street, Midwest City, OK. (Community Development - B. Harless)
2. (PC – 2120) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance to redistrict from R-6, Single Family Residential to PUD, Planned Unit Development, an overlay governed by the R-6, Single Family Residential for the property described as a part of the SW/4 of Section 25, T-12-N, R-2-W, located at 1612 & 1624 N. Douglas Avenue. No Action Needed. (Community Development - B. Harless)

3. (PC – 2121) Public hearing with discussion and consideration, including any possible amendment of approving a resolution for a Special Use Permit to allow the use of Drinking Establishment: Sit-Down, Alcoholic Beverages and Low-Point Beer Permitted in the C-3, Community Commercial district, for the property described as a Lot within the Atkinson Park Addition, described as a part of the NW/4 of Section 2, T11N, R2W located at 140D S. Midwest Blvd, Midwest City, Midwest City, OK. (Community Development – B. Harless)
4. (PC-2122) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance to redistrict from R-6, Single Family Detached Residential, to C-2, Planned Shopping Center District for the unplatted property described as the South Half (S/2) of the East Half (E/2) of the Southwest Quarter (SW/4) of the Southeast Quarter (SE/4) of Section One, Township Eleven, North, Range Two (2) West of the I.M., Oklahoma County, Oklahoma addressed as 9809 S.E. 15th Street. (Community Development - B. Harless)
5. (PC-2124) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance to redistrict from : PUD, Planned Unit Development, governed by the R-MD, Medium Density Residential District, to C-3; Community Commercial District for the property described as a track of land being a part of the Southwest Quarter (SW/4) of Section 34, Township 12 North, Range 2 West of the Indian meridian, Oklahoma County, Oklahoma, also addressed as 7121 E. Reno Avenue. (Community Development - B. Harless)
6. (PC- 2125) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance to redistrict from PUD, Planned Unit Development, to R-HD, High Density Residential District, R-MD, Residential Medium Density, & C-4, General Commercial District. For the property described as a track of land being a part of the North-West Quarter (NW/4) of Section 8, Township 11 North, Range 1 West of the Indian Meridian, Oklahoma County, Oklahoma, also addressed 11000 S.E. 15th Street. (Community Development - B. Harless)
7. (PC-2126) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance to redistrict an unplatted property from R-6, Single Family Detached Residential, to C-3, Community Commercial District for the property described as a track of land being a part of the Northeast Quarter (NW/4) of Section 26, Township 12 North, Range 2 West of the Indian meridian, Oklahoma County, Oklahoma, also addressed 1905 & 1919 N. Douglas Boulevard. No Action Needed. (Community Development - B. Harless)
8. (MP-15) Discussion and consideration, including any possible amendment, of the approval of a Minor Plat in the Aviation Acres Addition located in the NW/4 of Section 9, T-11-N, R-2-W of the Indian Meridian, Oklahoma County, Oklahoma, Located at 5800 Tinker Diagonal. (Community Development – B. Harless)
9. (MP- 16) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance of a minor replat located at 808 N. Poplar. No Action Needed. (Community Development - B. Harless)

10. Discussion and consideration of acceptance, including any amendment to 1) an agreement with the U.S. Department of the Army, Tulsa District Office, in the amount of \$5,000,000 for design and construction assistance for Midwest City Water Infrastructure Improvements and 2) authorization of the Mayor and City Manager to enter into the necessary contracts and certifications to implement said program. (Grants Management - T. Craft)
11. Discussion and consideration for entering into and approving, including any possible amendment of accepting a Memorandum of Understanding with the City of Choctaw for a potential future federal aid project to reconstruct the drainage on SE 15<sup>th</sup> Street at the Choctaw Creek Tributary 4 East Branch (just west of Hiwassee Road). (Engineering & Construction Services - B. Bundy)
12. Discussion and consideration for adoption, including any amendments, of a request by Sara Bana, Ward 5, City Council Person for a Special Audit of the books, records and contracts of the City of Midwest City to be conducted by the Oklahoma State Auditor and Inspector's Office. (S. Bana – Ward 5, Councilmember)
13. Discussion and consideration for adoption, including any amendments, of a request by Sara Bana, Ward 5, City Council Person for a letter to be sent to the United States Department of Justice, Office of Civil Rights concerning the conditions at the Oklahoma County Jail. (S. Bana – Ward 5, Councilmember)
14. Discussion and consideration for adoption, including any amendments, of a request by Sara Bana, Ward 5, City Council Person for the City of Midwest City to seek a contract for an alternate site for individuals arrested in Midwest City on felony or other state charges to be detained, to replace the current site, the Oklahoma County Jail. (S. Bana – Ward 5, Councilmember)
15. Discussion and consideration for adoption, including any amendments, of a presentation by Pat Byrne, Vice-Mayor and Ward 2 City Council Person concerning allegations made by Ward 5 Council Person, Sara Bana. (P. Byrne – Vice-Mayor, Ward 2, Councilmember)
16. Discussion and consideration for adoption, including any amendments: (1) a ten year renewal of the Interlocal Agreement between Oklahoma County, City of Oklahoma City, City of Edmond, OK and the City of Midwest City for the creation of the Oklahoma County Criminal Justice Advisory Council (CJAC); (2) amending and extending for one additional year, the Professional Services Agreement (4<sup>th</sup> Amendment) between the City of Midwest City and CJAC; (3) supplemental budget adjustment to the general government sales tax fund (009) in the amount of \$10,800.00 for FY 2022-2023 to cover the cost of the Professional Services Agreement. (City Attorney - D. Maisch)
17. Discussion and consideration for adoption, including any amendments, to recommend to the Board of County Commissioners for Oklahoma County the name of Dr. Rick Cobb as the representative of the City of Midwest City to the site location and construction oversight committee for the new County Jail. (City Manager - T. Lyon)

- E. NEW BUSINESS/PUBLIC DISCUSSION. In accordance with State Statute Title 25 Section 311. Public bodies - Notice. A-9, the purpose of the "New Business" section is for action to be taken at any Council/Authority/Commission meeting for any matter not known about or which could not have been reasonably foreseen 24 hours prior to the public meeting. The purpose of the "Public Discussion" section of the Agenda is for members of the public to speak to the Council on any Subject not scheduled on the Regular Agenda. The Council shall make no decision or take any action, except to direct the City Manager to take action, or to schedule the matter for discussion at a later date. Pursuant to the Oklahoma Open Meeting Act, the Council will not engage in any discussion on the matter until that matter has been placed on an agenda for discussion. **THOSE ADDRESSING THE COUNCIL ARE REQUESTED TO STATE THEIR NAME AND ADDRESS PRIOR TO SPEAKING TO THE COUNCIL.**
- F. EXECUTIVE SESSION.
1. Discussion and consideration of 1) entering into executive session, as allowed under Title 25 Section 307 (B)(4) to discuss confidential communications between a public body and its attorney concerning a pending investigation, claim, or action if the public body with the advice of its attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest; and 2) authorizing the City Manager to take action as appropriate based on discussion. (City Manager - T. Lyon)
- G. FURTHER INFORMATION.
1. Monthly Residential and Commercial Building report for August 2022 Building Report (Engineering & Construction Services—B. Bundy)
  2. Review of the April 7th, 2022 Board of Adjustment Meeting Minutes. (Community Development- B. Harless)
  3. Review of the August 11th, 2022 Planning Commission Meeting Minutes. (Community Development - B. Harless)
- H. ADJOURNMENT.



CONSENT AGENDA





Notice for the Midwest City Council meetings was filed for the calendar year with the City Clerk of Midwest City. Public notice of this agenda was accessible at least 24 hours before this meeting at City Hall and on the Midwest City website (www.midwestcityok.org).

## Midwest City Council Minutes

August 23, 2022

This meeting was held in the Midwest City Court Room at City Hall, 100 N Midwest Blvd, Midwest City, County of Oklahoma, State of Oklahoma.

Mayor Matt Dukes called the meeting to order at 6:02 PM with following members present:

Ward 1 Susan Eads	Ward 4 Sean Reed	City Manager Tim Lyon
Ward 2 Pat Byrne		City Clerk Sara Hancock
Ward 3 Megan Bain	Ward 6 Rick Favors	City Attorney Don Maisch

Absent: Ward 5 Sara Bana

OPENING BUSINESS. The Invocation was led by Assistant City Manager Vaughn Sullivan. Pledge of Allegiance was led by Carl Albert Cadets Knight and Roden. Staff and Council made community-related announcements and comments.

CONSENT AGENDA. Reed made a motion to approve the consent agenda, seconded by Byrne. Voting Aye: Eads, Byrne, Bain, Reed, Favors and Dues. Nay: none. Absent: Bana. Motion Carried.

1. Discussion and consideration for adoption, including any possible amendment of the June 28, 2022 special meeting minutes.
2. Discussion and consideration for adoption, including any possible amendment of the July 14, 2022 special meeting minutes.
3. Discussion and consideration for adoption, including any possible amendments, of the July 26, 2022 meeting minutes.
4. Discussion and consideration for adoption, including any possible amendment, of the City Manager's Report for the month of July 2022.
5. Discussion and consideration for adoption, including any possible amendment of supplemental budget adjustments to the following funds for FY 2022-2023, increase: General Gov't Sales Tax Fund, exhds./City Manager (01) \$1,583. General Fund, exhds./City Clerk (02) \$247; exhds./Personnel (03) \$387; exhds./ City Attorney (04) \$148; exhds./Community Development (05) \$666; exhds./Finance (08) \$396; exhds./Neighborhood Services (15) \$151; exhds./I.T. (16) \$495; exhds./Communications (20) \$305; exhds./Engineering & Const. Svcs. (24) \$446. Fire Fund, exhds. (64) \$552. CVB Fund, exhds./Economic (87) \$389. Public Works Fund, exhds. /Public Works (30) \$824. CDBG Fund, exhds./Grants Management (39) \$486. Risk Fund, exhds./Risk Insurance (29) \$185. Disaster Relief Fund, exhds./Disaster Relief (88) \$452. Grants/Housing Activities Fund, revenue/Intergovernmental (37) \$40,000; exhds./Housing (37) \$40,000. Reimbursed Projects Fund, revenue/ Intergovernmental (05) \$24,000; exhds./Community Development (05) \$3,273; exhds./Neighborhood Services (15) \$360; exhds./Housing (37) \$90,000; revenue/Intergovernmental (39) \$1,749,648; exhds./Grants Management (39) \$1,563,784;

exhds./Economic (87) \$135,772. Grants Fund, revenue/ Intergovernmental (21) \$181,093; exhds./Transfers Out (21) \$15,000; revenue/ Intergovernmental (57) \$500,000; revenue/Intergovernmental (62) \$62,886; revenue/ Transfers In (62) \$2,099; exhds. /Police (62) \$52,093; revenue/ Intergovernmental (64) \$2,475; exhds./Fire (64) \$1,077; exhds./Transfers Out (64) \$13,311. Fire Fund, revenue/Transfers In (64) \$13,311. General Gov't Sales Tax Fund, exhds./City Manager (01) \$37,140. General Fund, exhds./City Clerk (02) \$5,984; exhds./Personnel (03) \$25,694; exhds./City Attorney (04) \$2,897; exhds./Community Development (05) \$29,051; exhds./Park & Recreation (06) \$9,584; exhds./Finance (08) \$37,895; exhds./Street (09) \$86,060; exhds./Animal Welfare (10) \$24,862; exhds./Court (12) \$21,767; exhds./Neighborhood Services (15) \$57,843; exhds./I.T. (16) \$45,664; exhds./Emergency Operations (18) \$58,794; exhds./Swimming Pool (19) \$2,040; exhds./Communications (20) \$12,120; exhds./Engineering & Const. Svcs. (24) \$55,777; exhds./Senior Center (55) \$9,024. Technology Fund, exhds./General Gov't (14) \$1,825. Police Fund, exhds./Police (62) \$701,639. Juvenile Fund, exhds./Court (12) \$4,928. Impound Fees Fund, exhds. (62) \$928. Fire Fund, exhds./Fire (64) \$594,327. Welcome Center Fund, exhds./Tourism (74) \$4,031. CVB Fund, exhds./Economic (87) \$7,545. Emergency Operations Fund, exhds./Emergency Operations (21) \$24,536. Public Works Fund, exhds./Public Works (30) \$56,967. Fleet Fund, exhds./Fleet (25) \$52,495. Surplus Fund, exhds./Surplus Property (26) \$1,995. Park & Recreation Fund, exhds./Park & Recreation (06) \$2,477. CDBG Fund, exhds./Grants Management (39) \$20,599. Risk Fund, exhds./Risk \$11,176. Disaster Relief Fund, exhds./Neighborhood Services (15) \$7,910. 2018 Election G.O. Bonds Fund, exhds./29th Street (92) \$10,425. CDBG Fund, exhds./Grants Management (39) \$238,495. Decreases: General Fund, exhds./Street (09) \$173,059.

6. Discussion and consideration for adoption, including any possible amendment of supplemental budget adjustments to the following funds for FY 2022-2023, increase: General Gov't Sales Tax Fund, exhds./City Manager (01) \$35,096; exhds./ Personnel (03) \$30,000; exhds./Community Development (05) \$1,052,945; exhds./Park & Rec (06) \$18,758; exhds./Street (09) \$171,158; exhds./Animal Welfare (10) \$3,925; exhds./ Municipal Court (12) \$590; exhds./General Gov't (14) \$70,150; exhds./Neighborhood Svcs. (15) \$18,413; exhds./I.T. (16) \$193,056; exhds./Swimming Pools (19) \$21,874; exhds./Senior Center (55) \$87,248. Capital Outlay Reserve Fund, exhds./ General Gov't (14) \$382,877. Street & Alley Fund, exhds./Street (09) \$360,191. Technology Fund, exhds./General Gov't (14) \$66,408. Reimbursed Projects Fund, exhds./Community Development (05) \$16,558; exhds./Park & Recreation (06) \$61,090; exhds./Animal Welfare (10) \$345; exhds./ General Gov't (14) \$8,602; exhds./Neighborhood Services (15) \$41,500; exhds./MWC Parks (23) \$57,416; exhds./MWC Fire Department (64) \$1,764. Police Capitalization Fund, exhds./Police Department (62) \$280,560. Juvenile Fund, exhds./Municipal Court (12) \$600. Police Impound Fees Fund, exhds./Police Department (62) \$2,098. Fire Capitalization Fund, exhds./ Fire Department (64) \$468,459. Dedicated Tax 2012 Fund, exhds./Park & Rec (06) \$13,558; exhds./Street (09) \$172,932; exhds./Parks (23) \$675,789; exhds./Streets (66) \$7,500; exhds./Economic (87) \$73,452. Public Works Fund, exhds./Public Works (30) \$174,689. Fleet Fund, exhds./Fleet (25) \$247,419. Surplus Property Fund, exhds./Surplus Property (26) \$3,375. Activity Fund, exhds./Recreation (78) \$4,812. Park & Recreation Fund, exhds./ Park & Rec (06) \$1,064,821. CDBG Fund, exhds./Grants Management (39) \$1,500. Grant Fund, exhds./Capital Improvements (57) \$150,000. Capital Improvements Fund, exhds./Capital Improvements (57) \$1,173,799. Downtown Redevelopment Fund, exhds./29th Street (92) \$561,088. Animals Best Friend Fund, exhds./Animal Welfare (10) \$15,796. 2002 G.O. Street Bond Fund, exhds./Street Bond (69) \$77,499. 2018 Election GO Bonds Fund, exhds. /Park & Rec (06) \$651,381; exhds./Street (09) \$4,201,214; exhds./Animal Welfare (10) \$8,693;

exhds./General Gov't (14) \$1,619,803; exhds./Fire (64) \$5,235; exhds./29th Street (92) \$96,947. 2018 Election GO Bonds – Proprietary Fund, exhds./JC Regional Golf (47) \$3,235. 2022 Issue G.O. Bond Fund, exhds./MWC Fire Department (64) \$5,549,460. Emergency Oper. Fund, revenue/Transfers In (00) \$15,000; exhds./Emergency Oper. Fund (21) \$23,349.

7. Discussion and consideration for adoption, including any possible amendment, of Resolution 2022-18 to renew the Sales Tax Agreement required by the Capital Improvement Revenue Bonds, Series 2011A and Capital Improvement Refunding Revenue Bonds, Series 2019 for FY 2022-2023.
8. Discussion and consideration for adoption, including any possible amendment, of Resolution 2022-22 to renew the Projects Agreement required by the Tax Apportionment Refunding Bonds Taxable Series 2018 for FY 2022-2023.
9. Discussion and consideration of adopting, including any possible amendment, the monthly report on the City of Midwest City Employees' Health Benefits Plan by the City Manager and action as deemed necessary by the Council to maintain the plan.
10. Discussion and consideration for adoption, including any possible amendment of change order #02 amending the contract with Downey Contracting, LLC to construct the Midwest City Council Chambers COVID and ADA retrofit in an increase of \$1,901.15 and 30 additional days.
11. Discussion and consideration for adoption, including any possible amendment of, the solutions agreement with Superior, LLC, also known as CentralSquare, in the amount of \$103,334.09 for year five of hosted NaviLine Public Administration services for FY 22-23.
12. Discussion and consideration for adoption, including any possible amendment of change order #1 amending the contract with Rudy Construction Co. to construct the Library Sidewalk Project in an increase of \$16,220 and add 21 days of time.
13. Discussion and consideration, including any amendment thereto, of approving Change Order #02 with the Oklahoma Department of Transportation for TAP- 255D(330)AG/SRS-255E, State Job Number 31437(04), Palmer Loop Trail for \$10,906.66.
14. Discussion and consideration for adoption, including any possible amendment of change order #8 amending the contract with Shiloh Enterprises, Inc. to construct the WP Bill Atkinson Park in an increase of \$10,244.30 and add 42 days of time.
15. Discussion and consideration, including any amendment thereto, of (1) Re-appointing Marcus Hays and Kim Morphis; and (2) appointing Scott Young to two-year terms for the City of Midwest City Traffic and Safety Commission.
16. Discussion and consideration, including any possible amendment, of approving the Planning Commission's recommendation to appoint Rick Dawkins to the Trails Advisory Committee to fill the vacancy from the Planning Commission Seat.
17. Discussion and consideration for adoption, including any possible amendment of, declaring various obsolete computer equipment and other miscellaneous items of city property on the attached list as surplus and authorizing their disposal by public auction, sealed bid or other means as necessary.

18. Discussion and consideration for adoption, including any possible amendment of declaring the following items from Street Department as surplus and authorizing their disposal by sealed bid, public auction or by other means as necessary.

#### DISCUSSION ITEMS.

1. **Public Hearing, discussion, consideration and to provide information and answer questions, pursuant to Title 62, Section 859 of the Oklahoma Statutes regarding the establishment of “Increment District Number Three, City of Midwest City, Oklahoma” in consideration of MTG Property Holdings, LLC and Centrillum Proteins, LLC request for development financing assistance in constructing a ± 55,000 square foot food processing plant near 7210 NE 36th Street; and in consideration of Global Turbine Systems request for economic development finance assistance to develop a maintenance, repair and jet turbine overhaul facility near 7450 NE 23rd Street.** R. Coleman and Dan McMahan addressed the Council. No action needed.
2. **Discussion, consideration and possible action to approve and/or amend an ordinance approving and adopting that a certain “Project Plan Relating to Increment District Number Three, City of Midwest City, Oklahoma (“North Side Increment District”);” ratifying and confirming actions, recommendations and findings of the Midwest City Local Development Act Review Committee; establishing “Increment District Number Three, City of Midwest City, Oklahoma”; designating and adopting the Project Area and Increment District boundaries; adopting certain findings; apportioning incremental ad valorem, sales and use tax revenues; creating the North Side Increment District Apportionment Fund; designating the Midwest City Economic Development Authority (the “Authority”) as the public entity to carry out and administer the Project Plan and authorizing the Authority to make minor plan amendments; authorizing the Authority to issue Tax Apportionment bonds or notes; designating the City Manager/General Manager of the Authority as the person in charge of the administration of the Project Plan; providing for severability; and containing other provisions relating thereto; declaring an emergency; and containing other provisions relating thereto.** D. McMahan addressed the Council to address final edits of the ordinance being passed. Edits are to remove the Emergency Clause and removal of last sentence in Section 7 (All Ad Valorem Increment Revenues so collected shall be placed into separate accounts created within the Apportionment Fund and pledged as security for the payment of the Series 2017 Notes). Eads made a motion to approve Ordinance 3488 as amended, seconded by Reed. Voting Aye: Eads, Byrne, Bain, Reed, Favors and Dukes. Nay: none. Absent: Bana. Motion carried.
3. **Discussion and consideration for approval, including any possible amendment, of: (1) a resolution declaring certain property located on the Northwest Corner of N. Air Depot Boulevard and Reno (portions of the former Heritage Park Mall [and other adjacent property]) as blighted; (2) accepting the blight report; and (3) requesting that the Midwest City Urban Renewal Authority to adopt an Urban Renewal Plan for the area, all in accordance with Title 11 of the Oklahoma Statutes, Section 38-101 *et seq.*** D. Maisch and Phil Sewell of 3305 N Glenoaks Dr. addressed the Council. After Staff and Council discussion, Reed made a motion to approve Resolution 2022-23, seconded by Byrne. Voting Aye: Eads, Byrne, Bain, Reed, Favors and Dukes. Nay: none. Absent: Bana. Motion carried.

4. **(PC – 2117) Public hearing with discussion and consideration for adoption, including any possible amendment of, an ordinance to redistrict from R-6, Single Family Residential, C-1, Restricted Commercial, O-1, Restricted Office District, and C-3, Community Commercial District, to PUD, Planned Unit Development, governed by the C-3, Community Commercial district as well as MIX, Mixed Use Overlay for the property described as a part of the SW/4 of Section 12, T-11-N, R-2-W, located at 7430 SE 15th Street.** B. Harless addressed the Council. After Staff and Council discussion, Eads made a motion to approve Ordinance 3489 including staff comments concerning fencing being placed if touching a residence and green space for residents pets, seconded by Byrne. Voting Aye: Eads, Byrne, Bain, Reed, Favors and Dukes. Nay: none. Absent: Bana. Motion carried.
5. **(PC – 2118) Discussion and consideration for adoption, including any possible amendment of the proposed preliminary plat of Glenhaven described as a part of the SW/4 of Section 34, T12N, R2W, addressed as 2905 N. Glenhaven.** B. Harless and P. Smith of 315 E. Ridgewood Dr. and Mark Grubbs applicants representative addressed the Council. After Staff and Council discussion, Eads made a motion to approve the plat with the limitation of 76 units as stated per development, seconded by Reed. Voting Aye: Eads, Byrne, Bain, Reed, Favors and Dukes. Nay: none. Absent: Bana. Motion carried.
6. **(PC – 2119) Discussion and consideration for approval, including any possible amendments, of the proposed final plat of Primrose Hill, described as a part of the SW/4 of Section 31, T12N, R1W, located at 316 N. Post Road.** B. Harless and B. Bundy addressed the council. After Staff and Council discussion, Eads made a motion to approve, seconded by Reed. Voting Aye: Eads, Byrne, Bain, Reed, Favors and Dukes. Nay: none. Absent: Bana. Motion carried.
7. **(PC – 2120) Public hearing with discussion and consideration for adoption, including any possible amendment, of an ordinance to redistrict from R-6, Single Family Residential to PUD, Planned Unit Development, an overlay governed by the R-6, Single Family Residential for the property described as a part of the SW/4 of Section 25, T-12-N, R-2-W, located at 1612 & 1624 N. Douglas Avenue.** No Action Needed.
8. **Public hearing with discussion and consideration, including any amendments, of passing a resolution declaring the structure(s) located at 2024 Saint Mark a dilapidated building(s) as defined in MCO 9-2 and abatement accordingly to the Municipal Code and setting dates to demolish and remove the structure(s) from the site.** M. Stroh, T. Lyon, R. Rushing addressed the council. After Staff and Council discussion, Eads made a motion to approve Resolution 2022-24, seconded by Reed. Voting Aye: Eads, Byrne, Bain, Reed, Favors and Dukes. Nay: none. Absent: Bana. Motion carried.
9. **Public hearing with discussion and consideration, including any amendments, of passing a resolution declaring the structure(s) located at 2201 St Luke Ave a dilapidated building(s) as defined in MCO 9-2 and abatement accordingly to the Municipal Code and setting dates to demolish and remove the structure(s) from the site.** M. Stroh, and T. Lyon addressed the council. After Staff and Council discussion, Eads made a motion to approve Resolution 2022-25, seconded by Reed. Voting Aye: Eads, Byrne, Bain, Reed, Favors and Dukes. Nay: none. Absent: Bana. Motion carried.

10. **Public hearing, presentation, discussion and consideration, including any possible amendments, of a resolution adopting the proposed amendments and adoption of an ordinance amending the Midwest City Code at Chapter 14, Elections; Section 14-1, Wards created; boundaries of the City Ordinances for the City of Midwest City that create and define the ward boundaries for the six wards in Midwest City.** D. Maisch and Marc Thompson of 212 Country Club Ter. addressed the council. After Staff and Council discussion, Byrne made a motion to approve Resolution 2022-26 and Ordinance 3490, seconded by Reed. Voting Aye: Eads, Byrne, Bain, Reed, Favors and Dukes. Nay: none. Absent: Bana. Motion carried.
11. **Discussion and consideration for adoption, including any amendments, of an ordinance amending the Midwest City Municipal Code, Chapter 2 Administration; Article II, City Council; Section 2-11, Time of regular meetings of council; and providing for a repealer, and severability.** D. Maisch addressed the council. Byrne made a motion to approve Ordinance 3491, seconded by Eads. Voting Aye: Eads, Byrne, Bain, Favors and Dukes. Nay: none. Abstain: Reed. Absent: Bana. Motion carried.

NEW BUSINESS/PUBLIC DISCUSSION. There was no new business or public discussion.

ADJOURNMENT. There was no further business, Mayor Dukes adjourned the meeting at 7:15 PM.

ATTEST:

\_\_\_\_\_  
MATTHEW D. DUKES II, Mayor

\_\_\_\_\_  
SARA HANCOCK, City Clerk



**Finance Department**  
100 N. Midwest Boulevard  
Midwest City, OK 73110  
tcromar@midwestcityok.org  
Office: 405-739-1245  
www.midwestcityok.org

TO: Honorable Mayor and City Council

FROM: Tiatia Cromar, Finance Director/ City Treasurer

DATE: September 27, 2022

SUBJECT: Discussion and consideration for adoption, including any possible amendment, of the City Manager's Report for the month of August 2022.

The funds in August that experienced a significant change in fund balance from the July report are as follows:

**Capital Improvements (157)** decreased due to the payment to:  
OK Department of Transportation <\$543,009>

**2018 Election G.O. Bond (270)** decreased because of the payments for:  
Various Capital Outlay <\$1,017,848>

**2018 G.O. Bonds Proprietary (271)** decreased due to the payments for:  
Various Capital Outlay <\$337,150>

**MWC Hospital Authority (425)** activities for August:  
Compounded Principal (9010) - unrealized loss on investment <\$2,188,669>  
Discretionary (9050) - unrealized loss on investment <\$925,894>

*Tiatia Cromar*

Tiatia Cromar  
Finance Director/ City Treasurer

City of Midwest City  
Financial Summary by Fund  
for Period Ending August, 2022  
(Unaudited)

Fund Number	Fund Description	Assets	Liabilities	6/30/2022 Fund Balance	Revenues	Expenditures	Gain or (Loss)	Fund Balance
9	GENERAL GOVERNMENT SALES TAX	6,273,547	(1,850)	6,202,732	515,071	(446,106)	68,965	6,271,697
10	GENERAL	13,426,207	(154,105)	13,381,189	7,602,862	(7,711,949)	(109,087)	13,272,102
11	CAPITAL OUTLAY RESERVE	731,941	-	730,854	1,087	-	1,087	731,941
13	STREET AND ALLEY FUND	1,577,975	-	1,545,784	77,768	(45,578)	32,191	1,577,975
14	TECHNOLOGY FUND	636,313	-	608,488	56,403	(28,578)	27,825	636,313
15	STREET LIGHT FEE	1,353,949	-	1,410,644	100,799	(157,495)	(56,696)	1,353,949
16	REIMBURSED PROJECTS	1,176,046	-	1,218,188	169,398	(211,540)	(42,142)	1,176,046
20	MWC POLICE DEPARTMENT	10,852,591	(4,092)	10,821,631	3,195,882	(3,169,014)	26,869	10,848,499
21	POLICE CAPITALIZATION	1,317,138	-	1,171,789	270,822	(125,473)	145,350	1,317,138
25	JUVENILE FUND	77,665	-	75,439	9,095	(6,869)	2,226	77,665
30	POLICE STATE SEIZURES	101,291	-	101,472	151	(332)	(181)	101,291
31	SPECIAL POLICE PROJECTS	84,393	-	84,349	139	(96)	44	84,393
33	POLICE FEDERAL PROJECTS	44,870	-	45,893	27	(1,050)	(1,023)	44,870
34	POLICE LAB FEE FUND	29,746	-	30,303	44	(601)	(556)	29,746
35	EMPLOYEE ACTIVITY FUND	19,371	(42)	16,725	2,908	(304)	2,604	19,329
36	JAIL	210,797	-	209,742	19,746	(18,691)	1,054	210,797
37	POLICE IMPOUND FEE	111,040	-	111,802	7,964	(8,726)	(762)	111,040
40	MWC FIRE DEPARTMENT	7,325,654	(4)	7,340,176	2,480,982	(2,495,508)	(14,526)	7,325,650
41	FIRE CAPITALIZATION	1,849,954	-	1,767,754	110,995	(28,795)	82,200	1,849,954
45	MWC WELCOME CENTER	366,552	-	341,538	39,641	(14,627)	25,014	366,552
46	CONV / VISITORS BUREAU	439,104	-	388,480	87,620	(36,996)	50,624	439,104
60	CAPITAL DRAINAGE IMP	433,428	-	509,632	79,352	(155,556)	(76,203)	433,428
61	STORM WATER QUALITY	1,268,418	-	1,291,987	139,394	(162,962)	(23,568)	1,268,418
65	STREET TAX FUND	2,094,331	-	2,104,415	96,395	(106,479)	(10,085)	2,094,331
70	EMERGENCY OPER FUND	1,079,928	-	1,103,988	135,936	(159,996)	(24,059)	1,079,928
75	PUBLIC WORKS ADMIN	856,200	-	862,661	220,603	(227,064)	(6,461)	856,200
80	INTERSERVICE FUND	713,540	-	732,643	483,915	(503,019)	(19,104)	713,540
81	SURPLUS PROPERTY	634,857	(513,055)	121,392	9,838	(9,429)	409	121,802
115	ACTIVITY FUND	408,599	(1,487)	420,799	34,578	(48,265)	(13,687)	407,112
123	PARK & RECREATION	1,899,943	(150)	1,890,199	115,346	(105,752)	9,594	1,899,793
141	COMM. DEV. BLOCK GRANT	6,029	-	6,029	99,198	(99,198)	-	6,029
142	GRANTS/HOUSING ACTIVITIES	185,204	(777)	193,333	1,404	(10,309)	(8,905)	184,427
143	GRANT FUNDS	71,165	(11,165)	60,000	1,271,004	(1,271,004)	-	60,000



City of Midwest City  
Financial Summary by Fund  
for Period Ending August, 2022  
(Unaudited)

Fund Number	Fund Description	Assets	Liabilities	6/30/2022 Fund Balance	Revenues	Expenditures	Gain or (Loss)	Fund Balance
157	CAPITAL IMPROVEMENTS	2,684,404	-	3,046,637	182,804	(545,037)	(362,233)	2,684,404
172	CAP. WATER IMP-WALKER	2,201,538	-	2,126,130	106,191	(30,783)	75,407	2,201,538
178	CONST LOAN PAYMENT REV	4,007,412	(25,605)	3,829,887	165,366	(13,446)	151,920	3,981,808
184	SEWER BACKUP FUND	78,559	-	78,442	117	-	117	78,559
186	SEWER CONSTRUCTION	6,597,566	-	6,333,540	253,046	10,980	264,026	6,597,566
187	UTILITY SERVICES	615,920	(924)	569,162	216,742	(170,908)	45,834	614,996
188	CAP. SEWER IMP.-STROTH	1,573,580	-	1,492,855	135,404	(54,679)	80,725	1,573,580
189	UTILITIES CAPITAL OUTLAY	2,523,379	(110,269)	2,370,728	70,376	(27,993)	42,383	2,413,110
190	MWC SANITATION DEPARTMENT	5,580,469	-	5,697,494	1,380,272	(1,497,297)	(117,025)	5,580,469
191	MWC WATER DEPARTMENT	4,334,670	-	4,186,677	1,503,157	(1,355,165)	147,992	4,334,670
192	MWC SEWER DEPARTMENT	4,378,894	(425)	4,288,741	1,407,577	(1,317,849)	89,728	4,378,469
193	MWC UTILITIES AUTHORITY	1,013,738	-	1,012,225	1,514	-	1,514	1,013,738
194	DOWNTOWN REDEVELOPMENT	577,945	(5,045)	572,042	858	-	858	572,900
195	HOTEL/CONFERENCE CENTER	480,246	(1,078,271)	(593,157)	543,856	(548,724)	(4,868)	(598,025)
196	HOTEL 4% FF&E	758,561	(24,184)	633,934	189,416	(88,973)	100,443	734,377
197	JOHN CONRAD REGIONAL GOLF	525,719	(296,016)	(11,052)	513,376	(272,620)	240,756	229,703
201	URBAN RENEWAL AUTHORITY	48,784	-	48,711	72	-	72	48,784
202	RISK MANAGEMENT	560,769	(37)	1,105,412	165,977	(710,657)	(544,680)	560,733
204	WORKERS COMP	3,807,741	-	3,922,674	133,188	(248,120)	(114,932)	3,807,741
220	ANIMALS BEST FRIEND	78,165	-	78,729	3,868	(4,432)	(564)	78,165
225	HOTEL MOTEL FUND	-	-	-	129,874	(129,874)	-	-
230	CUSTOMER DEPOSITS	1,581,921	(1,581,921)	-	2,349	(2,349)	-	-
235	MUNICIPAL COURT	86,693	(86,693)	-	123	(123)	-	-
240	L & H BENEFITS	2,440,343	(87,256)	2,593,797	1,675,743	(1,916,453)	(240,710)	2,353,088
250	CAPITAL IMP REV BOND	5,034,218	(44,608,196)	(40,455,318)	2,744,260	(1,862,920)	881,340	(39,573,978)
269	2002 G.O. STREET BOND	262,601	-	281,459	402	(19,260)	(18,858)	262,601
270	2018 ELECTION G.O. BOND	11,844,016	(382,886)	12,820,735	22,387	(1,381,991)	(1,359,604)	11,461,131
271	2018 G.O. BONDS PROPRIETARY	1,566,424	(202,219)	1,710,655	2,544	(348,994)	(346,450)	1,364,205
272	2022 ISSUE G.O. BOND	5,589,054	-	5,580,752	8,303	-	8,303	5,589,054
310	DISASTER RELIEF	12,667,667	(195,594)	11,223,265	1,301,085	(52,277)	1,248,808	12,472,073
340	REVENUE BOND SINKING FUND	-	-	-	1,180,160	(1,180,160)	-	-
350	G. O. DEBT SERVICES	2,801,580	(14,576)	2,746,704	44,453	(4,152)	40,301	2,787,005
352	SOONER ROSE TIF	1,034,911	-	867,568	170,843	(3,500)	167,343	1,034,911
353	ECONOMIC DEV AUTHORITY	55,030,846	(49,993,919)	4,866,817	258,056	(87,945)	170,111	5,036,928
425-9010	MWC HOSP AUTH-COMP PRINCIPAL	103,418,773	(12,165)	103,095,471	2,582,556	(2,271,417)	311,139	103,406,610
425-9050	MWC HOSP AUTH-DISCRETIONARY	19,466,474	(8,063)	17,187,434	2,429,478	(158,501)	2,270,977	19,458,411
425-9060	MWC HOSP IN LIEU OF/ROR/MISC	10,074,248	-	10,081,716	33	(7,500)	(7,467)	10,074,249
425-9080	MWC HOSP AUTH GRANTS	651,183	-	135,671	515,512	-	515,512	651,183
	TOTAL	333,636,799	(99,400,989)	230,428,584	37,477,708	(33,670,478)	3,807,229	234,235,813



**Finance Department**  
100 N. Midwest Boulevard  
Midwest City, OK 73110  
tcromar@midwestcity.org  
Office: 405-739-1245  
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TO: Honorable Mayor and City Council

FROM: Tiatia Cromar, Finance Director

DATE: September 27, 2022

SUBJECT: Discussion and consideration for adoption, including any possible amendment of supplemental budget adjustments to the following funds for FY 2022-2023, increase: Grants/Housing Activities Fund, expenditures/Housing (37) \$20,000. Grants Fund, revenue/Intergovernmental (21) \$474; expenditures/Transfers Out (21) \$474. General Fund, revenue/Transfers In (00) \$474. Grants Fund, revenue/Intergovernmental (62) \$19,781; expenditures/Police (62) \$19,781. Grants Fund, revenue/Intergovernmental (88) \$10,550; expenditures/Transfers Out (88) \$10,550. Disaster Relief Fund, revenue/Transfers In (88) \$10,550. 2018 Election G.O. Bond Fund, expenditures/29<sup>th</sup> Street (92) \$30,000. Animals Best Friend Fund, expenditures/Animal Welfare (10) \$40,000. Decrease, General Fund, expenditures/Animal Welfare (10) \$40,000. Increase, Capital Improvements Fund, expenditures/Capital Improvements (57) \$24,800.

The first supplement is needed to roll forward remainder of Homebuyers Assistance Grant budget from fiscal year 2021-2022 to current fiscal year. The second and third supplements are needed to budget proceeds of ARPA Grant for reimbursement of training expenses incurred by EOC and transfer of proceeds to General Fund where expenses were incurred. The fourth supplement is needed to budget fiscal year 2021 and 2022 JAG Grants from the City of Oklahoma City and U.S. Department of Justice. The fifth and sixth supplements are needed to increase budget for FEMA proceeds related to October 2020 ice storm and transfer of proceeds from Grants Fund to Disaster Relief Fund. The seventh supplement is needed to increase budget for change order on Town Center Park Phase 3 Project contract. The eighth supplement and decrease are needed to move budget for contractual expenses for spay and neutering procedures from General Fund to Animals Best Friend Fund. The ninth supplement is needed to budget repair of concrete channel at 709 Hunters Run.

*Tiatia Cromar*

Tiatia Cromar  
Finance Director

**SUPPLEMENTS**  
**September 27, 2022**

Fund GRANTS/HOUSING ACTIVITIES (142)		BUDGET AMENDMENT FORM Fiscal Year 2022-2023			
		Estimated Revenue		Budget Appropriations	
<u>Dept Number</u>	<u>Department Name</u>	<u>Increase</u>	<u>Decrease</u>	<u>Increase</u>	<u>Decrease</u>
37	Housing			20,000	
		<u>0</u>	<u>0</u>	<u>20,000</u>	<u>0</u>

**Explanation:**  
To roll forward remainder of Homebuyers Assistance Grant budget from fiscal year 2021-2022 to current fiscal year. Funding to come from grant proceeds already budgeted.

Fund GRANTS (143)		BUDGET AMENDMENT FORM Fiscal Year 2022-2023			
		Estimated Revenue		Budget Appropriations	
<u>Dept Number</u>	<u>Department Name</u>	<u>Increase</u>	<u>Decrease</u>	<u>Increase</u>	<u>Decrease</u>
21	Intergovernmental	474			
21	Transfers Out			474	
		<u>474</u>	<u>0</u>	<u>474</u>	<u>0</u>

**Explanation:**  
To budget proceeds of ARPA grant for reimbursement of training expenses incurred by EOC and transfer out to General Fund where expenses were incurred.

Fund GENERAL (010)		BUDGET AMENDMENT FORM Fiscal Year 2022-2023			
		Estimated Revenue		Budget Appropriations	
<u>Dept Number</u>	<u>Department Name</u>	<u>Increase</u>	<u>Decrease</u>	<u>Increase</u>	<u>Decrease</u>
0	Transfers In	474			
		<u>474</u>	<u>0</u>	<u>0</u>	<u>0</u>

**Explanation:**  
To budget transfer in from Grants Fund of ARPA grant proceeds to reimburse EOC training expenses.

Fund GRANTS (143)		BUDGET AMENDMENT FORM Fiscal Year 2022-2023			
		Estimated Revenue		Budget Appropriations	
<u>Dept Number</u>	<u>Department Name</u>	<u>Increase</u>	<u>Decrease</u>	<u>Increase</u>	<u>Decrease</u>
62	Intergovernmental	19,781			
62	Police			19,781	
		<u>19,781</u>	<u>0</u>	<u>19,781</u>	<u>0</u>

**Explanation:**  
To budget FY21 and FY22 JAG Grants from the City of Oklahoma City and U.S. Department of Justice.

**SUPPLEMENTS**  
**September 27, 2022**

Fund GRANTS (143)		BUDGET AMENDMENT FORM Fiscal Year 2022-2023			
		Estimated Revenue		Budget Appropriations	
<u>Dept Number</u>	<u>Department Name</u>	<u>Increase</u>	<u>Decrease</u>	<u>Increase</u>	<u>Decrease</u>
88	Intergovernmental	10,550		10,550	
88	Transfers Out				
		<u>10,550</u>	<u>0</u>	<u>10,550</u>	<u>0</u>
<b>Explanation:</b> Increase budget for FEMA proceeds related to October 2020 ice storm and transfer of proceeds to Disaster Relief Fund.					

Fund DISASTER RELIEF (310)		BUDGET AMENDMENT FORM Fiscal Year 2022-2023			
		Estimated Revenue		Budget Appropriations	
<u>Dept Number</u>	<u>Department Name</u>	<u>Increase</u>	<u>Decrease</u>	<u>Increase</u>	<u>Decrease</u>
88	Transfers In	10,550			
		<u>10,550</u>	<u>0</u>	<u>0</u>	<u>0</u>
<b>Explanation:</b> To budget transfer in of FEMA proceeds related to October 2020 ice storm from Grants Fund.					

Fund 2018 ELECTION GO BOND (270)		BUDGET AMENDMENT FORM Fiscal Year 2022-2023			
		Estimated Revenue		Budget Appropriations	
<u>Dept Number</u>	<u>Department Name</u>	<u>Increase</u>	<u>Decrease</u>	<u>Increase</u>	<u>Decrease</u>
92	29th Street			30,000	
		<u>0</u>	<u>0</u>	<u>30,000</u>	<u>0</u>
<b>Explanation:</b> To increase budget for change order on Town Center Park Phase 3 Project. Funding to come from interest earnings on bond proceeds.					

Fund ANIMALS BEST FRIEND (220)		BUDGET AMENDMENT FORM Fiscal Year 2022-2023			
		Estimated Revenue		Budget Appropriations	
<u>Dept Number</u>	<u>Department Name</u>	<u>Increase</u>	<u>Decrease</u>	<u>Increase</u>	<u>Decrease</u>
10	Animal Welfare			40,000	
		<u>0</u>	<u>0</u>	<u>40,000</u>	<u>0</u>
<b>Explanation:</b> Increase contractual budget to begin paying for spay and neutering procedures through Animals Best Friend Fund. Funding to come from animal adoption and animal control fees.					

**DECREASE**

Fund GENERAL (010)		BUDGET AMENDMENT FORM Fiscal Year 2022-2023			
		Estimated Revenue		Budget Appropriations	
<u>Dept Number</u>	<u>Department Name</u>	<u>Increase</u>	<u>Decrease</u>	<u>Increase</u>	<u>Decrease</u>
10	Animal Welfare				40,000
		<u>0</u>	<u>0</u>	<u>0</u>	<u>40,000</u>
<b>Explanation:</b> To decrease contractual budget for Animal Welfare fees which will now be paid through Animals Best Friend Fund.					

**SUPPLEMENTS**  
**September 27, 2022**  
**SUPPLEMENT**

Fund CAPITAL IMPROVEMENTS (157)		BUDGET AMENDMENT FORM Fiscal Year 2022-2023			
		Estimated Revenue		Budget Appropriations	
<u>Dept Number</u>	<u>Department Name</u>	<u>Increase</u>	<u>Decrease</u>	<u>Increase</u>	<u>Decrease</u>
57	Capital Improvements			24,800	
		<u>0</u>	<u>0</u>	<u>24,800</u>	<u>0</u>
<b>Explanation:</b> To budget repair of concrete channel at 709 Hunters Run. Funding to come from fund balance.					



**Human Resources**  
100 N. Midwest Boulevard  
Midwest City, OK 73110  
office 405.739.1235

**Memorandum**

**TO:** Honorable Mayor and Council

**FROM:** Troy Bradley, Human Resources Director

**DATE:** September 27, 2022

**RE:** Discussion and consideration of adopting, including any possible amendment, the monthly report on the City of Midwest City Employees' Health Benefits Plan by the City Manager and action as deemed necessary by the Council to maintain the plan.

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This item is placed on the agenda at the request of the Council. Attached to this memo is information regarding the current financial condition of the City Employees' Health Benefits Plan for the month of August 2022, which is the second (2) period of the FY 2022/2023.

Troy Bradley, Human Resources Director

<b>FISCAL YEAR 2022-2023</b>	<b>Jul-22</b>	<b>Aug-22</b>	<b>Sep-22</b>	<b>Oct-22</b>	<b>Nov-22</b>	<b>Dec-22</b>	<b>Jan-23</b>	<b>Feb-23</b>	<b>Mar-23</b>	<b>Apr-23</b>	<b>May-23</b>	<b>Jun-23</b>
<b>PLAN INCOME</b>												
Projected Budgeted (MTD)	821,885	821,885	821,885	821,885	821,885	821,885	821,885	821,885	821,885	821,885	821,885	821,885
Actual (MTD)	790,434	884,482										
Projected Budgeted (YTD)	821,885	1,643,770	2,465,655	3,287,540	4,109,425	4,931,310	5,753,195	6,575,080	7,396,965	8,218,850	9,040,735	9,862,620
Actual (YTD)	790,434	1,674,916										
<b>PLAN CLAIMS/ADMIN COSTS</b>	<b>Jul-22</b>	<b>Aug-22</b>	<b>Sep-22</b>	<b>Oct-22</b>	<b>Nov-22</b>	<b>Dec-22</b>	<b>Jan-23</b>	<b>Feb-23</b>	<b>Mar-23</b>	<b>Apr-23</b>	<b>May-23</b>	<b>Jun-23</b>
Projected Budgeted (MTD)	744,605	930,756	744,605	930,756	744,605	744,605	930,756	744,605	744,605	744,605	930,756	744,605
Actual (MTD)	801,455	1,114,999										
Projected Budgeted (YTD)	744,605	1,675,361	2,419,966	3,350,722	4,095,327	4,839,932	5,770,688	6,515,293	7,259,898	8,004,503	8,935,259	9,679,864
Actual (YTD)	801,455	1,916,454										
<b>EXCESS INCOME vs. EXPENDITURES</b>	<b>Jul-22</b>	<b>Aug-22</b>	<b>Sep-22</b>	<b>Oct-22</b>	<b>Nov-22</b>	<b>Dec-22</b>	<b>Jan-23</b>	<b>Feb-23</b>	<b>Mar-23</b>	<b>Apr-23</b>	<b>May-23</b>	<b>Jun-23</b>
Projected Budgeted (MTD)	77,280	-108,871	77,280	-108,871	77,280	77,280	-108,871	77,280	77,280	77,280	-108,871	77,280
Actual (MTD)	-11,021	-230,517										
Projected Budgeted (YTD)	77,280	-31,591	45,689	-63,182	14,098	91,378	-17,493	59,787	137,067	214,347	105,476	182,756
Actual (YTD)	-11,021	-241,538										
<b>FISCAL YEAR 2021-2022</b>	<b>Jul-21</b>	<b>Aug-21</b>	<b>Sep-21</b>	<b>Oct-21</b>	<b>Nov-21</b>	<b>Dec-21</b>	<b>Jan-22</b>	<b>Feb-22</b>	<b>Mar-22</b>	<b>Apr-22</b>	<b>May-22</b>	<b>Jun-22</b>
<b>PLAN INCOME</b>												
Projected Budgeted (MTD)	910,012	910,012	910,012	910,012	910,012	910,012	910,012	910,012	910,012	910,012	910,012	910,012
Actual (MTD)	832,833	851,193	896,598	852,564	857,814	901,700	911,369	1,022,341	887,972	856,646	881,245	866,030
Projected Budgeted (YTD)	910,012	1,820,024	2,730,036	3,640,048	4,550,060	5,460,072	6,370,084	7,280,096	8,190,108	9,100,120	10,010,132	10,920,144
Actual (YTD)	832,833	1,684,026	2,580,624	3,433,188	4,291,002	5,192,702	6,104,071	7,126,412	8,014,384	8,871,030	9,752,275	10,618,305
<b>PLAN CLAIMS/ADMIN COSTS</b>	<b>Jul-21</b>	<b>Aug-21</b>	<b>Sep-21</b>	<b>Oct-21</b>	<b>Nov-21</b>	<b>Dec-21</b>	<b>Jan-22</b>	<b>Feb-22</b>	<b>Mar-22</b>	<b>Apr-22</b>	<b>May-22</b>	<b>Jun-22</b>
Projected Budgeted (MTD)	804,741	1,005,926	804,741	804,741	1,005,926	804,741	1,005,926	804,741	804,741	804,741	1,005,926	804,741
Actual (MTD)	710,070	876,960	831,545	803,008	769,847	1,031,306	744,765	730,685	676,548	674,589	897,321	718,526
Projected Budgeted (YTD)	804,741	1,810,667	2,615,408	3,420,149	4,426,075	5,230,816	6,236,742	7,041,483	7,846,224	8,650,965	9,656,891	10,461,632
Actual (YTD)	710,070	1,587,030	2,418,575	3,221,583	3,991,430	5,022,736	5,767,501	6,498,186	7,174,734	7,849,323	8,746,644	9,465,170
<b>EXCESS INCOME vs. EXPENDITURES</b>	<b>Jul-21</b>	<b>Aug-21</b>	<b>Sep-21</b>	<b>Oct-21</b>	<b>Nov-21</b>	<b>Dec-21</b>	<b>Jan-22</b>	<b>Feb-22</b>	<b>Mar-22</b>	<b>Apr-22</b>	<b>May-22</b>	<b>Jun-22</b>
Projected Budgeted (MTD)	105,271	-95,914	105,271	105,271	-95,914	105,271	-95,914	105,271	105,271	105,271	-95,914	105,271
Actual (MTD)	122,763	-25,767	65,053	49,556	87,967	-129,606	166,604	291,656	211,424	182,057	-16,076	147,504
Projected Budgeted (YTD)	105,271	9,357	114,628	219,899	123,985	229,256	133,342	238,613	343,884	449,155	353,241	458,512
Actual (YTD)	122,763	96,996	162,049	211,605	299,572	169,966	336,570	628,226	839,650	1,021,707	1,005,631	1,153,135

August 2/FY 2023: \$2,351,523  
 August 2/FY 2022: \$1,536,921  
 August 2/FY 2021: \$1,371,699  
 August 2/FY 2020: \$2,068,528

\*\* HAD FIVE MONDAYS WITH REPORTED MEDICAL CLAIMS PAID\*\*

MEMO

**To:** Honorable Mayor and City Council

**From:** Bert Norton, Fire Chief

**Date:** September 27, 2022

**Subject:** Discussion and consideration, including any possible amendment, to approve Change Order No. 1 with Shiloh Enterprises, Inc. for tree burning at the site of the Police and Fire Training Facility which increases the contract sum by \$20,437.47. (Fire - B. Norton)

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Staff respectfully requests that the Council approve Change Order No. 1 with Shiloh Enterprises, Inc. for tree burning at the site of the Police and Fire Training Facility which increases the contract sum by \$20,437.47. The Contract Time will remain unchanged.

Staff recommends approval.



Bert Norton  
Fire Chief

Attachments: Change Order No. 1 with Shiloh Enterprises, Inc.





**AIA**<sup>®</sup>

# Document G701™ – 2017

## Change Order

**PROJECT:** *(Name and address)*  
MWC POLICE AND FIRE TRAINING FACILITY

**CONTRACT INFORMATION:**  
Contract For: CONSTRUCTION  
  
Date: August 4, 2022

**CHANGE ORDER INFORMATION:**  
Change Order Number: 001  
  
Date: August 31, 2022

**OWNER:** *(Name and address)*  
City of Midwest City  
8730 SE 15<sup>th</sup> Street  
Midwest City, OK 73110

**ARCHITECT:** *(Name and address)*  
Guernsey  
5555 N. Grand Blvd.  
Oklahoma City, OK 73112

**CONTRACTOR:** *(Name and address)*  
Shiloh Enterprises, INC  
5720 N I-35 Industrial Blvd.  
Oklahoma City, OK 73034

**THE CONTRACT IS CHANGED AS FOLLOWS:**

*(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)*

COR #01-Burn Trees dated 8/31/2022

The original Contract Sum was	\$ 3,477,000.00
The net change by previously authorized Change Orders	\$ 0.00
The Contract Sum prior to this Change Order was	\$ 3,477,000.00
The Contract Sum will be increased by this Change Order in the amount of	\$ 20,437.47
The new Contract Sum including this Change Order will be	\$ 3,497,437.47

The Contract Time will be unchanged by zero (0) days.  
The new date of Substantial Completion will be unchanged

**NOTE:** This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

**NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.**

Guernsey

**ARCHITECT** *(Firm name)*

**SIGNATURE**

Maria Angelica Prado, AIA

**PRINTED NAME AND TITLE**

September 7, 2022

**DATE**

Shiloh Enterprises, INC

**CONTRACTOR** *(Firm name)*

**SIGNATURE**

**PRINTED NAME AND TITLE**

**DATE**

City of Midwest City

**OWNER** *(Firm name)*

**SIGNATURE**

Matthew D. Dukes, Mayor

**PRINTED NAME AND TITLE**

**DATE**



405-341-5500 Phone

405-341-7106 Fax

GENERAL CONSTRUCTION  
MANAGEMENT

5720 N. I-35 Industrial Blvd.  
Edmond, Ok. 73034

8/31/2022

**MWC Police & Fire Training  
COR#1-Price to Burn Trees onsite  
to Tower**

**ADD      DEDUCT**

Hammer Construction

\$18,579.52

**Note: No additional days requested for this work.**

Subtotal  
OH&P 10%

\_\_\_\_\_  
\$18,579.52  
\$1,857.95

**Total**

\_\_\_\_\_  
**\$20,437.47**

# CHANGE ORDER



PO Box 721078 - Norman, OK 73070-4830 - Phone 405.310.3160 - Fax 405.310.3161

August 31, 2022

Customer: Shilo Enterprises

Project: MWC Police & Fire

## SCOPE OF WORK

<i>Item</i>	<i>Description</i>	<i>Units</i>	<i>Quantity</i>	<i>Unit Price</i>	<i>Total</i>
1	Tree Burning	wk	1.00	\$ 18,579.52	\$ 18,579.52

**TOTAL CHANGE ORDER BID: \$18,579.52**

**CHANGE ORDER BREAKDOWN:**

<b>Labor</b>	<b>= \$ 4,503.5</b>
<b>Equipment</b>	<b>= \$11,712.02</b>
<b>OH/Profit</b>	<b>= \$ 2,364.00</b>

### EXCLUSIONS:

- Seeding, staking, stabilization, imported topsoil, rip-rap, pipe, asphalt, and rock excavation
- Shoring, traffic control, dewatering of any kind, other trades spoils, all testing, permits, fees, and bonding.
- Export of soil material, debris or other waste material beyond quantities specified in scope.
- Removal, repair or replacement of fences or walls.
- Demolition and export of items not on plans or outside items included in scope

### BID TERMS:

- Any deviations in plan, specs, and topo are to be address within 24 hours.
- All testing will be at owner's expense. Failed compaction tests will be at the sub-contractor's expense.
- Any additional cost incurred by sub-contractor will be at the owner's expense without delay.
- Areas of project failing proof roll on existing subgrade will only be replaced with an executed change order.
- Paving, utility, electrical, and concrete contractors are responsible for all their spoil haul off and regrading of site.
- Delays in work over 2 days in length due to other trades, GC will be charged a down time fee for each day after
- Any regrading requested will be charged to the GC by the hour for all equipment, labor, fuel.

Bid is valid for 30 days



**City of Midwest City Police Department**

100 N. Midwest Boulevard

Midwest City, OK 73110

Office 405.739.1320

Fax 405.739.1398

**Memorandum**

TO: Honorable Mayor and Council

FROM: Sid Porter, Chief of Police

DATE: September 27, 2022

SUBJECT: Discussion and consideration for adoption, including any possible amendment of 1) approving and entering into the 2023 Oklahoma Highway Safety Office Grant with the U.S. Department of Transportation Office to establish the terms and conditions under which the City will receive a law enforcement grant in the amount of \$50,828.00; and 2) authorizing the mayor and/or city manager to execute such documents and enter into such agreements as are necessary or appropriate to carry out the objectives of the grant.

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The Midwest City Police Department requests that you enter into an agreement with the 2023 Oklahoma Highway Safety Office Grant with the U.S. Department of Transportation Office to establish the terms and conditions under which the City will receive a law enforcement grant in the amount of \$50,828.00. The OHSO grant funds would be used to fund at least 700 hours of overtime for high visibility enforcement, which contributes to the statewide traffic safety improvement goals. The OHSO funds would be used to reestablish overtime emphasis where Officers will be assigned to work high visibility enforcement, specifically all major streets that cross the City (i.e. SE 29<sup>th</sup> Street, NE 23<sup>rd</sup> Street, Sooner Road, etc. Grant contract period is for one year from October 1, 2022-September 30, 2023.

Staff recommends approval.

*Sid Porter*

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Chief of Police

Attachment: Oklahoma Highway Safety Office Grant Agreement FY 2023

# Grant Agreement Summary – Part 1

**Title of Contract:**

*Midwest City General Traffic Overtime Enforcement*

\*

<b>OHSO Project Number:</b>	<b>Award Amount:</b>	<b>CFDA Number:</b>	<b>FAIN Number:</b>	<b>TTA Number:</b>
<i>PT-23-03-21-20</i>	<i>\$50,828.00</i>	<i>20.6000000</i>	<i>69A37523300004020OK0</i>	
	\$			
<b>TOTAL AWARD:</b>	<b>\$50,828.00</b>			

<b>Project Period:</b>	<i>Oct 01, 2022 - Sep 30, 2023</i>	<b>Primary Program Area:</b>	<i>General Police Traffic Services</i>

**Organization:** *Midwest City Police Department*

**Address:** *100 N Midwest*

<b>City:</b>	<i>Midwest city</i>	<b>State:</b>	<i>OK</i>	<b>Zip:</b>	<i>73110</i>
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<b>FEI Number:</b>	<i>736027530</i>	<b>DUNS Number:</b>	<i>077326601</i>
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<b>Project Director:</b>	<i>Terrence Ley</i>	<b>Title:</b>	<i>Lieutenant</i>
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<b>Phone Number:</b>	<i>(405) 739-1306</i>	<b>Fax Number:</b>	
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**Project Goals:**

*To work 700 hours or more of targeted, overtime traffic enforcement, in an effort to reduce the number of fatality and serious Injury crashes in the City of Midwest City.*

**Problem Identification:**

*Midwest City is a suburb east of Oklahoma City with a geographical area of 26 square miles. According to the Oklahoma Department of Commerce's Population Estimates by Place, Midwest City is the eighth largest city in the state of Oklahoma, with a population estimated about 57,591. It is a central location for industrial trade and a large number of commuters pass through the city limits due to it's close proximity to Tinker Air Force Base and Oklahoma City.*

*According to OHSO data in 2020, Midwest City had a total of 102 KAB crashes. Of these crashes, 3 (3%) were alcohol related, 3 (3%) were drug related, 9 (9%) were speed related, 12 (12%) were distraction related, 10 (10%) were teen drivers (16-19) and 20 (19%) were older drivers (+65). The total crashes resulted in 3 fatalities, 1 of which were unrestrained and 135 injuries, 6 of which were unrestrained.*

**Project Description:**

*The Midwest City Police Department will conduct overtime high visibility enforcement in support of the State and National goals to reduce the incidence of fatality and serious injury crashes in their community. The Project Director will utilize all data and reference sources to identify those times and locations having a significant crash rate involving impaired drivers including but not limited to, DDACTS, crash reports, arrest records, and OHSO data. General traffic enforcement will address a greater variety of traffic violations, dependent upon local problem identification. Officers will be assigned to work high visibility enforcement (HVE), and saturation patrols in identified areas, specifically all major street arteries that cross the city particularly within the following boundaries: SE 29th Street, NE 23rd Street, Sooner Road and S. Douglas Blvd. Public information and education (PI&E) supporting enforcement activities will be conducted monthly as part of the HVE effort to inform and educate the public on the importance of traffic safety as well as the agency's ongoing effort to deter dangerous driving behaviors.*

*Funding is provided for the purchase of 2 motorcycle mounted radars to assist in the identification and adjudication of speed related offenses.*

*Midwest City PD will participate in all NHTSA mobilizations in accordance with the terms of the grant agreement, and employ the following evidence-based strategies in conducting grant related activities:*

*Countermeasure: High Visibility Enforcement*

*Planned Activity: State and Local High Visibility Enforcement*

This grant is subject to the terms and conditions set forth in the Pre-Application guidelines and any modifications agreed to during negotiation and reflected in the Award Documents, or by Contract Change Order hereafter, including; Part I-Grant Agreement Summary; Budget Summary; Budget Detail; Activity/Milestones; General Provisions – Part II; Specific Agreements – Part III; and Certification pages.

In addition, the grantee agrees to the following:

1. If the grantee is a law enforcement agency, the grantee agrees to participate in and support NHTSA's national goals and law enforcement mobilizations ("Click It or Ticket" and "Drive Sober or Get Pulled Over"), including submitting both pre and post reports through the OHSO online Mobilization Reporting System.
2. At the end of the project year and no later than November 1, the Project Director will submit the End of Year Project Summary Report outlining the project accomplishments and whether the project goal(s) was met.

In accordance with OMB Circular A-133, the Oklahoma Highway Safety Office (OHSO) is required to supply each grantee with pertinent information regarding the grant awarded. The Oklahoma Highway Safety Office (OHSO) is a pass-through agency for federal funds provided by the U.S. Dept of Transportation, National Highway Traffic Safety Administration (NHTSA).

On the chart below, locate the "Start of Project Number for each grant awarded to obtain the information your agency's financial department will need for Federal/State reporting purposes.

Start of Project Number	Program Area	CFDA No.	Award Name	Section No.
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AI	Accident Investigation	20.6000000	State and Community Highway Safety	402
AL	Alcohol	20.6000000	State and Community Highway Safety	402
DE	Driver Education	20.6000000	State and Community Highway Safety	402
MC	Motorcycle Safety	20.6000000	State and Community Highway Safety	402
OP	Occupant Protection	20.6000000	State and Community Highway Safety	402
PS	Pedestrian Safety	20.6000000	State and Community Highway Safety	402
PT	Police Traffic Services	20.6000000	State and Community Highway Safety	402
RH	Railroad/Highway Crossings	20.6000000	State and Community Highway Safety	402
SE	Speed Enforcement	20.6000000	State and Community Highway Safety	402
TR	Traffic Records	20.6000000	State and Community Highway Safety	402
TSP	Teen Safety Programs	20.6000000	State and Community Highway Safety	402
M2	405b OP Low	20.6160000	Occupant Protection	405b
M3	21 405c Data Program	20.6160000	State Traffic Safety Information Systems Improvements	405c
M5	405d Impaired Driving Mid	20.6160000	Impaired Driving Countermeasures	405d
M9	405f Motorcycle Programs	20.6160000	Motorcyclist Safety	405f

If you have any questions, please contact your Program Manager.

# Budget Summary Projections

Cost Category Items	1st Quarter			2nd Quarter			3rd Quarter			4th Quarter			Annual Total
	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	Apr.	May	Jun	Jul	Aug	Sep	
<b>I. Personnel</b>													
A. Salaries	\$3,566.00	\$3,566.00	\$3,566.00	\$3,566.00	\$3,566.00	\$3,566.00	\$3,566.00	\$3,566.00	\$3,566.00	\$3,566.00	\$3,566.00	\$3,566.00	\$42,792.00
B. Benefits	\$276.00	\$276.00	\$276.00	\$276.00	\$276.00	\$277.00	\$276.00	\$276.00	\$276.00	\$276.00	\$276.00	\$277.00	\$3,314.00
<b>II. Travel</b>													
A. In-State Travel	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$
B. Out-of-State Travel	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$
<b>III. Operating Costs</b>	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$
<b>IV. Contractual Costs</b>	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$
<b>V. Equipment</b>	\$4,722.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$4,722.00
<b>Monthly Total</b>	\$8,564.00	\$3,842.00	\$3,842.00	\$3,842.00	\$3,842.00	\$3,843.00	\$3,842.00	\$3,842.00	\$3,842.00	\$3,842.00	\$3,842.00	\$3,843.00	\$50,828.00



# Budget Detail Projections

Cost Category Items		Project #		Description			
OCT	NOV	DEC	JAN	FEB	MAR	Semi-Annual	
APR	MAY	JUN	JUL	AUG	SEP	Annual	
I.A.	1	PT-23-03-21-20		<i>Salary for overtime general traffic enforcement/PI&amp;E (rate not to exceed 1.5 times regular hourly rate unless contractually required and approved by OHSO).</i>			
\$3,566.00	\$3,566.00	\$3,566.00	\$3,566.00	\$3,566.00	\$3,566.00	\$21,396.00	
\$3,566.00	\$3,566.00	\$3,566.00	\$3,566.00	\$3,566.00	\$3,566.00	\$42,792.00	
I.B.	1	PT-23-03-21-20		<i>Benefits for overtime general traffic enforcement (rate not to exceed 7.65% unless contractually required and approved by OHSO).</i>			
\$276.00	\$276.00	\$276.00	\$276.00	\$276.00	\$277.00	\$1,657.00	
\$276.00	\$276.00	\$276.00	\$276.00	\$276.00	\$277.00	\$3,314.00	
V.	1	PT-23-03-21-20		<i>Purchase of 2 motorcycle mounted radars @ up to \$2361/ea for a total of up to \$4,722.</i>			
\$4,722.00	\$	\$	\$	\$	\$	\$4,722.00	
\$	\$	\$	\$	\$	\$	\$4,722.00	
\$	\$	\$	\$	\$	\$	\$0.00	
\$	\$	\$	\$	\$	\$	\$0.00	
\$	\$	\$	\$	\$	\$	\$0.00	
\$	\$	\$	\$	\$	\$	\$0.00	





Εγγινερινγ ανδ  
Χονστρυχτιον Σερπιχεσ  
100 N Μιδωεστ Βουλεπαρδ  
Μιδωεστ Χιτψ, OK 73110  
Οφφιχε 405.739.1220

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TO : Honorable Mayor and Council

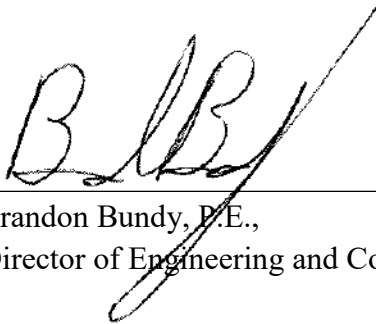
FROM : Brandon Bundy, P.E., Director

DATE : September 27, 2022

SUBJECT : Discussion and consideration of adoption, including any possible amendment of acceptance of maintenance bonds from Rudy Construction Co. in the amount of \$125,246.00 for the Library Sidewalk Project.

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The five year maintenance bond from Rudy Construction Co. is from the recently completed Library Sidewalk Project that was administered and inspected by the City. This project scope included adding sidewalk along the city complex drive from Reno Avenue to the Library, reconstruction of the ramp to the Community Center, and miscellaneous other sidewalk improvements around the complex.



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Brandon Bundy, P.E.,  
Director of Engineering and Construction Services

Attachment

**MAINTENANCE BOND**

Bond No.: 107614263

KNOW ALL BY THESE PRESENTS:

That Rudy Construction Co., as Principal, and Travelers Casualty and Surety Company of America, a corporation organized under the laws of the State of Connecticut, and authorized to transact business in the State of Oklahoma, as Surety, are held and firmly bound unto the City of Midwest City in the penal sum of One Hundred Twenty Five Thousand Two Hundred Forty Six & 00/100 Dollars (\$125,246.00) in lawful money of the United States of America, said sum being equal to one hundred percent (100%) of the contract price, for the payment of which, well and truly to be made, we bind ourselves and each of us, our heirs, executors, administrators, trustees, successors, and assigns, jointly and severally, firmly by these presents.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

The condition of this obligation is such that:

WHEREAS, Principal entered into a written Contract with the City of Midwest City dated \_\_\_\_\_, 2022, for:

**LIBRARY SIDEWALK  
8143 E RENO**

all in compliance with the plans and specifications therefor, made a part of said Contract and on file in the office of the City Clerk, City of Midwest City, 100 N. Midwest Boulevard, Midwest City, Oklahoma 73110.

NOW, THEREFORE, if Principal shall pay or cause to be paid to the City of Midwest City all damage, loss and expense which may result by reason of defective materials and/or workmanship in connection with said work occurring within FIVE (5) years from and after acceptance of said project by the City of Midwest City; and if Principal shall pay or cause to be paid all labor and materials, including the prime contractor and all subcontractors; and if Principal shall save and hold the City of Midwest City harmless from all damages, loss and expense occasioned by or resulting from any failure whatsoever of Principal, then this obligation shall be null and void, otherwise to be and remain in full force and effect.

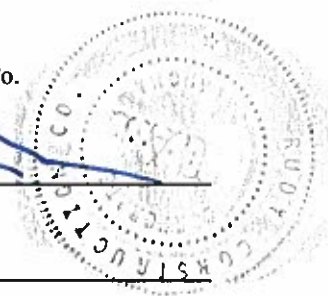
It is further expressly agreed and understood by the parties hereto that no changes or alterations in said Contract and no deviations from the plan or mode of procedure herein fixed shall have the effect of releasing the sureties, or any of them, from the obligations of this Bond.

IN WITNESS WHEREOF, Principal has caused these presents to be executed in its name and its corporate seal to be hereunto affixed by its duly authorized officers, and Surety has caused these presents to be executed in its name and its corporate seal to be hereunto affixed by its attorney-in-fact duly authorized so to do, the day and year first above written.

Principal: Rudy Construction Co.

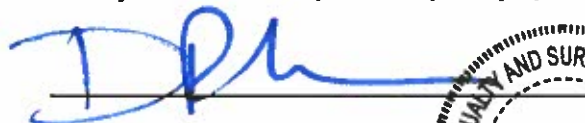
  
\_\_\_\_\_

By Doug Walker, President  
Title



ATTEST: Phil Pratt  
\_\_\_\_\_

Surety: Travelers Casualty and Surety Company of America

  
\_\_\_\_\_

By Dillon Rosenhamer  
Attorney-in-Fact



Approved as to form this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
City Attorney



**Engineering and  
Construction Services**  
100 N Midwest Boulevard  
Midwest City, OK 73110  
Office 405.739.1220

---

TO : Honorable Mayor and Council

FROM : Brandon Bundy, P.E., Director

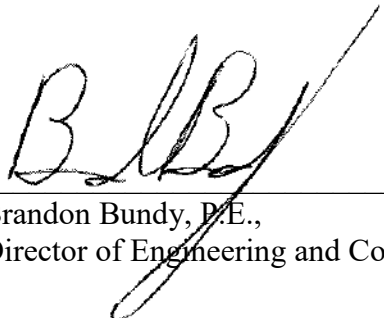
DATE : September 27, 2022

SUBJECT : Discussion and consideration of, including any possible amendment, accepting a Grant of Permanent Easement for Waterline purposes from Casey's Marketing Company, across a certain parcel of land located within the corporate boundaries of Midwest City, in the Northwest Quarter (NW/4) of Section Six (6), Township Eleven (11) North, Range One (1) West of the Indian Meridian, Oklahoma County, Oklahoma. Approximate address of parcel providing easement is 10012 E Reno Avenue.

---

This easement is to allow Casey's General Store to build a required waterline extension off of the existing right of way (ROW) as part of their upcoming new building. This is reflected in building permit B-22-0847 and ODEQ permit WL000055220102.

Staff recommends acceptance of the easement.



---

Brandon Bundy, P.E.,  
Director of Engineering and Construction Services

Attachment

RETURN TO CITY CLERK  
100 N. Midwest Boulevard  
Midwest City, OK 73110

GRANT OF PERMANENT EASEMENT

KNOW ALL BY THESE PRESENTS:

That Casey's Marketing Company, an Iowa corporation ("Grantor"), of Ankeny, Polk County, Iowa, for good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto the City of Midwest City, a municipal corporation, a permanent easement across, over and under the following described lots, tracts, or parcels of land situated in Midwest City, Oklahoma County, Oklahoma, to-wit:

See Exhibit "A"

as depicted on Exhibit "B"

This easement is granted for the purpose of enabling the City of Midwest City, its officers, agents, contractors, and employees to go upon, layout, construct, change, maintain and/or build water and sewer infrastructure upon the above-described lots, parcels or tracts of land and includes the permanent right of ingress and egress for employees, tools and equipment of the City of Midwest City, its officers, agents, contractors, and employees.

The consideration herein covers any and all kinds and character of damages or injury that may be sustained directly or indirectly to any lands owned by the Grantor by reason of the construction and maintenance of such improvements.

Grantor hereby covenants and warrants that at the time of the delivery of this easement that the above-described real estate and premises are free of all liens and claims whatsoever, and that they will, so long as this easement is in full force and effect, defend the same unto the City of Midwest City against all claiming to the contrary.

WITNESS the hands of the parties this 21 day of July, 2022.

CASEY'S MARKETING COMPANY

By: [Signature]  
Brian Johnson, Vice President

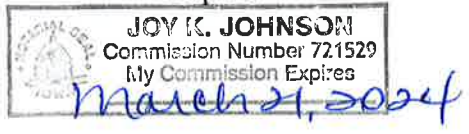
STATE OF IOWA            )  
  ) ss.  
COUNTY OF POLK        )

Before me, the undersigned Notary Public in and for the state and county aforesaid, on this 21<sup>st</sup> day of July, 2022, personally appeared Brian Johnson, Vice President of Casey's Marketing Company, an Iowa corporation, to me known to be the identical person who executed the within and foregoing instrument and acknowledged to me that he executed the same as his free and voluntary act and deed for the uses and purposes herein set forth.

WITNESS, my hand and seal this 21<sup>st</sup> day of July, 2022.

March 21, 2024  
My Commission Expires

[Signature]  
Notary Public



Approved by City Attorney \_\_\_\_\_ Dated: \_\_\_\_\_

Approved by City Council \_\_\_\_\_ Dated: \_\_\_\_\_









EXHIBIT "A"

**EASEMENT DESCRIPTION:**

Part of Lot Four (4), of POLING ADDITION, to Oklahoma County, Oklahoma, according to the Plat recorded in Book 29 at page 44, and being more particularly described as follows: BEGINNING at the northwest corner of Lot 4, POLING ADDITION; thence by bearing and distance (basis of bearing, Grid North), North 89°31'30" East along the north line of Lot 4 a distance of 20.00 feet; thence leaving said north line, South 00°20'21" East parallel with the west line of said Lot 4 a distance of 20.00 feet; thence South 89°31'30" West parallel with the north line of said Lot 4 a distance of 20.00 feet to the west line of said Lot 4; thence North 00°20'21" West along said west line a distance of 20.00 feet to the Point of Beginning.

*Description prepared by Halff Associates, Inc., Project #CAS-139a, Keith A. Sikes, OK PS #1700, February 1, 2022.*

# LEGEND

-  Ex. Section Line
-  Ex. Boundary Line
-  Ex. Adjacent Boundary Line
-  Ex. Right of Way Line
-  Ex. Easement Line
-  Water Line Easement

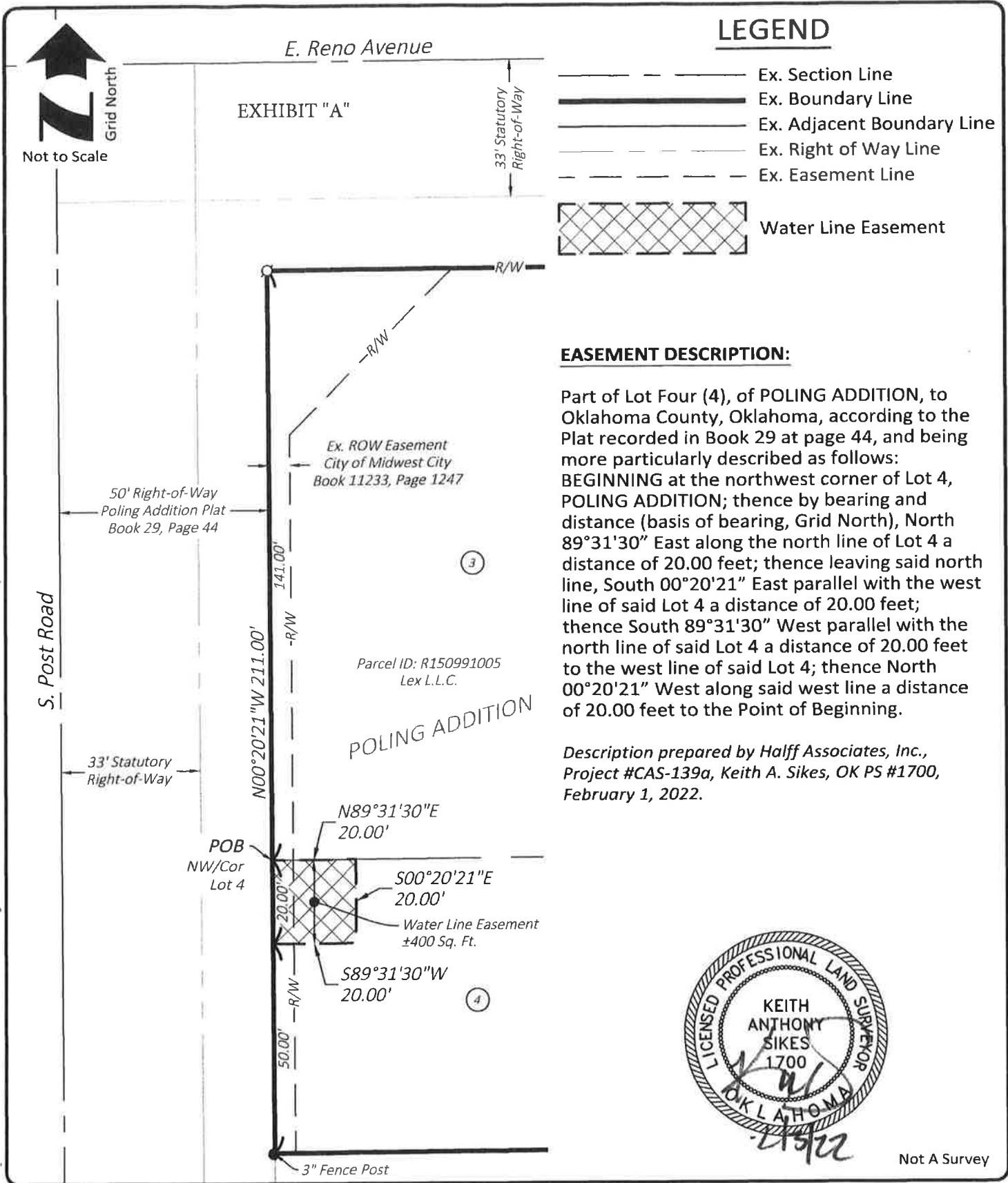
## EASEMENT DESCRIPTION:

Part of Lot Four (4), of POLING ADDITION, to Oklahoma County, Oklahoma, according to the Plat recorded in Book 29 at page 44, and being more particularly described as follows: BEGINNING at the northwest corner of Lot 4, POLING ADDITION; thence by bearing and distance (basis of bearing, Grid North), North 89°31'30" East along the north line of Lot 4 a distance of 20.00 feet; thence leaving said north line, South 00°20'21" East parallel with the west line of said Lot 4 a distance of 20.00 feet; thence South 89°31'30" West parallel with the north line of said Lot 4 a distance of 20.00 feet to the west line of said Lot 4; thence North 00°20'21" West along said west line a distance of 20.00 feet to the Point of Beginning.

Description prepared by Halff Associates, Inc., Project #CAS-139a, Keith A. Sikes, OK PS #1700, February 1, 2022.



Not A Survey

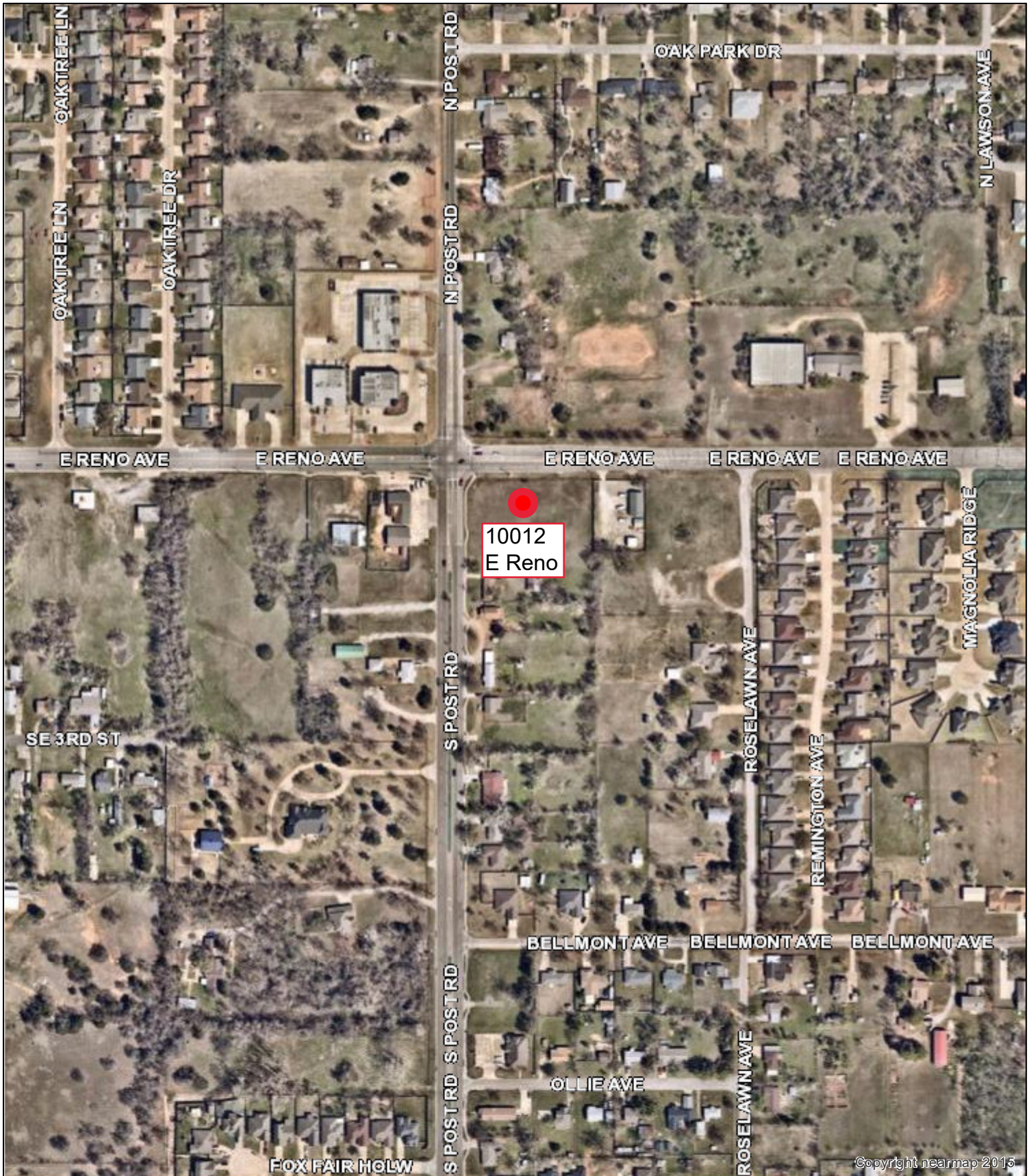


HALFF ASSOCIATES, INC. • C.A. #707 • EXP DATE: 06.30.2023  
2407 SE COTTONWOOD ST., STE 1 • BENTONVILLE, AR 72712 • 479.273.2209 • HALFF.COM

## EXHIBIT A WATER LINE EASEMENT

Midwest City, Oklahoma County, Oklahoma

Drawn By:	JDS
Date:	02.03.2022
Project No.:	CAS-139
Drawing Name:	EXHIBIT



**Legend**

**Street Names**

Street Names

**1 in = 376 ft**

when printed actual size  
on 8-1/2"x11" paper

**DISCLAIMER**

This map is a general information public resource. The City of Midwest City makes no warranty, representation or guarantee as to the content, accuracy, timeliness or completeness of any of the information provided on this map. Any party's use or reliance on this map, or any information on it, is at that party's own risk and without liability to the City of Midwest City, its officials or its employees for any discrepancies, errors or variances that may exist.



**Engineering and  
Construction Services**  
100 N Midwest Boulevard  
Midwest City, OK 73110  
Office 405.739.1220

---

TO : Honorable Mayor and Council

FROM : Brandon Bundy, P.E., Director

DATE : September 27, 2022

SUBJECT : Discussion and consideration of, including any possible amendment, accepting a Grant of Permanent Easement for Sidewalk purposes from Casey's Marketing Company, across a certain parcel of land located within the corporate boundaries of Midwest City, in the Northwest Quarter (NW/4) of Section Six (6), Township Eleven (11) North, Range One (1) West of the Indian Meridian, Oklahoma County, Oklahoma. Approximate address of parcel providing easement is 10012 E Reno Avenue.

---

This easement is to allow Casey's General Store to build the required sidewalk off of the existing right of way (ROW) as part of their upcoming new building. This is reflected in building permit B-22-0847.

Staff recommends acceptance of the easement.

---

Brandon Bundy, P.E.,  
Director of Engineering and Construction Services

Attachment

## **SIDEWALK EASEMENT**

THIS SIDEWALK EASEMENT made on this \_\_\_ day of \_\_\_\_\_, 2022, by and between Casey's Marketing Company, an Iowa corporation ("Grantor"), of Ankeny, Polk County, Iowa, and the City of Midwest City, a municipal corporation ("Grantee").

Grantor does hereby sell, grant, and convey unto the Grantee, its successors and assigns, a perpetual easement for public access and sidewalk right-of-way under, over, through, and across lands of the Grantor situated in Midwest City, Oklahoma County, Oklahoma, as shown on the attached Exhibit "A", and legally described as follows:

Part of Lots One (1), Two (2) and Three (3) of POLING ADDITION, to Oklahoma County, Oklahoma, according to the Plat recorded in Book 29 at Page 44, and being more particularly described as follows: COMMENCING at the Northwest Corner of Lot 3, POLING ADDITION; thence by bearing and distance (basis of bearing, Grid North), North 89°33'04" East along the North line of said Lot 3 a distance of 10.32 feet to the POINT OF BEGINNING; thence North 89°33'04" East along the North Line of Lots 3, 2, and 1 a distance of 195.90 feet; thence leaving said North line, South 61°52'22" West a distance of 13.28 feet; thence South 89°33'04" West a distance of 149.78 feet; thence South 68°35'55" West a distance of 11.83 feet; thence South 89°33'04" West a distance of 12.00 feet; thence North 47°53'03" West a distance of 15.37 feet to the Point of Beginning

(the "Easement Area") for access purposes on the surface of the Easement Area in a manner that will permit its free and unobstructed use by pedestrians and non-motorized vehicles for the purpose of obtaining access from one property to another and allow Grantee the right of access, from time to time as determined by Grantee.

Grantor and its successors and assigns shall not erect any building, structure or fence over or within the Easement Area without obtaining prior written consent of Grantee.


Grantor and its successors and assigns shall not erect or cause to be placed on the Easement Areas any structure, material, device, thing or matter, or plant or permit to grow any hedge or other vegetative growth which could obstruct, impede, or otherwise interfere with the use of the Easement Area.

Grantor and its successors and assigns shall not change the grade, elevation, or contour of any part of the Easement Area without obtaining prior written consent of Grantee.

The public shall have the privilege of use of the sidewalk, subject to any Ordinance of Grantee applicable to the use of public walkways and public streets. The City shall have the right of access from any point on the Easement Area for the purpose of maintenance, repair, replacement, or reconstruction, as determined by Grantee, to include removal of any obstructions or structures placed or erected in the Easement Area.

The maintenance of the Easement Area is the sole responsibility of the Grantor, and its successors and assigns, in accordance with the rules and regulations of Grantee.

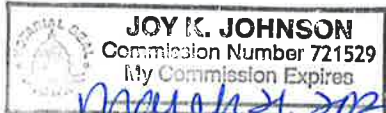
CASEY'S MARKETING COMPANY


By:   
Brian Johnson, Vice President

ACKNOWLEDGEMENT

STATE OF IOWA            )  
  ) SS:  
COUNTY OF POLK        )

On this 21<sup>st</sup> day of July, 2022, before me the undersigned, a Notary Public in and for said county and state, personally appeared Brian Johnson, as Vice President of Casey's Marketing Company, an Iowa corporation, named in the foregoing instrument; and that said instrument was signed on behalf of said corporation by authority of its Board of Directors; and the said Brian Johnson acknowledged the execution of said instrument to be the voluntary act and deed of said corporation, by it and by him voluntarily executed.

  
JOY K. JOHNSON  
Commission Number 721529  
My Commission Expires  
March 21, 2024

  
Notary Public in and for said County and State

CITY OF MIDWEST CITY, OKLAHOMA

By: \_\_\_\_\_

Print: \_\_\_\_\_

Its: Mayor

By: \_\_\_\_\_

Print: \_\_\_\_\_

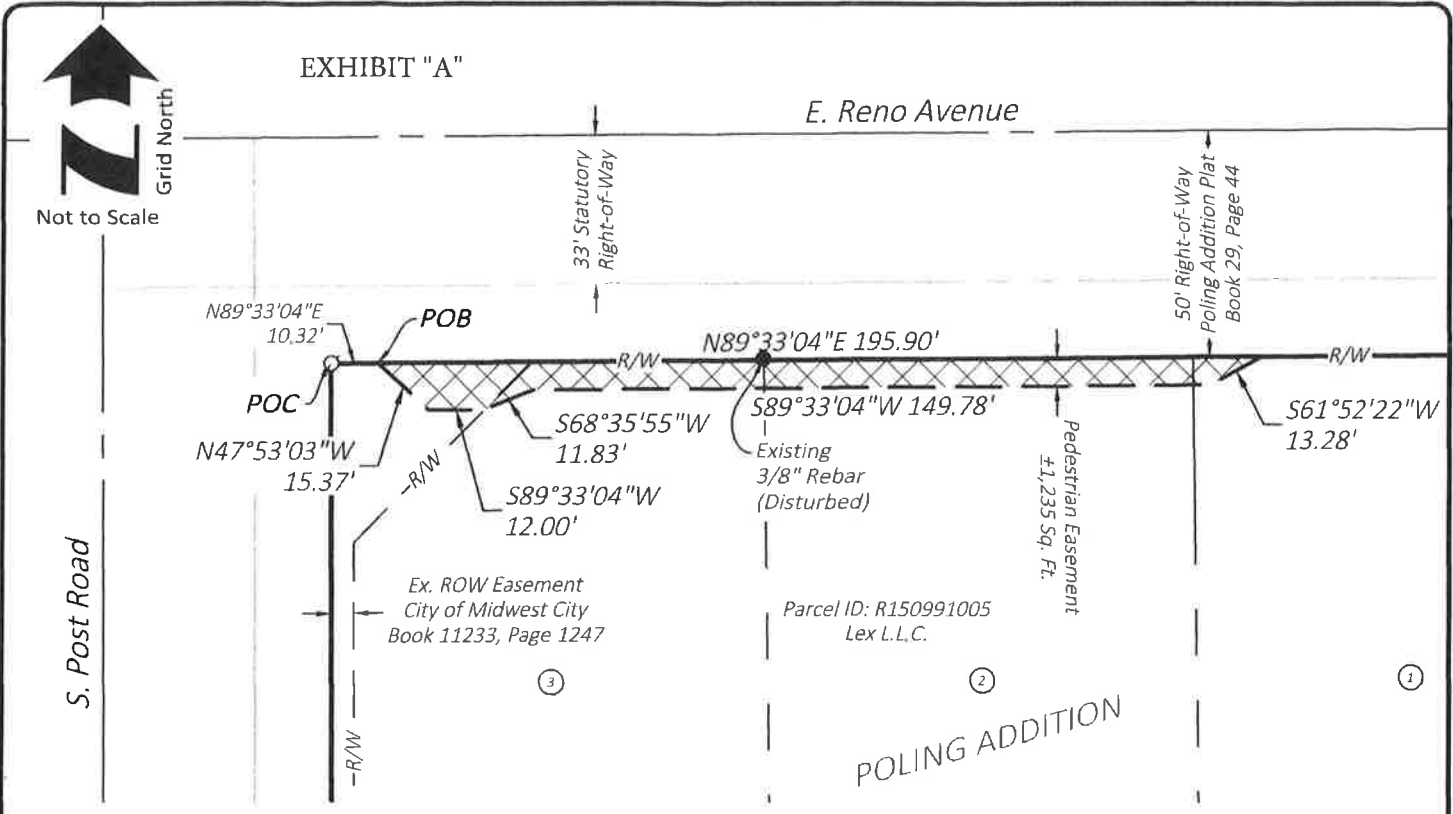
Its: City Clerk

ACKNOWLEDGEMENT

STATE OF OKLAHOMA )  
 ) SS:  
COUNTY OF OKLAHOMA )

On this \_\_\_\_ day of \_\_\_\_\_, 2022, before me, the undersigned, a Notary Public in and for said state, personally appeared \_\_\_\_\_ and \_\_\_\_\_, to me personally known and who being by me duly sworn, did say that they are the Mayor and City Clerk, respectively, of the City of Midwest City, Oklahoma; that the instrument was signed on behalf of the City, by the authority of its City Council, and that \_\_\_\_\_ and \_\_\_\_\_ acknowledge the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the City, by it voluntarily executed.

\_\_\_\_\_  
Notary Public in and for said County and State









**EASEMENT DESCRIPTION:**

Part of Lots One (1), Two (2), and Three (3), of POLING ADDITION, to Oklahoma County, Oklahoma, according to the Plat recorded in Book 29 at page 44, and being more particularly described as follows: COMMENCING at the northwest corner of Lot 3, POLING ADDITION; thence by bearing and distance (basis of bearing, Grid North), North 89°33'04" East along the north line of said Lot 3 a distance of 10.32 feet to the POINT OF BEGINNING; thence North 89°33'04" East along the north line of Lots 3, 2, and 1 a distance of 195.90 feet; thence leaving said north line, South 61°52'22" West a distance of 13.28 feet; thence South 89°33'04" West a distance of 149.78 feet; thence South 68°35'55" West a distance of 11.83 feet; thence South 89°33'04" West a distance of 12.00 feet; thence North 47°53'03" West a distance of 15.37 feet to the Point of Beginning.

Description prepared by Halff Associates, Inc., Project #CAS-139a, Keith A. Sikes, OK PS #1700, February 1, 2022.

**LEGEND**

-  Ex. Section Line
-  Ex. Boundary Line
-  Ex. Adjacent Boundary Line
-  Ex. Right of Way Line
-  Ex. Easement Line
-  Pedestrian Easement



Not A Survey



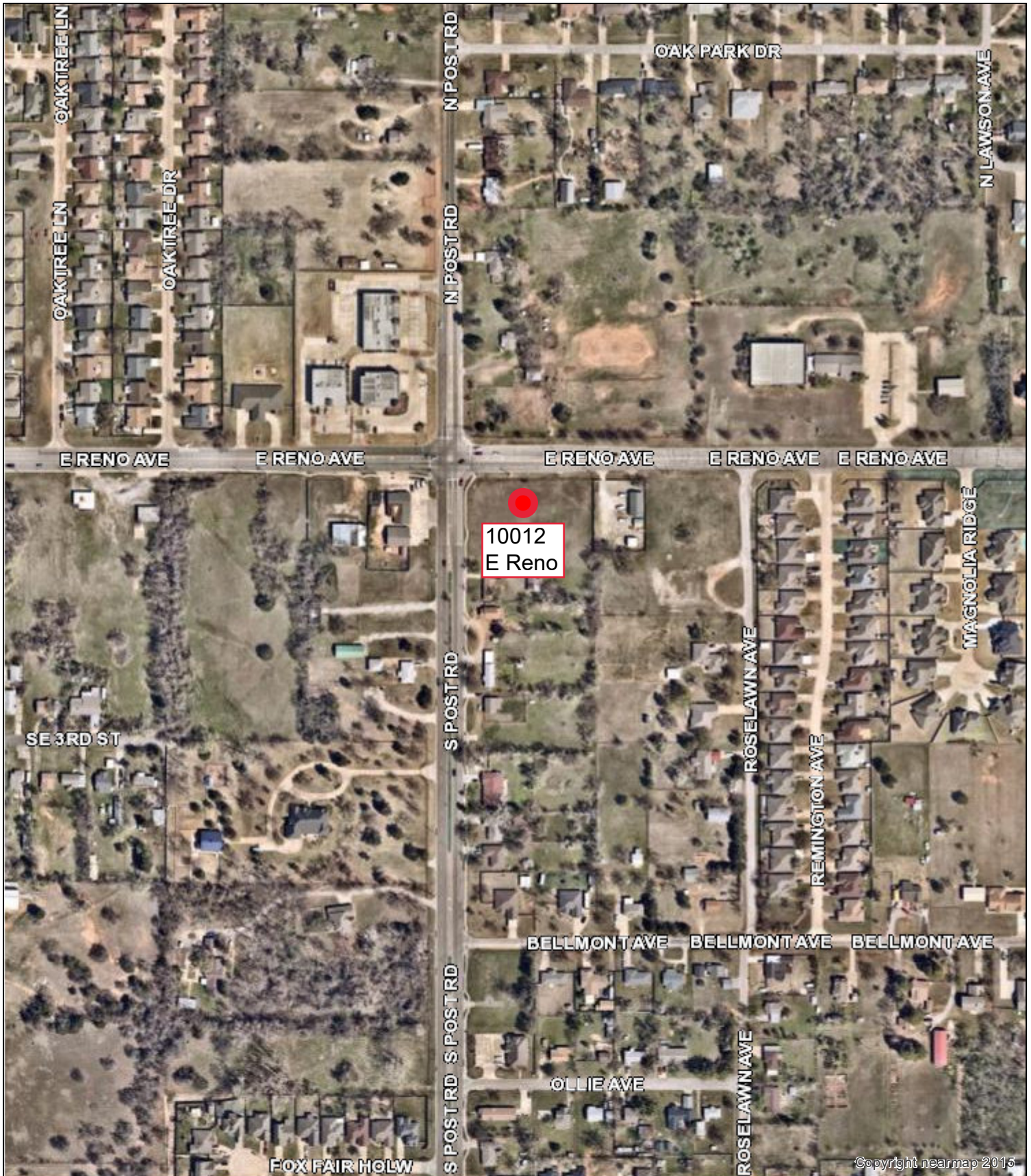
HALFF ASSOCIATES, INC. • C.A. #707 • EXP DATE: 06.30.2023  
 2407 SE COTTONWOOD ST. STE 1 • BENTONVILLE, AR 72712 • 479.273.2209 • HALFF.COM

**EXHIBIT A  
 PEDESTRIAN EASEMENT**

Midwest City, Oklahoma County, Oklahoma

Drawn By	JDS
Date	02.01.2022
Project No	CAS-139
Drawing Name	EXHIBIT





**Legend**

**Street Names**

Street Names

**1 in = 376 ft**

when printed actual size  
on 8-1/2"x11" paper

**DISCLAIMER**

This map is a general information public resource. The City of Midwest City makes no warranty, representation or guarantee as to the content, accuracy, timeliness or completeness of any of the information provided on this map. Any party's use or reliance on this map, or any information on it, is at that party's own risk and without liability to the City of Midwest City, its officials or its employees for any discrepancies, errors or variances that may exist.



**Engineering and  
Construction Services**  
100 N Midwest Boulevard  
Midwest City, OK 73110  
Office 405.739.1220

---

TO : Honorable Mayor and Council

FROM : Brandon Bundy, P.E., Director

DATE : September 27, 2022

SUBJECT : Discussion and consideration for adoption, including any possible amendment of Change Order #9 amending the contract with Shiloh Enterprises, Inc. to construct the WP Bill Atkinson Park in an increase of \$8,003.35 and add 8 days of time.

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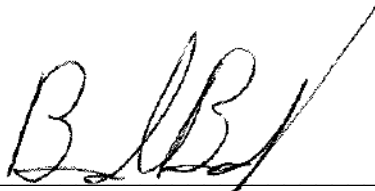
The attached change order is for the construction of the WP Bill Atkinson Park. This change order is a culmination of various field changes.

COR #38 – Add additional irrigation zones: \$7,233.35, 6 days. The plans failed to reflect tying in the original irrigation for the area. This additional work is needed to re-establish existing landscaping beds found in Sooner Town Center area.

COR #39 – Add edge restraint at pavers: \$770, 2 days. Portions of the added pavers did not have edge restraint specified in the plans. Edge restraints (steel angle iron) will be added to hold the pavers in place.

This will increase the original contract by \$8,003.35, bringing the new contract amount to \$5,263,983.08. The additional 8 delay days will bring the new contract length to 518 total days (10/10/2022 contracted end date).

The funding for this project is appropriated in project #9219G1.



---

Brandon Bundy, P.E.,  
Director of Engineering and Construction Services

Attachment

# Change Order 09

**Project:**

WP Bill Atkinson Park  
301 E Mid-America Blvd  
Midwest City, OK 73110

**Owner:**

City of Midwest City  
100 N Midwest Blvd  
Midwest City, OK 73110

**Contractor:**

Shiloh Enterprises, Inc.  
5720 N. Industrial Blvd.  
Edmond, OK 73034

**Contract Information:**

General Construction  
effective 04/20/2021

**Change Order: 09**

Date: 09/27/2022

**The Contract is Changed as Follows:**

COR 38	Add additional irrigation zones	\$7,233.35	6 Days
COR 39	Add edge restraint at pavers	\$770.00	2 Days
<b>Total</b>		<b>\$8,003.35</b>	<b>8 Days</b>

The original contract:	<u>\$5,198,000.00</u>	365 Days
The net change by previously authorized Change Orders	<u>\$57,979.73</u>	145 Days
The Contract Sum prior to this Change Order was	<u>\$5,255,979.73</u>	510 Days
The Contract Sum will be increased by this Change Order in the amount of	<u>\$8,003.35</u>	8 Days
<b>The new Contract Sum including this Change Order will be</b>	<b><u>\$5,263,983.08</u></b>	<b>518 Days</b>

Note: This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE CONTRACTOR AND OWNER.

Shiloh Enterprises, Inc.

CONTRACTOR

City of Midwest City

OWNER

  
\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
SIGNATURE

Steve Preston, President

\_\_\_\_\_  
PRINTED NAME AND TITLE

\_\_\_\_\_  
PRINTED NAME AND TITLE

9-19-2022  
\_\_\_\_\_  
DATE

\_\_\_\_\_  
DATE



GENERAL CONSTRUCTION  
 MANAGEMENT  
 5720 N. I-35 Industrial Blvd.  
 Edmond, Ok. 73034

405-341-5500 Phone  
 405-341-7106 Fax

8/29/2022

**WP Bill Atkinson Park**  
**COR 38-Add additional irrigation zones**

	<b>ADD</b>	<b>DEDUCT</b>
Greenshade	\$6,575.77	

**Note: This work will add 6 days to the contract time.**

Subtotal	\$6,575.77
OH&P 10%	\$657.58
<b>Total Add</b>	<b>\$7,233.35</b>

# GREENSHADE TREES, LLC.



## WP Bill Atkinson Park Irrigation additions

**August 29, 2022**

**Hardscape items**

(2) Rainbird Drip Valve IVM Valve with PRS  
2" Mainline  
1" Class 200  
Drip Tubing  
14/2 2 Wire  
Labor and Equipment

---

**Total**

**\$6,575.77**



GENERAL CONSTRUCTION  
 MANAGEMENT  
 5720 N. I-35 Industrial Blvd.  
 Edmond, Ok. 73034

405-341-5500 Phone  
 405-341-7106 Fax

9/8/2022

**WP Bill Atkinson Park**  
**COR 39-Add edge restraint at pavers**

	<b>ADD</b>	<b>DEDUCT</b>
EPS	\$700.00	

**Note: This work will add 2 days to the contract time.**

Subtotal	\$700.00
OH&P 10%	\$70.00
<b>Total Add</b>	<b>\$770.00</b>



# Elevated Pavers & Stone

4 NE 10th Street #428 Oklahoma City, OK 73104

www.okEPS.com

## PRICING REQUEST

**PROJECT:** WP Bill Atkinson Park  
Midwest City, OK

**Pricing Request:** 02  
**Date:** 8/24/2022

**Scope:** At-Grade Pavers

**To:** Steve Preston  
Shiloh Enterprises, Inc.  
5720 N. Industrial Blvd.  
Edmond, OK 73034  
4053415500

Elevated Pavers & Stone will install steel edge restraint at the locations noted on the attached drawing markup. Edge restraint is not shown in the drawings or specs.

### Scopes of Work

EPS will perform the following scope of work:

1. Install steel edge restraint.

### Clarifications & Bid Assumptions

1. This proposal will be listed as part of the contract documents.
2. Reference EPS Subcontract dated 4/29/2021.
3. Sales tax is excluded.

### Pricing

Elevated Pavers & Stone will perform the above stated scopes of work for the following cost:

**Price** **\$ 700.00**

Thank you for the opportunity to submit this proposal. We are confident that you will be pleased with EPS's execution of this project in regards to safety, quality, workmanship, and compliance with the construction schedule. For additional information or clarification, I may be reached at (918) 982-4988.

  
Kaleb Kadavy

8/24/2022

Date

Elevated Pavers & Stone



**Engineering and  
Construction Services**  
100 N Midwest Boulevard  
Midwest City, OK 73110  
Office 405.739.1220

---

TO : Honorable Mayor and Council

FROM : Brandon Bundy, P.E., Director

DATE : September 27, 2022

SUBJECT : Discussion and consideration, including any amendment thereto, of approving a federal aid programming resolution for inclusion into the Transportation Improvement Plan for a project to restripe various locations throughout the City.

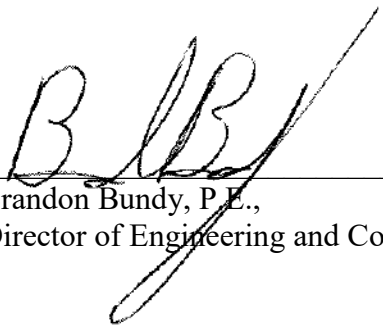
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The accompanying programming resolution is required in order to have the referenced project considered in the Association of Central Oklahoma Governments update of the four year Transportation Improvement Plan (TIP). All projects that apply for federal aid funding must be programmed in this manner. Programming a project does not guarantee the project will be funded since it competes with projects submitted by other entities across the metropolitan area.

This project qualifies as a safety project which provides 100% federal funding for construction, estimated as **\$350,000.**

No City funds are obligated at this time. However, if the project is funded, the City will be obligated to hire a design consultant. Project selection is slated for February 2023.

Staff recommends acceptance as this is consistent with past policy



---

Brandon Bundy, P.E.,  
Director of Engineering and Construction Services

Attachment



**RESOLUTION  
PROGRAMMING SURFACE TRANSPORTATION BLOCK GRANT - URBANIZED  
AREA (STBG-UZA) PROJECT**

**WHEREAS**, Surface Transportation Block Grant Program funds for urbanized areas have been made available for transportation improvements within the Oklahoma City Urban Area, and

**WHEREAS**, The City of Midwest City has selected a project described as follows: Striping City Wide, Various Locations, Phase 6 and

**WHEREAS**, the engineer's preliminary estimate of cost is \$350,000, and Federal participation under the terms of the *Infrastructure Investment and Jobs Act (IIJA)* relating to Surface Transportation Block Grant Program - Urbanized Area (STBG-UZA) funds is hereby requested for funding **100%** of the project cost, and

**WHEREAS**, no City funds are committed by this action, and

**WHEREAS**, the City has the required matching funds available and further agrees to deposit matching funds by separate agreement with the Oklahoma Department of Transportation (ODOT) prior to advertising of the project for bid by ODOT, and

**WHEREAS**, the City will select a design consultant qualified and licensed in the state of Oklahoma to furnish engineering services in the preparation of detailed plans, specifications and estimates, and

**WHEREAS**, the City agrees to provide for satisfactory maintenance after completion, and to furnish the necessary right-of-way clear and unobstructed, and

**WHEREAS**, the City agrees, as a condition to receiving any Federal financial assistance from the Department of Transportation, that it will comply with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42. U.S.C. 2000d et seq., and all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, "Nondiscrimination of Federally-Assisted Programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964", and

**WHEREAS**, The City assures that no qualified person with a disability shall, solely by reasons of their disability, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any program or activity administered by the City/Town/County, and

**WHEREAS**, the City further understands that acceptance of this resolution by the Association of Central Oklahoma Governments (ACOG) and the Oklahoma Department of Transportation is not a commitment to Federal funding, but only registers the City/Town/County's interest and intent in participating in the program application process.

**NOW, THEREFORE, BE IT RESOLVED:**

That ACOG is hereby requested to consider this project as a candidate for Federal funding, and to submit same to the Oklahoma Department of Transportation for its approval;

**ADOPTED** by the City Council of City of Midwest City and **SIGNED** by the Mayor this 27<sup>th</sup> day of September, 2022.

ATTEST:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

Approved as to form and legality

\_\_\_\_\_  
City Attorney

---

TO : Honorable Mayor and Council

FROM : Brandon Bundy, P.E., Director

DATE : September 27, 2022

SUBJECT : Discussion and consideration, including any amendment thereto, of approving a federal aid programming resolution for inclusion into the Transportation Improvement Plan for a project to construct sidewalk in four locations in the City.

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Four locations were identified to include into a package to submit for a competitive program to secure federal funding. The potential for federal funding will allow the City to fund needed sidewalk projects where local funding has been difficult. The four locations include:

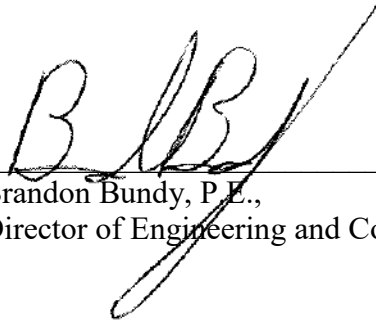
- Completing the sidewalk on NE 10<sup>th</sup> Street from Douglas Boulevard to Post Road. This project has been identified by the Sidewalk Committee as the highest priority sidewalk project in the City.
- Completing a sidewalk from 6700 E Reno to Air Depot Boulevard. The bus stop associated with this area is the highest used stop in the City. Most of the citizens appear to use the stop to access services along E Reno where there is a worn path through the grass.
- Widen the sidewalk to a trail standard along S Douglas Boulevard. The area in question would widen the sidewalk starting at the current trail terminus and carry the widening south to the Soldier Creek Tributary. Although there are further needs to the south and around on SE 15<sup>th</sup> Street; stopping at the tributary allows for the overall project to stay within a manageable budget.
- Build sidewalk on the east side of Midwest Boulevard north of NE 10<sup>th</sup> Street to the apartments on the east side. This will tie in an existing bus stop as well as start the connectivity to our future Mid-America Park expansion.

The accompanying programming resolution is required in order to have the referenced project considered in the Association of Central Oklahoma Governments update of the four year Transportation Improvement Plan (TIP). All projects that apply for federal aid funding must be programmed in this manner. Programming a project does not guarantee the project will be funded since it competes with projects submitted by other entities across the metropolitan area.

- 80% Federal Funds: \$1,168,000
- 20% Local Match: \$292,000
- Estimated total cost - \$1,460,000

No City funds are obligated at this time. However, if the project is funded, the City will be obligated to fund the local match, hire a design consultant, and do necessary utility relocations. Project selection is slated for February 2023.

Staff recommends acceptance as this is consistent with past policy



---

Brandon Bundy, P.E.,  
Director of Engineering and Construction Services

Attachment

**RESOLUTION  
PROGRAMMING SURFACE TRANSPORTATION BLOCK GRANT - URBANIZED  
AREA (STBG-UZA) PROJECT**

**WHEREAS**, Surface Transportation Block Grant Program funds for urbanized areas have been made available for transportation improvements within the Oklahoma City Urban Area, and

**WHEREAS**, The City of Midwest City has selected a project described as follows: Sidewalk Construction in various locations; Douglas Boulevard, Midwest Boulevard, NE 10 Street, and Reno Avenue; and

**WHEREAS**, the engineer's preliminary estimate of cost is \$1,460,000, and Federal participation under the terms of the *Infrastructure Investment and Jobs Act (IIJA)* relating to Surface Transportation Block Grant Program - Urbanized Area (STBG-UZA) funds is hereby requested for funding 80% of the project cost, which is estimated at \$1,168,000, and

**WHEREAS**, the City proposes to use its Capital Improvements Project Fund as the source(s) of funds for the local match, which is estimated at \$292,000, and

**WHEREAS**, no City funds are committed by this action, and

**WHEREAS**, the City has the required matching funds available and further agrees to deposit matching funds by separate agreement with the Oklahoma Department of Transportation (ODOT) prior to advertising of the project for bid by ODOT, and

**WHEREAS**, the City will select a design consultant qualified and licensed in the state of Oklahoma to furnish engineering services in the preparation of detailed plans, specifications and estimates, and

**WHEREAS**, the City agrees to provide for satisfactory maintenance after completion, and to furnish the necessary right-of-way clear and unobstructed, and

**WHEREAS**, the City agrees, as a condition to receiving any Federal financial assistance from the Department of Transportation, that it will comply with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42. U.S.C. 2000d et seq., and all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, "Nondiscrimination of Federally-Assisted Programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964", and

**WHEREAS**, The City assures that no qualified person with a disability shall, solely by reasons of their disability, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any program or activity administered by the City/Town/County, and

**WHEREAS**, the City further understands that acceptance of this resolution by the Association of Central Oklahoma Governments (ACOG) and the Oklahoma Department of Transportation is not a commitment to Federal funding, but only registers the City/Town/County's interest and intent in participating in the program application process.

**NOW, THEREFORE, BE IT RESOLVED:**

That ACOG is hereby requested to consider this project as a candidate for Federal funding, and to submit same to the Oklahoma Department of Transportation for its approval;

**ADOPTED** by the City Council of City of Midwest City and **SIGNED** by the Mayor this 27<sup>th</sup> day of September, 2022.

ATTEST:

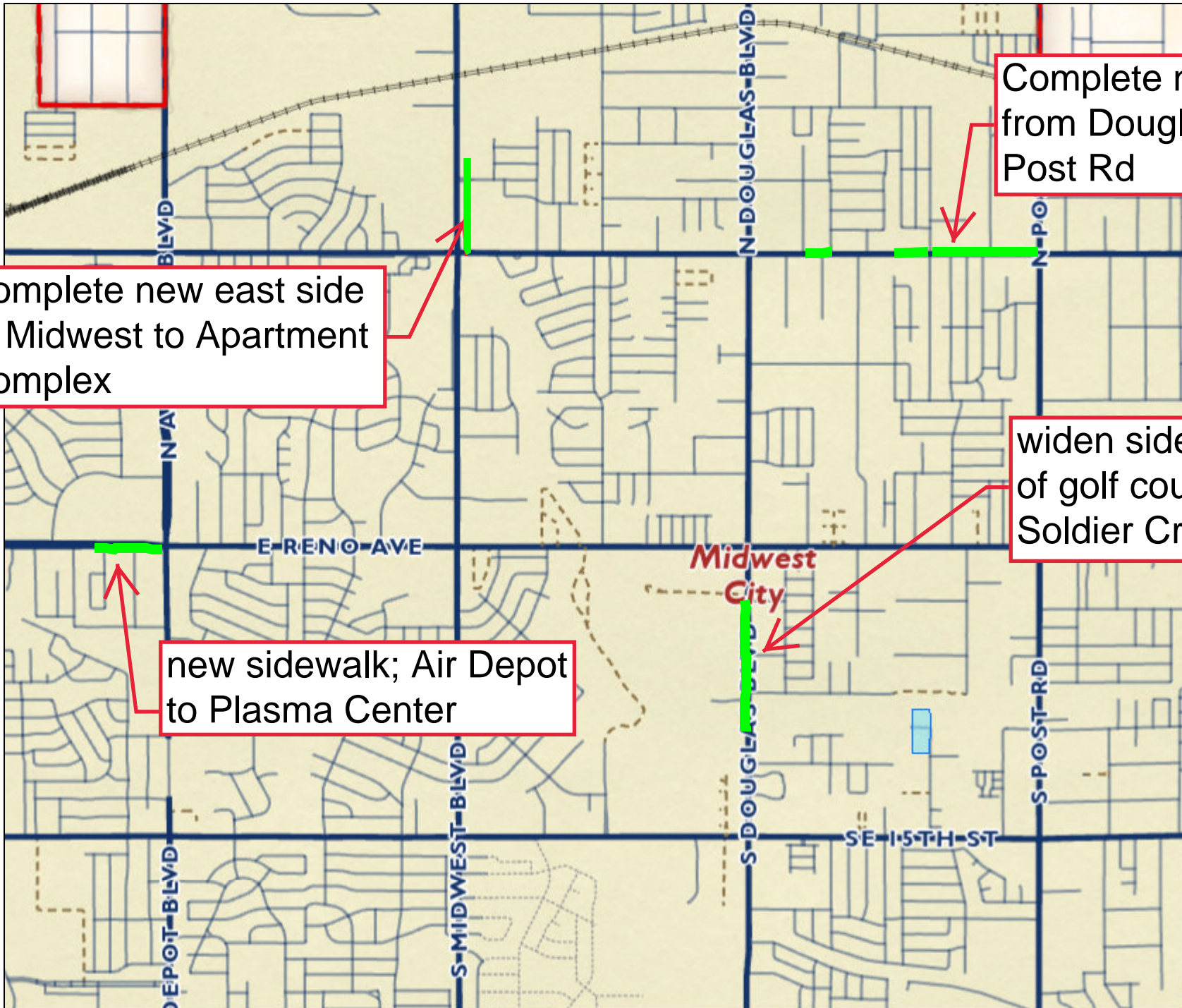
\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

Approved as to form and legality

\_\_\_\_\_  
City Attorney

# Potential Federal Aid sidewalk project



### Legend

Complete new sidewalk from Douglas Blvd to Post Rd

Complete new east side of Midwest to Apartment Complex

widen sidewalk in front of golf course south to Soldier Creek tributary

new sidewalk; Air Depot to Plasma Center



**1 in = 3,009 ft**  
when printed actual size on 8-1/2"x11" paper

### DISCLAIMER

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**Engineering and  
Construction Services**  
100 N Midwest Boulevard  
Midwest City, OK 73110  
Office 405.739.1220

---

TO : Honorable Mayor and Council

FROM : Brandon Bundy, P.E., Director

DATE : September 27, 2022

SUBJECT : Discussion and consideration, including any amendment thereto, of approving a federal aid programming resolution for inclusion into the Transportation Improvement Plan for a project to resurface SE 29<sup>th</sup> Street from I-40 to Midwest Boulevard.

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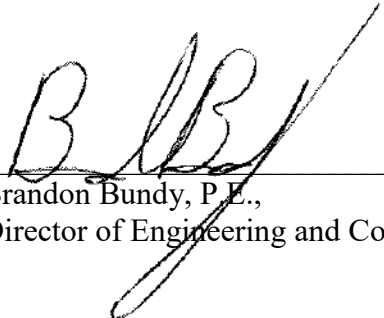
In the proposed project; SE 29<sup>th</sup> Street will be resurfaced from I-40 to Midwest Boulevard. Included in the resurfacing would be rebuilding signalized intersections to concrete surface to align with current standard practice.

The accompanying programming resolution is required in order to have the referenced project considered in the Association of Central Oklahoma Governments update of the four year Transportation Improvement Plan (TIP). All projects that apply for federal aid funding must be programmed in this manner. Programming a project does not guarantee the project will be funded since it competes with projects submitted by other entities across the metropolitan area.

- 80% Federal Funds: \$3,264,000
- 20% Local Match: \$816,000
- Estimated total cost - \$4,080,000

No City funds are obligated at this time. However, if the project is funded, the City will be obligated to fund the local match, hire a design consultant, and do necessary utility relocations. Project selection is slated for February 2023.

Staff recommends acceptance as this is consistent with past policy



---

Brandon Bundy, P.E.,  
Director of Engineering and Construction Services

Attachment



**RESOLUTION  
PROGRAMMING SURFACE TRANSPORTATION BLOCK GRANT - URBANIZED  
AREA (STBG-UZA) PROJECT**

**WHEREAS**, Surface Transportation Block Grant Program funds for urbanized areas have been made available for transportation improvements within the Oklahoma City Urban Area, and

**WHEREAS**, The City of Midwest City has selected a project described as follows:  
Resurface SE 29<sup>th</sup> Street from I-40 to Midwest Boulevard and

**WHEREAS**, the engineer's preliminary estimate of cost is \$4,080,000, and Federal participation under the terms of the *Infrastructure Investment and Jobs Act (IIJA)* relating to Surface Transportation Block Grant Program - Urbanized Area (STBG-UZA) funds is hereby requested for funding 80% of the project cost, which is estimated at \$3,264,000, and

**WHEREAS**, the City proposes to use its Capital Improvements Project Fund as the source(s) of funds for the local match, which is estimated at -\$816,000, and

**WHEREAS**, no City funds are committed by this action, and

**WHEREAS**, the City has the required matching funds available and further agrees to deposit matching funds by separate agreement with the Oklahoma Department of Transportation (ODOT) prior to advertising of the project for bid by ODOT, and

**WHEREAS**, the City will select a design consultant qualified and licensed in the state of Oklahoma to furnish engineering services in the preparation of detailed plans, specifications and estimates, and

**WHEREAS**, the City agrees to provide for satisfactory maintenance after completion, and to furnish the necessary right-of-way clear and unobstructed, and

**WHEREAS**, the City agrees, as a condition to receiving any Federal financial assistance from the Department of Transportation, that it will comply with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42. U.S.C. 2000d et seq., and all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, "Nondiscrimination of Federally-Assisted Programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964", and

**WHEREAS**, The City assures that no qualified person with a disability shall, solely by reasons of their disability, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any program or activity administered by the City/Town/County, and

**WHEREAS**, the City further understands that acceptance of this resolution by the Association of Central Oklahoma Governments (ACOG) and the Oklahoma Department of Transportation is not a commitment to Federal funding, but only registers the City/Town/County's interest and intent in participating in the program application process.

**NOW, THEREFORE, BE IT RESOLVED:**

That ACOG is hereby requested to consider this project as a candidate for Federal funding, and to submit same to the Oklahoma Department of Transportation for its approval;

**ADOPTED** by the City Council of City of Midwest City and **SIGNED** by the Mayor this 27th day of September, 2022.

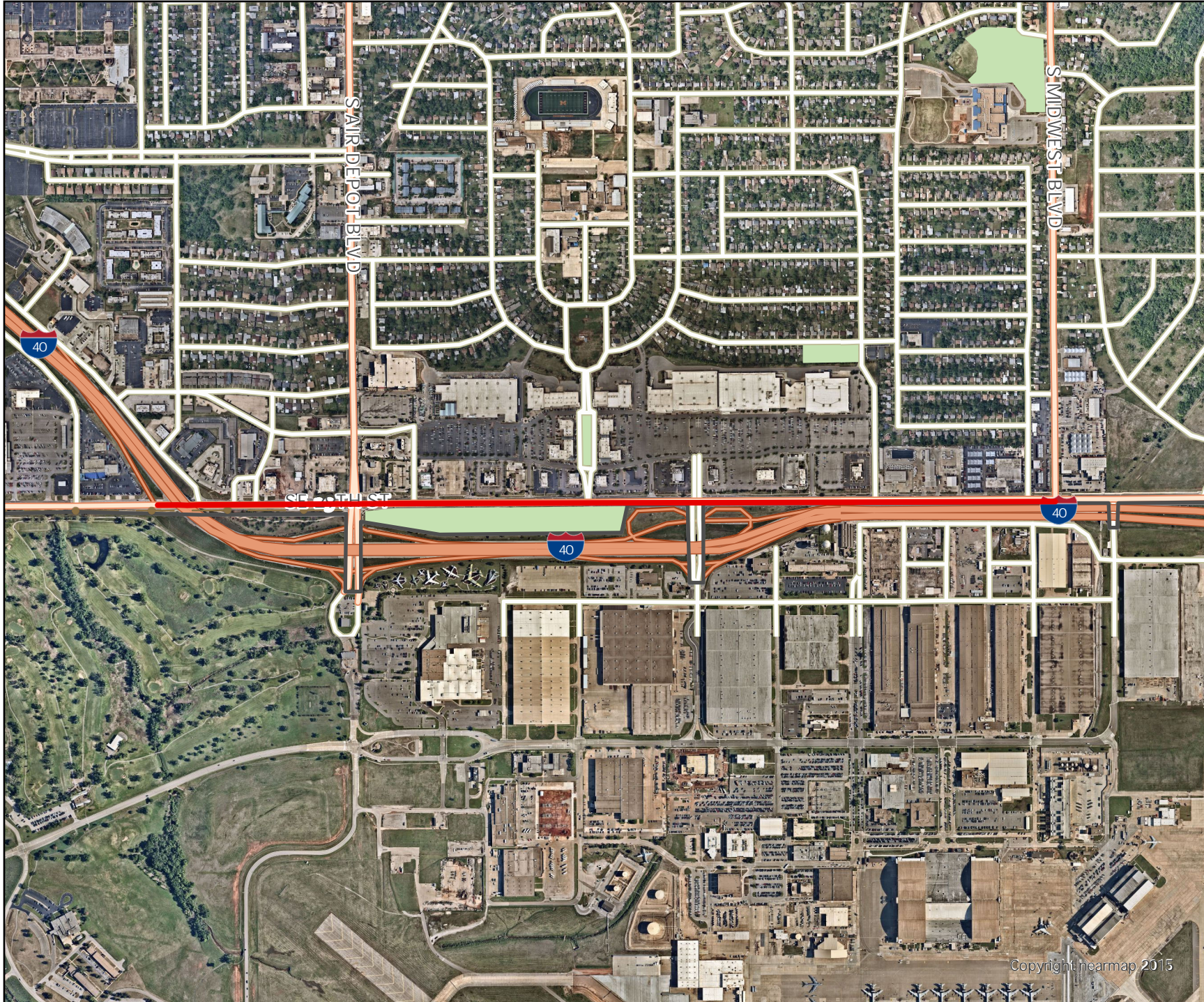
ATTEST:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

Approved as to form and legality

\_\_\_\_\_  
City Attorney



1 in = 1,000 ft  
when printed actual size  
on 8-1/2"x11" paper

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**Engineering and  
Construction Services**  
100 N Midwest Boulevard  
Midwest City, OK 73110  
Office 405.739.1220

---

TO : Honorable Mayor and Council

FROM : Brandon Bundy, P.E., Director

DATE : September 27, 2022

SUBJECT : Discussion and consideration, including any amendment thereto, of approving a federal aid programming resolution for inclusion into the Transportation Improvement Plan for a project to resurface Post Road from Reno Avenue to NE 10<sup>th</sup> Street.

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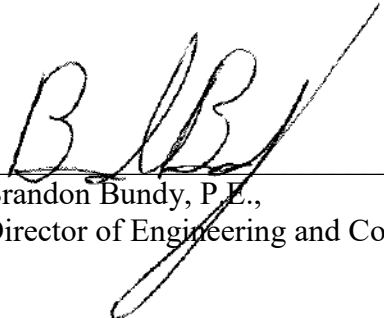
This project would be to resurface Post Road from Reno Avenue to NE 10<sup>th</sup> Street. It is an existing two lane roadway in need of a simple resurfacing. This is meant to be a simple project to streamline the federal-aid process.

The accompanying programming resolution is required in order to have the referenced project considered in the Association of Central Oklahoma Governments update of the four year Transportation Improvement Plan (TIP). All projects that apply for federal aid funding must be programmed in this manner. Programming a project does not guarantee the project will be funded since it competes with projects submitted by other entities across the metropolitan area.

- 80% Federal Funds: \$770,000
- 20% Local Match: \$154,000
- Estimated total cost - \$770,000

No City funds are obligated at this time. However, if the project is funded, the City will be obligated to fund the local match, hire a design consultant, and do necessary utility relocations. Project selection is slated for February 2023.

Staff recommends acceptance as this is consistent with past policy



---

Brandon Bundy, P.E.,  
Director of Engineering and Construction Services

Attachment

**RESOLUTION  
PROGRAMMING SURFACE TRANSPORTATION BLOCK GRANT - URBANIZED  
AREA (STBG-UZA) PROJECT**

**WHEREAS**, Surface Transportation Block Grant Program funds for urbanized areas have been made available for transportation improvements within the Oklahoma City Urban Area, and

**WHEREAS**, The City of Midwest City has selected a project described as follows:  
Resurfacing of Post Road; Reno Avenue to NE 10<sup>th</sup> Street, and

**WHEREAS**, the engineer's preliminary estimate of cost is \$770,000, and Federal participation under the terms of the *Infrastructure Investment and Jobs Act (IIJA)* relating to Surface Transportation Block Grant Program - Urbanized Area (STBG-UZA) funds is hereby requested for funding 80% of the project cost, which is estimated at \$616,000, and

**WHEREAS**, the City proposes to use its Capital Improvements Project Fund as the source(s) of funds for the local match, which is estimated at -\$154,000, and

**WHEREAS**, no City funds are committed by this action, and

**WHEREAS**, the City has the required matching funds available and further agrees to deposit matching funds by separate agreement with the Oklahoma Department of Transportation (ODOT) prior to advertising of the project for bid by ODOT, and

**WHEREAS**, the City will select a design consultant qualified and licensed in the state of Oklahoma to furnish engineering services in the preparation of detailed plans, specifications and estimates, and

**WHEREAS**, the City agrees to provide for satisfactory maintenance after completion, and to furnish the necessary right-of-way clear and unobstructed, and

**WHEREAS**, the City agrees, as a condition to receiving any Federal financial assistance from the Department of Transportation, that it will comply with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42. U.S.C. 2000d et seq., and all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, "Nondiscrimination of Federally-Assisted Programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964", and

**WHEREAS**, The City assures that no qualified person with a disability shall, solely by reasons of their disability, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any program or activity administered by the City/Town/County, and

**WHEREAS**, the City further understands that acceptance of this resolution by the Association of Central Oklahoma Governments (ACOG) and the Oklahoma Department of Transportation is not a commitment to Federal funding, but only registers the City/Town/County's interest and intent in participating in the program application process.

**NOW, THEREFORE, BE IT RESOLVED:**

That ACOG is hereby requested to consider this project as a candidate for Federal funding, and to submit same to the Oklahoma Department of Transportation for its approval;

**ADOPTED** by the City Council of City of Midwest City and **SIGNED** by the Mayor this 27<sup>th</sup> day of September, 2022.

ATTEST:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

Approved as to form and legality

\_\_\_\_\_  
City Attorney



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**Engineering and  
Construction Services**  
100 N Midwest Boulevard  
Midwest City, OK 73110  
Office 405.739.1220

---

TO : Honorable Mayor and Council

FROM : Brandon Bundy, P.E., Director

DATE : September 27, 2022

SUBJECT : Discussion and consideration, including any amendment thereto, of approving a federal aid programming resolution to make eligible an application for the Transportation Alternative Program, a federal funding program, to design and construct an extension of the Bomber Rail Trail from Quinlan Park northwesterly to Sooner Road.

---

This project application will continue the Bomber Rail Trail from Quinlan Park northwesterly to Sooner Road along the railroad corridor. The trail exists as an approximate 1 mile section of concrete multi-purpose trail from SE 15<sup>th</sup> Street to Maple Drive (Midwest City High School). There is another section that is funded and slated to be constructed in early 2023 which will take the trail from Maple Drive to Quinlan Park. This last section, phase 4, has not yet been funded.

The ultimate goal is for The City of Del City to complete the trail connection from the intersection of Reno Avenue and Sooner Road to The City of Oklahoma City's extensive trail system. That way our citizens can enjoy a metro-wide trail network via this important segment.

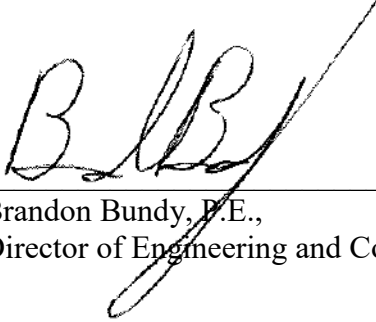
The accompanying programming resolution is required in order to have the referenced project considered for funding through the Transportation Alternative Program (TAP). All projects that apply for federal aid funding must be programmed in this manner. Programming a project does not guarantee the project will be funded since it competes with projects submitted by other entities across the metropolitan area.

- 80% Federal Funds: \$800,000
- 20% Local Match: \$200,000
- Estimated total cost - \$1,000,000



No City funds are obligated at this time. However, if the project is funded, the City will be obligated to fund the local match, hire a design consultant, and do necessary utility relocations. Project selection is slated for February 2023.

Staff recommends acceptance as this is consistent with past policy

A handwritten signature in black ink, appearing to read 'B. Bundy', written over a horizontal line. The signature is stylized and cursive.

Brandon Bundy, P.E.,  
Director of Engineering and Construction Services

Attachment

**RESOLUTION  
TRANSPORTATION ALTERNATIVE PROGRAM (TAP)**

**WHEREAS**, Transportation Alternatives Program (TAP) funds for urbanized areas have been made available for transportation improvements within the Oklahoma City Urban Area, and

**WHEREAS**, The City of Midwest City has selected a project described as follows:  
Construction of the extension of concrete multi-purpose trail from Quinlan Park northwesterly along the railroad track to Sooner Road, known as Bomber Rail Trail Phase 4, and

**WHEREAS**, the engineer's preliminary estimate of cost is \$1,000,000, and Federal participation under the terms of the *Infrastructure Investment and Jobs Act (IIJA)* relating to Surface Transportation Block Grant Program - Urbanized Area (STBG-UZA) funds is hereby requested for funding 80% of the project cost, which is estimated at \$800,000, and

**WHEREAS**, the City proposes to use its Capital Improvements Project Fund as the source(s) of funds for the local match, which is estimated at -\$200,000, and

**WHEREAS**, no City funds are committed by this action, and

**WHEREAS**, the City has the required matching funds available and further agrees to deposit matching funds by separate agreement with the Oklahoma Department of Transportation (ODOT) prior to advertising of the project for bid by ODOT, and

**WHEREAS**, the City will select a design consultant qualified and licensed in the state of Oklahoma to furnish engineering services in the preparation of detailed plans, specifications and estimates, and

**WHEREAS**, the City agrees to provide for satisfactory maintenance after completion, and to furnish the necessary right-of-way clear and unobstructed, and

**WHEREAS**, the City agrees, as a condition to receiving any Federal financial assistance from the Department of Transportation, that it will comply with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42. U.S.C. 2000d et seq., and all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, "Nondiscrimination of Federally-Assisted Programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964", and

**WHEREAS**, The City assures that no qualified person with a disability shall, solely by reasons of their disability, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any program or activity administered by the City/Town/County, and

**WHEREAS**, the City further understands that acceptance of this resolution by the Association of Central Oklahoma Governments (ACOG) and the Oklahoma Department of Transportation is not a commitment to Federal funding, but only registers the City/Town/County's interest and intent in participating in the program application process.

**NOW, THEREFORE, BE IT RESOLVED:**

That ACOG is hereby requested to consider this project as a candidate for Federal funding, and to submit same to the Oklahoma Department of Transportation for its approval;

**ADOPTED** by the City Council of City of Midwest City and **SIGNED** by the Mayor  
this 27<sup>th</sup> day of September, 2022.

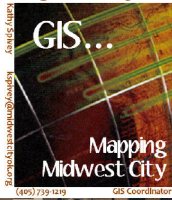
ATTEST:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

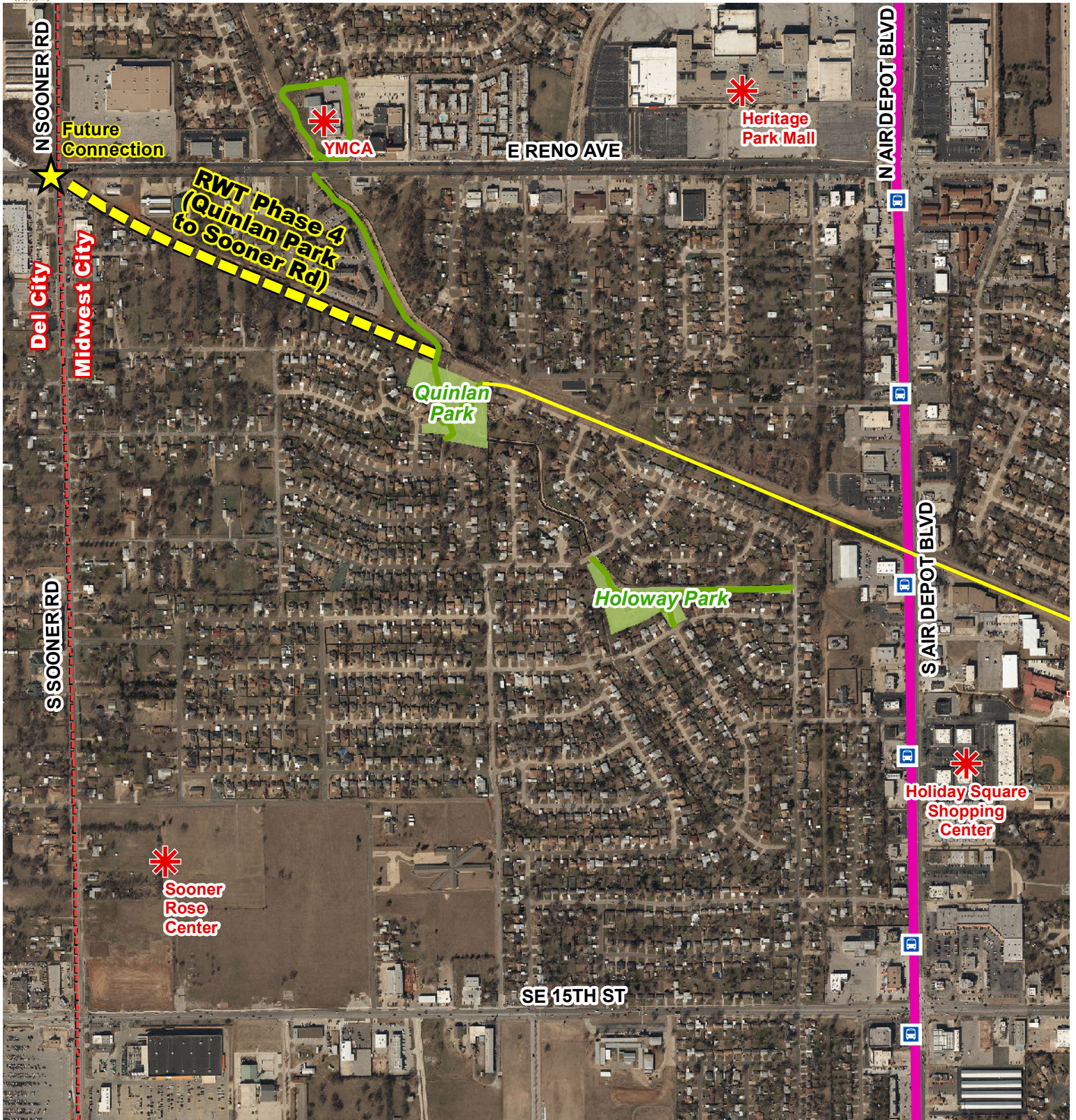
Approved as to form and legality

\_\_\_\_\_  
City Attorney

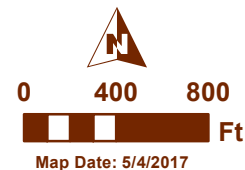


# Rail with Trail - Phase 4

## ACOG Transportation Alternatives Program Application



Legend			
<b>Trails</b>	<b>Rail with Trail - Phase 4</b>	<b>Activity Centers</b>	<b>Commercial Corridor</b>
Existing			
Funded			<b>Bus Stops</b>
Proposed		<b>Parks</b>	
Under Design			



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**City of Midwest City Police Department**

100 N. Midwest Boulevard

Midwest City, OK 73110

Office 405.739.1320

Fax 405.739.1398

**Memorandum**

TO: Honorable Mayor and City Council

FROM: Sid Porter, Chief of Police

DATE: September 27, 2022

SUBJECT: Discussion and consideration including any possible amendment of, declaring numerous Bomb Squad equipment items as surplus and authorizing disposal by destruction.

---

The items identified are property that the Midwest City Police Department no longer needs, uses and are considered obsolete. Due to the sensitive nature of these items, they will need to be destroyed and not used on the open market.

Items (3-21) are special purpose Bomb Squad equipment and would be unsafe to resell. Items (22-29) are old bulletproof vests that are past their expiration dates and also need to be destroyed.

Staff recommends approval.

*Sid Porter*

---

Sid Porter, Chief of Police

Attachment: Equipment list/pictures

# MEMORANDUM

To: Chief Porter

From: Lieutenant Dawson

Subject: Surplus Equipment for Destruction

Date: 2-17-2022

Sir,

Equipment on this list, specifically items (3-21) is old Bomb Squad equipment. The Bomb Squads in Oklahoma (OCPD, OHP, OCSO, Edmond PD, Norman PD, and Tulsa PD) were contacted when the Midwest City PD Bomb Squad was dissolved. We offered the possibility of this equipment being transferred to them, but they declined. This is due to the equipment being outdated, non-compatible with theirs, or being redundant with their own equipment.

The equipment listed on the attached spread sheet is surplus and needs to be destroyed. Items (3-21) is special purpose Bomb Squad equipment and would be unsafe to resell. Items (22-29) are old bulletproof vest I found in storage. These bulletproof vests are past their expiration dates and need to be destroyed as well.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'SD', with the number '1123' written to the right of the signature.

Lieutenant Scott Dawson  
Shift III Patrol Supervisor

cc: Asst. Chief Wipfli  
Major Goforth  
Captain Cruz

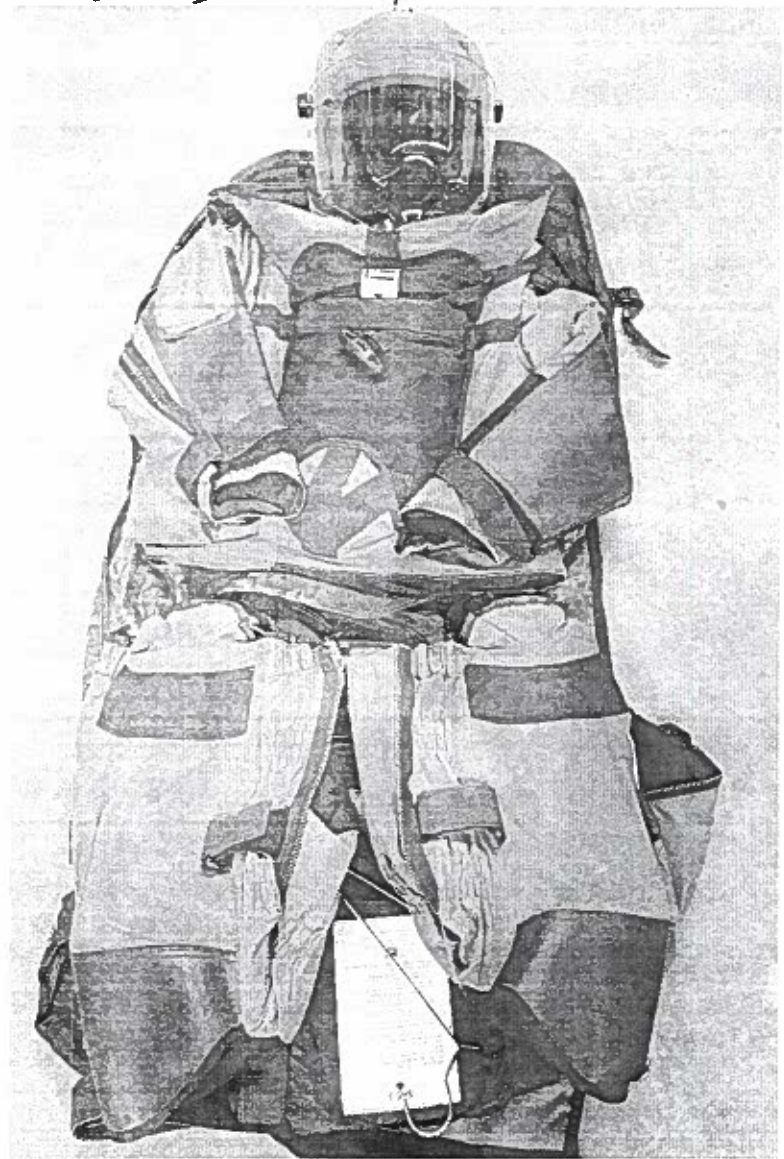
Attachments: Spreadsheet of surplus equipment submitted for destruction  
Photographs of equipment

	A	B	C	D	E	F	G
1	<b>Surplus Equipment for Destruction</b>						
2	<b>Make</b>	<b>Model</b>	<b>Serial Number</b>	<b>Color</b>	<b>Size</b>	<b>Description</b>	<b>Reason</b>
3	Med-Eng	SRS 5	99-3062	Olive Drab	Medium	Bomb Suit with Helmet	Bomb squad/cannot sell
4	Med-Eng	SRS 5	99-3056	Olive Drab	Medium	Bomb Suit with Helmet	Bomb squad/cannot sell
5	Med-Eng	SRS 7		Olive Drab		Bomb Suit with Helmet	Bomb squad/cannot sell
6	US Armor	4 US 129C	79666	Black	Medium	Flak Vest	Past expiration date
7	US Armor	4 US 129C	79669	Black	Large	Flak Vest	Past expiration date
8	US Armor	4 US 129C	79668	Black	Extra Large	Flak Vest	Past expiration date
9	US Armor	4 US 129C	79664	Black	Extra Large	Flak Vest	Past expiration date
10	US Armor	4 US 129C	79656	Black	Large	Flak Vest	Past expiration date
11	Precision Aim Kit	N/A	N/A	Black	N/A	Precision aim kit for x-ray	Bomb squad/cannot sell
12	SGA-120 Laser Boresighter		59516	Red	For 12 Gauge	Red Boresight for PAN disrupter	Bomb squad/cannot sell
13	Blaster One	BB-75	410	Black/Orange	N/A	Electric Detonator with Continuity Test	Bomb squad/cannot sell
14	Blaster One	BB-75	463	Black/Orange	N/A	Electric Detonator with Continuity Test	Bomb squad/cannot sell
15	Pow-Gal 27	N/A	1861	Tan	N/A	Electric Detonator with Galvanometer	Bomb squad/cannot sell
16	Pow-Gal 27	N/A	3235	Tan	N/A	Electric Detonator with Galvanometer	Bomb squad/cannot sell
17	Royal Arms	N/A	RD197017	Black Metal	N/A	Double primer initiator	Bomb squad/cannot sell
18	EOD Performance Inc.	N/A	N/A	Copper Metal	N/A	Double primer initiator	Bomb squad/cannot sell
19	OMNI Explosives	N/A	8071	Metal/Silver	N/A	Single primer initiator	Bomb squad/cannot sell
20	US Navy	MK 31 MOD O	N/A	Black Metal	N/A	Single primer initiator	Bomb squad/cannot sell
21	Royal Arms Disruptor	N/A	97221	Metal	Standard	Royal Arms Disruptor	Bomb squad/cannot sell
22	Armor Express	N/A	N/A	Blue/Black	N/A	Bullet Proof Vest	Past expiration date
23	Armor Express	N/A	N/A	Blue/Black	N/A	Bullet Proof Vest	Past expiration date
24	Armor Express	N/A	N/A	Blue/Black	N/A	Bullet Proof Vest	Past expiration date
25	Armor Express	N/A	N/A	Blue/Black	N/A	Bullet Proof Vest	Past expiration date
26	Armor Express	N/A	N/A	Blue/Black	N/A	Bullet Proof Vest	Past expiration date
27	American Body Armor	N/A	N/A	Blue/Black	N/A	Bullet Proof Vest	Past expiration date
28	American Body Armor	N/A	N/A	Blue/Black	N/A	Bullet Proof Vest	Past expiration date
29	US Armor	N/A	N/A	Blue/Black	N/A	Bullet Proof Vest	Past expiration date

SRS 5 #3



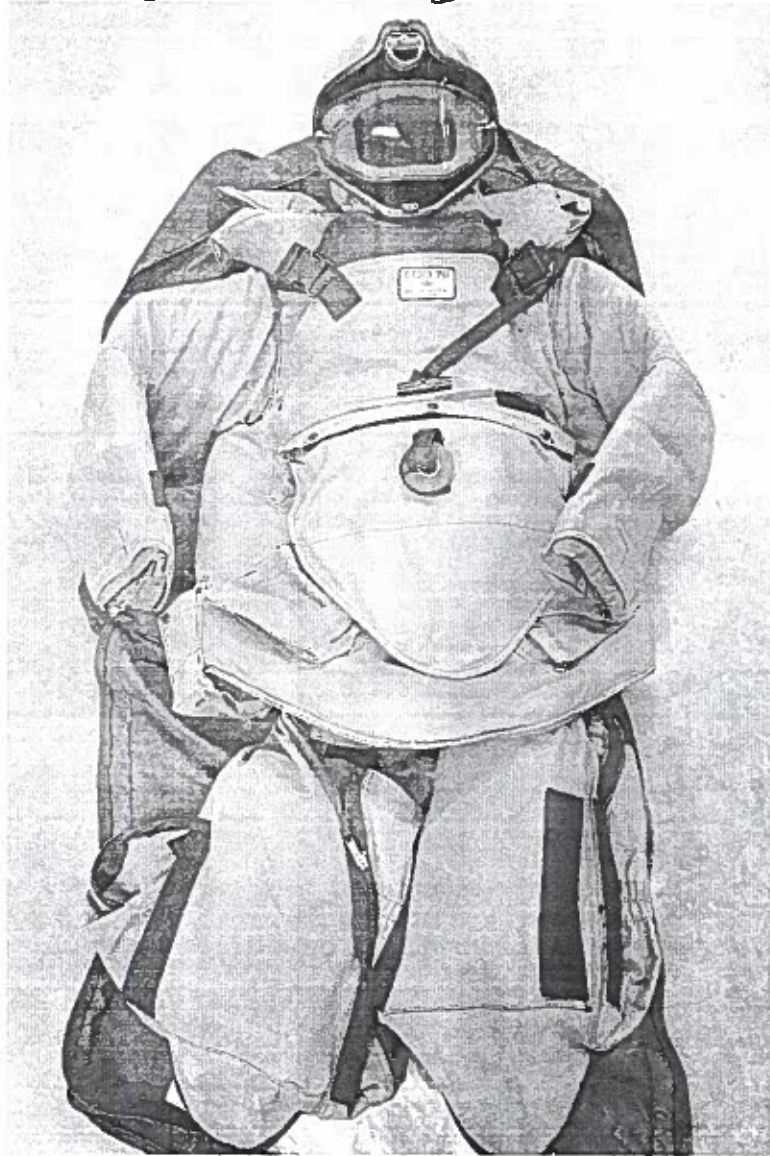
SRS 5 #4





EOD 7

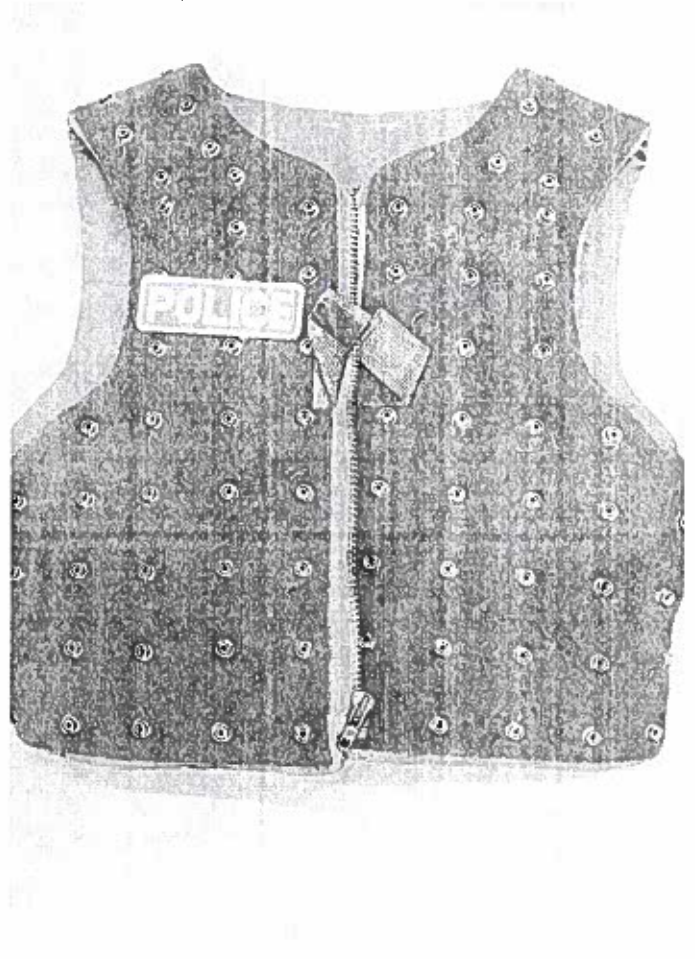
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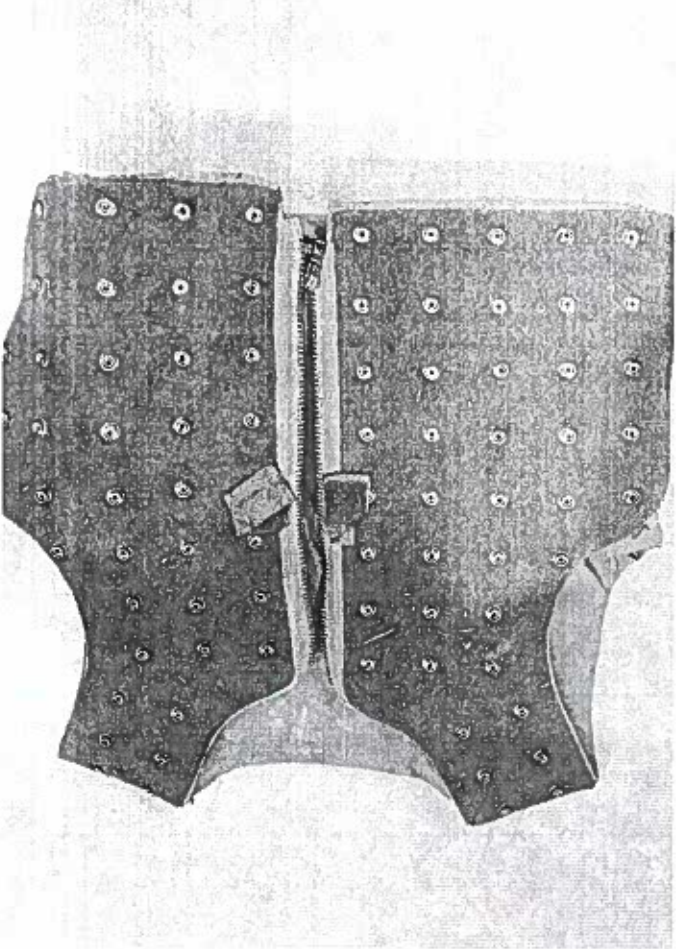
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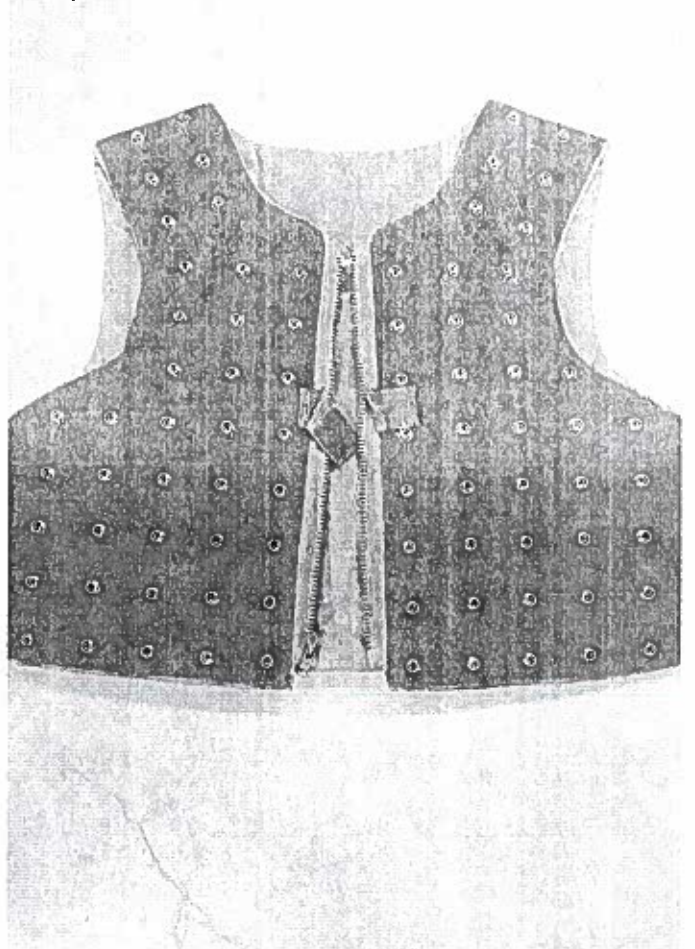
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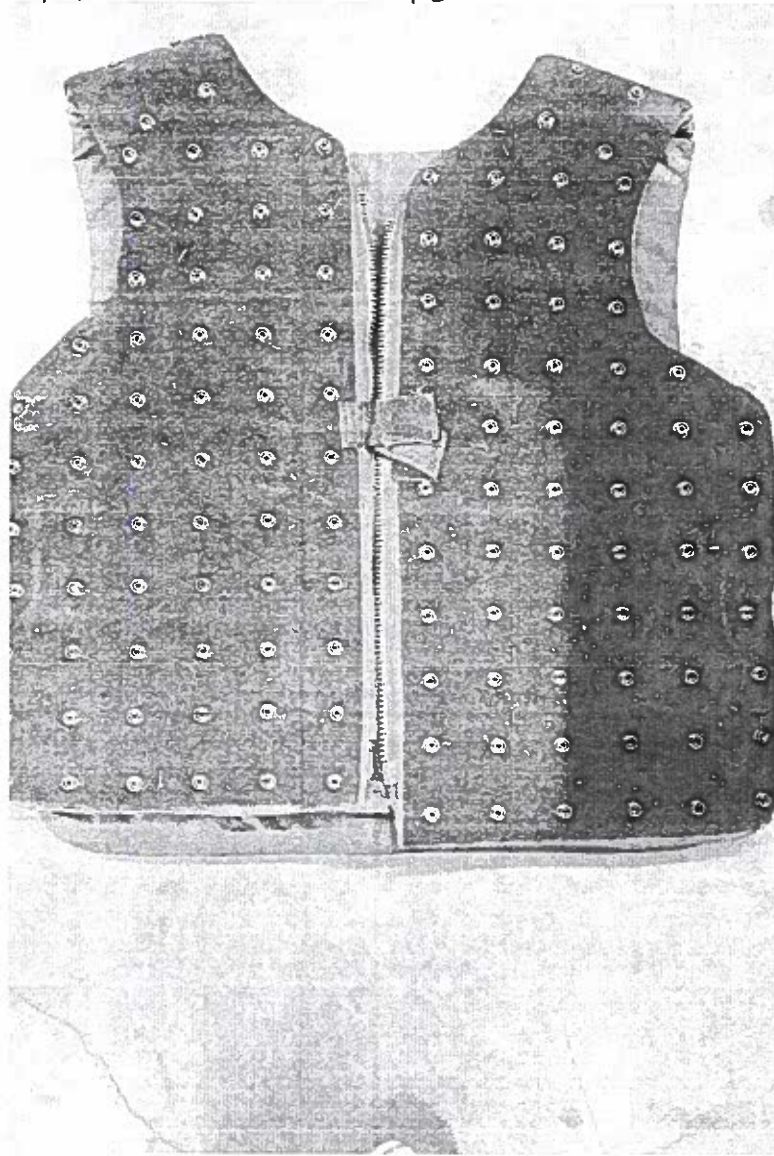
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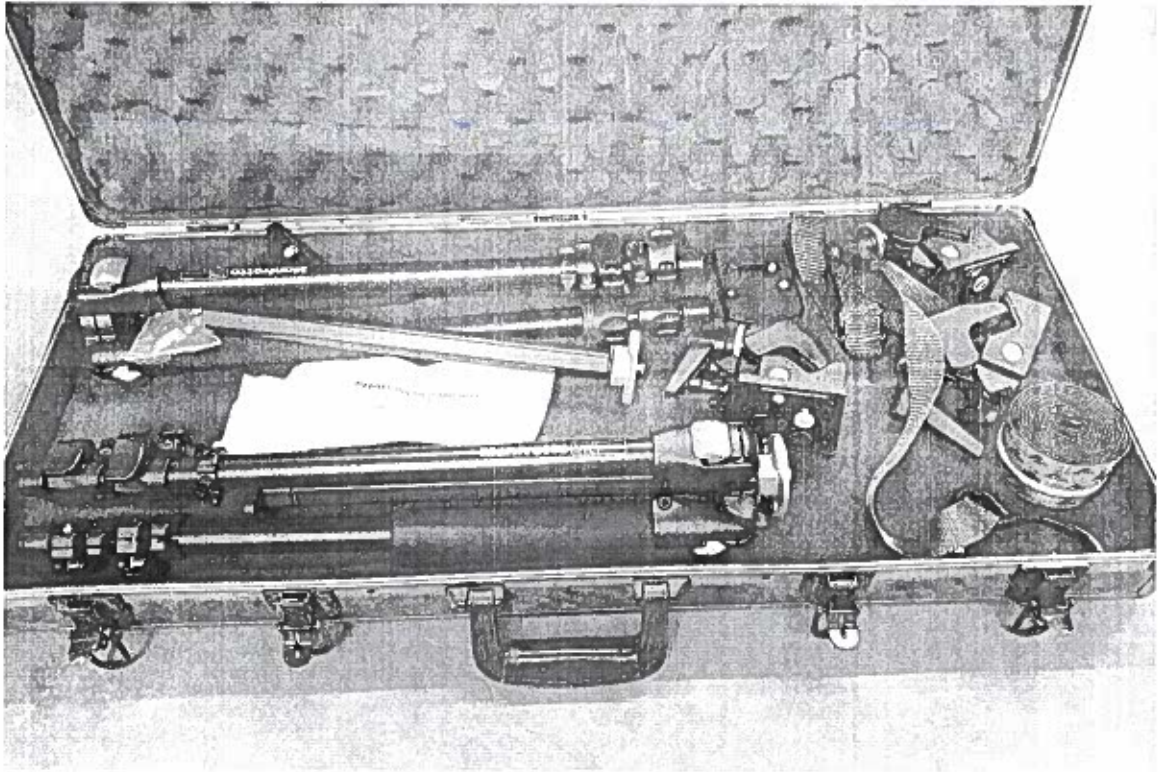


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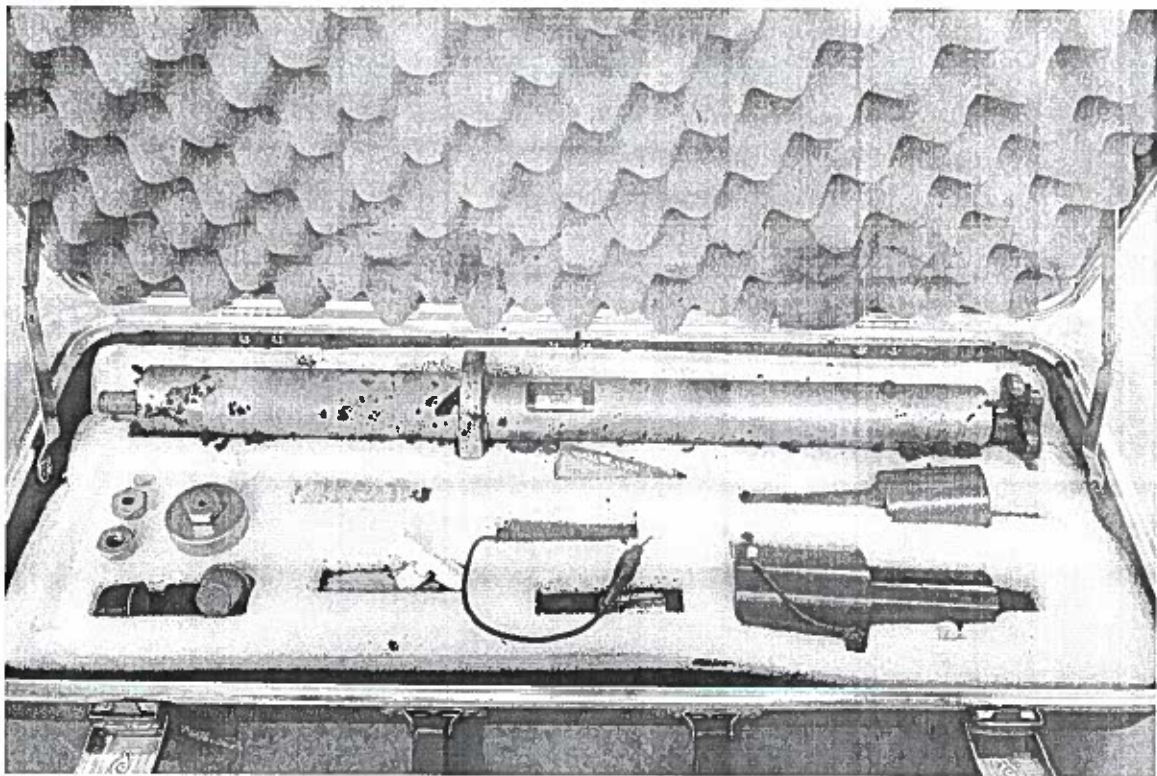
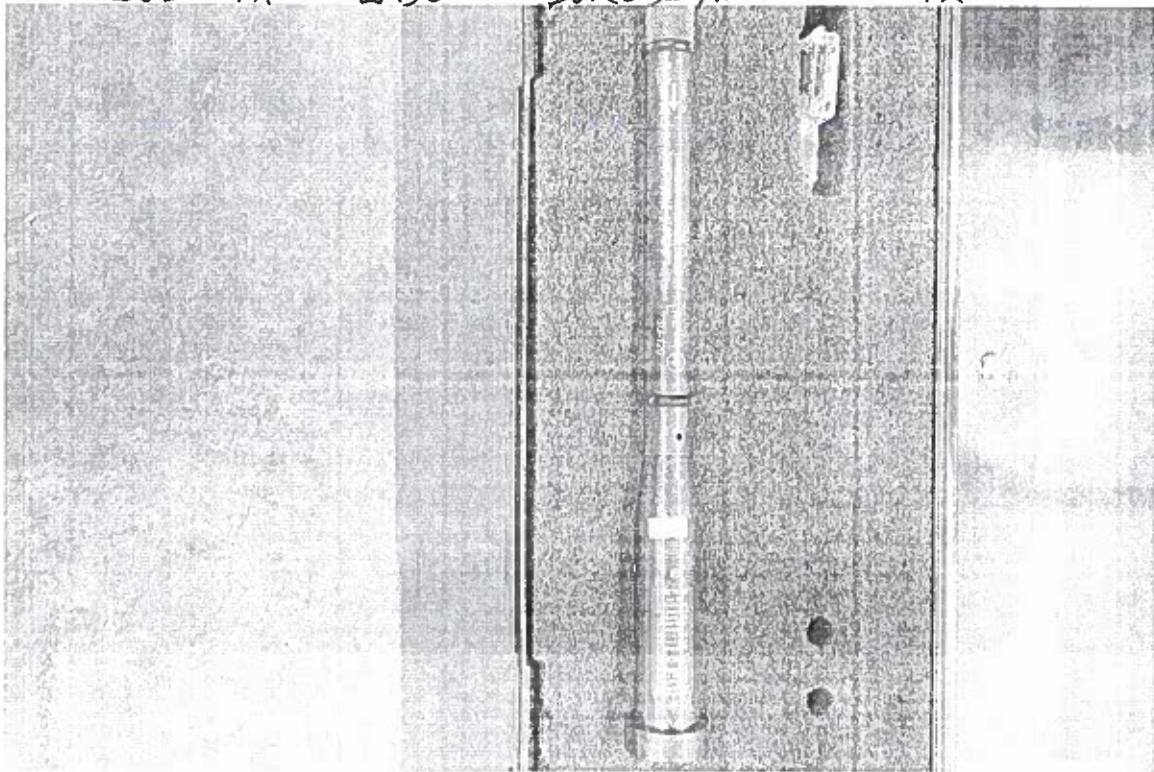
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PRECISION AEM KIT #11

EOD PAN LASER BORE SIGHTER # 12

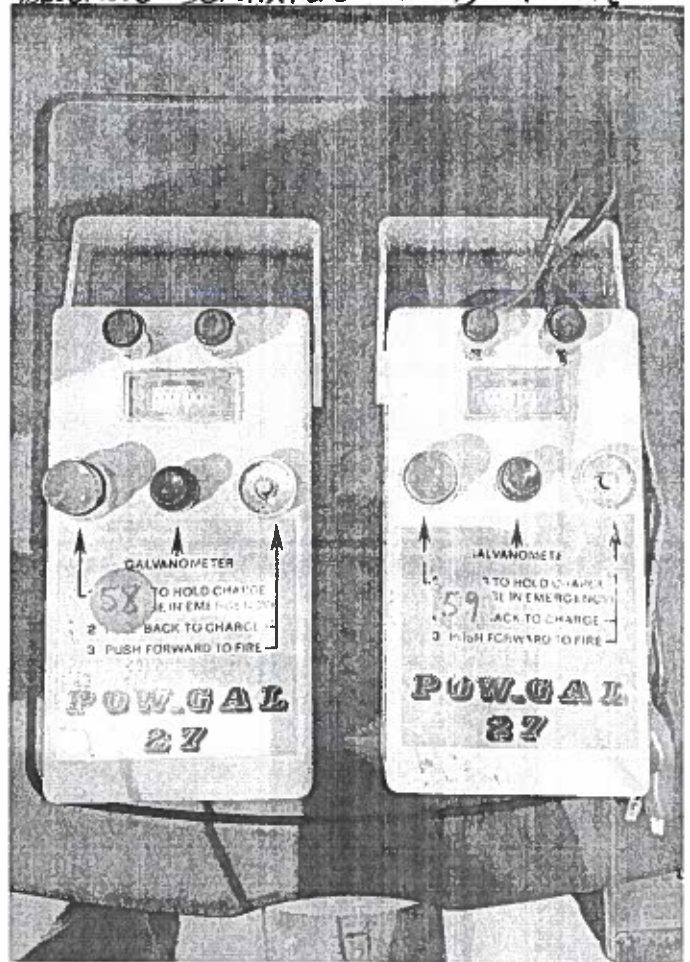


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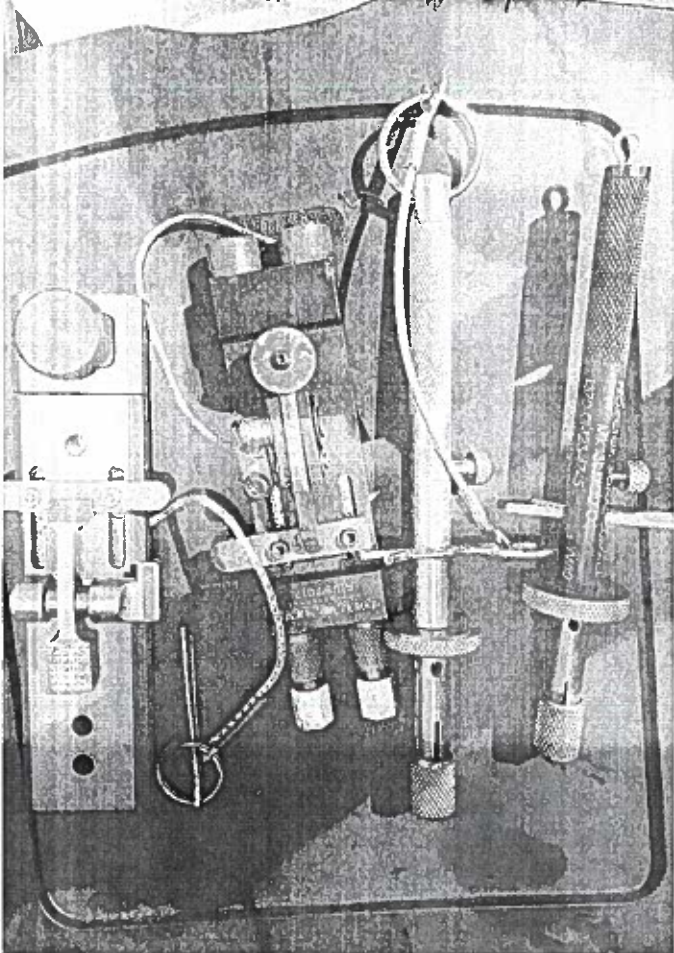
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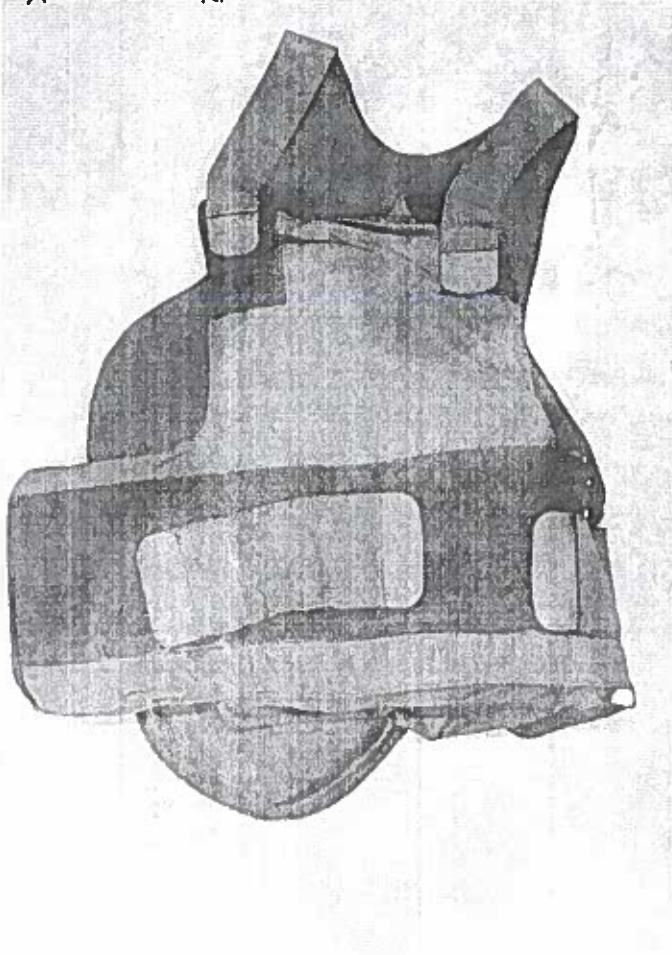
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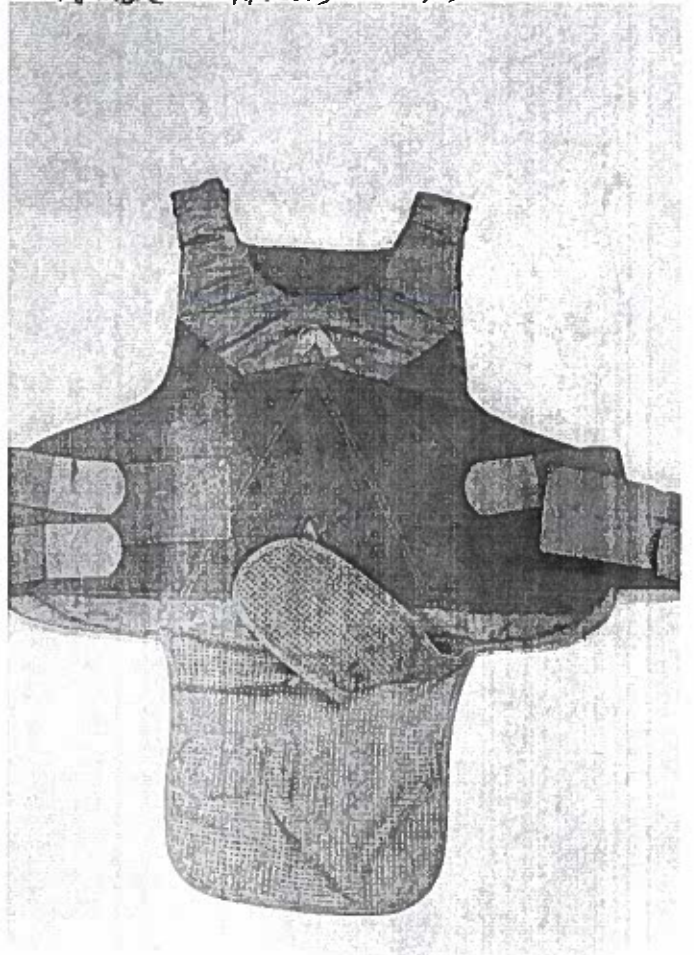
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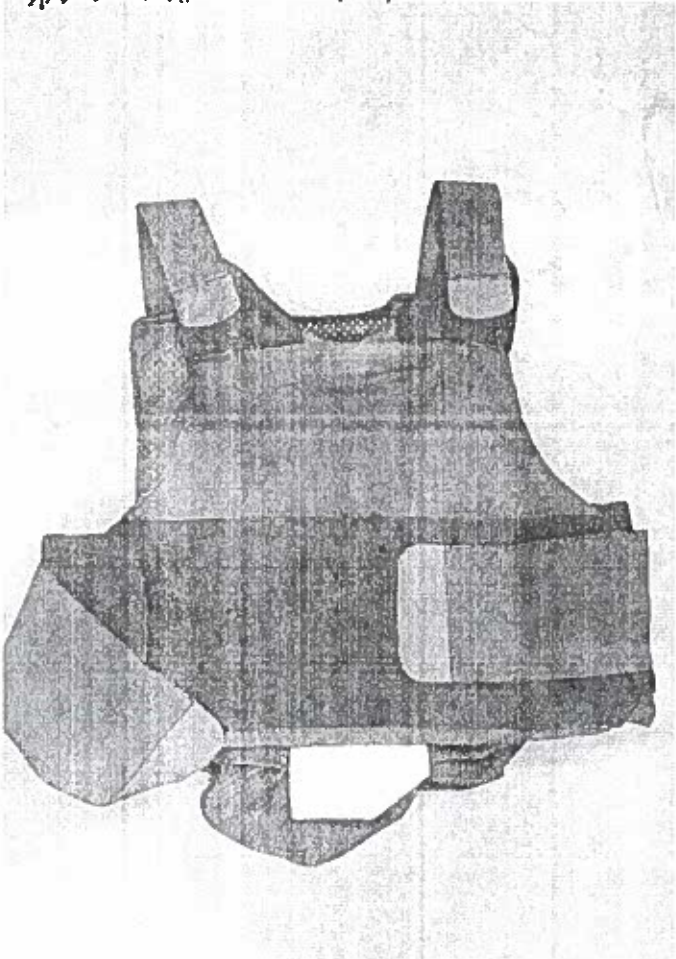
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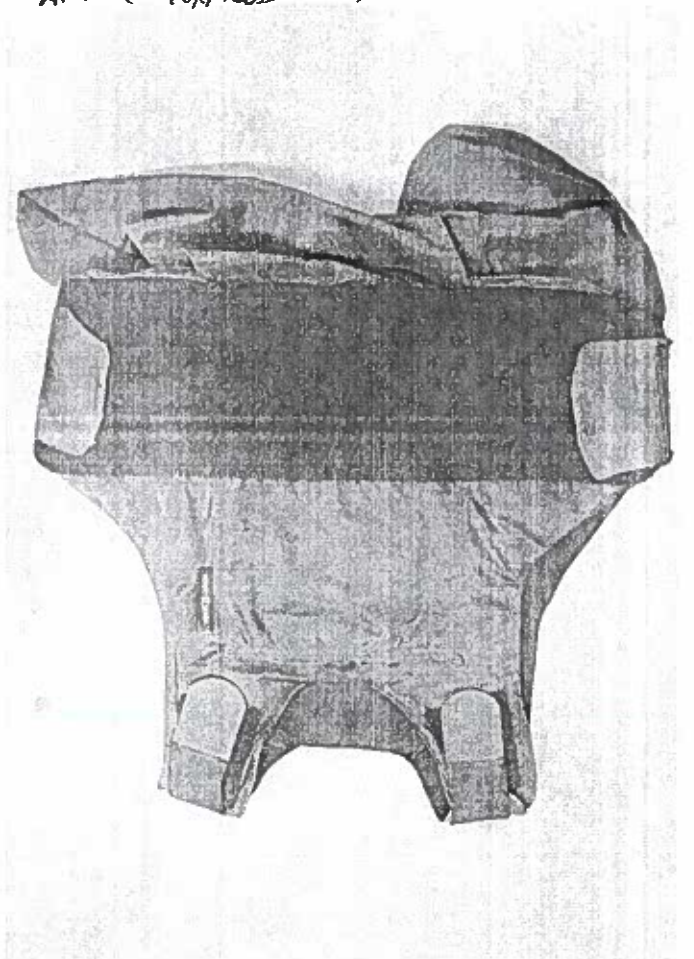
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ARMOR EXPRESS # 24



ARMOR EXPRESS # 25



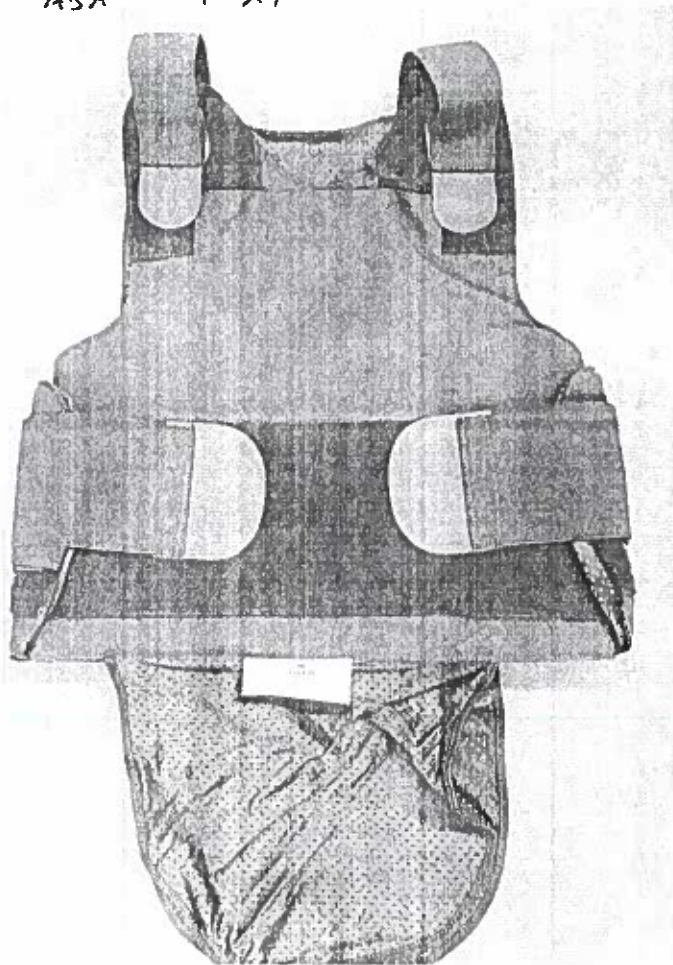
US ARMOR # 29



ARMOR EXPRESS # 26



ABA # 27



ABA #28







**City of Midwest City Police Department**

100 N. Midwest Boulevard

Midwest City, OK 73110

Office 405.739.1320

Fax 405.739.1398

**Memorandum**

TO: Honorable Mayor and City Council

FROM: Sid Porter, Chief of Police

DATE: September 27, 2022

SUBJECT: Discussion and consideration including any possible amendment of, declaring (1) 2014 Chevrolet Caprice Vin# 2381, and its contents, as surplus and authorizing disposal by public auction, sealed bid or other means necessary.

---

The item identified is property that the Midwest City Police Department no longer needs or uses and have been removed from service. Staff recommends that this item be declared surplus. This vehicle is not estimated to have a value or sell for \$10,000.00 or more.

Items for surplus:

06-00-06: 2014 Chevy Caprice **VIN#6G3NS5U25EL952381**

Auction services are provided to the City by:

1. [www.ebay.com](http://www.ebay.com)
2. [www.govdeals.com](http://www.govdeals.com)
3. [www.pulicsurplus.com](http://www.pulicsurplus.com)

Staff recommends approval.

*Sid Porter*

---

Sid Porter, Chief of Police



**City of Midwest City Police Department**

100 N. Midwest Boulevard

Midwest City, OK 73110

Office 405.739.1320

Fax 405.739.1398

**Memorandum**

TO: Honorable Mayor and City Council

FROM: Sid Porter, Chief of Police

DATE: September 27, 2022

SUBJECT: Discussion and consideration including any possible amendment of, declaring (1) Mystaire Isola PRO Filtered Work Station and (1) SIRCHIE VAC200 Fuming Chamber as surplus and authorizing disposal by public auction, sealed bid or other means necessary.

---

The items identified are property that the Midwest City Police Department-Lab no longer needs or uses. Due to the sensitive nature of these items, it will need to be properly surplus.

Isola PRO polypropylene filtered chemical workstation removes toxic particulate, chemical fumes and vapors protecting both the operator and the environment.

Black SIRCHIE VAC200 Fuming Chamber is a portable fuming chamber used to assist with lifting fingerprints. (Table not included).

None of these items are estimated to have a value or sell for \$10,000.00 or more.

Staff recommends approval.

*Sid Porter*

---

Sid Porter, Chief of Police

Attachment: Item Description/pictures





UNIC  
CONTROL

Pressure Gauge



**City of Midwest City Police Department**

100 N. Midwest Boulevard

Midwest City, OK 73110

Office 405.739.1320

Fax 405.739.1398

**Memorandum**

TO: Honorable Mayor and City Council

FROM: Sid Porter, Chief of Police

DATE: September 27, 2022

SUBJECT: Discussion and consideration including any possible amendment of, declaring (2) Livescan machines as surplus, this equipment is now obsolete and authorizing disposal by destruction.

---

The items identified are property that the Midwest City Police Department no longer needs, uses and are considered obsolete. Due to the sensitive nature of these items, they will need to be destroyed and not used on the open market.

None of these items are estimated to have a value or sell for \$10,000.00 or more.

Staff recommends approval.

*Sid Porter*

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Sid Porter, Chief of Police

Livescan #1

Monitor: Model #: SL-LCD-19A-RTOUCH-1  
Data: Y-AU19T2525LE17  
Power Supply: DC12V 4A  
Serial #: IPM1901P1411120227  
Camera: DS126491 112073005707  
Dell Tower: Service Tag 7XXPP22  
Express Service Code 17259486362  
Optiplex 9020

Livescan #2

Monitor: Model #: RJ0453  
Serial #: 00017355.F2008  
Power Supply: BR1006 3B1208X26356  
Camera: PC 1033 6524804135  
Dell Tower: JKJ76-CM6DF-W63W9-2869H-4RC8Q



**City of Midwest City Police Department**

100 N. Midwest Boulevard

Midwest City, OK 73110

Office 405.739.1320

Fax 405.739.1398

**Memorandum**

TO: Honorable Mayor and City Council

FROM: Sid Porter, Chief of Police

DATE: September 27, 2022

SUBJECT: Discussion and consideration including any possible amendment of, declaring (1) 2013 BMW Motorcycle Vin# 2642, as surplus and authorizing disposal by public auction, sealed bid or other means necessary.

---

The items identified are property that the Midwest City Police Department no longer needs or uses and have been removed from service. Staff recommends that these items be declared surplus. None of these items are estimated to have a value or sell for \$10,000.00 or more.

Items for surplus:

06-0235 BMW Motorcycle 1200RTP VIN **WB1044000DZW22642**

Auction services are provided to the City by:

1. [www.ebay.com](http://www.ebay.com)
2. [www.govdeals.com](http://www.govdeals.com)
3. [www.pulicsurplus.com](http://www.pulicsurplus.com)

Staff recommends approval.

*Sid Porter*

---

Sid Porter, Chief of Police



**Information Technology**  
 100 N. Midwest Boulevard  
 Midwest City, OK 73110  
 Office 405.739.1374  
 Fax 405.869.8602

**MEMORANDUM**

**TO:** Honorable Mayor and City Council

**FROM:** Allen Stephenson, Information Technology Director

**DATE:** September 27, 2022

**SUBJECT:** Discussion and consideration for adoption, including any possible amendment of 1) declaring various obsolete computer equipment and other miscellaneous items of city property on the attached surplus list; and 2) authorizing their disposal by public auction, sealed bid or other means as necessary.

The following computer equipment and miscellaneous items are obsolete, defective, or have been replaced.

<b>CPU</b>		
<b>Inventory #</b>	<b>Manufacturer</b>	<b>Serial Number</b>
3369	Apple Ipad Air + Cellular	DMPMD6D7F4YD
1046	Apple Ipad Air + Cellular	DMPLWR9VF4YD
1854	Apple Ipad Air + Cellular	DMPLVVTLF4YD
1033	Apple Ipad4	DMPK60SRF183
3368	Apple Ipad Air + Cellular	DLXHC1HMDNQR
1069	Apple Ipad Air + Cellular	DMPP2GN8G5WQ
3367	Apple Ipad Air + Cellular	DMPJLEV0F18P
2081	Intel NUC 7th Gen	F44D306D83A5
2360	iPad 9.7 (2017) + Cellular	GCGVVXX1HLJJ
1265	Getac F110G2 Tablet	RG139F1028
1812	Dell Optiplex 3020	J7QS482
907	Dell Precision Tower T1650	BW8JRW1
2483	Surface Pro (5th Gen)	33996580253
1072	Surface Pro 3rd Gen	50647650653
N/A	General Dynamics 7515C	GM37515CA
2126	Dell Latitude 5414	JL9LG92
2193	Dell Latitude 5414	HL9LG92





**Information Technology**  
100 N. Midwest Boulevard  
Midwest City, OK 73110  
Office 405.739.1374  
Fax 405.869.8602

<b>MISCELLANEOUS</b>		
<b>Quantity</b>	<b>Hardware Type</b>	<b>Serial Number</b>
2	Avigilon PTZ Security Camera	
1	3 in 1 Zip drive	
9	Dell speaker bar	
2	Box of Miscellaneous Computer Items	
1	Netgear Prosafe 8-port	
1	Netgear Router	
2	APC UPS	
1	MSI GTX 1060 OC Video Card	
2	Dell Monitors	



Engineering and  
Construction Services  
100 N Midwest Boulevard  
Midwest City, OK 73110  
Office 405.739.1220

---

TO : Honorable Mayor and Council

FROM : Brandon Bundy, P.E., Director

DATE : September 27, 2022

SUBJECT : Discussion and consideration, including any possible amendment of declaring various items of City property as surplus property and authorizing their disposal through sealed bid, public auction, or by other means as necessary.

---

The Department of Engineering and Construction Services requests to declare the listed items of City property surplus and authorize their disposal through sealed bid, public auction, or by other means as necessary.

- (2) Large book shelves
- (4) Mandrels' (to check the sewer lines)
- (3) Office chairs
- (1) Brother Label maker
- (1) Brother typewriter
- (2) Keyboards
- (5) Toner boxes
- (2) Wire baskets
- (5) Misc. books
- (2) Elec sharpener
- (4) Monitor holders
- (2) Desk top pen/tape organizers, (4) paper tray organizer, (4) metal file organizer.
- (2) Boxes of Dixie cups
- (1) Paper shredder
- (1) HP desk jet 9800
- (1) Magazine rack
- (1) Calculator
- (1) Hole puncher
- (1) Tape dispenser

If declared surplus, these items will be placed on the websites for disposal through sealed bid, public auction, or by other means as necessary.

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Brandon Bundy, P.E.,  
Director of Engineering and Construction Services



DISCUSSION ITEMS





The City of  
**MIDWEST CITY**  
COMMUNITY DEVELOPMENT DEPARTMENT

CURRENT PLANNING DIVISION  
Emily Richey, Manager  
COMPREHENSIVE PLANNING  
Petya Stefanoff, Comprehensive Planner

Billy Harless, Community Development Director

**To:** Honorable Mayor and Council

**From:** Billy Harless, Community Development Director

**Date:** September 27, 2022

**Subject:** (PC-2123) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance to redistrict from A-1, Agricultural with a Special Use Permit for an Oil/Gas Well to a PUD, Planned Unit Development, governed by I-2, Moderate Industrial District for the property described as being Part of the NW/4 of Section 22, Township 12 North, Range 2 West of the Indian Meridian, also addressed as 7210 NE 36<sup>th</sup> Street, Midwest City, OK.

**Executive Summary:** This proposed PUD was requested to allow for the construction of a processing plant that will process various meat cuts, predominately beef into more profitable cuts to sell to grocery wholesalers, restaurants and other food service industries. Raw product will arrive via refrigerator truck and will be shipped out in the same manner. Byproducts from processing will be shipped out via truck and rail car to other customers such as pet food manufacturers and renewable fuel producers. Vehicular access to the 24 acre site is provided by NE 36<sup>th</sup> Street while the Stillwater Central Railroad right-of-way borders the west side of the subject site. The Project Site was divided from a 142-acre parent tract the City of Midwest City purchased 35 years ago. Prior to being transferred to the EDA, the subject site was used for agricultural purposes, mainly row crop production. Planning Commission received no comments concerning this item. Planning Commission recommended approval and action is at the discretion of the Council.

**Dates of Hearing:**

Planning Commission – September 6, 2022

City Council – September 27, 2022

**Applicant/Owner:** Robert Coleman with  
The Midwest City Economic Development  
Authority

**Council Ward:** Ward 5, Sara Bana

**Proposed Use:** Proposed I-2 use will allow for the construction of a processing plant for various meat cuts, predominately beef into more profitable cuts to sell to grocery wholesalers, restaurants and other food service industries.



**Size:** The area of request encompasses 24.03 acres.

Page 2  
PC-2123

September 27, 2022

**Development Proposed by Comprehensive Plan:**

Area of Request – PSP- Public/Semi Public  
North, South, East & West – PSP- Public/Semi Public

**Zoning Districts:**

Area of Request – Agricultural zoning district with a Special Use Permit (A-1 SUP)  
North, South and East – A-1 SUP  
West – Oklahoma City Jurisdiction

**Land Use:**

Area of Request – Agricultural  
North – vacant  
South – Sanitary sewer sludge treatment that is owned by the city of Midwest City  
West – Stillwater Central Railroad right- of-way  
East – Special Flood Hazard Area with Federally protected wetlands

**Comprehensive Plan Citation:**

Industrial Land Use

The industrial land use designation is applied to areas intended for a range of heavy commercial, assembly, warehousing and manufacturing uses. Given the beneficial relations that Midwest City and Tinker AFB have shared, industries and businesses that support and supply Tinker AFB are highly appropriate within this land use category.

**Municipal Code Citation:**

2.25 PUD, Planned Unit Development

2.25.1 General Provisions

The planned unit development, herein referred to as PUD, is a special zoning district category that provides an alternate approach to conventional land use controls to produce unique, creative, progressive, or quality land developments.

The PUD may be used for particular tracts or parcels of land that are under common ownership and are to be developed as one unit according to a master development plan.

The PUD is subject to special review procedures within the PUD application and review and once approved by the City Council it becomes a special zoning classification for the property it represents.

2.25.2 Intent and Purpose

The intent and purpose of the PUD provisions are as follows:

(A) Innovative land development

Encourage innovative land development while maintaining appropriate limitations on the character and intensity of use, assuring compatibility with adjoining and proximate properties, and following the guidelines of the comprehensive plan.

(B) Flexibility within developments

Permit flexibility within the development to maximize the unique physical features of the particular site.

(C) Efficient use of land

Encourage efficient use of land, facilitate economic arrangements of buildings and circulation systems, and encourage diversified living environments and land uses.

Achieve a continuity of function and design within the development and encourage diversified living environments and land uses.

(E) Modifications to development requirements

Provide a vehicle for negotiating modifications in standard development requirements in order to both encourage innovative development and protect the health, safety and welfare of the community.

**Staff Comments:**

**Engineer's report:**

**Note: No engineering improvements are required with this application.**

**Water Supply and Distribution**

There are no Midwest City water mains adjacent to this area, only a 48" Oklahoma City water main. Construction plans for a public water main extension are under design to service the area. Any new building permit will require tying to the public water system as outlined in Municipal Code 43-32.

**Sanitary Sewerage Collection and Disposal**

There is no sanitary sewer adjacent to this area. Construction plans for a public water main extension are under design to service the area. Any new building permit will require tying into the public sewer system as outlined in Municipal Code 43-109.

**Streets and Sidewalks**

Access to the area of request exists off N.E. 36th Street. N.E. 36th Street is classified as a Secondary Arterial in the 2008 Comprehensive Plan. Sidewalk will be required with a building permit along N.E. 36th.

**Drainage and Flood Control, Wetlands, and Sediment Control**

The area of request is shown to be impacted by the regulatory 100 year flood plain on Flood Insurance Rate Map (FIRM) number 40109C0195H, dated December 18th, 2009. Any development of the site must meet flood plain development requirements as outlined in Municipal Code 13-37. Detention will be required with any building permit.

**Easements and Right-of-Way**

No further easements or right of way would be required with this application.

**Fire Marshal's report:**

The property is required to meet and maintain the requirements of Midwest City Ordinances Section 15.

Fire hydrants are required for this location. Water lines are required to be looped to support the fire suppression system for buildings at this location.

**Plan Review Comments:**

Except as otherwise noted herein, the Centrillum PUD is being developed to adhere to development standards set forth for the Moderate Industrial (I-2) zoning district in effect at the time of approval with exceptions noted herein. No outside storage is proposed other than semi-trucks and trailers. Daily truck traffic is expected as well as weekly rail traffic. Because of the materials used in constructing a food-grade processing plant, the Facility's design will not adhere to current façade requirements for masonry coverage or wall articulation. In response, the Developer has proposed less density than what would normally be allowed in addition to more parking, more open space, more landscaping and a reduction if the amount of allowable signage. Parking. City Code requires a minimum of 129 parking spaces, 5 of which must be handicapped accessible. The Developer will install 162 parking spaces with 6 accessible spaces.

### **Building Setbacks**

**Front.** Current code allows for a setback of only twenty-five (25) feet. The building setback will be no less than one hundred and fifty (150) feet to allow for more open space, beautification. 2.2

**Rear.** No rear setback is required by City Code. As part of this PUD, no structure will be allowed closer than one hundred (100) feet to the rear (South) property line.

**Interior/Exterior Sides.** City Code requires no less than five (5) feet setbacks when Commercially zoned property abuts same, but is not definitive regarding Industrially zoned property setbacks when abutting Agriculturally zoned properties. A thirty (30) foot side setback line is hereby established to provide for more open space and additional emergency access.

**Lot Coverage.** City Code mandates no more than 90% of impervious area and a minimum of 10% green space. Phase 1 of the Plant is a 75,000 ft.<sup>2</sup> design covering 7.2% of the lot. Total parking and paving are estimated at 322,780 ft.<sup>2</sup> and will occupy approximately 30.8% of the lot. Therefore, the total impervious area is estimated at 397,780 ft.<sup>2</sup> (38% lot coverage). Phase 2 would include an additional 50,000 ft.<sup>2</sup> +/- of building area covering an additional 4.8% of the lot. An additional 152,000 ft.<sup>2</sup> of paving are estimated with Phase 2 (14.5% lot coverage). The total impervious area including Phases 1 & 2 is estimated at 599,780 ft.<sup>2</sup> (57% of the lot coverage).

**Lot Frontage.** Minimum lot frontage is one hundred (100) feet, but the actual frontage on the site is over five-hundred and eighty (580) feet.

**Signage.** City Code allows for a freestanding sign of up to two hundred (200) square feet in display area at a maximum height of twenty (20) feet in height above grade. Site is limited to one (1) ground sign of no more than ten (10) feet in height. Sign shall be on a brick base with landscaping and shall be internally lit. Site will also have a total of up to four (4) directional signs. No other freestanding signs are allowed.

**Wastewater Treatment.** The nature of the processing occurring in the Facility requires that pre-treatment of wastewater from facility wash-downs be performed prior to releasing it into the City's wastewater collection and treatment system. The Facility will provide the required treatment to remove fats, oils and grease from the wash-down water. Due to the high flow rate of the wash-down wastewater, timing of release of this wastewater into the City's collection system is critical to the operation of the proposed lift station and Water Resource Recycling Facility. The Owner will coordinate timing of the wash-down discharge into the City's system with the City of Midwest City's Public Works Dept.

### **Architectural Design**

**Height.** City Code limits buildings to a maximum height of 45 feet in the Light Industrially (I-1) zoning district but there were no limits in the Moderate (I-2) or Heavy (I-3) Industrially zoning districts. This PUD limits the maximum height of any structure or other improvement to 75 feet above grade. **Walls: and Façade.** A minimum of 60% masonry materials are required by City Code for all buildings in the Industrial districts. This PUD allows for no less than 24% of masonry veneer coverage. The Office Area will have 80% coverage on all exposed sides, but the Process Building(s) shall be exempt. **Wall Façade Articulation.** City Code requires facade articulation of at least three (3) feet in depth or offset shall be required for every twenty-five (25) feet in horizontal surface length. The Office Area will adhere to this requirement, but the Process Building(s) shall be exempt.

Staff recommends approval of this application due to the applicant's effort to meet the intent of the required ordinances but also the economic development opportunities afforded with the proposed development.

Preliminary and Final Platting will be required

Action is at the discretion of the Council.

**Action Required:**

Approve or reject the ordinance to redistrict to PUD for the property as noted herein, subject to staff's comments as found in the September 27, 2022 agenda packet and made a part of PC-2123 file.

Billy Harless, AICP  
Community Development Director  
BH



1 **PC-2123**

2 **ORDINANCE NO. \_\_\_\_\_**

3 **AN ORDINANCE RECLASSIFYING THE ZONING DISTRICT OF THE PROPERTY**  
4 **DESCRIBED IN THIS ORDINANCE TO PUD, PLANNED UNIT DEVELOPMENT AND**  
5 **DIRECTING AMENDMENT OF THE OFFICIAL ZONING DISTRICT MAP TO**  
6 **REFLECT THE RECLASSIFICATION OF THE PROPERTY’S ZONING DISTRICT;**  
7 **AND PROVIDING FOR REPEALER AND SEVERABILITY**

8 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MIDWEST CITY, OKLAHOMA:

9 **ORDINANCE**

10 **SECTION 1.** That the zoning district of the following described property is hereby reclassified  
11 to PUD, Planned Unit Development, governed by I-2, Moderate Industrial District, subject to the  
12 conditions contained in the PC-2123 file, and that the official Zoning District Map shall be  
13 amended to reflect the reclassification of the property’s zoning district as specified in this  
14 ordinance:

15 Southwest Quarter (SW/4) of the Northwest Quarter (NW/4) of Section 22, Township 12  
16 North, Range 2 West of the Indian Meridian, also addressed as 7210 NE 36<sup>th</sup> Street,  
17 Midwest City, OK.

18 **SECTION 2. REPEALER.** All ordinances or parts of ordinances in conflict herewith are  
19 hereby repealed.

20 **SECTION 3. SEVERABILITY.** If any section, sentence, clause or portion of this ordinance is  
21 for any reason held to be invalid, such decision shall not affect the validity of the remaining  
22 portions of the ordinance.

23 PASSED AND APPROVED by the Mayor and Council of the City of Midwest City, Oklahoma,  
24 on the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

25 THE CITY OF MIDWEST CITY,  
26 OKLAHOMA

27 \_\_\_\_\_  
MATTHEW D. DUKES II, Mayor

ATTEST:

\_\_\_\_\_  
SARA HANCOCK, City Clerk

APPROVED as to form and legality this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
DONALD MAISCH, City Attorney



**Community Development**

100 N Midwest Boulevard

Midwest City, OK 73110

Office 405.739.1220

---

TO : Honorable Mayor and Council

FROM : Billy Harless, Director

DATE : September 27, 2022

SUBJECT : (PC – 2120) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance to redistrict from R-6, Single Family Residential to PUD, Planned Unit Development, an overlay governed by the R-6, Single Family Residential for the property described as a part of the SW/4 of Section 25, T-12-N, R-2-W, located at 1612 & 1624 N. Douglas Avenue.

---

The application to rezone the property addressed as 1612 and 1624 N. Douglas will not be considered at the September 6, 2022 Planning Commission because of an incongruity between the notification and the project scope. Because the notification only included the R156205940 parcel # and this does not match the application address or is missing parcel # R156205400. Therefore, the notification will be amended to include the Parcel # R156205400 and heard at the November 4<sup>th</sup>, Planning Commission Meeting.

Billy Harless, AICP  
Community Development Director



The City of  
**MIDWEST CITY**  
COMMUNITY DEVELOPMENT DEPARTMENT

CURRENT PLANNING DIVISION  
Emily Richey, Current Planning Manager  
COMPREHENSIVE PLANNING  
Petya Stefanoff

Billy Harless, Community Development Director

**TO:** Honorable Mayor and Council

**FROM:** Billy Harless, Community Development Director

**DATE:** September 27, 2022

**SUBJECT:** (PC – 2121) Public hearing with discussion and consideration, including any possible amendment of approving a resolution for a Special Use Permit to allow the use of Drinking Establishment: Sit-Down, Alcoholic Beverages and Low-Point Beer Permitted in the C-3, Community Commercial district, for the property described as a s a Lot within the Atkinson Park Addition, described as a part of the NW/4 of Section 2, T11N, R2W located at 140D S. Midwest Blvd, Midwest City, Midwest City, OK.

**Executive Summary:** This parcel is currently zoned C-3, Community Commercial. The applicants have applied for a building permit to open drinking establishment. The Zoning Ordinance requires a Special Use Permit for serving alcoholic beverages within the C-3 zoning district. Notice was sent to all property owners within 300 feet of the area of request and as of this writing, staff has not received any calls or letters of protest regarding this request. Planning Commission recommended approval and action is at the discretion of the Council

**DATES OF HEARINGS:** Planning  
Commission – September 6, 2022  
City Council – September 27, 2022

**OWNER:** BAM Investors Holding Company

**APPLICANT:** Jonna M Grant & James C  
Talley III

**PROPOSED USE:** Drinking Establishment

**SIZE**

The lot has an area of 0.572 acres with a Gross Building Area of 10,465 sq. ft.

**DEVELOPMENT PROPOSED BY  
COMPREHENSIVE PLAN:**

Area of Request – Office/Retail  
North, South, East and West – Office Retail

**ZONING DISTRICTS:**

Area of Request – C-3, Community Commercial



**LAND USE:**

Area of Request – Strip Center  
North – 7-11 Convenience Store  
South – American Cannabis  
East – Small Shops and Apartment Complex  
West – Wal Mart

**COMPREHENSIVE PLAN CITATION:**

Office/Retail Land Use

Retail land uses areas are intended to provide for a variety of retail trade, personal, and business services and establishments. Retail establishments generally require greater visibility than do other types of non-residential land uses (e.g., office, commercial).

Office uses include professional offices for lawyers, doctors, realtors, and other professionals. Office land uses are generally appropriate in all other non-residential areas of the City. Office development should be compatible with any adjacent residential area.

**MUNICIPAL CODE CITATION:**

**2.20 Community Commercial**

2.20.1. General Description

This commercial district is intended for the conduct of business activity which is located at the edge of residential areas but which serves a larger trade area than the immediately surrounding residential neighborhoods.

Business uses will most often be found in a wide variety of commercial structures, normally on individual sites with separate ingress, egress, and parking. Because of the varied uses permitted, it is important to be separated as much as possible visually and physically from any nearby residential areas and to limit the harmful effects of increased traffic, noise, and general nonresidential activity which will be generated.

Traffic generated by the uses permitted shall be primarily passenger vehicles and only those trucks and commercial vehicles required for stocking and delivery of retail goods.

**7.6. Special Use Permit**

7.6.1. Special Use Permit

The uses listed under the various districts as special use permits are so classified because they more intensely dominate the area in which they are located than do other uses permitted in the district.

**(A) Consideration for compatibility**

With consideration given to the setting, physical features, compatibility with surrounding land uses, traffic, and aesthetics, certain uses may locate in an area where they will be compatible with existing or planned land uses.

**(B) Review and approval**

The Planning Commission shall review each case on its own merit, apply the criteria established herein, and recommend either approval or denial of the special use permit to the City Council. Following the Planning Commission’s recommendation, the City Council shall review each case on its own merit, apply the criteria established herein, and, if appropriate, authorize said use by granting a special use permit.

**(C) Use identified by individual zoning district**

If a special use permit is granted it shall be for all the uses permitted in the specified district plus the special use permit requested.

**7.6.3 Criteria for Special Use Permit Approval**

**(A) Special use permit criteria**

The City Council shall use the following criteria to evaluate a special use permit:

- 1) Whether the proposed use shall be in harmony with the policies of the comprehensive plan.
- 2) Whether the proposed use shall be in harmony with the general purpose and intent of the applicable zoning district regulations.
- 3) Whether the proposed use shall not adversely affect the use of neighboring properties.
- 4) Whether the proposed use shall not generate pedestrian and vehicular traffic that is hazardous or in conflict with the existing and anticipated traffic in the neighborhood.
- 5) Whether utility, drainage, parking, loading, signs, lighting access and other necessary public facilities to serve the proposed use shall meet the adopted codes of the city.

**NOTIFICATION:**

1. Written notice was mailed to owners of real property within 300 feet of the exterior boundaries of the subject property.

**HISTORY:**

1. This area was zoned C-3, with the adoption of the 1985 Zoning Map and remains so designated on the 2010 Zoning Map.

**STAFF COMMENTS:**

**Engineering Staff Comments:**

**Note: No engineering improvements are required with this application.**

**Water Supply and Distribution**

There's a public water main bordering the proposed parcel, a six (6) inch line running along the east side of Midwest Boulevard. Any new building permit will require tying to the public water system as outlined in Municipal Code 43-32.

**Sanitary Sewerage Collection and Disposal**

There's a public sewer main bordering the proposed parcel, an eight (8) inch line running along the east side of Midwest Boulevard. Any new building permit will require tying into the public sewer system as outlined in Municipal Code 43-109.

**Streets and Sidewalks**

Access to the area of request exists off Midwest Boulevard. Midwest Boulevard is classified as a Secondary Arterial in the 2008 Comprehensive Plan. Public road and sidewalk improvements are not required as part of this application.

### **Drainage and Flood Control, Wetlands, and Sediment Control**

The area of request is shown to be in an Area of Minimal Flood Hazard on Flood Insurance Rate Map (FIRM) number 40109C0310H, dated December 18th, 2009. Public drainage and detention improvements are not required as part of this application.

### **Easements and Right-of-Way**

No further easements or right of way would be required with this application

### **Fire Marshal's Comments:**

PC-2121 is to allow alcohol sales at this location. - The property is required to meet and maintain the requirements of Midwest City Ordinances Section 15.

### **Planning Division:**

The area of request contains an existing 10,465 sq. ft. building.

1. The proposed use is in harmony with the general purpose and intent of the C-3 zoning district regulations as it is located along an arterial street and surrounded by commercial uses.
2. The proposed use is not likely to adversely affect the neighboring properties. The applicant will be required to adhere to all laws regarding serving alcoholic beverages to patrons.
3. The proposed use will not generate pedestrian and vehicular traffic that is hazardous or in conflict with the existing and anticipated traffic in the neighborhood. The area of request is already zoned C-3 and the traffic generated from this use would be similar to that of a restaurant which is allowed by right in the C-3 zoning district.
4. Utility, drainage, parking, loading, signs, lighting access and other necessary public facilities are all existing and will not be affected by this proposed use.

As of this writing, staff has not received any calls or letters of protest regarding this rezoning request.

Based on the information above, staff recommends approval of this Special Use Permit to allow the use of Drinking Establishment: Sit-Down, Alcoholic Beverages and Low-Point Beer Permitted at 140D S. Midwest Blvd.

**Action Required:** Approve or reject the resolution for a Special Use Permit for the property as noted herein, subject to the staff comments and recommendations as found in the September 27, 2022 agenda packet and made a part of PC- 2121 file.

Billy Harless, AICP  
Community Development Director

BH

1 **PC-2121**

2 **ORDINANCE NO. \_\_\_\_\_**

3 **AN ORDINANCE RECLASSIFYING THE ZONING DISTRICT OF THE PROPERTY**  
4 **DESCRIBED IN THIS ORDINANCE TO PUD, PLANNED UNIT DEVELOPMENT AND**  
5 **DIRECTING AMENDMENT OF THE OFFICIAL ZONING DISTRICT MAP TO**  
6 **REFLECT THE RECLASSIFICATION OF THE PROPERTY’S ZONING DISTRICT;**  
7 **AND PROVIDING FOR REPEALER AND SEVERABILITY**

8 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MIDWEST CITY, OKLAHOMA:

9 **ORDINANCE**

10 **SECTION 1.** That the zoning district of the following described property is hereby amended to  
11 include a Special Use Permit for serving alcohol within the C-3 zoning district, subject to the  
12 conditions contained in the PC-2121 file, and that the official Zoning District Map shall be  
13 amended to reflect the reclassification of the property’s zoning district as specified in this  
14 ordinance:

15 Lot within the Atkinson Park Addition, described as a part of the NW/4 of Section 2,  
16 T11N, R2W located at 140D S. Midwest Blvd., Midwest City, Midwest City, OK.

17 **SECTION 2. REPEALER.** All ordinances or parts of ordinances in conflict herewith are  
18 hereby repealed.

19 **SECTION 3. SEVERABILITY.** If any section, sentence, clause or portion of this ordinance is  
20 for any reason held to be invalid, such decision shall not affect the validity of the remaining  
21 portions of the ordinance.

22 **PASSED AND APPROVED** by the Mayor and Council of the City of Midwest City, Oklahoma,  
23 on the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

24 **THE CITY OF MIDWEST CITY,**  
25 **OKLAHOMA**

26 \_\_\_\_\_  
27 **MATTHEW D. DUKES II, Mayor**

28 **ATTEST:**

29 \_\_\_\_\_  
30 **SARA HANCOCK, City Clerk**

31 **APPROVED** as to form and legality this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

32 \_\_\_\_\_  
33 **DONALD MAISCH, City Attorney**



The City of  
**MIDWEST CITY**  
COMMUNITY DEVELOPMENT DEPARTMENT

CURRENT PLANNING DIVISION  
Emily Richey, Current Planning Manager  
COMPREHENSIVE PLANNING  
Petya Stefanoff, Comprehensive Planner

Billy Harless, Community Development Director

**To:** Honorable Mayor and Council

**From:** Billy Harless, Community Development Director

**Date:** September 27, 2022

**Subject:** (PC-2122) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance to redistrict from R-6, Single Family Detached Residential, to C-2, Planned Shopping Center District for the unplatted property described as the South Half (S/2) of the East Half (E/2) of the Southwest Quarter (SW/4) of the Southeast Quarter (SE/4) of Section One, Township Eleven, North, Range Two (2) West of the I.M., Oklahoma County, Oklahoma addressed as 9809 S.E. 15<sup>th</sup> Street.

**Executive Summary:** This is a request to rezone the property from R-6, Single Family Detached Residential, to C-2, Planned Shopping Center District. The applicant, Ms. Terri Batten, is attempting to sell the property. The Planning Commission did not receive any public comments concerning this item. Planning Commission recommended approval and action is at the discretion of the Council.

**Dates of Hearing:**

Planning Commission – September 6, 2022

City Council – September 27, 2022

**Council Ward:** Ward 2, Pat Byrne

**Applicant:** Terri Batten, Co-Personal Representatives

**Owner:** Terri Batten

**Proposed Use:** Commercial Property to be sold

**Size:**

The area of request has a frontage of approximately 305' along SE 15<sup>th</sup> Street and a depth of approximately 278' containing an area of approximately 1.95 acres or 84,790 square feet, more or less.

**Development Proposed by Comprehensive Plan:**

Area of Request — LDR, Low Density Residential

South — PSP, Public/Semi-Public

West — POS, Parks and Open Space

East — LDR & OR, Low Density Residential & Office/Retail





North — LDR, Low Density Residential

**Zoning Districts:**

Area of Request — R-6, Single Family Detached Residential

North & West — R-6, Single Family Detached Residential

East — MIX, Mixed Use Overlay

South — C-3, Community Commercial

**Land Use:**

Area of Request – Vacant

South — Cornerstone Family Church, open space

West — Fred Myer’s Ballpark

North — Single Family Detached Residences

East — Strip mall containing China Sky restaurant, Nail Salon, Allstate Insurance, donut shop, and Sonic

**Municipal Code Citation:**

2.20. — C-3, Community Commercial

2.20.1. General Description. This commercial district is intended for the conduct of business activity which is located at the edge of residential areas but which serves a larger trade area than the immediately surrounding residential neighborhoods.

Business uses will most often be found in a wide variety of commercial structures, normally on individual sites with separate ingress, egress, and parking. Because of the varied uses permitted, it is important to be separated as much as possible visually and physically from any nearby residential areas and to limit the harmful effects of increased traffic, noise, and general nonresidential activity which will be generated.

Limited outdoor storage, as defined below, and limited open display, as defined below, shall be permitted.

Traffic generated by the uses permitted shall be primarily passenger vehicles and only those trucks and commercial vehicles required for stocking and delivery of retail goods.

**History:**

1. House was built on the property in the early 1980’s
2. The 2010 Zoning Map identified this parcel as R-6, Single Family Detached Residential
3. House present on the property was demolished in 2020
4. City Council rejected PC-2115 C-3 rezoning application June 28, 2022

**Staff Comments:**

**Engineer’s report:**

**Note: No engineering improvements are required with this application.**

**Water Supply and Distribution**

There are two public water mains bordering the proposed parcel, an eighteen (18) inch line along the north side of S.E. 15th Street and a six (6) inch line running along the west side of Meade Drive. Any new building permit will require tying to the public water system as outlined in Municipal Code 43-32.

### **Sanitary Sewerage Collection and Disposal**

There is no sanitary sewer adjacent to this area. Any development will have to connect to the City sewer main. Any new building permit will require extension of the sanitary sewer system and tying into the public sewer system as outlined in Municipal Code 43-109.

### **Streets and Sidewalks**

Access to the area of request exists off S.E. 15th Street and Meade Drive. S.E. 15th Street is classified as a Secondary Arterial in the 2008 Comprehensive Plan. Meade Drive is classified as a local street in the 2008 Comprehensive Plan. Sidewalk will be required with a building permit along S.E. 15th Street. Sidewalk and half street improvements will be required with a building permit along Meade Drive. Public road and sidewalk improvements are not required as part of this application.

### **Drainage and Flood Control, Wetlands, and Sediment Control**

The area of request is shown to be in an Area of Minimal Flood Hazard on Flood Insurance Rate Map (FIRM) number 40109C0330H, dated December 18th, 2009. Detention will be required with any building permit. Downstream impacts must be considered, both during construction and at a fully developed condition.

### **Easements and Right-of-Way**

No further easements or right of way would be required with this application.

### **Fire Marshal's report:**

The property is required to meet and maintain the requirements of Midwest City Ordinances Section 15.

### **Plan Review Comments:**

This is an application to rezone the parcel located at 9809 SE 15<sup>th</sup> Street from R-6, Single Family Detached Residential to C-2, Planned Shopping Center District. The applicant intends to sell the property, and wishes to rezone the property to make it more desirable for potential developers. The property fronts onto SE 15<sup>th</sup> street, which is designated as a Secondary Arterial by the Comprehensive Plan. Due to the frontage of approximately 305' along SE 15<sup>th</sup> Street and a depth of approximately 278' containing an area of approximately 1.95 acres and that the parcel fronts onto a SE 15<sup>th</sup> Street, a Secondary Arterial, staff recommends approval. Any development, commercial or residential, will have to comply with all zoning, fire, development regulations as per City Ordinance. As of this writing, staff has received no calls or letters of protest.

Action is at the discretion of the Council.

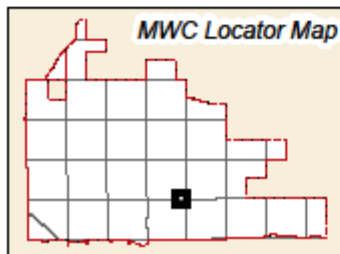
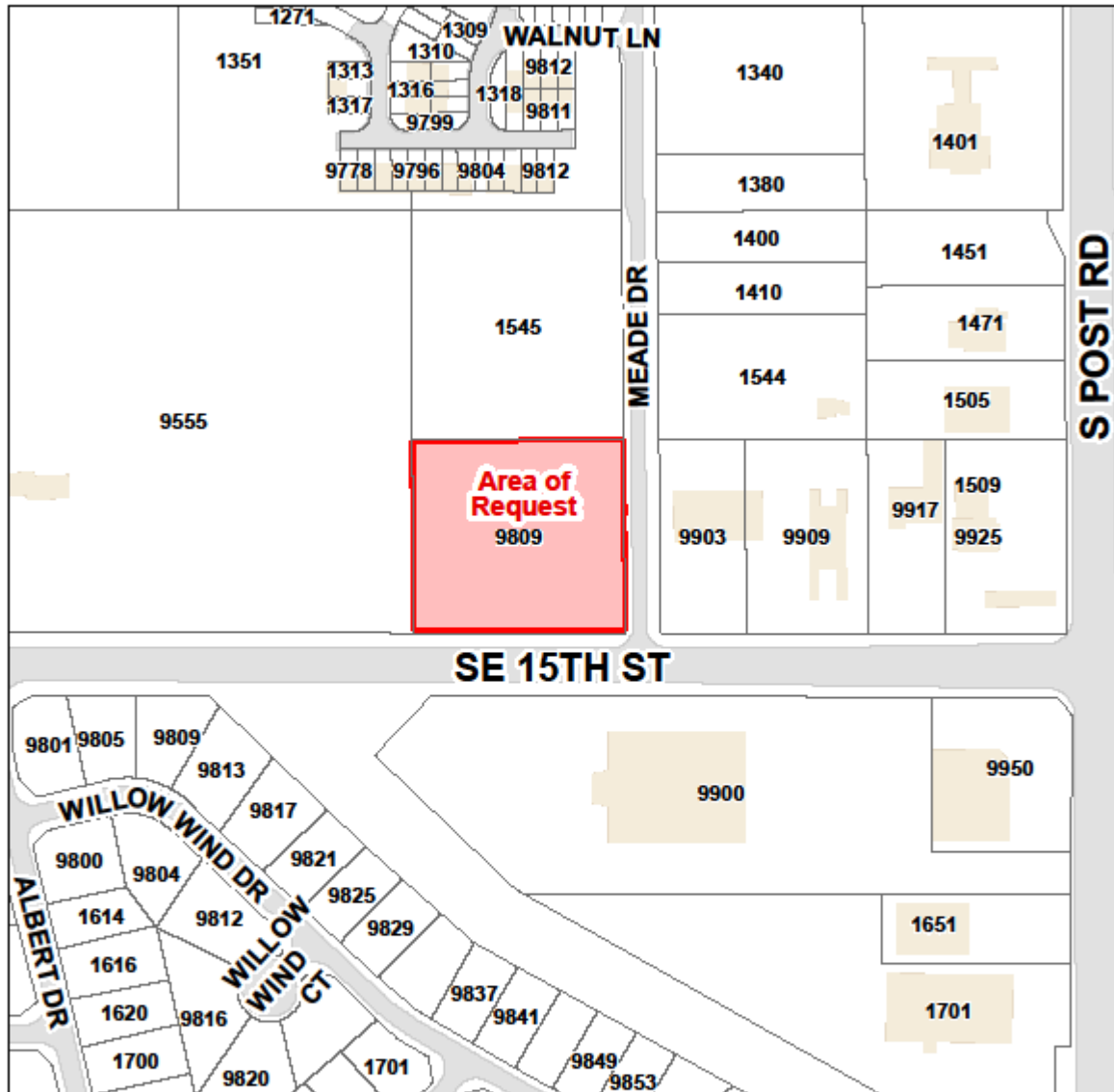
### **Action Required:**

Approve or reject the ordinance to redistrict to C-2, Planned Shopping Center District, for the property as noted herein, subject to staff comments as found in the September 27, 2022 agenda packet and made a part of PC-2122 file.

Billy Harless,  
Community Development Director  
BH



Information Technology &  
Community Development  
Departments

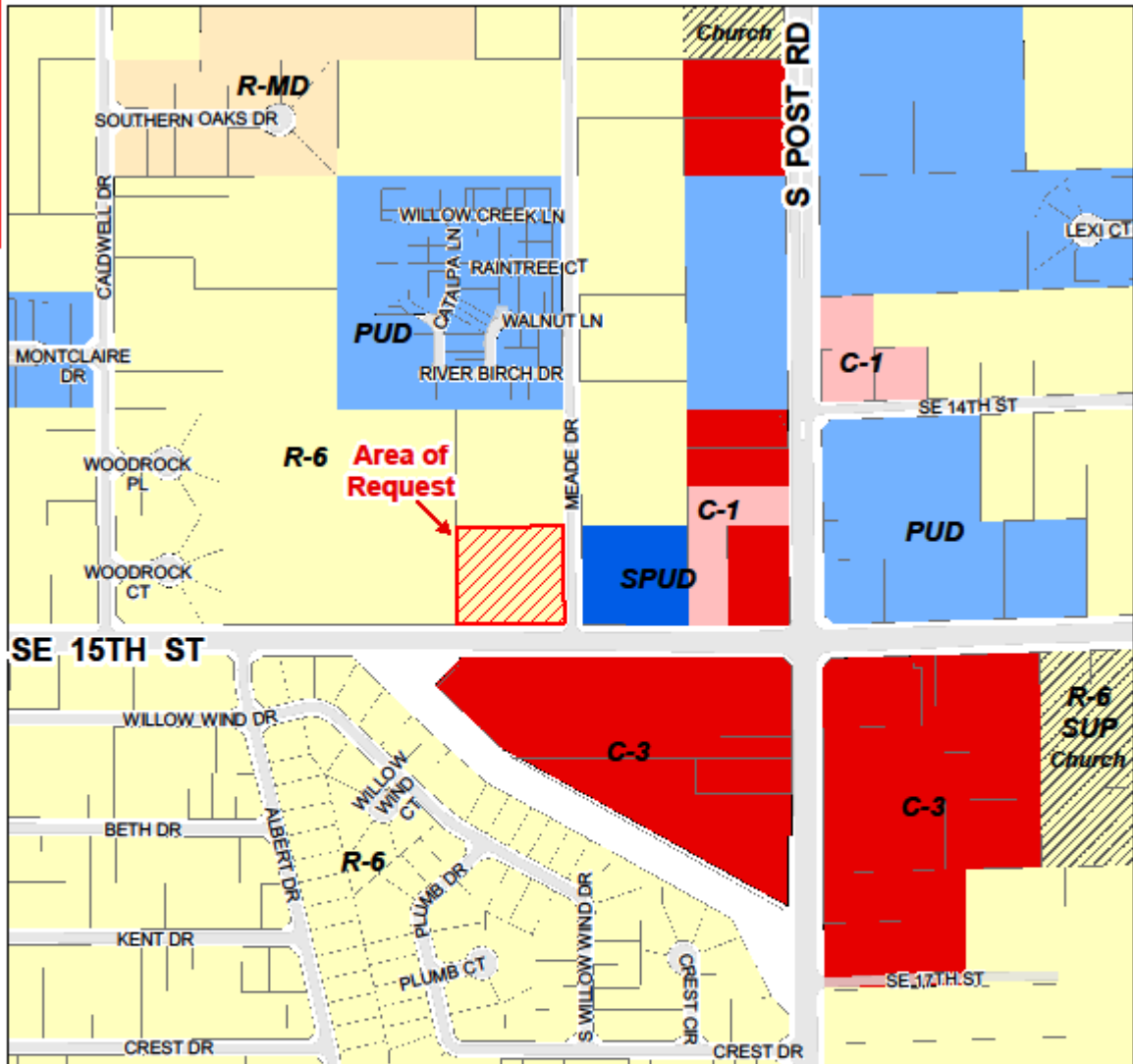


### NOTIFICATION MAP FOR PC-2122

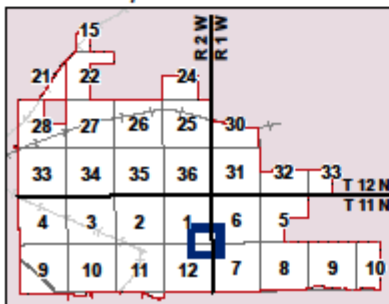
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Community Development / Information Technology



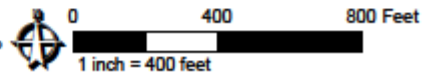
Locator Map



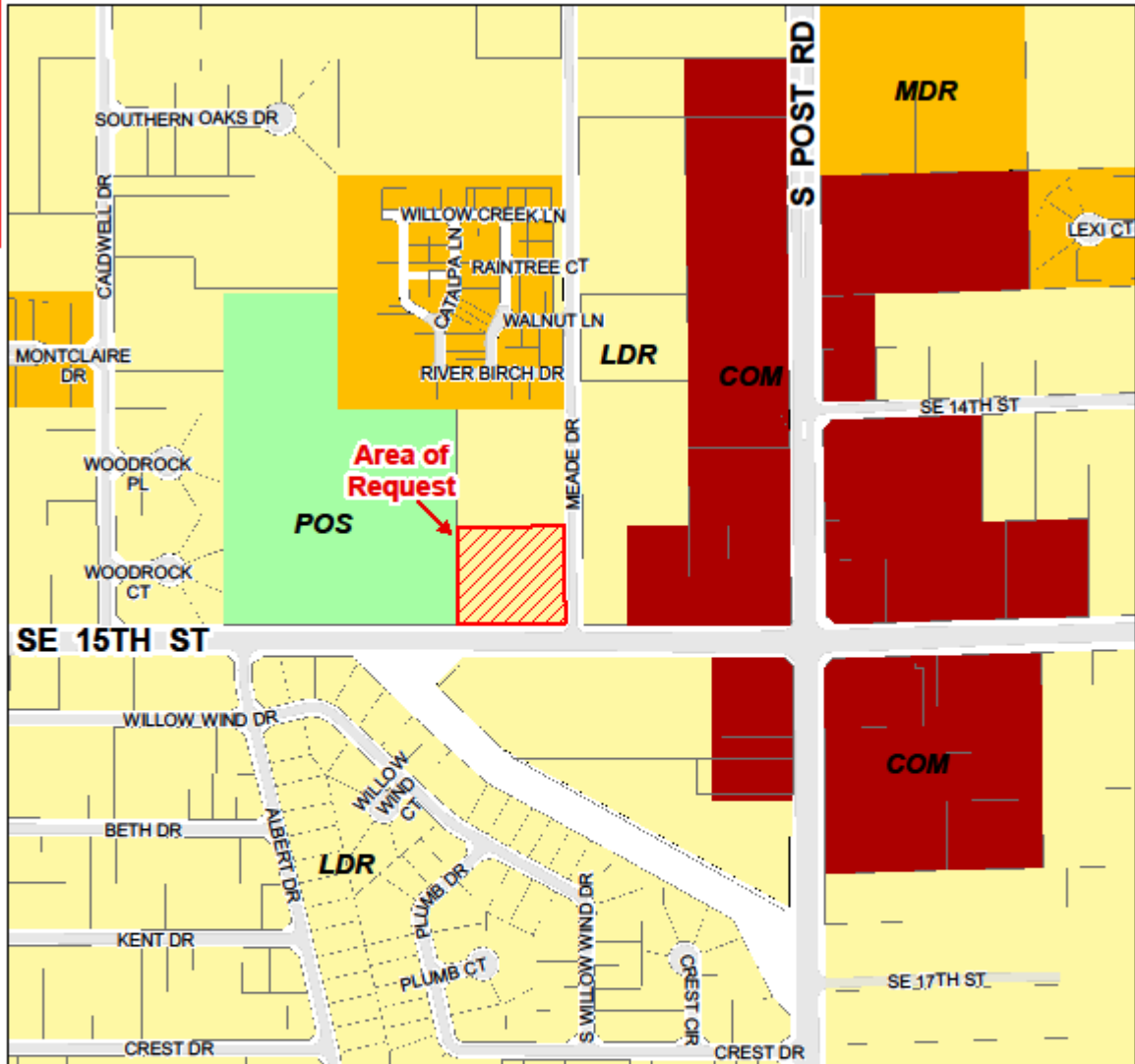
Current Zoning Legend

A-1	I-2 SUP	R-35
A-1 SUP	I-3	R-2F
C-1	O-1	R-MD
C-1 SUP	O-1 SUP	R-MD SUP
C-2	O-2	R-HD
C-3	O-2 SUP	R-HD SUP
C-3 SUP	R-6	R-MH-1
C-4	R-6 SUP	R-MH-2
C-4 SUP	R-8	PUD
I-1	R-10	SPUD
I-2	R-22	HOS
		HOS SUP

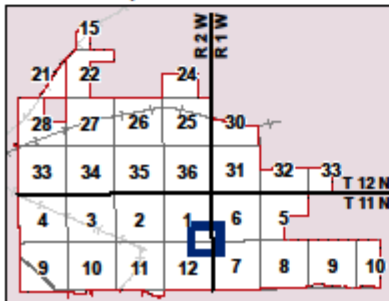
**ZONING MAP FOR  
PC-2122  
(SE/4, Sec. 1, T11N, R2W)**



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Locator Map

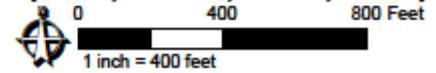


Future Land Use Legend

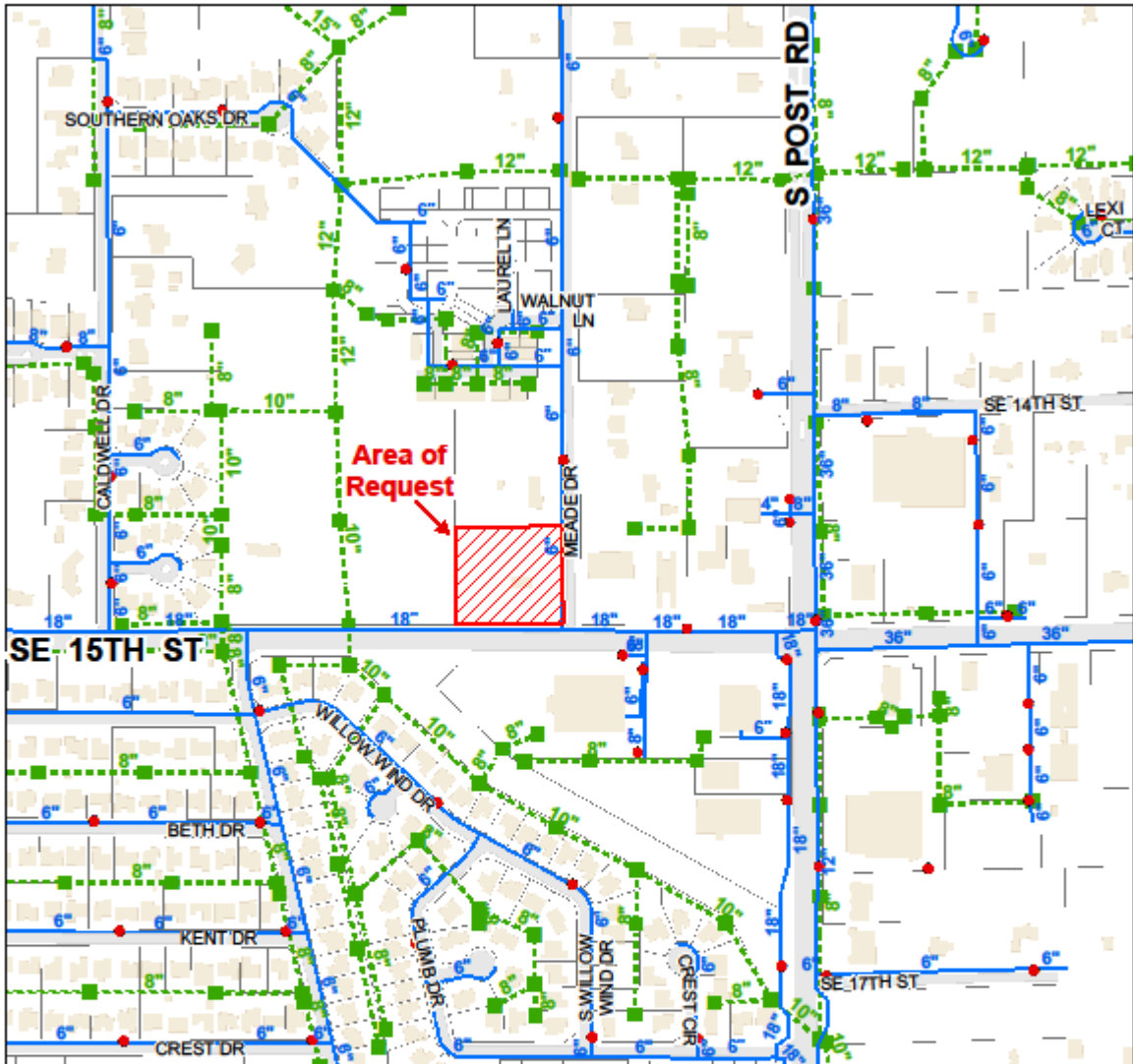
- Single-Family Detached Residential
- Medium Density Residential
- High Density Residential
- Manufactured Home
- Public/Semi-Public
- Parks/Open Space
- Office/Retail
- Commercial
- Industrial
- Town Center

**FUTURE LAND USE  
MAP FOR  
PC-2122**

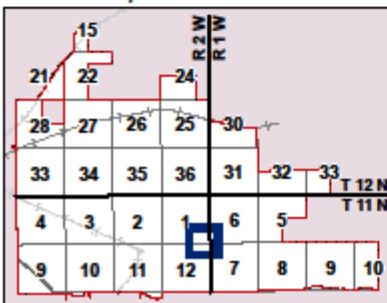
**(SE/4, Sec. 1, T11N, R2W)**



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Locator Map

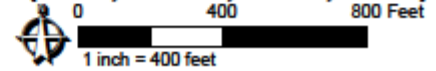


**Water/Sewer Legend**

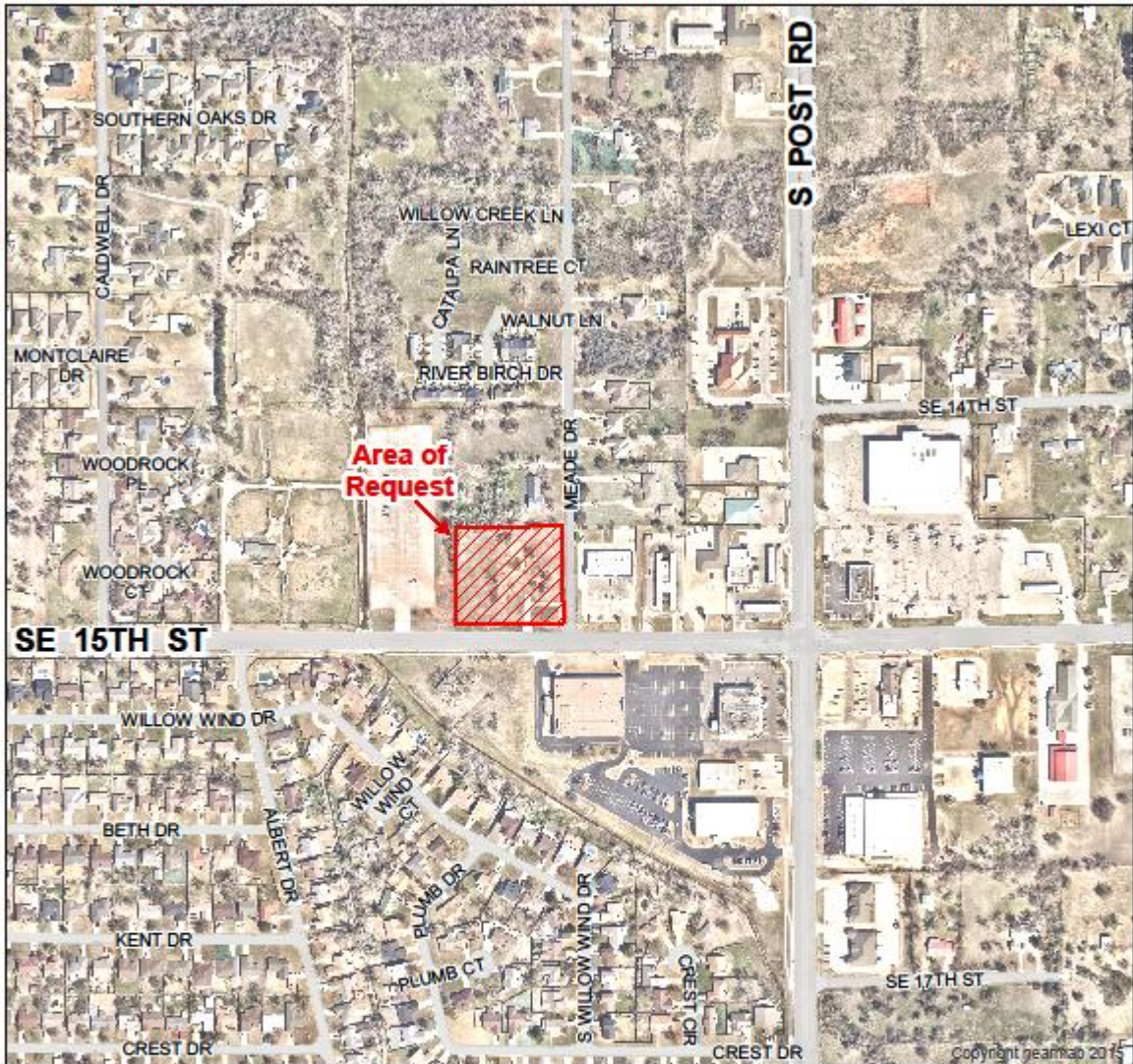
- Fire Hydrants
- Water Lines
  - Distribution
  - Well
  - OKC Cross Country
  - Sooner Utilities
  - Thunderbird
  - Unknown
- Sewer Manholes
- Sewer Lines

**WATER/SEWER LINE LOCATION MAP FOR PC-2122**

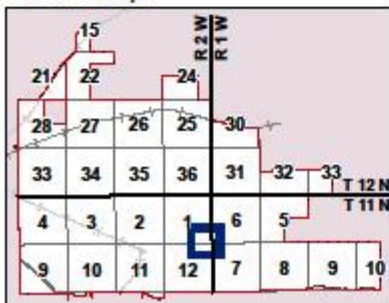
(SE/4, Sec. 1, T11N, R2W)



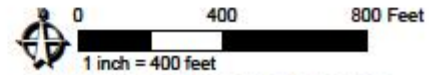
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Locator Map



**4/2022 NEARMAP AERIAL VIEW FOR  
PC-2122  
(SE/4, Sec. 1, T11N, R2W)**



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1 **PC-2122**

2 **ORDINANCE NO. \_\_\_\_\_**

3 **AN ORDINANCE RECLASSIFYING THE ZONING DISTRICT OF THE PROPERTY**  
4 **DESCRIBED IN THIS ORDINANCE TO PUD, PLANNED UNIT DEVELOPMENT AND**  
5 **DIRECTING AMENDMENT OF THE OFFICIAL ZONING DISTRICT MAP TO**  
6 **REFLECT THE RECLASSIFICATION OF THE PROPERTY’S ZONING DISTRICT;**  
7 **AND PROVIDING FOR REPEALER AND SEVERABILITY**

8 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MIDWEST CITY, OKLAHOMA:

9 **ORDINANCE**

10 **SECTION 1.** That the zoning district of the following described property is hereby reclassified to C-2, Planned Shopping Center District, subject to the conditions contained in the PC-2122 file, and that the official Zoning District Map shall be amended to reflect the reclassification of the property’s zoning district as specified in this ordinance:

11 South Half (S/2) of the East Half (E/2) of the Southwest Quarter (SW/4) of the Southeast Quarter (SE/4) of Section One, Township Eleven, North, Range Two (2) West of the Indian Meridian, also addressed as 9809 SE 15<sup>th</sup> Street, Midwest City, OK.

12 **SECTION 2. REPEALER.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

13 **SECTION 3. SEVERABILITY.** If any section, sentence, clause or portion of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of the ordinance.

14 PASSED AND APPROVED by the Mayor and Council of the City of Midwest City, Oklahoma, on the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

15 THE CITY OF MIDWEST CITY,  
16 OKLAHOMA

17 \_\_\_\_\_  
18 MATTHEW D. DUKES II, Mayor

19 ATTEST:

20 \_\_\_\_\_  
21 SARA HANCOCK, City Clerk

22 APPROVED as to form and legality this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

23 \_\_\_\_\_  
24 DONALD MAISCH, City Attorney

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The City of  
**MIDWEST CITY**  
COMMUNITY DEVELOPMENT DEPARTMENT

Billy Harless, Community Development Director

CURRENT PLANNING DIVISION

Emily Richey, Current Planning Manager

COMPREHENSIVE PLANNING

Petya Stefanoff, Comprehensive Planner

**To:** Honorable Mayor and Council

**From:** Billy Harless, Community Development Director

**Date:** September 27, 2022

**Subject:** (PC-2124) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance to redistrict from : PUD, Planned Unit Development, governed by the R-MD, Medium Density Residential District, to C-3; Community Commercial District for the property described as a track of land being a part of the Southwest Quarter (SW/4) of Section 34, Township 12 North, Range 2 West of the Indian meridian, Oklahoma County, Oklahoma, also addressed as 7121 E. Reno Avenue.

**Executive Summary:** This application is a request to rezone the area of request to C-3; Community Commercial District. The C-3; district is intended for the conduct of business activity which is located at the edge of residential areas but which serves a larger trade area than the immediately surrounding residential neighborhoods. It is the intent of the applicant to join this 0.228 acres tract with the existing C-3, 0.77 acre tract to the south. Planning Commission recommended approval and action is at the discretion of the Council.

**Dates of Hearing:**

Planning Commission – September 6, 2022

City Council – September 27, 2022

**Council Ward:** Ward 4, Councilmember Sean Reed

**Owner:** Bentwood Investments, LLC

**Applicant:** Bentwood Investments, LLC

**Representative:** Mark Grubbs, PE,  
Grubbs Consulting, LLC

**Proposed Use:** Extension of the C-3  
property to the south

**Development Proposed by  
Comprehensive Plan:**

Area of Request – Medium Density  
Residential (MDR)

North – Medium Density Residential  
(MDR)



South – Commercial (COM)

East – Commercial (COM)

West – Commercial (COM)

**Zoning Districts:**

Area of Request – PUD, Planned Unit Development

North – PUD, Planned Unit Development

South – C-3, Community Commercial

East – C-3, Community Commercial

West – C-3, Community Commercial

**Land Use:**

Area of Request – Vacant

North – Vacant – Glenhaven PUD

South – Vacant

East – Marks Pharmacy

West – The Magical Forrest Dispensary

**Size:**

The area of request has a frontage of approximately 58’ along N. Glenhaven Drive and a depth of approximately 172’ containing an area of approximately 9940 sq. ft. or 0.228 acres, more or less.

**Municipal Code Citation:**

2.20. C-3 Community Commercial District

2.20.1 General Provisions

This commercial district is intended for the conduct of business activity which is located at the edge of residential areas but which serves a larger trade area than the immediately surrounding residential neighborhoods.

Business uses will most often be found in a wide variety of commercial structures, normally on individual sites with separate ingress, egress, and parking. Because of the varied uses permitted, it is important to be separated as much as possible visually and physically from any nearby residential areas and to limit the harmful effects of increased traffic, noise, and general nonresidential activity which will be generated.

Limited outdoor storage, and limited open display, shall be permitted.

Traffic generated by the uses permitted shall be primarily passenger vehicles and only those trucks and commercial vehicles required for stocking and delivery of retail goods.

**Comprehensive Plan Citation:**

Special Planning Areas (SPAs)

Special Planning Areas (SPAs) indicate areas where special planning considerations should be given due to an area’s unique characteristics or circumstances. The primary reason for establishing SPAs is to promote quality redevelopment and support existing development. These areas have a substantial chance of experiencing redevelopment or have experienced

redevelopment in recent years. As a general guide, future land uses have been indicated within the SPAs on the Future Land Use Plan Map. SPAs are shown on the Future Land Use Plan Map as an overlay, which has underlying land uses.

The City should consider incentives to encourage quality redevelopment within these areas. SPAs are focal points of the community. The image they portray is important to the overall image of the City. If redevelopment occurs, it should be compatible with the surrounding areas. Issues to consider would be how redevelopment influences existing single family housing. Also, how can redevelopment be designed to improve these areas?

**Staff Comments:**

**Engineer's report:**

**Note: No engineering improvements are required with this application.**

**Water Supply and Distribution**

There is a public water main bordering the proposed parcel, a six (6) inch line running along the east side of Glenhaven Drive. Any new building permit will require tying to the public water system as outlined in Municipal Code 43-32.

**Sanitary Sewerage Collection and Disposal**

There is an eight (8) inch public sewer main bisecting the proposed parcel along its southern boundary. Any new building permit will require tying into the public sewer system as outlined in Municipal Code 43-109.

**Streets and Sidewalks** Access to the area of request exists off Glenhaven Drive. Glenhaven Drive is classified as a collector in the 2008 Comprehensive Plan. Public road and sidewalk improvements are not required as part of this application and will be incorporated into the larger Glenhaven Development.

**Drainage and Flood Control, Wetlands, and Sediment Control**

The area of request is shown to be in an Area of Minimal Flood Hazard on Flood Insurance Rate Map (FIRM) number 40109C0310H, dated December 18th, 2009. Detention will be incorporated into the larger Glenhaven Development.

**Easements and Right-of-Way**

No further easements or right of way would be required with this application.

**Fire Marshal's report:**

The property is required to meet and maintain the requirements of Midwest City Ordinances Section 15.

**Plan Review Comments:**

This is a request to rezone a 0.228 acres parcel of land to join with the existing C-3, 0.77 acre tract of land to the south. It must be noted that the subject property "overlaps" the recently

approved Glenhaven PUD and Preliminary Plat. Since the applicant owns both the subject property and the Glenhaven PUD, it is the intent to join exclude this property from the Glenhaven PUD at the time of the Final Plat (see attached letter from applicant). Staff does not have issues with this proposal and this can easily be remedied at the time of the Final Plat application.

Since the C-3; district is intended for the conduct of business activity which is located at the edge of residential areas but which serves a larger trade area than the immediately surrounding residential neighborhoods, and the property falls within the Special Planning Area (SPA) of the Comprehensive Plan, staff recommends approval.

The development will be required to meet all regulations of the Zoning Ordinance including parking, exterior materials, landscaping, height, etc. with the submittal of a building permit application.

At the time of the writing of this staff report, there have been no complaints or protest.

Action is at the discretion of the Council.

**Action Required:**

Approve or reject the ordinance to redistrict to C-3; Community Commercial district for the property as noted herein, subject to staff's comments as found in the September 27, 2022 agenda packet and made a part of PC-2124 file.



Billy Harless,  
Community Development Director  
BH

1 **PC-2124**

2 **ORDINANCE NO. \_\_\_\_\_**

3 **AN ORDINANCE RECLASSIFYING THE ZONING DISTRICT OF THE PROPERTY**  
4 **DESCRIBED IN THIS ORDINANCE TO PUD, PLANNED UNIT DEVELOPMENT AND**  
5 **DIRECTING AMENDMENT OF THE OFFICIAL ZONING DISTRICT MAP TO**  
6 **REFLECT THE RECLASSIFICATION OF THE PROPERTY’S ZONING DISTRICT;**  
7 **AND PROVIDING FOR REPEALER AND SEVERABILITY**

8 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MIDWEST CITY, OKLAHOMA:

9 **ORDINANCE**

10 **SECTION 1.** That the zoning district of the following described property is hereby reclassified  
11 to C-3, Community Commercial District, subject to the conditions contained in the PC-2124 file,  
12 and that the official Zoning District Map shall be amended to reflect the reclassification of the  
13 property’s zoning district as specified in this ordinance:

14 Southwest Quarter (SW/4) of Section 34, Township 12 North, Range 2 West of the Indian Meridian,  
15 Oklahoma County, Oklahoma, also addressed as 7121 E. Reno Avenue. Midwest City, OK 73110.

16 **SECTION 2. REPEALER.** All ordinances or parts of ordinances in conflict herewith are  
17 hereby repealed.

18 **SECTION 3. SEVERABILITY.** If any section, sentence, clause or portion of this ordinance is  
19 for any reason held to be invalid, such decision shall not affect the validity of the remaining  
20 portions of the ordinance.

21 PASSED AND APPROVED by the Mayor and Council of the City of Midwest City, Oklahoma,  
22 on the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

23 THE CITY OF MIDWEST CITY,  
24 OKLAHOMA

25 \_\_\_\_\_  
26 MATTHEW D. DUKES II, Mayor

27 ATTEST:

\_\_\_\_\_  
SARA HANCOCK, City Clerk

APPROVED as to form and legality this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
DONALD MAISCH, City Attorney



**Community Development**

100 N Midwest Boulevard

Midwest City, OK 73110

Office 405.739.1220

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TO : Honorable Mayor and Council

FROM : Billy Harless, Director

DATE : September 27, 2022

SUBJECT : (PC – 2125) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance to redistrict from PUD, Planned Unit Development, to R-HD, High Density Residential District, R-MD, Residential Medium Density, & C-4, General Commercial District. For the property described as a track of land being a part of the North-West Quarter (NW/4) of Section 8, Township 11 North, Range 1 West of the Indian meridian, Oklahoma County, Oklahoma, also addressed 11000 S.E. 15th Street.

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The applicant to rezone the property addressed at 11000 S.E. 15th Street has requested to table this item until they have had a chance to explore options concerning their application. Action is at the discretion of the Council.

Billy Harless, AICP  
Community Development Director



The City of  
**MIDWEST CITY**  
COMMUNITY DEVELOPMENT DEPARTMENT

CURRENT PLANNING DIVISION  
Emily Richey, Current Planning Manager  
COMPREHENSIVE PLANNING  
Petya Stefanoff, Comprehensive Planner

Billy Harless, Community Development Director

---

**To:** Honorable Mayor and Council

**From:** Billy Harless, Community Development Director

**Date:** September 27, 2022

**Subject:** (PC – 2125) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance to redistrict from PUD, Planned Unit Development, to R-HD, High Density Residential District, R-MD, Residential Medium Density, & C-4, General Commercial District. For the property described as a track of land being a part of the North-West Quarter (NW/4) of Section 8, Township 11 North, Range 1 West of the Indian meridian, Oklahoma County, Oklahoma, also addressed 11000 S.E. 15th Street.

**Executive Summary:** This application is a request to rezone the area of request from PUD, Planned Unit Development, to R-HD, High Density Residential District, R-MD, Residential Medium Density, & C-4, General Commercial District. The proposal outlines three parcels for a total of 38.191 acres, all minus rights of way. Tract “C-4” containing 6.232 acres is on the “hard corner” of SE 15<sup>th</sup> & Westminster. Tract “R-HD” contains 21,493 acres for High Density Residential and proposes 3 story apartments containing 216 dwelling units. Tract “R-MD” contains 10.466 acres for Medium Density Residential and proposes 83 townhouses. Due to the sanitary sewer collection system lines and major lift station that serve that area are currently undersized for the additional development, the applicant proposes to develop the area in two phases (see attached letter). Phase I is proposed to be completed in the spring of 2023 and would consist of apartments – 175 dwelling units, 60 townhomes. The commercial has yet to be determined. Phase II is proposed to be completed in spring 2026 and contains apartments with 175 dwelling units and 40 townhomes (see attached letter). It should be noted, that the existing PUD allows lot “A” 6.29 acres of O-1 Restricted Office, lot “B”, 11.45 acres of R-3 Medium Density Residential at 15 dwelling units per acre either multi family or zero lot line, lot “H” 7.19 acres of C-2 Planned Shopping District at 24% coverage, lot “G” 7.99 acres of C-3 Community Commercial District at 24% coverage and lot “F” 5.0 acres of C-2 Planned Shopping District at 24% coverage (see attachment). As of September 2, staff has received a protest by 42 of the 76 lots within the three hundred foot radius for which notices were sent. Since at least 50% of the lots signed the protest, the proposed zoning change shall not become effective except by the favorable vote of 3/5<sup>ths</sup> three-fifths of the members of Council.

Planning Commission has recommended to table PC-2125 per request of the applicant.

Action is at the discretion of the Council.

**Dates of Hearings:** Planning Commission –September 6, 2022  
City Council – September 27, 2022

**Council Ward:** Ward 6, Rick Favors

**Owner:** Seth Koenig

**Applicant:** Aaron Hale, Engineered by Design PLLC

**Proposed Use:** Development consisting of multifamily residential along with commercial space.

**Size:**

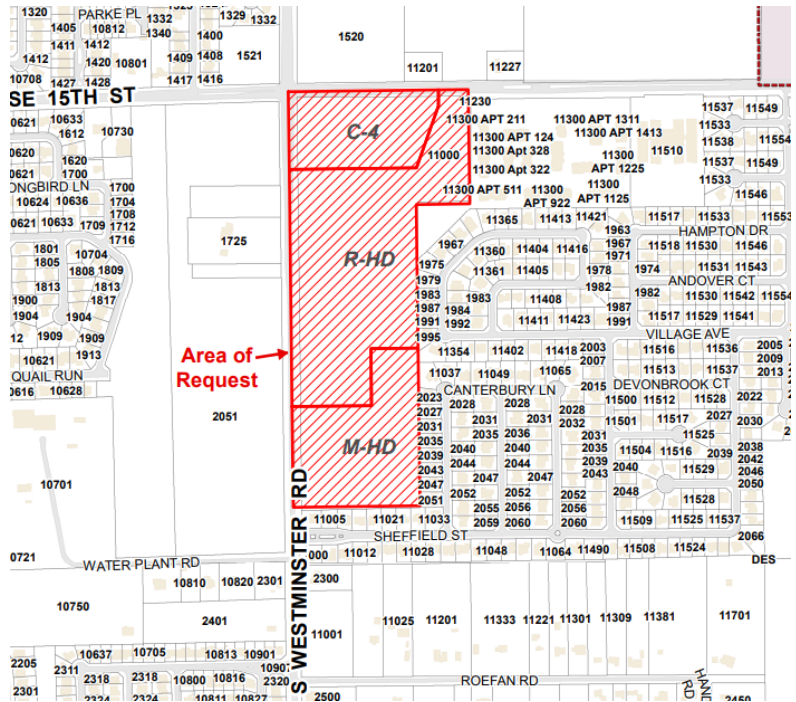
The Parcel A has a frontage of approximately 2,260’ along SE 15<sup>th</sup> St and a depth of approximately 670-950’ containing an area of 38.191 acres less right of way. Tract “C-R” contains 6.232 acres, Tract “R-HD” 21.493 acres and Tract “R-MD” 10.466 all minus right of way taken along SE 15<sup>th</sup> & Westminster.

**Development Proposed by the Comprehensive Plan:**

- Area of Request – COM & MDR, Commercial and Medium Density Residential
- North – COM & LDR, Commercial and Low Density Residential OR, Office/Retail
- East – COM, MDR & LDR, Commercial and Medium Density Residential, Low Density Residential
- South – LDR, Low Density Residential
- West – COM & LDR, Commercial and Low Density Residential OR, Office/Retail

**Zoning Districts:**

- Area of Request – PUD with underlining C-2, C-3, R-3 & O-1
- North – PUD & R-6 Single Family Detached Residential
- East – PUD & R-6 Single Family Detached Residential
- South R-6, Single Family Detached Residential
- West – C-3, PUD & R-6 Community Commercial, Single Family Detached Residential





**Land Use:**

Area of Request – Vacant field  
North – Vacant field  
East – Apartment complex  
South – Single family homes  
West – Vacant field and a single family homes

**Comprehensive Plan Citation:**

Commercial Land Uses

Areas designated for commercial land use are intended for a variety of commercial uses and establishments with outside storage, display and sales. Examples of such uses include automobile-related services, manufactured home sales, self-storage units, welding shops and pawn shops. Commercial uses often locate along major thoroughfares not because they need the visibility, as retail uses generally do, but because they need the accessibility. The challenge lies in the fact that commercial uses often have a greater need for the outside storage areas and these areas tend to lessen the visual quality of major thoroughfares.

**Municipal Code Citation:**

R-HD, High Density Residential District

General Description

This residential district is intended to provide for a density of more than twenty (20) units per gross acre. The principal use of land is for a wide variety of dwelling types.

Related recreational, religious, and educational uses normally located to service residential areas also are permitted to provide the basic elements of convenient, balanced, and attractive living areas.

C-4, General Commercial District

General Description

This commercial district is designed for the conduct of personal and business services and the general retail trade of the community and the surrounding area.

Because the permitted uses may serve and employ large numbers of people, the activities conducted and traffic generated make this district very incompatible with residential development.

Therefore, this district should be utilized at points of direct access from freeways, expressways, and arterial intersections, or in areas identified for heavy commercial activity that will be well separated from nearby residential areas. Outdoor storage and display is permitted.

R-MD, Medium Density Residential District

General Description

This is a residential district to provide for medium density housing ranging from ten (10) to twenty (20) dwelling units per gross acre. The principal use of land is for townhouses and low-rise multifamily dwellings.

Related recreational, religious, and educational uses normally located to service residential areas are also permitted to provide the basic elements of convenient, balanced, and attractive living areas.

## **Staff Comments**

### **Engineering Division:**

**Note: No engineering improvements are required with this application.**

#### **Water Supply and Distribution**

There are two public water mains bordering the proposed parcel, an eighteen (18) inch line along the north side of S.E. 15th Street and a twenty four (24) inch line running along the west side of Westminster Road. Any new building permit will require tying to the public water system as outlined in Municipal Code 43-32.

#### **Sanitary Sewerage Collection and Disposal**

Immediately bordering the proposed parcel is an eight (8) inch public sanitary sewer along the south side and the east side of the subject parcel. Note that the proposed area is located in the east side sanitary sewer system capacity study and cannot tie to the existing system until the evaluation is completed. See the attached memo. Any new building permit will require tying into the public sewer system as outlined in Municipal Code 43-109.

#### **Streets and Sidewalks**

Access to the area of request exists off S.E. 15th Street and Westminster Road. S.E. 15th Street and Westminster Road are classified as Secondary Arterials in the 2008 Comprehensive Plan. S.E. 15th Street and Westminster Road have 100 feet of right of way adjacent to the property. Additional trail easement along S.E. 15th will be required during the future platting process. Public road and sidewalk improvements are not required as part of this application.

#### **Drainage and Flood Control, Wetlands, and Sediment Control**

The area of request is shown to be in an Area of Minimal Flood Hazard on Flood Insurance Rate Map (FIRM) number 40109C0330H, dated December 18th, 2009. Detention will be required with any building permit. Downstream impacts must be considered, both during construction and at a fully developed condition.

#### **Easements and Right-of-Way**

No further easements or right of way would be required with this application.

### **Fire Marshal's Comments**

The property is required to meet and maintain the requirements of Midwest City Ordinances Section 15.

### **Planning Division**

This a request to zone three lots to C-4, R-HD & R-MD located at addressed 11000 S.E. 15th Street 7430 SE 15<sup>th</sup> Street.

The applicants request outlines three areas for a total of 38.191 acres. Tract “C-4” containing 6.232 acres is on the “hard corner” of SE 15<sup>th</sup> & Westminster. Tract “R-HD” contains 21,493 acres for High Density Residential and proposes 3 story apartments containing 216 dwelling units. Tract “R-MD contains 10.466 acres for Medium Density Residential and proposes 83 townhouses. As noted in the City Engineer’s letters, the sanitary sewer collection system lines and major lift station that serve that area are currently undersized for the additional development. The city has retained a consultant to evaluate the entire basin on the city’s east side, which includes the subject property. Due to the size and density of the proposed zoning changes and potential development, staff recommends this application be denied until such time the sewer system has been evaluated and capacity issues can be addressed. Additionally, since at least 50% of the lots signed the protest, the proposed zoning change shall not become effective except by the favorable vote of 3/5<sup>ths</sup> three-fifths of the members of Council.

Action is at the discretion of the Planning Commission.

**Action Required:** Approve or reject the ordinance to redistrict is a request to rezone the area of request from PUD, Planned Unit Development, to R-HD, High Density Residential District, R-MD, Residential Medium Density, & C-4, General Commercial District for the property as noted herein, subject to the staff comments and recommendations as found in the September 6, 2022 agenda packet and made a part of PC-2125 file.

Billy Harless  
Community Development Director

BH



The City of  
**MIDWEST CITY**  
COMMUNITY DEVELOPMENT DEPARTMENT

CURRENT PLANNING DIVISION  
Emily Richey, Current Planning Manager  
COMPREHENSIVE PLANNING  
Petya Stefanoff, Comprehensive Planner

Billy Harless, Community Development Director

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**To:** Honorable Chairman and Planning Commissioners

**From:** Billy Harless, Community Development Director

**Date:** September 6, 2022

**Subject:** (PC – 2125) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance to redistrict from PUD, Planned Unit Development, to R-HD, High Density Residential District, R-MD, Residential Medium Density, & C-4, General Commercial District. For the property described as a track of land being a part of the North-West Quarter (NW/4) of Section 8, Township 11 North, Range 1 West of the Indian meridian, Oklahoma County, Oklahoma, also addressed 11000 S.E. 15th Street.

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**Dates of Hearings:** Planning Commission –September 6, 2022  
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**Council Ward:** Ward 6, Rick Favors

**Owner:** Seth Koenig

**Applicant:** Aaron Hale, Engineered by Design PLLC

**Proposed Use:** Development consisting of multifamily residential along with commercial space.

**Size:**

The Parcel A has a frontage of approximately 2,260’ along SE 15<sup>th</sup> St and a depth of approximately 670-950’ containing an area of 38.191 acres less right of way. Tract “C-R” contains 6.232 acres, Tract “R-HD” 21.493 acres and Tract “R-MD” 10.466 all minus right of way taken along SE 15<sup>th</sup> & Westminster.

**Development Proposed by the Comprehensive Plan:**

Area of Request – COM & MDR, Commercial and Medium Density Residential

North – COM & LDR, Commercial and Low Density Residential OR, Office/Retail

East – COM, MDR & LDR, Commercial and Medium Density Residential, Low Density Residential

South – LDR, Low Density Residential

West – COM & LDR, Commercial and Low Density Residential OR, Office/Retail

**Zoning Districts:**

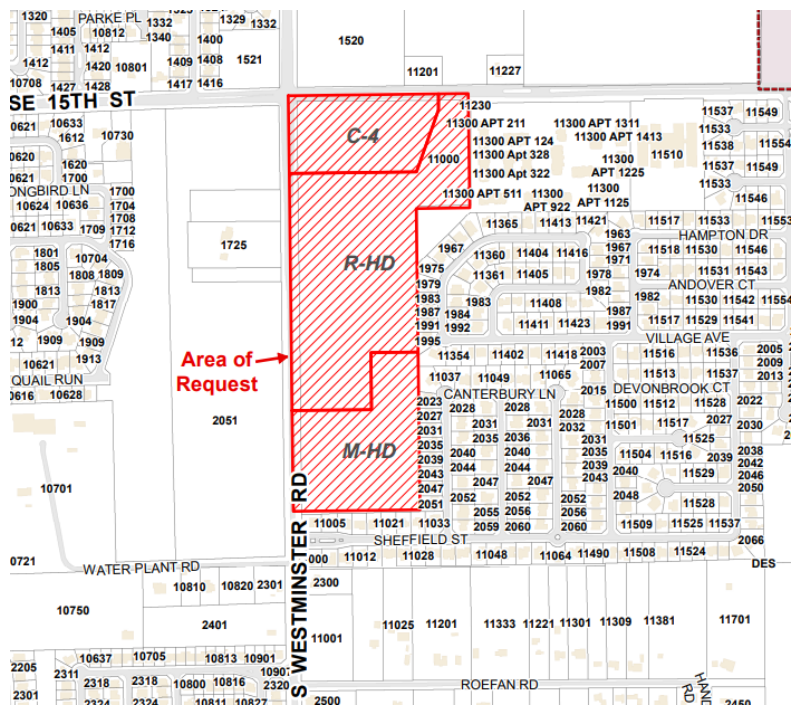
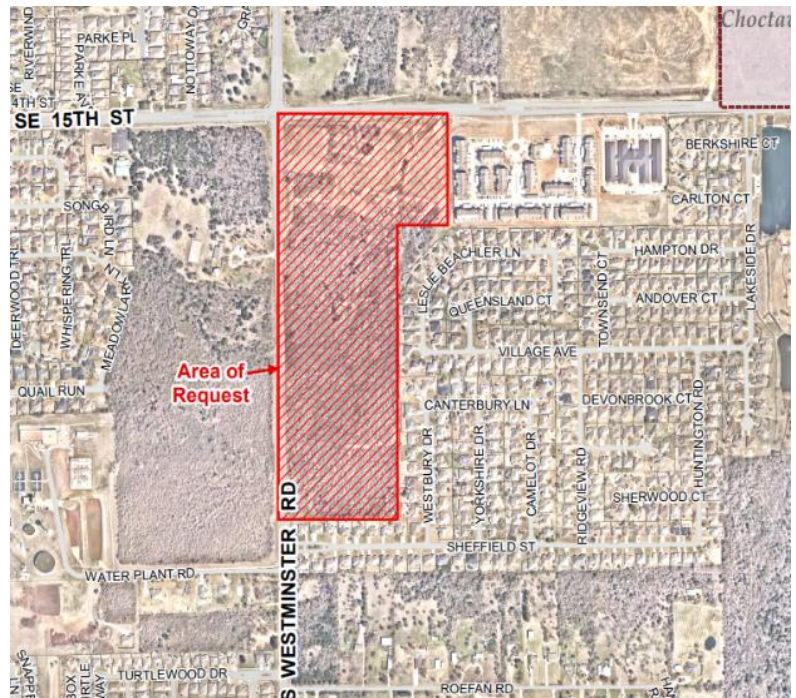
Area of Request – PUD with underlining C-2, C-3, R-3 & O-1

North – PUD & R-6 Single Family Detached Residential

East – PUD & R-6 Single Family Detached Residential

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**Land Use:**

Area of Request – Vacant field  
North – Vacant field  
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R-MD, Medium Density Residential District

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## **Staff Comments**

### **Engineering Division:**

**Note: No engineering improvements are required with this application.**

#### **Water Supply and Distribution**

There are two public water mains bordering the proposed parcel, an eighteen (18) inch line along the north side of S.E. 15th Street and a twenty four (24) inch line running along the west side of Westminster Road. Any new building permit will require tying to the public water system as outlined in Municipal Code 43-32.

#### **Sanitary Sewerage Collection and Disposal**

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#### **Easements and Right-of-Way**

No further easements or right of way would be required with this application.

### **Fire Marshal's Comments**

The property is required to meet and maintain the requirements of Midwest City Ordinances Section 15.

### **Planning Division**

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Billy Harless  
Community Development Director

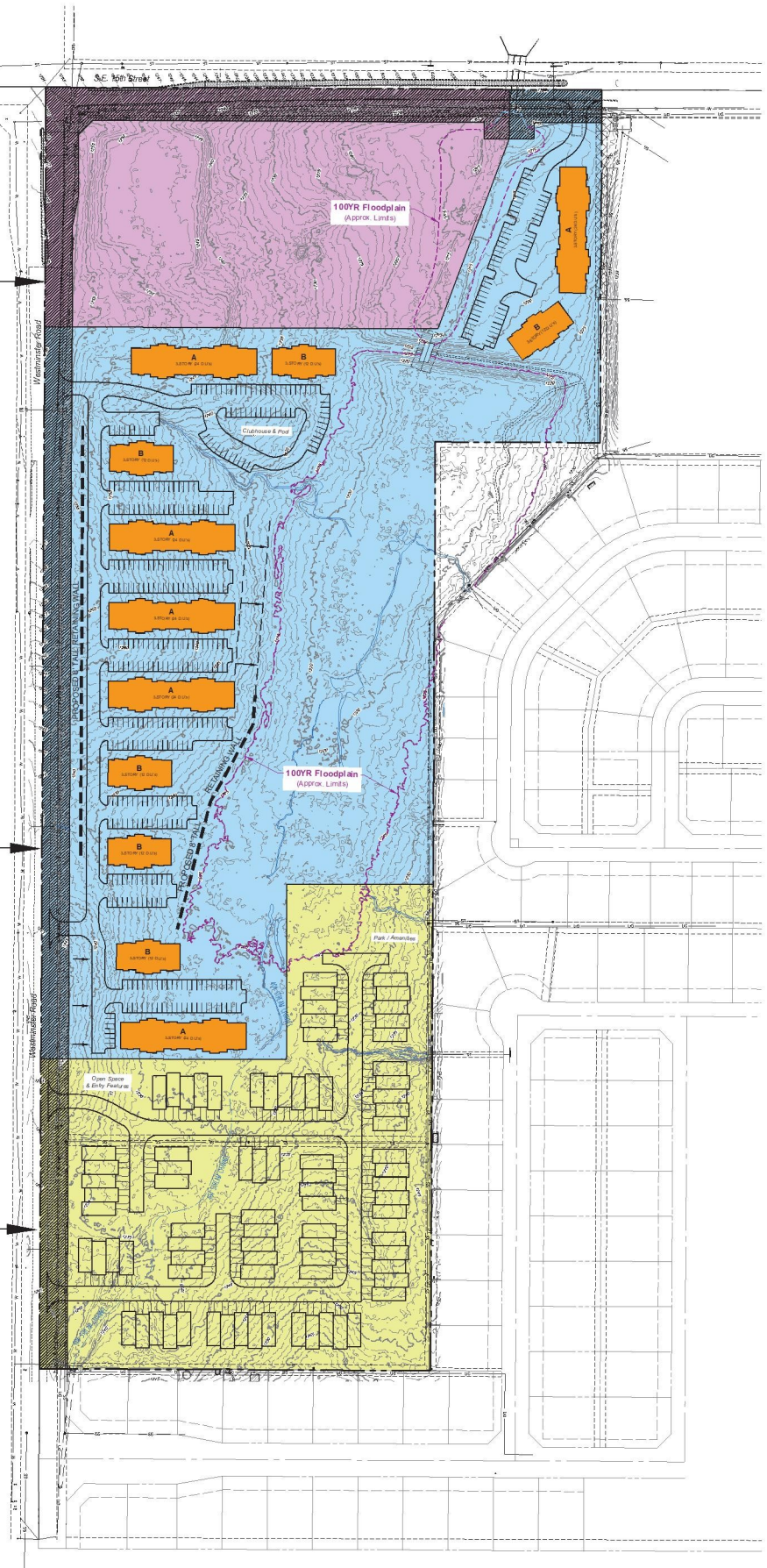
BH



**C-4**  
 General Commercial District  
 Gross Land Area: 344,020.58 SF (7.898 AC)  
 Net Land Area (after ROW): 271,474.21 SF (6.232 AC)

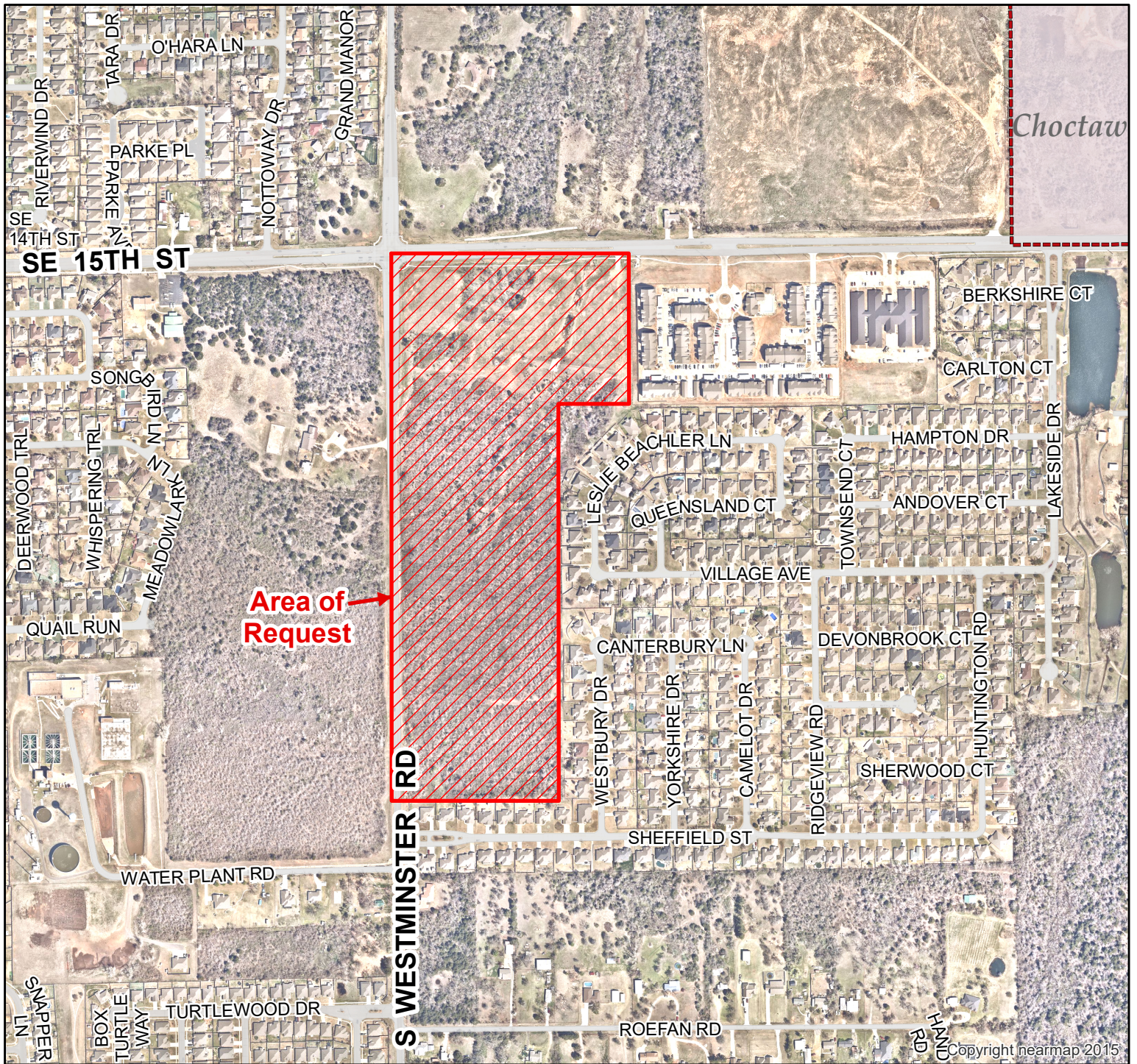
**R-HD**  
 High Density Residential District  
 (3-Story Apartments)  
 Gross Land Area: 1,013,991.75 SF (23.278 AC)  
 Net Land Area (after ROW): 936,231.51 SF (21.493 AC)  
 Dwelling Units: 216  
 D.U.'s per Acre (Net Land): 10.0

**R-MD**  
 Medium Density Residential District  
 (25x61' Townhouses)  
 Gross Land Area: 484,059.41 SF (11.112 AC)  
 Net Land Area (after ROW): 455,909.41 SF (10.466 AC)  
 Dwelling Units: 83  
 D.U.'s per Acre (Net Land): 7.93

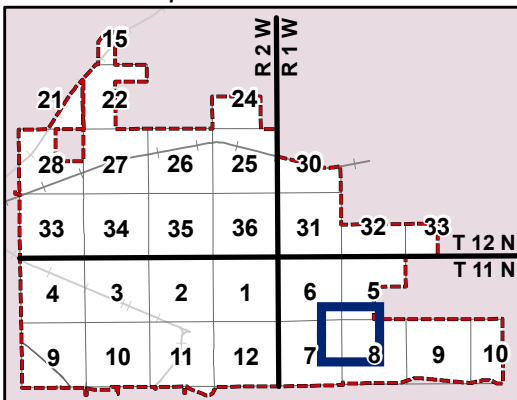


# Westminster 40

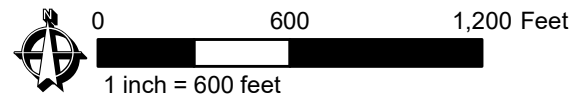
## Conceptual Site Plan



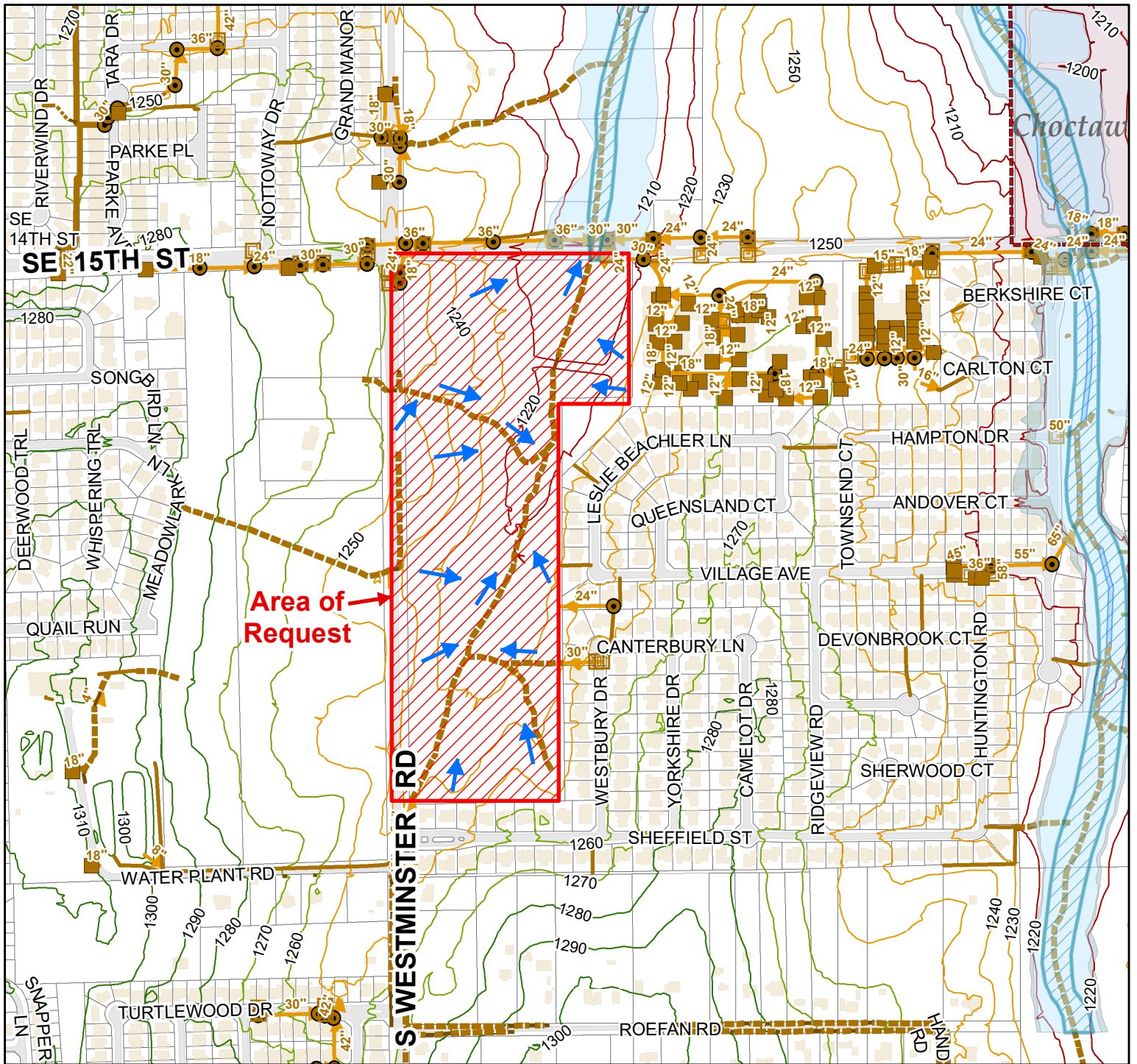
Locator Map



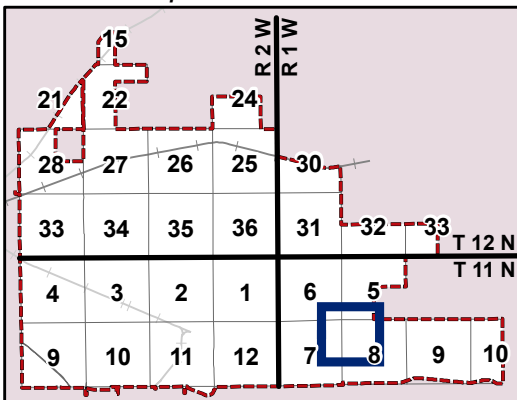
**4/2022 NEARMAP AERIAL VIEW FOR  
PC-2125  
(NW/4, Sec. 8, T11N, R1W)**



THIS MAP IS A GENERAL INFORMATION PUBLIC RESOURCE. THE CITY OF MIDWEST CITY MAKES NO WARRANTY, REPRESENTATION OR GUARANTEE AS TO THE CONTENT, ACCURACY, TIMELINESS OR COMPLETENESS OF ANY OF THE INFORMATION PROVIDED ON THIS MAP. ANY PARTY'S USE OR RELIANCE ON THIS MAP OR ANY INFORMATION ON IT IS AT THAT PARTY'S OWN RISK AND WITHOUT LIABILITY TO THE CITY OF MIDWEST CITY, ITS OFFICIALS OR ITS EMPLOYEES FOR ANY DISCREPANCIES, ERRORS OR VARIANCES THAT MAY EXIST.



Locator Map

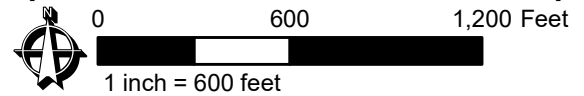


- Drainage Legend**
- Curb Inlets
  - Inlets
  - Junction Box
  - Culverts
  - Flumes
  - Developed Channels
  - Trickle Channels
  - Undeveloped Channels
  - Storm Lines
  - Creeks
- ELEVATION**
- 1166-1204 ft
  - 1204-1228 ft
  - 1228-1250 ft
  - 1250-1278 ft
  - 1278-1324 ft

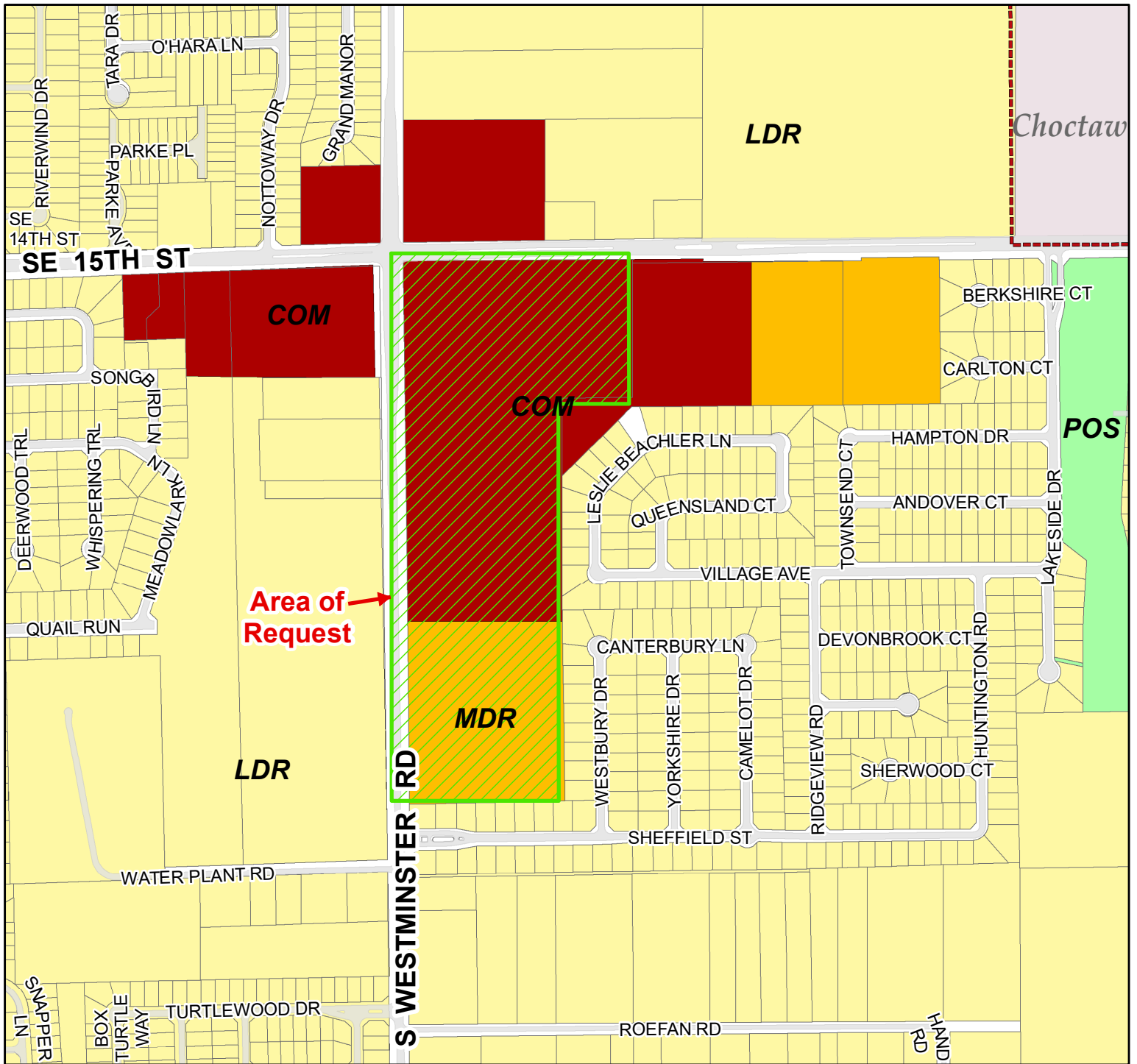
- 2009 FEMA Floodplains**
- 500-yr floodplain
  - 100-yr floodplain
- 2009 FEMA Floodway**
- FLOODWAY

## DRAINAGE LOCATION MAP FOR PC-2125

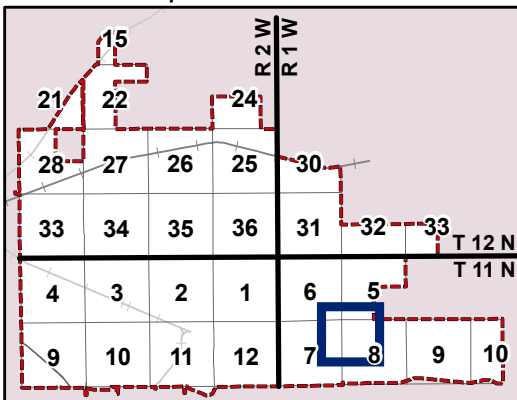
(NW/4, Sec. 8, T11N, R1W)



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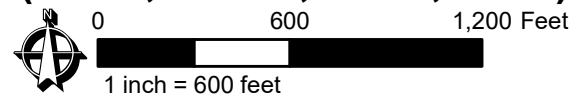
Locator Map



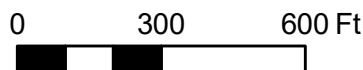
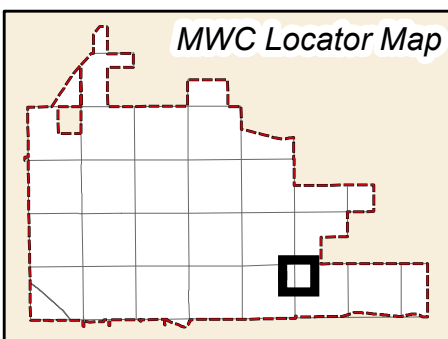
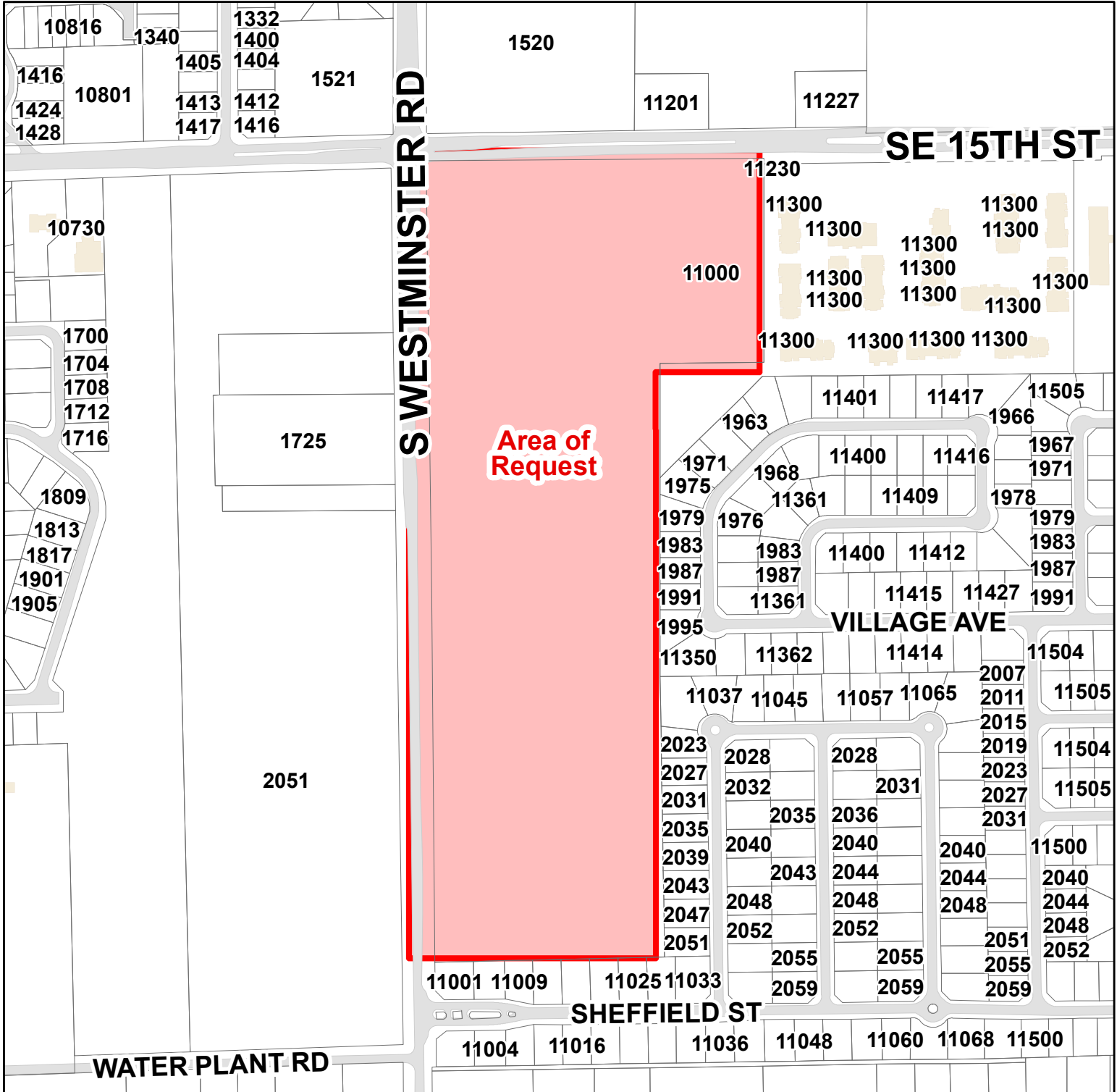
Future Land Use Legend

- Single-Family Detached Residential
- Medium Density Residential
- High Density Residential
- Manufactured Home
- Public/Semi-Public
- Parks/Open Space
- Office/Retail
- Commercial
- Industrial
- Town Center

## FUTURE LAND USE MAP FOR PC-2125 (NW/4, Sec. 8, T11N, R1W)

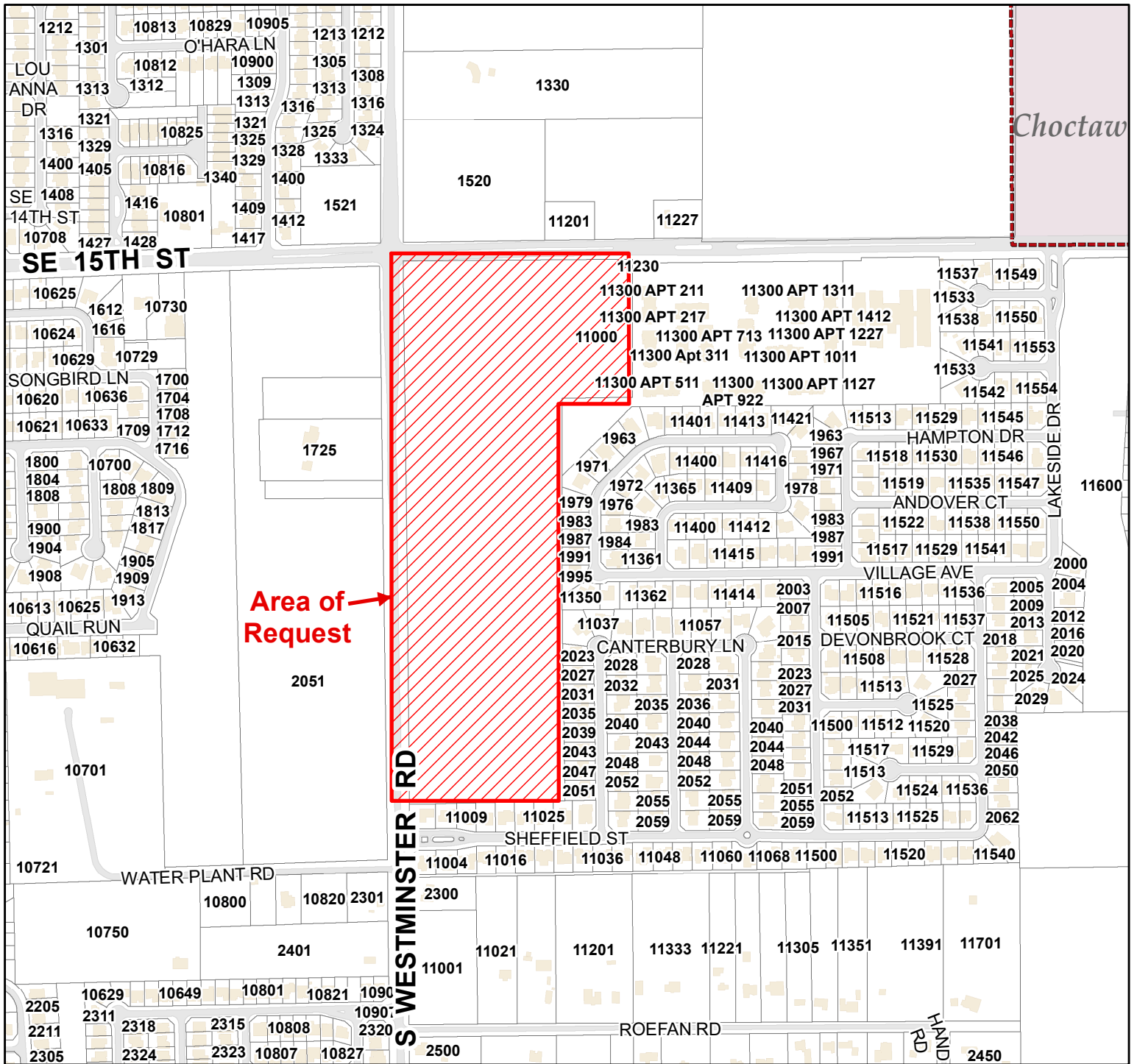


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## NOTIFICATION MAP FOR PC-2125

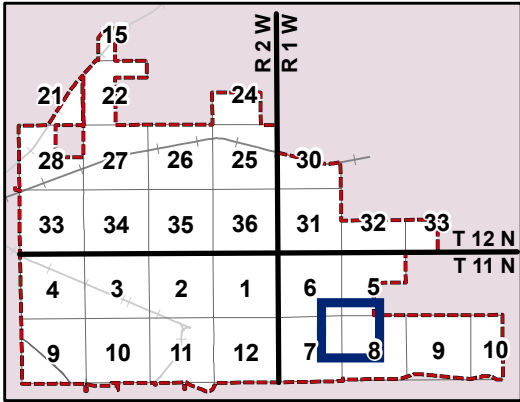
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




Choctaw

**Area of Request** →

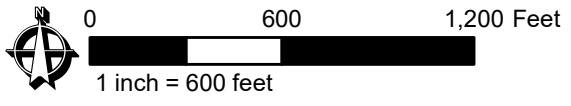
Locator Map



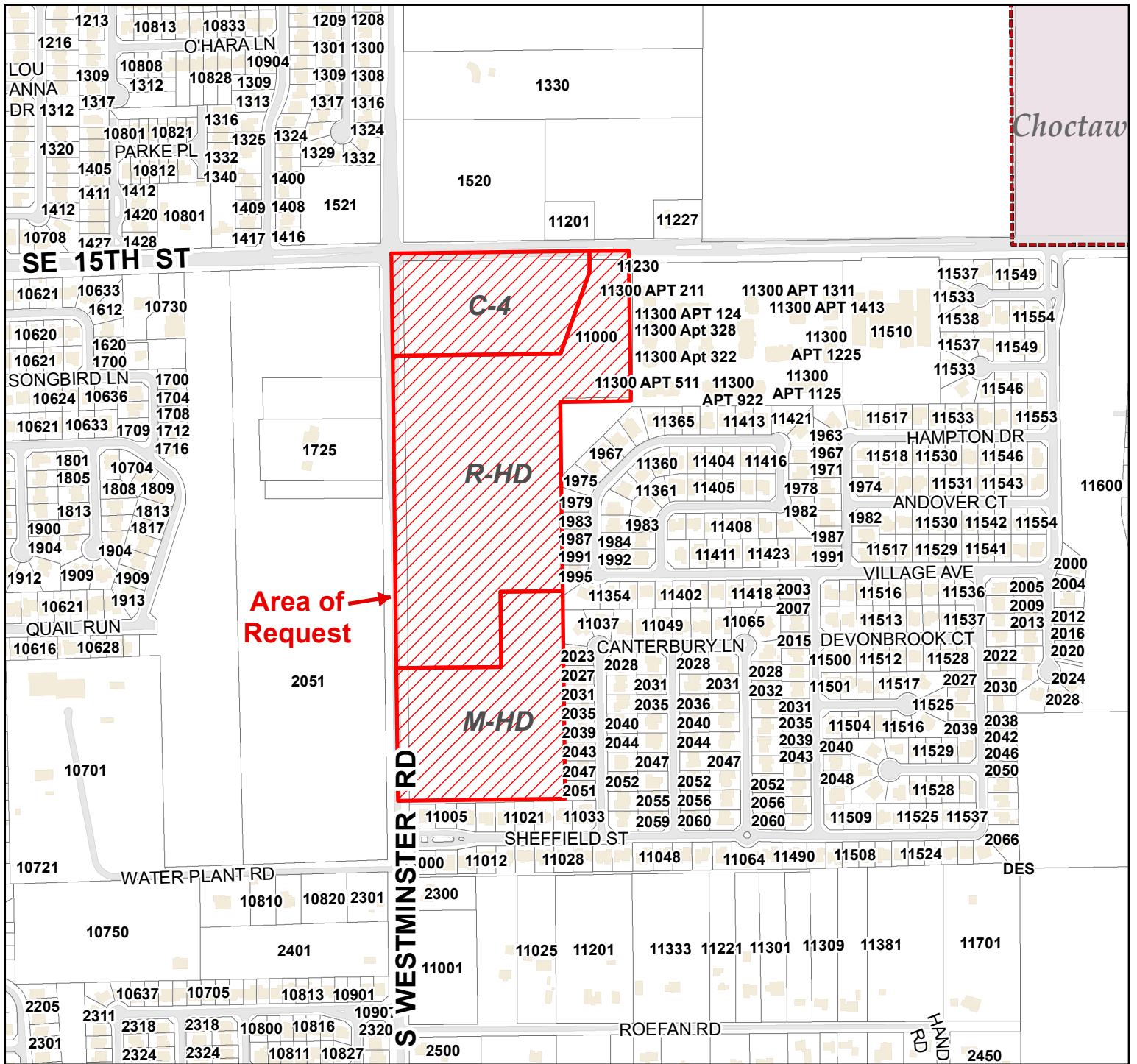
**General Map Legend**

-  Area of Request
-  Parcels with Addresses
-  Buildings
-  Edge of Pavement
-  MWC City Limits
- Railroads**
-  Active
-  Inactive / Closed

**GENERAL MAP FOR  
PC-2125  
(NW/4, Sec. 8, T11N, R1W)**

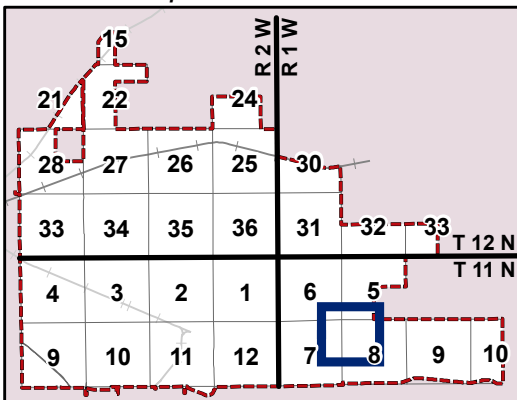


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






Choctaw

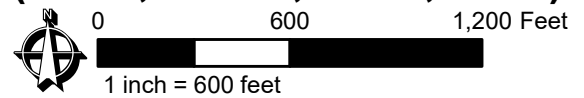
Locator Map



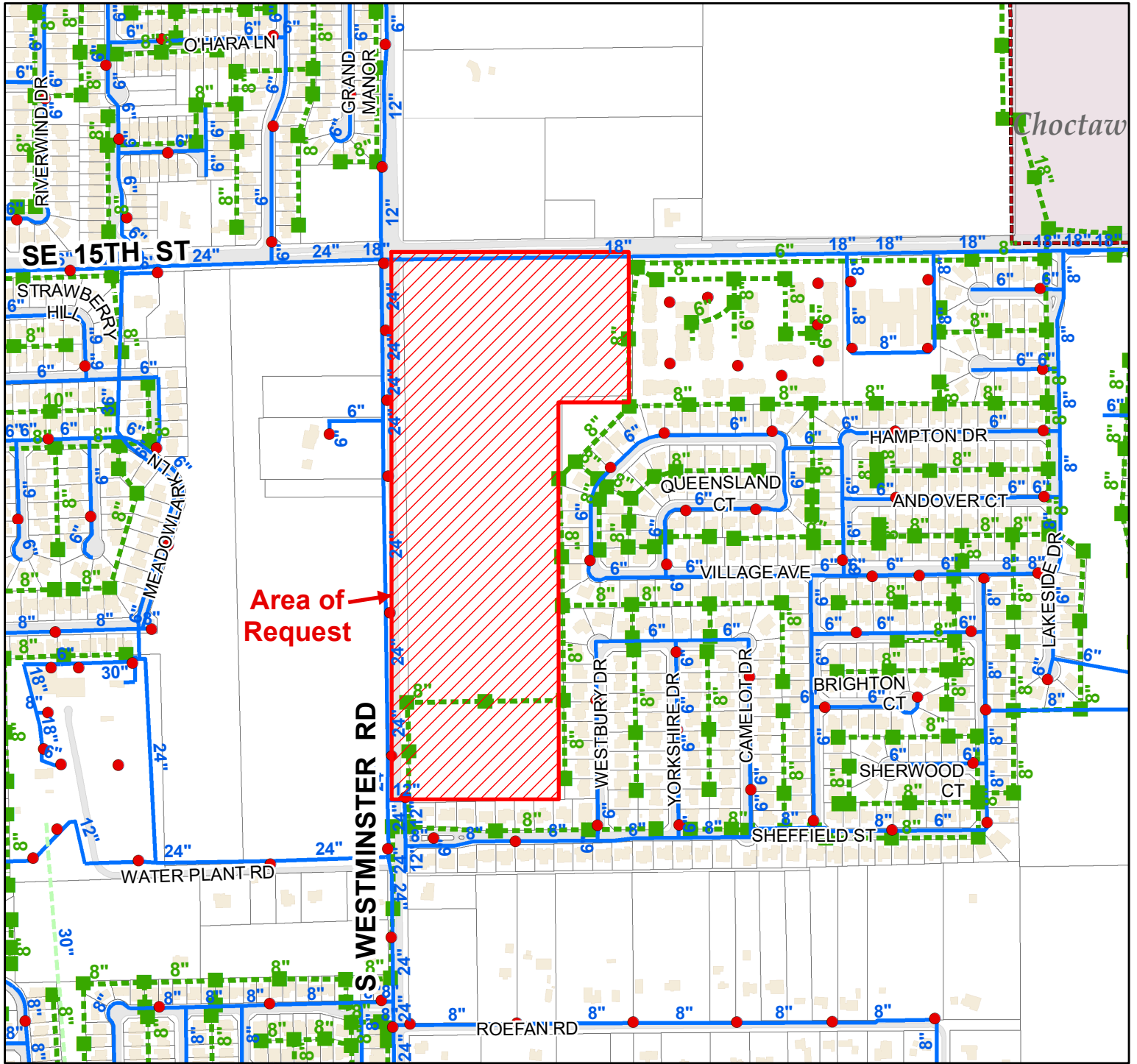
**General Map Legend**

-  Area of Request
-  Parcels with Addresses
-  Buildings
-  Edge of Pavement
-  MWC City Limits
- Railroads**
-  Active
-  Inactive / Closed

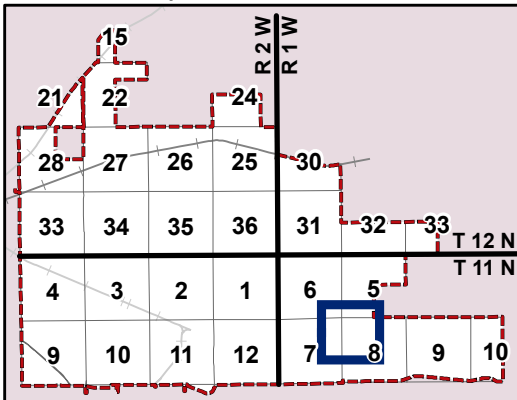
**GENERAL MAP**  
Showing the 3 Tracts For  
PC-2125  
(NW/4, Sec. 8, T11N, R1W)



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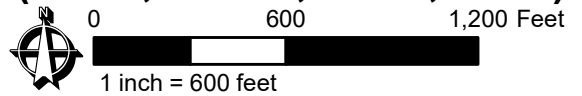
Locator Map



**Water/Sewer Legend**

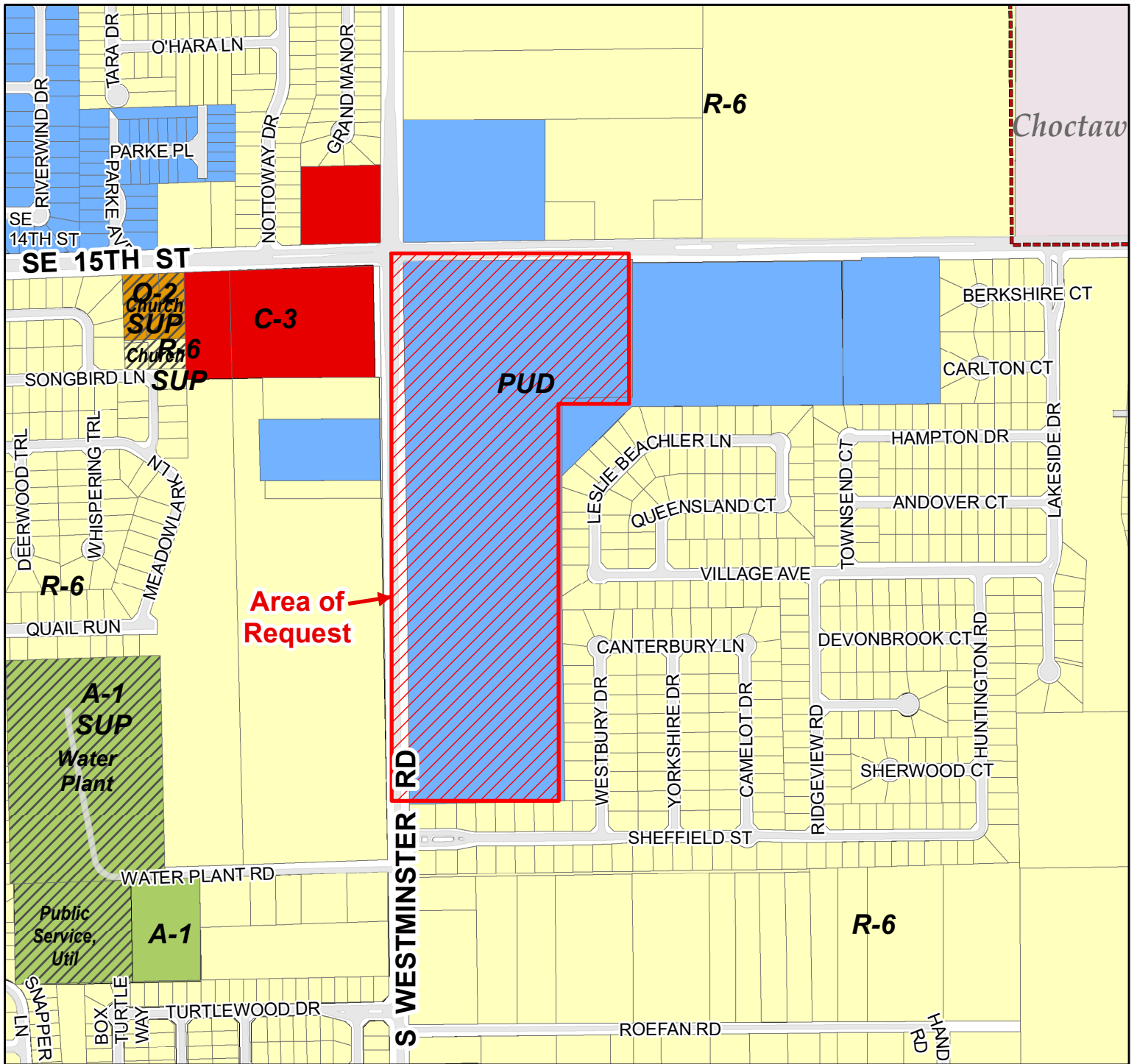
- Fire Hydrants
- Water Lines
  - Distribution
  - Well
  - - - OKC Cross Country
  - - - Sooner Utilities
  - - - Thunderbird
  - - - Unknown
- Sewer Manholes
- - - Sewer Lines

**WATER/SEWER LINE  
LOCATION MAP FOR  
PC-2125  
(NW/4, Sec. 8, T11N, R1W)**

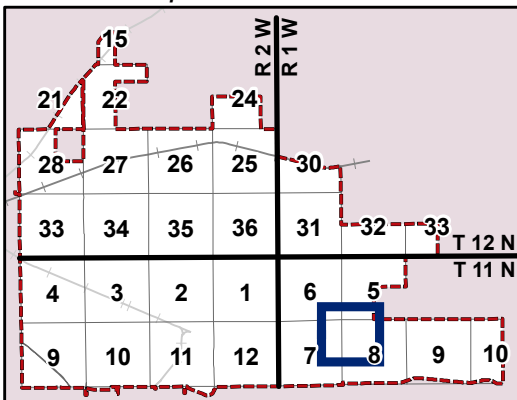


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Locator Map



Current Zoning Legend

A-1	I-2 SUP	R-35
A-1 SUP	I-3	R-2F
C-1	O-1	R-MD
C-1 SUP	O-1 SUP	R-MD SUP
C-2	O-2	R-HD
C-2 SUP	O-2 SUP	R-HD SUP
C-3	R-6	R-MH-1
C-3 SUP	R-6 SUP	R-MH-2
C-4	R-8	PUD
C-4 SUP	R-10	SPUD
I-1	R-22	HOS
I-2		HOS SUP

## ZONING MAP FOR PC-2125 (NW/4, Sec. 8, T11N, R1W)



0 600 1,200 Feet

1 inch = 600 feet

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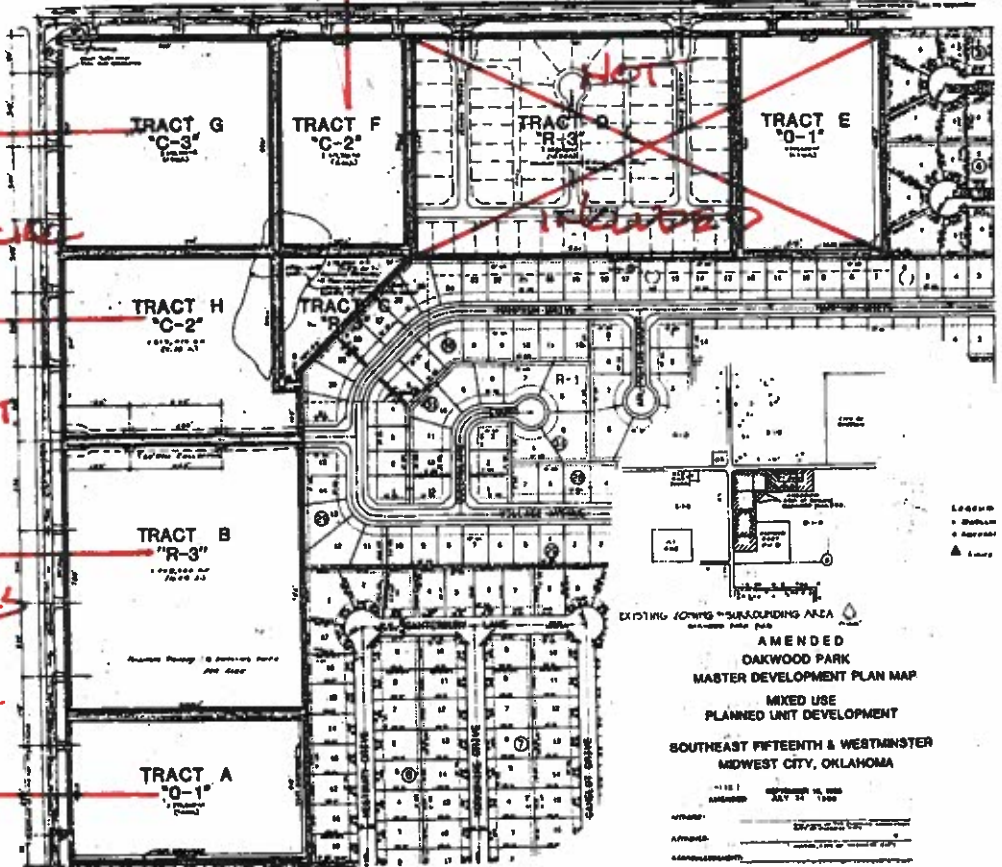
"F" 5.0 ACRES  
C-2 PLANNED SHOPPING  
24% LOT COVERAGE

"G" 7.99 ACRES  
C-3 COMMUNITY COMMERCIAL  
24% COVERAGE

"H" 7.19 ACRES  
C-2 PLANNED SHOPPING DIST  
24% COVERAGE

"B" R-3 MEDIUM DENSITY RES  
15 DU PER ACRE  
MULTI FAMILY OR ZERO LOT

"A" O-1 RESTRICTED OFFICE  
GARDEN OFFICE PARK  
BUILDINGS SCATTERED IN  
CAMPUS LIKE MAJOR  
MAX 60,000 SF



EXISTING FSD



**Engineering and  
Construction Services**  
100 N Midwest Boulevard  
Midwest City, OK 73110  
Office 405.739.1220

September 2, 2022

40 S Westminster Rd / 11000 SE 15<sup>th</sup> St  
Aaron Hale  
[ahale@engineeredbydesign.pro](mailto:ahale@engineeredbydesign.pro)

RE: PC-2125, Westminster40 Development

Dear Mr. Hale,

I received your phasing letter on August 31, 2022 regarding the proposed phasing of your project. In the letter you propose two separate phases of construction.

	<b>Phase I - Spring 2023</b>	<b>Phase II – Spring 2026</b>	<b>Total</b>
<b>Apartments</b>	175	175	350
<b>Townhomes</b>	60	40	100
<b>Commercial</b>	TBD		
	<b>235 + commercial</b>	<b>215</b>	<b>450</b>

As you are aware, the City has hired a qualified engineering consultant to look at the entire lift station sewer basin on the City's east side which includes your development area. The timing for the study is in recognition that our existing sewer infrastructure cannot handle the recently proposed developments. The sewer study is expected to be completed in Spring of 2023 which will have a capacity determination and a list of improvements to accommodate the future growth. Our expectation is that funding for those projects will come from development.

With the density in your application, I am worried your development will overtax our sewer system. Therefore, I would ask that you and your client withdraw or postpone your zoning application until the sewer study comes to a conclusion AND a funding mechanism is determined.

Separate from the sewer question, the density you are proposing will burden Westminster Road, an existing two lane facility. As such, upon building permit or platting; I will be requiring a traffic study per 38-42.3(b).

Please let me know if you have any questions.

Sincerely,

Brandon Bundy, P.E.,  
Director of Engineering and Construction Services

CC: Billy Harless, Community Development Director  
Paul Streets, Public Works Director  
Patrick Menefee, City Engineer  
PC-2125 staff report

Attached: Phasing letter received August 31, 2022

Engineered by Design, PLLC  
P.O. Box 15567  
Del City, OK 73155  
Ph. 405-234-0980, Email [ahale@engineeredbydesign.pro](mailto:ahale@engineeredbydesign.pro)



**ENGINEERED BY  
DESIGN**

August 31, 2022

Brandon Bundy, P.E.  
Director of Engineering and Construction Services  
City of Midwest City  
100 N Midwest Boulevard  
Midwest City, OK 73110

RE: New Residential Development in Midwest City, OK – response  
Westminster40

Dear Mr. Bundy:

This letter is in response to your New Residential Development and associated sewer availability letter dated August 2, 2022 (attached below). We appreciate the City's concerns and wish to assist in the coordination efforts as best we can. You have requested a phasing schedule for our development. The following are the anticipated Dwelling Units (D.U.) to be constructed within certain phases and approximate completion dates.

- Phase I – Completed Spring 2023
  - Apartments – 175 D. U.
  - Town Homes – 60 D.U.
  - Commercial – Use to be determined
  
- Phase II – Completed Spring 2026
  - Apartments – 175 D.U.
  - Townhomes – 40 D.U.

Sincerely,

---

Aaron Hale, P.E.  
President

Date: August 31, 2022

CC: Luke Roundtree, Developer



**Engineering and  
Construction Services**  
100 N Midwest Boulevard  
Midwest City, OK 73110  
Office 405.739.1220

August 2, 2022

40 S Westminster Rd / 11000 SE 15<sup>th</sup> St  
Aaron Hale  
[ahale@engineeredbydesign.pro](mailto:ahale@engineeredbydesign.pro)

RE: New Residential Development in Midwest City, OK

Dear Mr Hale:

The City of Midwest City (the City) has received numerous inquiries about new residential housing developments within an area served by a series of sanitary sewer lift stations. According to the inquiries received, these new developments would create approximately 2,000 additional new housing units within the City.

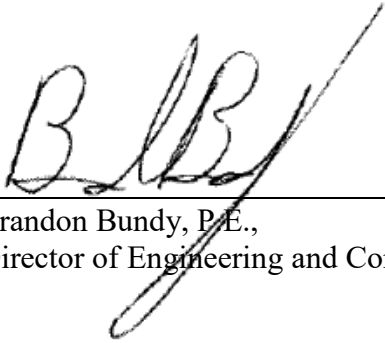
While City Leaders are pleased with such development, if this type of development were fully implemented, the approximately 2,000 new homes would place a strain on the City's infrastructure. Specifically, the sanitary sewer collection system lines and major lift station that serve that area are currently undersized for the additional development. The new development will likely cause the sanitary sewer collection system lines and lift station to become overloaded, potentially causing sanitary sewer overflows and placing the City in jeopardy of being in non-compliance with the Oklahoma Department of Environmental Quality.

To determine the current capacity of the collection system lines, the lift stations, and the scope of needed improvements, the City has contracted with a qualified engineering consultant to perform an analysis of the sanitary sewer collection system and lift stations in this area. The analysis will need to be conducted both in dry weather and wet weather conditions to obtain a full assessment of the system. It is anticipated that the analysis will be completed in 2023.

The City is requesting that with each application that the developer submit a phasing schedule for the development. Remaining capacity of the current system will be allocated to each developer as equitably as possible. It is the hope that by phasing in construction, that every developer will be able to continue their development projects, while the City studies and undertakes upgrades to the wastewater collection system and lift station.

Finally, pursuant to Section 38-42.3 (c) of the City Ordinances, the cost of the upgrades will be proportionality allocated between each developer.

Sincerely,

A handwritten signature in black ink, appearing to read 'B. Bundy', is written over a horizontal line. The signature is stylized and cursive.

Brandon Bundy, P.E.,  
Director of Engineering and Construction Services

CC: Billy Harless, Community Development Director  
Paul Streets, Public Works Director  
Patrick Menefee, City Engineer  
Don Maisch, City Attorney

Engineered by Design, PLLC  
P.O. Box 15567  
Del City, OK 73155  
Ph. 405-234-0980, Email [ahale@engineeredbydesign.pro](mailto:ahale@engineeredbydesign.pro)



**ENGINEERED BY  
DESIGN**

August 31, 2022

Brandon Bundy, P.E.  
Director of Engineering and Construction Services  
City of Midwest City  
100 N Midwest Boulevard  
Midwest City, OK 73110

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  - Commercial – Use to be determined
  
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  - Townhomes – 40 D.U.

Sincerely,

---

Aaron Hale, P.E.  
President

Date: August 31, 2022

CC: Luke Roundtree, Developer



**Engineering and  
Construction Services**  
100 N Midwest Boulevard  
Midwest City, OK 73110  
Office 405.739.1220

August 2, 2022

40 S Westminster Rd / 11000 SE 15<sup>th</sup> St  
Aaron Hale  
[ahale@engineeredbydesign.pro](mailto:ahale@engineeredbydesign.pro)

RE: New Residential Development in Midwest City, OK

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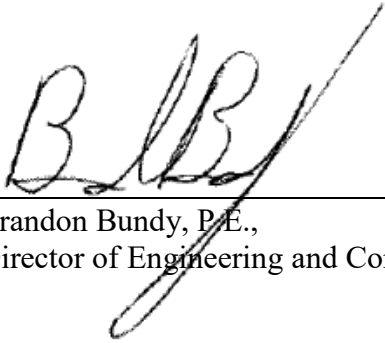
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Brandon Bundy, P.E.,  
Director of Engineering and Construction Services

CC: Billy Harless, Community Development Director  
Paul Streets, Public Works Director  
Patrick Menefee, City Engineer  
Don Maisch, City Attorney



The City of  
**MIDWEST CITY**  
 COMMUNITY DEVELOPMENT DEPARTMENT  
 CURRENT PLANNING DIVISION

**REZONING APPLICATION**

**Property Information**

Location/Address of Property: <i>SOUTHWEST OF S. WESTMINSTER ROAD + S.E. 15TH STREET</i>
Legal Description: <i>See attached</i>

**Applicant Information**

Name: <i>Naron Hale</i>	Company: <i>Engineered by Design, PLLC</i>	
Mailing Address: <i>P.O. Box 15567</i>		
City: <i>Del City</i>	State: <i>OK</i>	Zip: <i>73155</i>
Phone: <i>405-234-0980</i>	Fax: <i>n/a</i>	Email: <i>ahale@engineeredbydesign.pro</i>

**Owner Information**

Name: <i>Seth Koenig</i>	Company: <i>Westminster 40, LLC</i>	
Mailing Address: <i>P.O. Box 15329</i>		
City: <i>Del City</i>	State: <i>OK</i>	Zip: <i>73155</i>
Phone: <i>405.306.0245</i>	Fax:	Email: <i>seth@pioneerrealtyok.com</i>

It is requested that the above noted property be rezoned

From: *PSD*  
 To: *HIGH DENSITY* *R-HD RESIDENTIAL / M-HD RESIDENTIAL* | *MEDIUM DENSITY* *C-4 COMMERCIAL*

And it is further requested that the Comprehensive Plan be amended

From: *OR - OFFICE / RETAIL + MOR - MEDIUM DENSITY RESIDENTIAL*  
 To: *MEDIUM DENSITY* *MOR - RESIDENTIAL* + *HIGH DENSITY* *HOR - RESIDENTIAL + COM Commercial*

The subject property has a frontage of *2,260* ft and a depth of *620-950* ft., and contains an area of *1,842,071* sq. ft. *4228 (ACRES)*

Applicant: \_\_\_\_\_



The City of  
**MIDWEST CITY**  
 COMMUNITY DEVELOPMENT DEPARTMENT  
 CURRENT PLANNING DIVISION

## Rezoning Application and Instructions

### Step 1 - Mandatory Pre-Application Meeting

Schedule the mandatory pre-application meeting with City staff at least seven (7) calendar days prior to submittal of the rezoning application.

### Step 2 - Submit Application by required deadline (See attached calendar for deadlines)

**Items required for a complete application submittal for a rezoning application review\*:**

- Completed application form
- Application fee
- Proof of ownership
- Legal Description of the property
- Notarized Letter of Consent from property owner if applicant is not the property owner
- List of names and addresses of all property owners within 300 feet of the exterior boundaries of the subject property.

If applying for a SPUD:

- SPUD Design Statement Form
- Master Plan

If applying for a PUD:

- Master Development Design Statement Document
- Master Development Map

\*Staff will review application for completeness at the time of submittal. If any items from the above list are missing the application is incomplete and will be returned to the applicant.

### Step 4 - Planning Commission Hearing

Attend Planning Commission meeting. The Planning Commission will make a recommendation to the City Council.

### Step 5 - City Council Hearing

Attend Planning Commission meeting. The Planning Commission will make a recommendation to the City Council.

<b>FOR OFFICE USE ONLY</b>				
	<b>Type of Application</b>	<b>Fee</b>	<b>Required Meetings:</b>	<b>Date:</b>
	Rezoning	\$225.00	Pre-Development Meeting:	
	Special Use Permit	\$225.00	Planning Commission:	
	Rezoning & SUP	\$225.00	City Council:	
	Simplified Planned Unit Development	\$300.00	Comments:	
	Planned Unit Development	\$450.00		
Application completeness has been reviewed by staff and found to be: <input type="checkbox"/> Complete <input type="checkbox"/> Incomplete Additional comments: Reviewed for completeness by:				

**CERTIFICATE**

The undersigned bonded abstractor in and for Oklahoma County, Oklahoma, does hereby certify that attached as Exhibit "B" hereto is a list of owners and their addresses of property adjoining within **300** feet of the land described on Exhibit "A" attached hereto according to the records maintained in the Office of the County Treasurer of Oklahoma County, Oklahoma.

Executed at Oklahoma City, Oklahoma this 20th day of July, 2022.

AMERICAN EAGLE TITLE INSURANCE COMPANY

  
\_\_\_\_\_  
JESSICA LOUK  
ABSTRACT MANAGER

State of Oklahoma     )  
                                  ) ss.  
County of Oklahoma    )

This instrument was acknowledged before me on 7-29-2022, by Jessica Louk, Abstract Manager.

  
\_\_\_\_\_  
NOTARY PUBLIC

My commission expires:  
Order No.: 2207-0384-20



## "EXHIBIT A"

A tract of land located in the Northwest Quarter (NW/4) of Section Eight (8), Township Eleven North (T-11-N), Range One West (R-1-W) of the Indian Meridian (I.M.), Oklahoma County, Oklahoma, being more particularly described as follows:

Beginning at the Northwest Quarter of said NW/4; Thence N 89°59'27" E along the North line of said NW/4 a distance of 1009.01 feet; Thence S 00°00'33" E a distance of 640.00 feet; Thence S 89°59'27" W and parallel with the said North line of the NW/4 a distance of 298.91 feet; Thence S 00°01'04" E a distance of 328.62 feet to the Northwesterly corner of OAKWOOD EAST VILLAGE Section 4, according to the recorded plat thereof; Thence continuing S 00°01'04" E along the West line of said OAKWOOD EAST VILLAGE Section 4 and the Amended Final Plat of OAKWOOD EAST VILLAGE ROYALE, according the recorded plat thereof, a distance of 1356.35 feet (1356.31 feet-measured); Thence S 89°58'56" W along the North line of Block 3 of said Amended Final Plat of OAKWOOD EAST ROYALE a distance of 710.00 feet (709.82 feet-measured) to a point on the West line of said NW/4; Thence N 00°01'04" W (N 00°01'21" W - measured) along said West line a distance of 2325.00 feet (2325.07 feet-measured) to the Point of Beginning.

**“Exhibit B”**

Dated: 7-29-2022

Order No. 2207-0384-20

WESTMINSTER40 LLC PO BOX 30057 EDMOND, OK 73003	168521500 PT NW4 SEC 8 11N 1W BEG NW/C NW4 TH E1009.01FT S640FT W298.91FT S328.62FT S1356.35FT W710FT N2325FT TO BEG CASS TOWNSHIP (SUBJECT PROPERTY)
CN MC BOULEVARD LP 865 N COWAN AVE LEWISVILLE, TX 75057	213631000 LOT 000 BLOCK 000 THE BOULEVARD AT OAKWOOD EAST
WALLACE BARRY S WASCOTT LOUIS C 11227 SE 15 <sup>TH</sup> ST MIDWEST CITY, OK 73130	155857055 UNPLTD PT SW4 SEC 5 11N 1W BEG 1112.38FT E OF SW/C OF SD SEC N208.72FT E208.72FT S208.72FT W208.72FT TO BEG EX S33FT FOR RD PURPOSES UNPLTD PT SEC 05 11N 1W
KENEDY VICTORIA L 1171 WILLOW DR CHOCTAW, OK 73020	155857070 PT SW4 SEC 5 11N 1W BEG 660.55FT E & 208.72FT N OF SW/C SW4TH N368.32FT E659.90FT S368.38FT W208.72FT S208.72FT W243.11FT N208.72FT W208.72FT TO BEG UNPLTD PT SEC 05 11N 1W
CITY OF MIDWEST CITY 100 N MIDWEST BLVD MIDWEST CITY, OK 73110-4327	155857080 PT SW4 SEC 5 11N 1W BEG 660.55FT E OF SW/C SW4 TH N208.72FT E208.72FT S208.72FT W208.72FT TO BEG CONT 1ACR MORE OR LESS UNPLTD PT SEC 05 11N 1W
NE WESTMINSTER PREMIUM REAL ESTATE LLC 5501 E 33 <sup>RD</sup> ST EDMOND, OK 73013-8611	155857050 PT SW4 SEC 5 11N 1W BEG SW/C OF SW4 N576.98FT E659.89FT S577.04FT W660.55FT TO BEG CONT 8.74ACRS MORE OR LESS UNPLTD PT SEC 05 11N 1W
NE WESTMINSTER PREMIUM REAL ESTATE LLC 5501 E 33 <sup>RD</sup> ST EDMOND, OK 73013-8611	155907000 PT SE4 SEC 6 11N 1W BEG 50FT N & 50FT W OF SE/C SE4 TH W340.02FT N330FT E340.02FT S330FT TO BEG. CONT 2.57ACRS MORE OR LESS UNPLTD PT SEC 06 11N 1W
CJAL LLC 1729 KINGSBURY LN NICHOLS HILLS, OK 73116-5313	155951410 PT NE1/4 SEC 7 11N 1W E1/2 OF E1/2 OF NE1/4 EX A TR 549.27FT BY 515FT BEG 533FT S OF NE/C NE1/4 SUBJ TO ESMTS OF RECORD UNPLTD PT SEC 07 11N 1W

CJAL LLC 1729 KINGSBURY LN NICHOLS HILLS, OK 73116-5313	155951415 PT NE4 SEC 7 11N 1W BEG 533FT S OF NE/C OF NE4 TH S515FT W530FT N515FT E530FT TO BEG EX A TR BEG NE/C 704.95FT S TO PT OF BEG TH S262.57FT W549.27FT N262.57FT E549.27FT TO BEG UNPLTD PT SEC 07 11N 1W
MID DEL YOUTH & FAMILY CENTER 2801 PARKLAWN DR STE 201 MIDWEST CITY, OK 73110-4229	155951416 PT NE/4 SEC 7 11N 1W BEG NE/C NE4 704.95FT S TO PT OF BEG TH S262.57FT W549.27FT N262.57FT E549.27FT TO BEG UNPLTD PT SEC 07 11N 1W
JONES RANDY D JONES BILLY D 11001 SHEFFIELD ST MIDWEST CITY, OK 73130-8214	128131360 LOT 001 BLOCK 003 AMD OAKWOOD EAST ROYALE
SIMPSON SCOTTY T SPIRUKOVA VOLHA 11005 SHEFFIELD ST OKLAHOMA CITY, OK 73130	128131370 LOT 002 BLOCK 003 AMD OAKWOOD EAST ROYALE
STEELE MATTHEW G & JENNIFER S 11009 SHEFFIELD ST MIDWEST CITY, OK 73130-8214	128131380 LOT 003 BLOCK 003 AMD OAKWOOD EAST ROYALE
DAVIS MATTHEW GRANT DAVIS CHERYL 11013 SHEFFIELD ST MIDWEST CITY, OK 73130	128131390 LOT 004 BLOCK 003 AMD OAKWOOD EAST ROYALE
DOLLIN DAVID & AMY 11017 SHEFFIELD ST MIDWEST CITY, OK 73130-8214	128131400 LOT 005 BLOCK 003 AMD OAKWOOD EAST ROYALE
MANN GREGORY BARNETT SUSAN 11021 SHEFFIELD ST MIDWEST CITY, OK 73130-8214	128131410 LOT 006 BLOCK 003 AMD OAKWOOD EAST ROYALE
TAYLOR ROBERT D & STELLA L 11023 SHEFFIELD ST MIDWEST CITY, OK 73130-8214	128131420 LOT 007 BLOCK 003 AMD OAKWOOD EAST ROYALE
BROWN EUGENE F & BERYL H 11029 SHEFFIELD ST OKLAHOMA CITY, OK 73130-8214	128131430 LOT 008 BLOCK 003 AMD OAKWOOD EAST ROYALE
MORGAN WILLIAM R & SAUNDRA S 11033 SHEFFIELD ST MIDWEST CITY, OK 73130-8214	128131440 LOT 009 BLOCK 003 AMD OAKWOOD EAST ROYALE
MAXFIELD CAMERON & JENNIFER TRS MAXFIELD FAMILY TRUST 2051 WESTBURY DR MIDWEST CITY, OK 73130-8209	128131450 LOT 010 BLOCK 003 AMD OAKWOOD EAST ROYALE
MCCOLLUM TROY 2047 WESTBURY DR MIDWEST CITY, OK 73130-8209	128131460 LOT 011 BLOCK 003 AMD OAKWOOD EAST ROYALE
KELIH STEPHEN J & AMY R 2043 WESTBURY DR MIDWEST CITY, OK 73130-8209	128131470 LOT 012 BLOCK 003 AMD OAKWOOD EAST ROYALE

TOLER ROBERT A & EDITH M 2039 WESTBURY DR MIDWEST CITY, OK 73130-8209	128131480 LOT 013 BLOCK 003 AMD OAKWOOD EAST ROYALE
UNSELL DEBRA KAYE PO BOX 304 KINGSTON, OK 73439	128131490 LOT 014 BLOCK 003 AMD OAKWOOD EAST ROYALE
LOVINGGOOD JERRID H & KRISTIN M 2031 WESTBURY DR MIDWEST CITY, OK 73130-8209	128131500 LOT 015 BLOCK 003 AMD OAKWOOD EAST ROYALE
HICKS PAUL A & YVETTE 2027 WESTBURY DR MIDWEST CITY, OK 73130-8209	128131510 LOT 016 BLOCK 003 AMD OAKWOOD EAST ROYALE
WADDLE CHARLES C III 2023 WESTBURY DR MIDWEST CITY, OK 73130	128131520 LOT 017 BLOCK 003 AMD OAKWOOD EAST ROYALE
TRENT JENNIFER & TYLER 11033 CANTERBURY LN OKLAHOMA CITY, OK 73130-8205	128131530 LOT 001 BLOCK 004 AMD OAKWOOD EAST ROYALE
JACOBS LARRY A & MARLA S CO TRS JACOBS LARRY A & MARLA S FAMILY TRUST 11037 CANTERBURY LN MIDWEST CITY, OK 73130	128131540 LOT 002 BLOCK 004 AMD OAKWOOD EAST ROYALE
TRULSON MALENA 11041 CANTERBURY LN MIDWEST CITY, OK 73130-8205	128131550 LOT 003 BLOCK 004 AMD OAKWOOD EAST ROYALE
ROBINSON LARRY W & MISTY D 2028 WESTBURY DR MIDWEST CITY, OK 73130-8209	128131810 LOT 009 BLOCK 005 AMD OAKWOOD EAST ROYALE
WESTER LEONARD & TONYA 2032 WESTBURY DR MIDWEST CITY, OK 73130-8209	128131800 LOT 008 BLOCK 005 AMD OAKWOOD EAST ROYALE
NORWOOD PAUL H & ANGELA G 2036 WESTBURY DR MIDWEST CITY, OK 73130	128131790 LOT 007 BLOCK 005 AMD OAKWOOD EAST ROYALE
BAKER ERICA A 2040 WESTBURY DR OKLAHOMA CITY, OK 73130	128131780 LOT 006 BLOCK 005 AMD OAKWOOD EAST ROYALE
MITCHELL LORI L TRS COOVER DANA M TRS MITCHELL FAMILY TRUST 2044 WESTBURY DR MIDWEST CITY, OK 73130	128131770 LOT 005 BLOCK 005 AMD OAKWOOD EAST ROYALE
MAXWELL TAMMY M & JONATHAN R 2048 WESTBURY DR MIDWEST CITY, OK 73130-8209	128131760 LOT 004 BLOCK 005 AMD OAKWOOD EAST ROYALE
KOSTER JOSEPH V & COURTNEY S 2052 WESTBURY DR MIDWEST CITY, OK 73130-8209	128131750 LOT 003 BLOCK 005 AMD OAKWOOD EAST ROYALE
MORTEMORE JEFFREY C MORTEMORE LYNNA D 2056 WESTBURY DR MIDWEST CITY, OK 73130-8209	128131740 LOT 002 BLOCK 005 AMD OAKWOOD EAST ROYALE



WAGES ROBERT A 2060 WESTBURY DR MIDWEST CITY, OK 73130-8209	128131730 LOT 001 BLOCK 005 AMD OAKWOOD EAST ROYALE
JACOBS DANNY D & KAREN S 11000 SHEFFIELD ST OKLAHOMA CITY, OK 73130-8214	128131180 LOT 001 BLOCK 002 AMD OAKWOOD EAST ROYALE
MORGAN CHRISTOPHER 11004 SHEFFIELD ST MIDWEST CITY, OK 73130-8214	128131190 LOT 002 BLOCK 002 AMD OAKWOOD EAST ROYALE
DEMPSEY CLARENCE & RETIA I 11008 SHEFFIELD ST MIDWEST CITY, OK 73130-8214	LOT 003 BLOCK 002 AMD OAKWOOD EAST ROYALE
GALLAGHER THOMAS P & AMANDA J CO TRS GALLAGHER THOMAS P & AMANDA J REV TRUST 11012 SHEFFIELD ST MIDWEST CITY, OK 73130-8214	128131210 LOT 004 BLOCK 002 AMD OAKWOOD EAST ROYALE
LENOCHAN JOE CLYDE JR 11016 SHEFFIELD ST MIDWEST CITY, OK 73130	128131220 LOT 005 BLOCK 002 AMD OAKWOOD EAST ROYALE
DODD CHERYL L TRS DODD CHERYL L LIVING TRUST 11020 SHEFFIELD ST MIDWEST CITY, OK 73130-8214	128131230 LOT 006 BLOCK 002 AMD OAKWOOD EAST ROYALE
CARLTON LONNIE J & BETTY A TRS CARLTON FAMILY 2010 TRUST 11024 SHEFFIELD ST MIDWEST CITY, OK 73130-8214	128131240 LOT 007 BLOCK 002 AMD OAKWOOD EAST ROYALE
RAOMES CRAIG A & ANN M 11028 SHEFFIELD ST MIDWEST CITY, OK 73130	128131250 LOT 008 BLOCK 002 AMD OAKWOOD EAST ROYALE
WILLARD STACY LYNN 11032 SHEFFIELD ST MIDWEST CITY, OK 73130-8214	128131260 LOT 000 BLOCK 002 PT LOT 9 BEG NW/C LOT 9 BLK 2 THE E85.33FT S122.42FT W82.40FT N122.25FT TO BEG AMD OAKWOOD EAST ROYALE
NGUYEN BAO LOAN 11036 SHEFFIELD ST MIDWEST CITY, OK 73130-8214	128131270 LOT 000 BLOCK 002 LOT 10 & PT OF LOT 9 BEG NW/C LOT 10 TH E1.66FT S123.38FT W4.6FT N122.42FT TO BEG AMD OAKWOOD EAST ROYALE
LOVE JUSTIN LOVE CHARLOTTE 11040 SHEFFIELD ST MIDWEST CITY, OK 73130	128131280 LOT 011 BLOCK 002 AMD OAKWOOD EAST ROYALE
MCDONALD JOSHUA R & JAMIE R 11350 VILLAGE AVE MIDWEST CITY, OK 73130-8222	202041120 LOT 013 BLOCK 001 OAKWOOD EAST VILLAGE SEC 4
JENKINS LANDYN M GOAD CLAYTON R 11354 VILLAGE AVE MIDWEST CITY, OK 73130	202041110 LOT 012 BLOCK 001 OAKWOOD EAST VILLAGE SEC 4

NGUYEN MARY 1956 N RED BRUSH CT WICHITA, KS 67206	202041100 LOT 011 BLOCK 001 OAKWOOD EAST VILLAGE SEC 4
MOORE STEPHEN L 1995 LESLIE BEACHLER LN MIDWEST CITY, OK 73130-8233	202041130 LOT 014 BLOCK 001 OAKWOOD EAST VILLAGE SEC 4
BLACK MARK D & LETICIA M 1991 LESLIE BEACHLER LN MIDWEST CITY, OK 73130-8233	202041140 LOT 015 BLOCK 001 OAKWOOD EAST VILLAGE SEC 4
STACY MOSELEY RHONDA KAY 1987 LESLIE BEACHLER LN MIDWEST CITY, OK 73130-8233	202041150 LOT 016 BLOCK 001 OAKWOOD EAST VILLAGE SEC 4
DAVID SCOTT & REBECCA 1983 LESLIE BEACHLER LN MIDWEST CITY, OK 73130-8233	202041160 LOT 017 BLOCK 001 OAKWOOD EAST VILLAGE SEC 4
HALL RUSSELL D & CAROL A 1979 LESLIE BEACHLER LN MIDWEST CITY, OK 73130-8233	202041170 LOT 018 BLOCK 001 OAKWOOD EAST VILLAGE SEC 4
TALLEY JANELLE D 1975 LESLIE BEACHLER LN MIDWEST CITY, OK 73130	202041180 LOT 019 BLOCK 001 OAKWOOD EAST VILLAGE SEC 4
CRAWFORD RACQUEL 415 E PIKES PEAK AVE UNIT 408 COLORADO SPRINGS, CO 80903-3670	202041190 LOT 020 BLOCK 001 OAKWOOD EAST VILLAGE SEC 4
RUSHING LARRY M ENTZ ANDREA 1967 LESLIE BEACHLER LN MIDWEST CITY, OK 73130-8233	202581000 LOT 001 BLOCK 001 OAKWOOD EAST VILLAGE SEC 5
BRUSH RICHARD C & VIRGINIA 1963 LESLIE BEACHLER LN MIDWEST CITY, OK 73130-8233	202581010 LOT 002 BLOCK 001 OAKWOOD EAST VILLAGE SEC 5
WILLCOX DANIEL C & KAY L 1959 LESLIE BEACHLER LN MIDWEST CITY, OK 73130-8233	202581020 LOT 003 BLOCK 001 OAKWOOD EAST VILLAGE SEC 5
FERRINGER IAN H & WHITNEY M 11361 LESLIE BEACHLER LN MIDWEST CITY, OK 73130-8235	202581030 LOT 004 BLOCK 001 OAKWOOD EAST VILLAGE SEC 5
MARCINIEC RYAN EDWARD 11365 LESLIE BEACHLER LN MIDWEST CITY, OK 73130-8235	202581040 LOT 005 BLOCK 001 OAKWOOD EAST VILLAGE SEC 5
NESBIT JOHN G & HATTIE MAE 11401 LESLIE BEACHLER LN MIDWEST CITY, OK 73130-8237	202581050 LOT 006 BLOCK 001 OAKWOOD EAST VILLAGE SEC 5
WORMINGTON LEE ROY & LINDA 11364 LESLIE BEACHLER LN OKLAHOMA CITY, OK 73130	202581250 LOT 003 BLOCK 002 OAKWOOD EAST VILLAGE SEC 5
LINDENBERGER ROBERT J & SHERRY L 11360 LESLIE BEACHLER LN MIDWEST CITY, OK 73130-8234	202581240 LOT 002 BLOCK 002 OAKWOOD EAST VILLAGE SEC 5
HURN NEKESHA R 1968 LESLIE BEACHLER LN MIDWEST CITY, OK 73130	202581230 LOT 001 BLOCK 002 OAKWOOD EAST VILLAGE SEC 5
JACKSON DOROTHY LOUISE 10296 STATE HIGHWAY 110 N TYLER, TX 75704-4934	202041260 LOT 007 BLOCK 002 OAKWOOD EAST VILLAGE SEC 4

NELSON CALLIE 1976 LESLIE BEACHLER N MIDWEST CITY, OK 73130	202041250 LOT 006 BLOCK 002 OAKWOOD EAST VILLAGE SEC 4
MCCOY DANIEL NEIL 6400 N COLTRANE RD OKLAHOMA CITY, OK 73121-5015	202041240 LOT 005 BLOCK 002 OAKWOOD EAST VILLAGE SEC 4
SWEAZEA LESLIE 1984 LESLIE BEACHLER LN MIDWEST CITY, OK 73130-8232	202041230 LOT 004 BLOCK 002 OAKWOOD EAST VILLAGE SEC 4
PAYNE RODNEY R & THELMA L 2708 FOREST GLEN CIR CHOCTAW, OK 73020-6714	202041220 LOT 003 BLOCK 002 OAKWOOD EAST VILLAGE SEC 4
BRYANT SHAILYN D DAVIES SCOTT W & TAIRYN 11361 VILLAGE AVE MIDWEST CITY, OK 73130	202041210 LOT 002 BLOCK 002 OAKWOOD EAST VILLAGE SEC 4
MOSS ERIC & FABIOLA 1987 MACOMBER WAY MIDWEST CITY, OK 73130	202041200 LOT 001 BLOCK 002 OAKWOOD EAST VILLAGE SEC 4
FISHER DONALD L 1983 MACOMBER WAY MIDWEST CITY, OK 73130-8231	202581390 LOT 017 BLOCK 002 OAKWOOD EAST VILLAGE SEC 5
LSF9 MASTER PARTICIPATION TRUST C/O WRI PROPERTY MANAGEMENT 3630 PEACHTREE RD NE STE 1500 ATLANTA, GA 30326	202581380 LOT 016 BLOCK 002 OAKWOOD EAST VILLAGE SEC 5

Westminster40, LLC  
P.O. Box 15329  
Del City, OK 73155

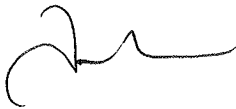
July 27, 2022

Subject: Letter of Consent

Dear Mr. Pugh,

Westminster40, LLC is in full consent to have Engineered by Design be our PUD applicant for the property southeast of the Westminster and SE 15th Street intersection.

Sincerely,



Tracy Williams  
Owner/Manager

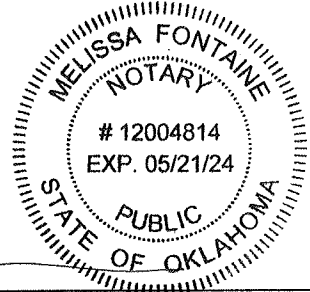
State of Oklahoma }  
                                  } ss  
County of Oklahoma }

Before me, the undersigned Notary Public in and for the above county and state, on the date of July 27, 2022 personally appeared Tracy Williams, known to me to be the identical person who executed their name to the foregoing Letter of Consent, who is the duly authorized agent for the Westminster40, LLC for the execution of such Letter of Consent, who acknowledged to me that they did so as their free and voluntary act on behalf of the Westminster40, LLC for the uses and purposes set forth in the Letter of Consent.

Subscribed and sworn to before me  
on the date written above.

My commission expires: 5/21/24  
\_\_\_\_\_

Notary Public:   
\_\_\_\_\_



My commission number is: 12004814  
\_\_\_\_\_

**City of Midwest City Oklahoma  
Notice of Public Hearing**

**Notice is hereby given** to all property owners within 300 feet of the following described property that a PUBLIC HEARING will be held before the Planning Commission of Midwest City, Oklahoma, on **September 6<sup>th</sup>, 2022 at 6:00 p.m.**, in the City Municipal Court, located at 100 N. Midwest Blvd., to consider the rezoning of said property.

**Notice is hereby given** to all property owners within 300 feet of the following described property that a PUBLIC HEARING will be held before the City Council of Midwest City, Oklahoma, on **September 27<sup>th</sup>, 2022 at or after 6:00 p.m.**, in the City Municipal Court located at 100 N. Midwest Blvd., to consider:

**AN ORDINANCE TO REDISTRIBUTE**

**FROM:** PUD, Planned Unit Development

**TO:** R-HD, High Density Residential District, R-MD, Residential Medium Density, & C-4, General Commercial District.

For the property described as a track of land being a part of the North-West Quarter (NW/4) of Section 8, Township 11 North, Range 1 West of the Indian meridian, Oklahoma County, Oklahoma, also addressed 11000 S.E. 15<sup>th</sup> Street, Midwest City, OK

Any person wishing to appear in support or opposition to the proposed ordinance may do so. In case of a legal protest, as defined by Section 7.2.3 of the Midwest City Zoning Ordinance, against such change, such change shall not become effective except by the favorable vote of 3/5ths of all members of the City Council. All protests must be signed and filed with the Community Development Department more than three (3) business days prior to the public hearing dates as noted above.

If additional information is desired or if you have any question concerning this matter, please contact Petya Stefanoff (405)739-1229 in the Midwest City Community Development Department, Current Planning Division.

Dated: August 8<sup>th</sup>, 2022<sup>th</sup>



---

Billy D. Harless  
Community Development Director  
City of Midwest City, Oklahoma



**Additional information regarding this item will be available at [www.midwestcityok.org/AgendaCenter](http://www.midwestcityok.org/AgendaCenter) by 5:00 p.m. on September 2<sup>nd</sup>, 2022**



The Oklahoma City Abstract & Title Co.  
1000 W. 15th Street  
Edmond, OK 73013  
File # 1808242

20190130010122920  
DEED 01/30/2019  
11:53:36 AM Book:13939  
Page:217 PageCount:2  
Filing Fee:\$15.00  
Doc. Tax:\$0.00  
State of Oklahoma  
County of Oklahoma  
Oklahoma County Clerk  
David B. Hooten

**WARRANTY DEED**

Statutory Form Individual

Deed presented for filing by: Oklahoma City Abstract & Title Co.  
File No.: 1808242  
American Security Title Insurance Company  
**\*\*being refiled to attatch correct legal\*\***

**Know All Men by These Presents:**

THAT, Oakwood East Development Company LLC, an Oklahoma Limited Liability Company, duly organized and existing under and by virtue of the laws of the State of party of the first part, in consideration of the sum of TEN and No/100 (\$10.00) and other valuable considerations in hand paid, the recapt of which is hereby acknowledged, does hereby Grant, Bargain, Sell and convey unto Westminster40 LLC party of the second part, the following described real property and premises situate in Oklahoma County, State of Oklahoma, to wit:

SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION

LESS AND EXCEPT ALL OIL, GAS AND OTHER MINERALS IN AND UNDER THE LAND

TAX ID No.: 168521500

Grantee's Mailing Address: ~~QK~~ PO Box 30057 Edmond, OK 73003

together with all the improvements thereon and the appurtenances thereunto belonging, and warrant the title to the same.

**TO HAVE AND TO HOLD** said described premises unto the said party of the second part, his/her/their heirs and assigns forever, free, clear and discharged of and from all former grants, charges, taxes, judgments, mortgages and other liens and encumbrances of whatsoever nature. **SUBJECT** to existing zoning, easements, right-of-ways and restrictive covenants of record.

Signed and Delivered this 14th day of January, 2019

OAKWOOD EAST DEVELOPMENT COMPANY LLC

John T. Spradling, Jr.  
Member/Manager  
Michael L. Biddinger  
Member/Manager

1808242  
Doc Stamps \$ ~~585.75~~  
INDIVIDUAL ACKNOWLEDGMENT

State of Oklahoma  
County of Oklahoma

Before me, the undersigned, a Notary Public in and for said County and State on this 14th day of January, 2019, personally appeared, Oakwood East Development Company LLC, to me known to be the identical person(s) who executed the within and foregoing instrument and acknowledged to me that same was executed as the free and voluntary act and deed of of said person(s) for the uses and purposes therein set forth.

Given under my hand and seal the day and year last above written

Carol Richardson  
Commission Expires: 4/12/20



RETURN TO:  
Oklahoma City Abstract & Title Co.  
1000 W. 15th Street  
Edmond, OK 73013

The Oklahoma City Abstract & Title Co.  
1000 W. 15th Street  
Edmond, OK 73013  
File # 1808242

## WARRANTY DEED

Statutory Form Individual

Deed presented for filing by: Oklahoma City Abstract & Title Co.  
File No.: 1808242  
American Security Title Insurance Company  
**\*\*being refiled to attach correct legal\*\***

**Know All Men by These Presents:**

THAT, Oakwood East Development Company LLC, an Oklahoma Limited Liability Company, duly organized and existing under and by virtue of the laws of the State of party of the first part, in consideration of the sum of TEN and No/100 (\$10.00) and other valuable considerations in hand paid, the receipt of which is hereby acknowledged, does hereby Grant, Bargain, Sell and convey unto Westminster40 LLC party of the second part, the following described real property and premises situate in Oklahoma County, State of Oklahoma, to wit:

SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION

LESS AND EXCEPT ALL OIL, GAS AND OTHER MINERALS IN AND UNDER THE LAND

TAX ID No.: 168521500

Grantee's Mailing Address: ~~97~~ PO Box 30057 Edmond, OK 73003

together with all the improvements thereon and the appurtenances thereunto belonging, and warrant the title to the same.

**TO HAVE AND TO HOLD** said described premises unto the said party of the second part, his/her/their heirs and assigns forever, free, clear and discharged of and from all former grants, charges, taxes, judgments, mortgages and other liens and encumbrances of whatsoever nature. SUBJECT to existing zoning, easements, right-of-ways and restrictive covenants of record.

Signed and Delivered this 14th day of January, 2019

OAKWOOD EAST DEVELOPMENT COMPANY LLC

John T. Spradling, Jr.  
John T. Spradling, Jr.  
Member/Manager

Michael L. Biddinger  
Michael L. Biddinger  
Member/Manager

1808242  
Doc Stamps \$~~585.75~~  
INDIVIDUAL ACKNOWLEDGMENT

State of Oklahoma  
County of Oklahoma

Before me, the undersigned, a Notary Public in and for said County and State on this 14th day of January, 2019, personally appeared, Oakwood East Development Company LLC, to me known to be the identical person(s) who executed the within and foregoing instrument and acknowledged to me that same was executed as the free and voluntary act and deed of of said person(s) for the uses and purposes therein set forth.

Given under my hand and seal the day and year last above written.

Carol Richardson  
Carol Richardson  
Commission Expires: 4/12/20



RETURN TO:  
Oklahoma City Abstract & Title Co.  
1000 W. 15th Street  
Edmond, OK 73013



## WESTMINSTER 40 – ZONING

### LEGAL DESCRIPTION

#### Parent Tract

A TRACT OF LAND BEING A PART OF THE NORTHWEST QUARTER (NW/4) OF SECTION EIGHT (8), TOWNSHIP ELEVEN (11) NORTH, RANGE ONE (1) WEST OF THE INDIAN MERIDIAN, OKLAHOMA COUNTY, OKLAHOMA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER (NW/4); THENCE NORTH 89°18'06" EAST, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER (NW/4), A DISTANCE OF 1,009.01 FEET, SAID POINT BEING THE NORTHWEST CORNER OF THE BOULEVARD AT OAKWOOD EAST, AN ADDITION TO THE OKLAHOMA COUNTY, OKLAHOMA, ACCORDING TO THE PLAT RECORDED IN BOOK 73 OF PLATS, PAGE 36; THENCE SOUTH 00°41'54" EAST, PERPENDICULAR TO THE NORTH LINE OF SAID NORTHWEST QUARTER (NW/4) AND ALONG THE WEST LINE OF SAID THE BOULEVARD AT OAKWOOD EAST, A DISTANCE OF 640.00 FEET; THENCE SOUTH 89°18'06" WEST, PARALLEL WITH THE NORTH LINE OF SAID NORTHWEST QUARTER (NW/4) AND ALONG THE NORTH LINE OF SAID THE BOULEVARD AT OAKWOOD EAST, A DISTANCE OF 298.91 FEET; THENCE SOUTH 00°42'25" EAST, ALONG THE WEST LINE OF SAID THE BOULEVARD AT OAKWOOD EAST, A DISTANCE OF 328.62 FEET TO THE SOUTHWEST CORNER OF SAID THE BOULEVARD AT OAKWOOD EAST, SAID POINT ALSO BEING THE NORTHWEST CORNER OF OAKWOOD EAST VILLAGE SECTION 4, AN ADDITION TO OKLAHOMA COUNTY, OKLAHOMA, ACCORDING TO THE PLAT RECORDED IN BOOK 59 OF PLATS, PAGE 41; THENCE CONTINUING SOUTH 00°42'25" EAST, ALONG THE WEST LINE OF SAID OAKWOOD EAST VILLAGE SECTION 4 AND FURTHER ALONG THE WEST LINE OF THE AMENDED FINAL PLAT OF OAKWOOD EAST VILLAGE ROYALE, AN ADDITION TO OKLAHOMA COUNTY, OKLAHOMA, ACCORDING TO THE PLAT RECORDED IN BOOK 55 OF PLATS, PAGE 26, A DISTANCE OF 1,356.35 FEET, SAID POINT BEING ON THE NORTH LINE OF BLOCK 3 OF SAID AMENDED FINAL PLAT OF OAKWOOD EAST VILLAGE ROYALE; THENCE SOUTH 89°17'35" WEST, ALONG THE NORTH LINE OF SAID BLOCK 3, A DISTANCE OF 709.97 FEET TO A POINT ON THE WEST LINE OF SAID NORTHWEST QUARTER (NW/4); THENCE NORTH 00°42'28" WEST, ALONG THE WEST LINE OF SAID NORTHWEST QUARTER (NW/4), A DISTANCE OF 2,325.08 FEET TO THE POINT OF BEGINNING.

THE BASIS OF BEARINGS FOR THE PLAT OF SURVEY SHOWN HEREON IS THE MEASURED BEARING OF NORTH 89°18'06" EAST ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER (NW/4) OF SAID SECTION 8.

### LEGAL DESCRIPTION

#### C-4, General Commercial District

A TRACT OF LAND BEING A PART OF THE NORTHWEST QUARTER (NW/4) OF SECTION EIGHT (8), TOWNSHIP ELEVEN (11) NORTH, RANGE ONE (1) WEST OF THE INDIAN MERIDIAN, OKLAHOMA COUNTY, OKLAHOMA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER (NW/4); THENCE NORTH 89°18'06" EAST, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER (NW/4), A DISTANCE OF 841.40 FEET; THENCE SOUTH 00°41'54" EAST, PERPENDICULAR TO THE NORTH LINE OF SAID NORTHWEST QUARTER (NW/4), A DISTANCE OF 90.00 FEET; THENCE SOUTH 19°34'00" WEST A DISTANCE OF 367.76 FEET; THENCE SOUTH 89°18'06" WEST A DISTANCE OF 713.95 FEET TO A POINT ON THE WEST LINE OF SAID NORTHWEST QUARTER (NW/4); THENCE NORTH 00°42'28" WEST, ALONG THE WEST LINE OF SAID NORTHWEST QUARTER (NW/4), A DISTANCE OF 435.00 FEET TO THE POINT OF BEGINNING.

## LEGAL DESCRIPTION

### R-HD, High Density Residential District

A TRACT OF LAND BEING A PART OF THE NORTHWEST QUARTER (NW/4) OF SECTION EIGHT (8), TOWNSHIP ELEVEN (11) NORTH, RANGE ONE (1) WEST OF THE INDIAN MERIDIAN, OKLAHOMA COUNTY, OKLAHOMA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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## LEGAL DESCRIPTION

### M-HD, Medium Density Residential District

A TRACT OF LAND BEING A PART OF THE NORTHWEST QUARTER (NW/4) OF SECTION EIGHT (8), TOWNSHIP ELEVEN (11) NORTH, RANGE ONE (1) WEST OF THE INDIAN MERIDIAN, OKLAHOMA COUNTY, OKLAHOMA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER (NW/4); THENCE SOUTH 00°42'28" WEST, ALONG THE WEST LINE OF SAID NORTHWEST QUARTER (NW/4), A DISTANCE OF 1,762.08 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89°17'35" EAST A DISTANCE OF 445.29 FEET; THENCE NORTH 00°42'25" WEST A DISTANCE OF 318.65 FEET; THENCE NORTH 89°17'35" EAST A DISTANCE OF 264.69 FEET TO A POINT ON THE WEST LINE OF OAKWOOD EAST VILLAGE SECTION 4, AN ADDITION TO OKLAHOMA COUNTY, OKLAHOMA, ACCORDING TO THE PLAT RECORDED IN BOOK 59 OF PLATS, PAGE 41; THENCE SOUTH 00°42'25" EAST, ALONG THE WEST LINE OF SAID OAKWOOD EAST VILLAGE SECTION 4 AND FURTHER ALONG THE WEST LINE OF THE AMENDED FINAL PLAT OF OAKWOOD EAST VILLAGE ROYALE, AN ADDITION TO OKLAHOMA COUNTY, OKLAHOMA, ACCORDING TO THE PLAT RECORDED IN BOOK 55 OF PLATS, PAGE 26, A DISTANCE OF 881.65 FEET, SAID POINT BEING ON THE NORTH LINE OF BLOCK 3 OF SAID AMENDED FINAL PLAT OF OAKWOOD EAST VILLAGE ROYALE; THENCE SOUTH 89°17'35" WEST, ALONG THE NORTH LINE OF SAID BLOCK 3, A DISTANCE OF 709.97 FEET TO A POINT ON THE WEST LINE OF SAID NORTHWEST QUARTER (NW/4); THENCE NORTH 00°42'28" WEST, ALONG THE WEST LINE OF SAID NORTHWEST QUARTER (NW/4), A DISTANCE OF 563.00 FEET TO THE POINT OF BEGINNING.



The City of  
**MIDWEST CITY**  
 COMMUNITY DEVELOPMENT DEPARTMENT  
 CURRENT PLANNING DIVISION

**REZONING APPLICATION**

**Property Information**

Location/Address of Property: <i>SOUTHWEST OF S. WESTMINSTER ROAD + S.E. 15TH STREET</i>
Legal Description: <i>See attached</i>

**Applicant Information**

Name: <i>Aaron Hale</i>	Company: <i>Engineered by Design, Pllc</i>	
Mailing Address: <i>P.O. Box 15567</i>		
City: <i>Del City</i>	State: <i>OK</i>	Zip: <i>73155</i>
Phone: <i>405-234-0980</i>	Fax: <i>n/a</i>	Email: <i>ahale@engineeredbydesign.pro</i>

**Owner Information**

Name: <i>Seth Koenig</i>	Company: <i>Westminster 40, LLC</i>	
Mailing Address: <i>P.O. Box 15329</i>		
City: <i>Del City</i>	State: <i>OK</i>	Zip: <i>73155</i>
Phone: <i>405.306.0245</i>	Fax:	Email: <i>seth@amererealtyok.com</i>

It is requested that the above noted property be rezoned

From: *PSD*

To: *HIGH DENSITY* *R-HO RESIDENTIAL / M-HO RESIDENTIAL* *MEDIUM DENSITY* *C-4 COMMERCIAL*

And it is further requested that the Comprehensive Plan be amended

From: *OR - OFFICE (RETAIL) + MOR - MEDIUM DENSITY RESIDENTIAL*

To: *MEDIUM DENSITY* *MOR - MEDIUM DENSITY RESIDENTIAL* *HIGH DENSITY* *HOR - RESIDENTIAL* *COMMERCIAL* *+ COM*

The subject property has a frontage of *2260* ft and a depth of *620-950* ft., and contains an area of *1,842,071* sq. ft. *4228 (ALUGS)*

Applicant: \_\_\_\_\_



The City of  
**MIDWEST CITY**  
 COMMUNITY DEVELOPMENT DEPARTMENT  
 CURRENT PLANNING DIVISION

## Rezoning Application and Instructions

### Step 1 - Mandatory Pre-Application Meeting

Schedule the mandatory pre-application meeting with City staff at least seven (7) calendar days prior to submittal of the rezoning application.

### Step 2 - Submit Application by required deadline (See attached calendar for deadlines)

Items required for a complete application submittal for a rezoning application review\*:

- Completed application form
- Application fee
- Proof of ownership
- Legal Description of the property
- Notarized Letter of Consent from property owner if applicant is not the property owner
- List of names and addresses of all property owners within 300 feet of the exterior boundaries of the subject property.

If applying for a SPUD:

- SPUD Design Statement Form
- Master Plan

If applying for a PUD:

- Master Development Design Statement Document
- Master Development Map

\*Staff will review application for completeness at the time of submittal. If any items from the above list are missing the application is incomplete and will be returned to the applicant.

### Step 4 - Planning Commission Hearing

Attend Planning Commission meeting. The Planning Commission will make a recommendation to the City Council.

### Step 5 - City Council Hearing

Attend Planning Commission meeting. The Planning Commission will make a recommendation to the City Council.

### FOR OFFICE USE ONLY

Type of Application	Fee	Required Meetings:	Date:
Rezoning	\$225.00	Pre-Development Meeting:	
Special Use Permit	\$225.00	Planning Commission:	
Rezoning & SUP	\$225.00	City Council:	
Simplified Planned Unit Development	\$300.00	Comments:	
Planned Unit Development	\$450.00		

Application completeness has been reviewed by staff and found to be:

- Complete
- Incomplete

Additional comments:

Reviewed for completeness by:

## WESTMINSTER 40 – ZONING

### LEGAL DESCRIPTION

#### Parent Tract

A TRACT OF LAND BEING A PART OF THE NORTHWEST QUARTER (NW/4) OF SECTION EIGHT (8), TOWNSHIP ELEVEN (11) NORTH, RANGE ONE (1) WEST OF THE INDIAN MERIDIAN, OKLAHOMA COUNTY, OKLAHOMA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER (NW/4); THENCE NORTH 89°18'06" EAST, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER (NW/4), A DISTANCE OF 1,009.01 FEET, SAID POINT BEING THE NORTHWEST CORNER OF THE BOULEVARD AT OAKWOOD EAST, AN ADDITION TO THE OKLAHOMA COUNTY, OKLAHOMA, ACCORDING TO THE PLAT RECORDED IN BOOK 73 OF PLATS, PAGE 36; THENCE SOUTH 00°41'54" EAST, PERPENDICULAR TO THE NORTH LINE OF SAID NORTHWEST QUARTER (NW/4) AND ALONG THE WEST LINE OF SAID THE BOULEVARD AT OAKWOOD EAST, A DISTANCE OF 640.00 FEET; THENCE SOUTH 89°18'06" WEST, PARALLEL WITH THE NORTH LINE OF SAID NORTHWEST QUARTER (NW/4) AND ALONG THE NORTH LINE OF SAID THE BOULEVARD AT OAKWOOD EAST, A DISTANCE OF 298.91 FEET; THENCE SOUTH 00°42'25" EAST, ALONG THE WEST LINE OF SAID THE BOULEVARD AT OAKWOOD EAST, A DISTANCE OF 328.62 FEET TO THE SOUTHWEST CORNER OF SAID THE BOULEVARD AT OAKWOOD EAST, SAID POINT ALSO BEING THE NORTHWEST CORNER OF OAKWOOD EAST VILLAGE SECTION 4, AN ADDITION TO OKLAHOMA COUNTY, OKLAHOMA, ACCORDING TO THE PLAT RECORDED IN BOOK 59 OF PLATS, PAGE 41; THENCE CONTINUING SOUTH 00°42'25" EAST, ALONG THE WEST LINE OF SAID OAKWOOD EAST VILLAGE SECTION 4 AND FURTHER ALONG THE WEST LINE OF THE AMENDED FINAL PLAT OF OAKWOOD EAST VILLAGE ROYALE, AN ADDITION TO OKLAHOMA COUNTY, OKLAHOMA, ACCORDING TO THE PLAT RECORDED IN BOOK 55 OF PLATS, PAGE 26, A DISTANCE OF 1,356.35 FEET, SAID POINT BEING ON THE NORTH LINE OF BLOCK 3 OF SAID AMENDED FINAL PLAT OF OAKWOOD EAST VILLAGE ROYALE; THENCE SOUTH 89°17'35" WEST, ALONG THE NORTH LINE OF SAID BLOCK 3, A DISTANCE OF 709.97 FEET TO A POINT ON THE WEST LINE OF SAID NORTHWEST QUARTER (NW/4); THENCE NORTH 00°42'28" WEST, ALONG THE WEST LINE OF SAID NORTHWEST QUARTER (NW/4), A DISTANCE OF 2,325.08 FEET TO THE POINT OF BEGINNING.

THE BASIS OF BEARINGS FOR THE PLAT OF SURVEY SHOWN HEREON IS THE MEASURED BEARING OF NORTH 89°18'06" EAST ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER (NW/4) OF SAID SECTION 8.

### LEGAL DESCRIPTION

#### C-4, General Commercial District

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The purpose of this petition campaign is to adequately represent the concern of the residents in the area regarding the redistricting of 11000 SE 15th Street, Midwest City, Oklahoma, 73130.

We, the undersigned, are concerned citizens strongly urging the redistricting request from PUD, Planned Unit Development to R-HD, High Density Residential District, R-MD Residential Medium Density, & C-4, General Commercial District for the property described as a tract of land being a part of the North-West Quarter (NW/4) of Section 8, Township 11 North, Range 1 West of the Indian meridian, Oklahoma County, Oklahoma, also addressed as 11000 S.E. 15th Street, Midwest City, OK, be denied. Allowing this redistricting puts hardship and burden on the current home and land owners in the surrounding area.

The addition of residents could mean more commuters in the area which would increase traffic and accidents. The increase in traffic also increases the risk to cyclists and pedestrians. The development of a high density apartment complex runs the risk of making the area less desirable and lowering property values.

This additional housing would potentially seriously impact the already existing issue of overcrowding in our schools. This additional housing could bring an increase in the crime rate in our area. The near-by apartment complex, Boulevard at Lakeside Apartments, already causes issues such as an increase in unauthorized access to the neighboring HOA owned park, as well as an increase in vandalism. These dwellings would be built in an area that would cause the run-off water to flow to neighboring residents with the very real potential of flooding the neighboring residents. Midwest City is not short on diverse housing choices, and this proposed addition is another significant deviation from the zoning plans Midwest City has had for this area.

In conclusion, moving forward with construction and/or building would demonstrate disregard for the concerns of the residents within the 300 foot radius. These plans also affect people living in this community beyond the 300 foot radius we were given for this petition. We have heard from and spoken to many people in this community, and they are not in favor of this addition.

# 1 Leslie Beachler

ADDRESS	PRINT NAME	SIGN	PHONE #	EMAIL	DATE
E 11360	Leslie Beachler Ln	LINDENBERGER ROBERT J & SHERRY L			
X 11361	Leslie Beachler Ln	FERRINGER IAN H & WHITNEY M			
* 11364	Leslie Beachler Ln	WORMINGTON LEE ROY & LINDA	See Roy Wormington	405-833-2673	8/22/22
E 11365	Leslie Beachler Ln	MARCINIEC RYAN EDWARD			
X 11400	Leslie Beachler Ln	ECCLES ERNESTINE J			
* 11401	Leslie Beachler Ln	NESBIT JOHN G & HATTIE MAE	Hattie Nesbit	405-615-4955	hattie_nesbit@yahoo.com
* 1959	Leslie Beachler Ln	WILCOX DANIEL C & KAY L	Daniel Wilcox	405-201-7119	MWILLTWO76@gmail.com
* 1963	Leslie Beachler Ln	BRUSH RICHARD C & VIRGINIA	Richard C Brush	405-630-0800	
* 1967	Leslie Beachler Ln	RUSHING LARRY M	Larry M Rushing	405-410-2303	larry_rushing555@gmail.com
* 1968	Leslie Beachler Ln	HURN NEKESHA R	William L Hurn	405-778-4737	William.L.Hurn@gmail.com
X 1971	Leslie Beachler Ln	CRAWFORD RACQUEL			
X 1972	Leslie Beachler Ln	JACKSON DOROTHY LOUISE			
* 1975	Leslie Beachler Ln	TALLEY JANELLE D	Janelle Talley	405-412-9450	Janelle-Talley@yahoo.com
* 1976	Leslie Beachler Ln	NELSON CALLIE	Callie Nelson	405-202-0393	callie.nelson63@yahoo.com
* 1979	Leslie Beachler Ln	HALL RUSSELL D & CAROLA	Russell Hall	405-213-5071	RussellHall50@att.net
X 1980	Leslie Beachler Ln	MCCOY DANIEL NEIL	D. McCoy	405-512-4124	d.mccoy07@yaho.com
* 1983	Leslie Beachler Ln	DAVID SCOTT & REBECCA	Rebecca David	405-408-9059	rdavid@307egmail.com
* 1984	Leslie Beachler Ln	SWEAZEA LESLIE	Leslie Sweazea	405-608-5255	lesliesweazea@yahoo.com
* 1987	Leslie Beachler Ln	STACY MOSELEY RHONDA KAY	Rhonda Moseley	405-244-1081	Moham405.yahoo.com
X 1991	Leslie Beachler Ln	BLACK MARK D & LETICIA M			
* 1992	Leslie Beachler Ln	PAYNE RODNEY R & THELMA L	RODNEY PAYNE	405-284-0123	robertchanning@hotmail.com
* 1995	Leslie Beachler Ln	MOORE STEPHEN L	Stephen Moore	405-203-7261	stephen.lee@gmail.com

1963

Virginia Brush

Virginia Beach

7261 rdora@gmail.com  
405-630-9504

8-29-22



2

Macomber + Village

\* Donald Fisher electronic signature

ADDRESS	PRINT NAME	SIGN	PHONE #	EMAIL	DATE
* 1987 Macomber Way	MOSS ERIC & FABIOLA	<i>Eric Moss</i>	405 227-5369	fabby.moss@gmail	8/29/22
* 1983 Macomber Way	FISHER DONALD L				
1979 Macomber Way	LSF9 MASTER PARTICIPATION TRUST				
11361 Queensland Ct	BRADLEY HEIPORO I LOUINE & RICHARD				
11364 Queensland Ct	HINES DARRELL D JR	<i>Darrell Hines</i>	405 593 0054	hubsorashuy84@gmail.com	8/22/22
11365 Queensland Ct	DOLNEY DAVID P & NIKI S				
* 11350 Village	MCDONALD JOSHUA R & JAMIE R	<i>Jamie Russell</i>	405 629 9368	jamie.mcdonald81@icloud.com	8/22/22
VH 11354 Village	JENKINS LANDYN M				
11358 Village	NGUYEN MARY	<i>Crystal Wade</i>	405- 835-5652	Babygirl18-05@yahoo.com	8-29-22
11361 Village	BRYANT SHAILYN D				
11362 Village	JUDSON HEIDI				
11366 Village	SCOTT RUSSELL & PATRICIA	<i>Patricia Scott</i>	817 501 2638	p1scott12@yahoo.com	8/22/22
11402 Village	BROOKS IRENE & JOE W				
11403 Village	JOHNSON DARCY R & JILL P	<i>Jill Johnson</i>	405 684 7601	JRamsey@yahoo	8/22/22

\* 11350 Village *Lori Williams**Lori Williams*

817 501 3741 r1scott60@yahoo.com 8/22/22

405-250-5171 8-30-22

3 Vicky Kennedy

ADDRESS	PRINT NAME	SIGN	PHONE #	EMAIL	DATE
1987 Macomber Way	MOSS ERIC & FABIOLA				
1983 Macomber Way	FISHER DONALD L				
1979 Macomber Way	LSF9 MASTER PARTICIPATION TRUST				
11361 Queensland Ct	BRADLEY HEIPORO I LOUINE & RICHARD				
11364 Queensland Ct	HINES DARRELL D JR				
11365 Queensland Ct	DOLNEY DAVID P & NIKI S				
11350 Village	MCDONALD JOSHUA R & JAMIE R				
* 11354 Village	JENKINS LANDYN M				
* 11358 Village	NGUYEN MARY				
11361 Village	BRYANT SHAILYN D				
11362 Village	JUDSON HEIDI				
11366 Village	SCOTT RUSSELL & PATRICIA				
11402 Village	BROOKS IRENE & JOE W				
11403 Village	JOHNSON DARCY R & JILL P				

\* 187 Ash Rd Grinnell, Celia + Ted  
 \* 1171 Willow DR CHOCTAW Kenedy, Victoria  
 Celia Grinnell  
 Ted Grinnell  
 → Victoria Kenedy

# 4 Canterbury Lane

ADDRESS	PRINT NAME	SIGN	PHONE #	EMAIL	DATE
11033	Canterbury Ln	TRENT JENNIFER & TYLER			
11037	Canterbury Ln	JACOBS LARRY A & MARLA S CO TRS	405-969-0021	lyeds1950@gmail.com	8/22/22
11041	Canterbury Ln	TRULSON MALENA	405-985-0499	trulsonma@yahoo.com	8-22-22
11045	Canterbury Ln	MANIS BRETT A & TERESA K	405-653-0530	btman152@earthlink.net	8/22/22
11049	Canterbury Ln	NIKKEL MICHAEL & JENNIFER			
11053	Canterbury Ln	HENNINGER CASEY C & KATEY J	405-312-3923	kateyhenninger@gmail.com	8/22/22
2027	Yorkshire Dr	CHEATWOOD BRYAN LEE REV LIV TRUST			
2028	Yorkshire Dr	ARTHURS COREY A			
2031	Yorkshire Dr	MANUS VELINA F	951-616-7188	mandy1959@aol.com	8-22-22
2032	Yorkshire Dr	CRAGO AMANDA DEE	405-543-7211	anderson_crago@phd.com	22 Aug 22
2035	Yorkshire Dr	THORNTON FAMILY TRUST			
2036	Yorkshire Dr	WALLACE JOSHUA BRENT & KAYLA			
2039	Yorkshire Dr	GRAY JAMES H & DEBRAA	214-556		8-22-22
2040	Yorkshire Dr	LANE CARLTON R & RHONDA J			
2043	Yorkshire Dr	CANE CREEK INC			
2044	Yorkshire Dr	DANSBY ASHLEY G & KENT M			
2047	Yorkshire Dr	GOODWIN CHRIS			
2048	Yorkshire Dr	BEAVERS JAMES F & REBECCA L CO TRS	405-834-7475	beckybeavers17@gmail.com	8-22-22
2051	Yorkshire Dr	ANDERSON ALETA J & ANTHONY	405-413-5686	a.anderson@aol.com	8-22-22
2052	Yorkshire Dr	MANIS STEVEN A			
2055	Yorkshire Dr	DEAN LASHONN M	405-388-7388	lashonnbell@yahoo.com	8-22-22
2056	Yorkshire Dr	MUISE DEREK J & ABIGAIL E	405-420-1100	abbi.muise0516@gmail.com	
2059	Yorkshire Dr	WILKES BENJAMIN KYLE & ALISHA	405-554-7573	keta.wilkes@gmail.com	8-22-22
2060	Yorkshire Dr	LOTT ARTHUR D & ILUMINADA P			

# 5 Sheffield

5

11023

ADDRESS	PRINT NAME	SIGN	PHONE #	EMAIL	DATE
11029 Sheffield St	BROWN EUGENE F & BERYL H	<i>Eugene F Brown</i>	405 227 6124		
<del>11029</del> Sheffield St	TAYLOR ROBERT D & STELLA L	<i>R D Taylor</i>	405 782 7827	bishtaylor@comcast.com	
11021 Sheffield St	MANN GREGORY	<i>G Mann</i>	405 401 3264	gmann@comcast.net	
11017 Sheffield St	DOLLIN DAVID & AMY	<i>David Dollin</i>		ddollin@outlook.com	
11013 Sheffield St	DAVIS MATTHEW GRANT	<i>M Grant</i>		techdavis@gmail.com	
11009 Sheffield St	STEELE MATTHEW G & JENNIFER S	<i>J Steele</i>			
11005 Sheffield St	SIMPSON SCOTTY T	<i>S Simpson</i>		spieukova.dga@gmail.com	
11001 Sheffield St	JONES RANDY D	<i>R Jones</i>			
11000 Sheffield St	JACOBS DANNY D & KAREN S	<i>D Jacobs</i>			
11004 Sheffield St	MORGAN CHRISTOPHER	<i>C Morgan</i>		cmorgan@cox.net	
11008 Sheffield St	DEMPSEY CLARENCE & RETIA I	<i>C Dempsey</i>		cdempsey@cox.net	
11012 Sheffield St	GALLAGHER THOMAS P & AMANDA J CO TRS	<i>T Gallagher</i>			
11016 Sheffield St	LENOCHAN JOE CLYDE JR	<i>J LenoChan</i>		4 Joe blind@gmail.com	
11020 Sheffield St	DODD CHERYL L TRS	<i>C Dodd</i>		Cheryl L Dodd@gmail.com	
11024 Sheffield St	CARLTON LONNIE J & BETTY A TRS	<i>L Carlton</i>			
11028 Sheffield St	RAINES CRAIG A & ANN M	<i>C Raines</i>		caraines423@gmail.com	
11032 Sheffield St					
11036 Sheffield St					

\*11032 Sheffield St Stay Willard.  
 \*11040 Sheffield St. Justin Love

Stay Willard -  
 Justin Love

# 6 Westbury

5

ADDRESS	PRINT NAME	SIGN	PHONE #	EMAIL	DATE
2023 Westbury Dr	WADDLE CHARLES C III				
2027 Westbury Dr	HICKS PAULA & YVETTE	<i>Paul &amp; Yvette Hicks</i>	405-573-4901	Blackbeautytag@gmail.com	8/24
2028 Westbury Dr	ROBINSON LARRY W & MISTY D				
2031 Westbury Dr	LOVINGGOOD JERRID H & KRISTIN M	<i>[Signature]</i>	405-308-5553	hlovinggood@gmail.com	8/21/22
2032 Westbury Dr	WESTER LEONARD & TONYA	<i>[Signature]</i>			
2035 Westbury Dr	UNSELL DEBRA KAYE				
2036 Westbury Dr	NORWOOD PAUL H & ANGELA G				
2039 Westbury Dr	TOLER ROBERT A & EDITH M				
2040 Westbury Dr	BAKER ERICAA				
2043 Westbury Dr	KELIH STEPHEN J & AMY R	<i>[Signature]</i>	405-573-5509		
2044 Westbury Dr	MITCHELL LORI L TRS	<i>[Signature]</i>	(405) 301-0150		
2047 Westbury Dr	MCCOLLUM TROY	<i>[Signature]</i>	210-315-4444	teecey@cox.net	
2048 Westbury Dr	MAXWELL TAMMY M & JONATHAN R	<i>[Signature]</i>	405-819-5840	mshel182@cox.net	8-28-22
2051 Westbury Dr	MAXFIELD CAMERON & JENNIFER TRS	<i>[Signature]</i>	405-421-4450		8/21/22
2052 Westbury Dr	KOSTER JOSEPH V & COURTNEY S	<i>[Signature]</i>			
2056 Westbury Dr	MORTEMORE JEFFREY C	<i>[Signature]</i>	419-508-3099	jnl238@outlook.com	8/21/22
2060 Westbury Dr	WAGES ROBERT A	<i>[Signature]</i>	405/901.9100	robert.wages2317@outlook.com	

OWNER TO CALL 8/24

8/21/22

*Glynn Walker (405) 323-3712*

7 Wester or Westbury

# Oakwood East Petition

NAME	ADDRESS	Email	Phone Number
Larry A. Gooch Larry A. Gooch	11412 Leslie Peachler Lane	larry.gooch9@gmail.com	405 259 9171
Murali R. Gooch	" "	NA.	405 259 9171
Ronald STONE Ronald STONE	1600 Dorchester Rd	stonerjk@aol.com	405-222-8250
Leonard Wester Leonard Wester	2032 Westbury Dr, MWC	leonard.wester@gmail.com	405-227-2804 *
Tonya Wester Tonya Wester	2032 Westbury Dr.	tonya.d.wester@gmail.com	405-919-5412
Sara Haymans	2520 Camelot Dr	Haymans.Sara@gmail.com	405.565.2020
Cheryl Davis	11013 Sheffield St	cherie9@gmail.com	405-437-7699
Rebecca Davis	11013 Sheffield St	bdb021017@gmail.com	405-420-3342
Shannon Elliott	11517 Village Ave	shannon.elliott1981@gmail.com	(405) 361-7470
Geoffrey Elliott	11517 Village Ave	geoffrey.s.elliott@gmail.com	405 361 1368
Christopher Haymans	2520 Camelot Dr	HaymansFamily@yahoo.com	405-565-2020

# Oakwood East Petition

NAME	ADDRESS	Email	Phone Number
<del>Clifford Dean</del> CLIFFORD DEAN	11064 SHEFFIELD DR	CLIFFORDDEAN1017@GMAIL.COM	405-301-4178
<del>Allyson High</del> Allyson High	11401 QUEENSLAND CT	ALSOHIGH@VERIZON.NET	905-432-1623
<del>Missy G. Edwards</del> MISSY G. EDWARDS	11401 QUEENSLAND CT	MGKAIT54@GMAIL.COM	606-349-7381
Brandon Pitts	1805 Dorchester Road	GCESIBL@GMAIL.COM	405-604-7464
<del>Kim Krebs</del> KIM KREBS	11608 Lorene	KREBBY88@YAHOO.COM	813-748-7738
<del>Sheryl A. Edwards</del> Sheryl A. Edwards	1612 Pennington Cir.	k.edwards4@cox.net	405-474-1637
<del>Kerry Edwards</del> KERRY EDWARDS	1612 PENNINGTON CIR	" " "	405-414-5938
<del>Charlie Boone</del> Charlie Boone	1809 Markwood St.	Yellowbird163@Yahoo.com	405-812-2612
<del>Sandra Gallant</del> Sandra Gallant	1809 Markwood St	SANDTAGALLANT@GMAIL.COM	617-653-3379
Lisa Pitts	1805 Dorchester Rd.	rymac9@cox.net	405-623-8403
Caroleen Wooten	11610 Zandra Ave	PreciousPete@Yahoo.com	405-371-0917
Andrea Watson	11539 Ardover	toliveoneline@GMAIL.COM	(405) 965-7723
Jay Barron	11549 Berkshire Ct	barron42295@sbeglobal.net	(405) 816-7099
Kim CALHOUN	2017 GERRIE ST.	K.CALHOUN-KC.GMAIL.COM	405 769-7443

# Oakwood East Petition

NAME	ADDRESS	Email	Phone Number
Stephanie Woodfin Stephanie Woodfin	2013 Gerrie St Midwest City Ok 73130	Stephanie@StephanieWoodfin.com	713-569-6712
Carolyn Powell CAROLYN Powell	2009 GERRIE ST Midwest City		405-684-8344
James Powell James Powell	2009 GERRIE ST 73130		405-684-8344
BARBARA SMITH Barbara Smith	2017 GERRIE ST.		405-769-7443
Ron Kemp Ron Kemp	2007 Ridgeview Road		405-615-3611





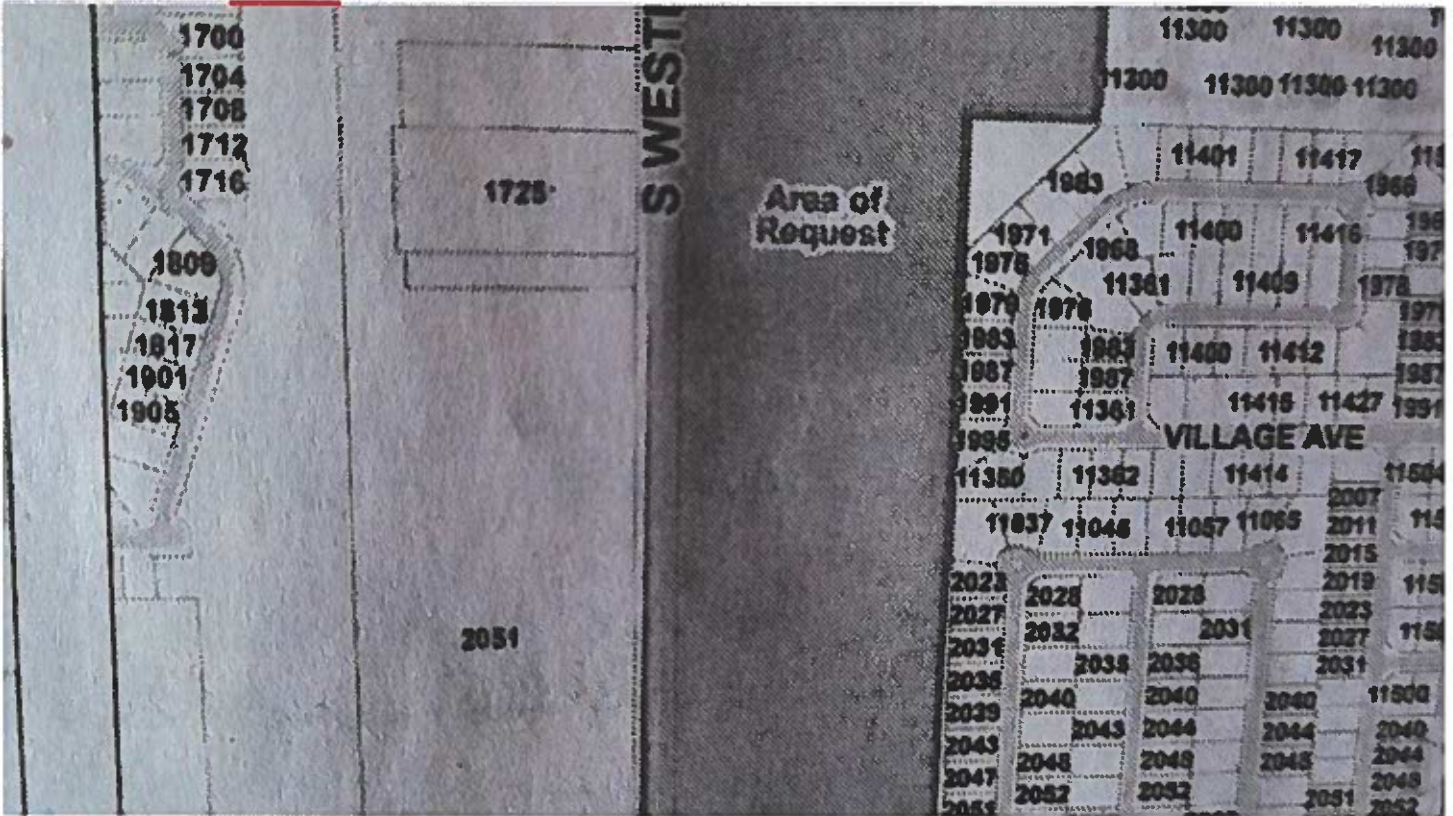
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**Petition**

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Comments



## Stop proposed apartments on Westminister & 15th Street

543 have signed. Let's get to 1,000!



**At 1,000 signatures**, this petition is more likely to be featured in recommendations!



Steven Hartsell signed this petition



**Steven Hartsell** started this petition

The purpose of this petition campaign is to adequately represent the concern of the residents in the area regarding the redistricting of 11000 SE 15th Street. Midwest City.

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as a tract of land being a part of the North-West Quarter (NW/4) of Section 8, Township 11 North, Range 1 West of the Indian meridian, Oklahoma County, Oklahoma, also addressed as 11000 S.E. 15th Street, Midwest City, OK, be denied. Allowing this redistricting puts hardship and burden on the current home and land owners in the surrounding area.

The addition of residents could mean more commuters in the area which would increase traffic and accidents. The increase in traffic also increases the risk to cyclists and pedestrians. The development of a high density apartment complex runs the risk of making the area less desirable and lowering property values.

This additional housing would potentially seriously impact the already existing issue of overcrowding in our schools. This additional housing could bring an increase in the crime rate in our area. The near-by apartment complex, Boulevard at Lakeside Apartments, already causes issues such as an increase in unauthorized access to the neighboring HOA owned park, as well as an increase in vandalism. These dwellings would be built in an area that would cause the run-off water to flow to neighboring residents with the very real potential of flooding the neighboring residents. Midwest City is not short on diverse housing choices, and this proposed addition is another significant deviation from the zoning plans Midwest City has had for this area.

In conclusion, moving forward with construction and/or building would demonstrate disregard for the concerns of the residents within the 300 foot radius. These plans also affect people living in this community beyond the 300 foot radius we were given for this petition. We have heard from and spoken to many people in this community, and they are not in favor of this addition.

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Name	City	State	Postal Code	Country	Signed On
Steven Hartsell				US	2022-08-19
Michael Adair	Oklahoma City	OK	73130	US	2022-08-19
Tanya Walker	Midwest City	OK	73130	US	2022-08-19
Tonya Wester	Oklahoma City	OK	73130	US	2022-08-19
Jamie McDonald	Oklahoma City	OK	73130	US	2022-08-19
Matthew Davis	Midwest City	OK	73130	US	2022-08-19
JESSICA Rojas	Oklahoma City	OK	73130	US	2022-08-19
Joshua McDonal	Midwest City	TX	75207	US	2022-08-19
Katherine Medin	Oklahoma City	OK	73130	US	2022-08-19
Jeff hatt	Choctaw	OK	73020	US	2022-08-19
Jason Garoutte	Midwest City	OK	73130	US	2022-08-19
Celeste Davis	Oklahoma City	OK	73160	US	2022-08-19
Scott Skinner	Midwest City	OK	73130	US	2022-08-19
Cave William	Oklahoma City	OK	73110	US	2022-08-19
John Clark	Oklahoma City	OK	73130	US	2022-08-19
Kayla Wallace	Oklahoma City	OK	73130	US	2022-08-19
Steven Hinkle	Oklahoma City	OK	73109	US	2022-08-19
Sherri Rosebear	Midwest City	OK	73130	US	2022-08-19
Melody Meadow	Oklahoma City	OK	73130	US	2022-08-19
David Thomason	Oklahoma City	OK	73131	US	2022-08-19
Jennifer Steele	Oklahoma City	OK	73132	US	2022-08-19
Melissa Gituma	Oklahoma City	OK	73130	US	2022-08-19
Brandon Grissan	Edmond	OK	73012	US	2022-08-19
Ashley Wallace	Midwest City	OK	73130	US	2022-08-19
Jeff Hays	Edmond	OK	73012	US	2022-08-19
Hannah Ethering	Oklahoma City	OK	73130	US	2022-08-19
Allan Griffin	Oklahoma City	OK	73130	US	2022-08-19
Katey Henninger	Midwest City	OK	73110	US	2022-08-19
Adriana Montoya	Oklahoma City	OK	73130	US	2022-08-19
Myra Murray	Midwest City	OK	73130	US	2022-08-19
Lori Hays	Midwest City	OK	73130	US	2022-08-19
deanna fridrich	Prague	OK	74864	US	2022-08-19
Melissa Griffin	Oklahoma City	OK	73130	US	2022-08-19
Linda Henson	Midwest City	OK	73130	US	2022-08-19
Cherie Davis	Oklahoma City	OK	73130	US	2022-08-19
Scott Lesser	Oklahoma City	OK	73130	US	2022-08-19
JJ Prachyl	Oklahoma City	OK	73135	US	2022-08-19
Kim Krebs	Oklahoma City	OK	73115	US	2022-08-19
Sherry Coughran	Oklahoma City	OK	73130	US	2022-08-19
Jessica Roe	Midwest City	OK	73130	US	2022-08-19
Thomas McGratt	Oklahoma City	OK	73130	US	2022-08-19
Mike Mullins	Oklahoma City	OK	73130	US	2022-08-19

Christine Hancoc	Midwest City	OK	73130	US	2022-08-19
Malena O'Conno	Oklahoma City	OK	73130	US	2022-08-19
Kyle Parker	Oklahoma City	OK	73130	US	2022-08-19
Benji Coughran	Midwest city	OK	73130	US	2022-08-19
Stephen Palmer	Oklahoma City	OK	73130	US	2022-08-19
Amanda Gallagher	Midwest City	OK	73130	US	2022-08-19
Gerald Combs	Oklahoma City	OK	73130	US	2022-08-19
Yuliya Mears	Midwest city	OK	73130	US	2022-08-20
Shanna McLenn	Oklahoma City	OK	73130	US	2022-08-20
Christy Combs	Choctaw	OK	73020	US	2022-08-20
Julie Payne	Oklahoma City	OK	73130	US	2022-08-20
Traci Mullins	Oklahoma City	OK	73130	US	2022-08-20
Kim Calhoun	Oklahoma City	OK	73130	US	2022-08-20
Todd Scheer	Oklahoma City	OK	73130	US	2022-08-20
Yvette Hicks	Oklahoma City	OK	73130	US	2022-08-20
Linda Linn	Oklahoma City	OK	73130	US	2022-08-20
Makensie Fields	Midwest City	OK	73130	US	2022-08-20
Virginia Minick	Oklahoma City	OK	73130	US	2022-08-20
Jennifer Pannell	Oklahoma City	OK	73130	US	2022-08-20
Randi Wild	Oklahoma City	OK	73130	US	2022-08-20
Barbara Curry	Oklahoma City	OK	73110	US	2022-08-20
Teresa Manis	Oklahoma City	OK	73130	US	2022-08-20
James Fields	Oklahoma City	OK	73130	US	2022-08-20
Tracie Rivera	Choctaw	OK	73020	US	2022-08-20
Martha Marler	McAlester	OK	74501	US	2022-08-20
Heidi Judson	Midwest City	OK	73130	US	2022-08-20
Shane Hodge	Oklahoma City	OK	73102	US	2022-08-20
Rhonda Stacy-M	Oklahoma City	OK	73102	US	2022-08-20
Donald Fisher	Midwest City	OK	73130	US	2022-08-20
Kayla Shade	Oklahoma City	OK	73130	US	2022-08-20
Joey Shade	Porter Ranch	CA	91326	US	2022-08-20
Anne Ogger	Oklahoma City	OK	73130	US	2022-08-20
Mark Blevins	Midwest City	OK	73130	US	2022-08-20
Clifford Dean	Fort Worth	TX	73130	US	2022-08-21
Deanna Dean	Oklahoma City	OK	73130	US	2022-08-21
Brook McDonald	Oklahoma City	OK	73130	US	2022-08-21
DeAnna Gaines	Midwest City	OK	73130	US	2022-08-21
Cassandra Good	Midwest City	OK	73130	US	2022-08-21
Cassandra Marti	Oklahoma City	OK	73135	US	2022-08-21
Kim Cave	Oklahoma City	OK	73130	US	2022-08-21
Tina Betz (Jones	Oklahoma City	OK	73130	US	2022-08-21
Niara Middlebroc	Silver Spring		20904	US	2022-08-21
Amy Kelih	Oklahoma City	OK	73130	US	2022-08-21

Karen Johnston	Oklahoma City	OK		73115	US		2022-08-21
Troy McCollum	Oklahoma City	OK		73115	US		2022-08-21
Steve Kelih	Oklahoma City	OK		73130	US		2022-08-21
Courtney Koster	Oklahoma City	OK		73130	US		2022-08-21
Jeff Mortemore	Midwest City	OK		73130	US		2022-08-21
Rick Unsell	Oklahoma City	OK		73110	US		2022-08-21
Lela Davis	Nashville			37203	US		2022-08-21
Becky Beavers	Oklahoma City	OK		73110	US		2022-08-21
Madeline Grace	Oklahoma City	OK		73130	US		2022-08-21
Erica Barnhart	Oklahoma City	OK		73170	US		2022-08-21
James Grace	Oklahoma City	OK		73130	US		2022-08-21
Kristi Reise-Bugr	Oklahoma City	OK		73130	US		2022-08-21
Ava Peck	Choctaw	OK		73020	US		2022-08-21
blake doeing	gary			46408	US		2022-08-21
Corey Edmond	Lexington	KY		40502	US		2022-08-21
Timothy Paich	Loveladies			8008	US		2022-08-21
Josiah Shockenc	Yreka			96097	US		2022-08-21
Jami Bladen	Front Royal			22630	US		2022-08-21
Joshua Bugher	Oklahoma City	OK		73130	US		2022-08-21
Brandon Pitts	Oklahoma City	OK		73115	US		2022-08-21
Yiyi Li	Queens			11366	US		2022-08-21
london mccleese	Olive Hill			41164	US		2022-08-21
DEBORAH WILL	Oklahoma City	OK		73110	US		2022-08-21
Madison Degraffi	Oklahoma City	OK		73115	US		2022-08-21
kevin kross	Monticello			55589	US		2022-08-21
Megan Givens	San Antonio			78249	US		2022-08-21
Adam Kaluba	Burleson	TX		76028	US		2022-08-21
Hernan Aguilar	Mesquite			75150	US		2022-08-21
Robert Lindenbe	Oklahoma City	OK		73130	US		2022-08-21
Aj Helem	Oklahoma City	OK		73130	US		2022-08-21
Kathryn Davis	Oklahoma City	OK		74102	US		2022-08-22
Kinsey Howard	Midwest City	OK		73130	US		2022-08-22
collette ralston	Oklahoma City	OK		73110	US		2022-08-22
Josh Standiford	Lake Zurich			60047	US		2022-08-22
Adrian Coronel	Corona			92883	US		2022-08-22
Adriana Garcia	North Las Vegas			89081	US		2022-08-22
Kathy Snyder	Oklahoma City	OK		73110	US		2022-08-22
Lorrenza Snyder	Oklahoma City	OK		73110	US		2022-08-22
Michelle Brown	Midwest City	OK		73130	US		2022-08-22
Ashley Gregg-Hil	Midwest City	OK		73130	US		2022-08-22
Beth Dallman	Oklahoma City	OK		73110	US		2022-08-22
Susan Barnett-M	Oklahoma City	OK		73139	US		2022-08-22
Gregory Mann	Oklahoma City	OK		73115	US		2022-08-22

JACQUELIN CAI	Oklahoma City	OK	73130	US	2022-08-22
Kaity Wayne	Napa		94558	US	2022-08-22
Matthew Thompson	Oklahoma City	OK	73110	US	2022-08-22
dana benton	Asheville		28806	US	2022-08-22
Tylia Moore	Midwest City	OK	73130	US	2022-08-22
Janine Young	Los Angeles		90007	US	2022-08-22
Josh M				US	2022-08-22
Jeanie Rakowski	Oklahoma City	OK	73130	US	2022-08-22
Pam McMichael	Oklahoma City	OK	73130	US	2022-08-22
Charlie Boone	Oklahoma City	OK	73132	US	2022-08-22
Gerald McMichael	Oklahoma City	OK	73130	US	2022-08-22
Mark Laudermilk	Oklahoma City	OK	73132	US	2022-08-22
Alisa Skinner	Oklahoma City	OK	73130	US	2022-08-23
Sandra Gallant	Oklahoma City	OK	73130	US	2022-08-23
Joella Beaver	Midwest City	OK	73130	US	2022-08-23
Terri Scheer	Oklahoma City	OK	73130	US	2022-08-23
Stephanie Smith	Oklahoma City	OK	73130	US	2022-08-23
Janet Granger	Oklahoma City	OK	73130	US	2022-08-23
Brian Connor	Atlanta		30318	US	2022-08-23
Nataliya Yakovleva	Largo		33771	US	2022-08-23
Ryan Marciniac	Oklahoma City	OK	73130	US	2022-08-23
Eric Moss	MIDWEST CITY	OK	73130	US	2022-08-23
Carla Rice-Garci	Oklahoma City	OK	73130	US	2022-08-23
Steve Hawley	Oklahoma City	OK	73120	US	2022-08-23
Todd Bjorklund	Midwest City	OK	73130	US	2022-08-23
Ember Horner	Oklahoma City	OK	73130	US	2022-08-23
Mary McQueen	Glendora		91740	US	2022-08-23
James Cumings	Oklahoma City	OK	73130	US	2022-08-23
Jack Fischer	Westfield		7090	US	2022-08-23
Nicole Kramer	Midwest City	OK	73130	US	2022-08-23
James Trent	Oklahoma City	OK	73130	US	2022-08-23
Madeline West	Midwest City	OK	73130	US	2022-08-23
Diane Johnson	Oklahoma City	OK	73130	US	2022-08-23
Suzanne Hobsor	Oklahoma City	OK	73130	US	2022-08-23
Regina Gates-W	Midwest City	OK	80251	US	2022-08-23
Kenneth Meadov	Oklahoma City	OK	73130	US	2022-08-23
Adithya Parthiba	Chino Hills		91709	US	2022-08-23
Amber Brand	Midwest City	OK	73130	US	2022-08-24
Mel Ricks	Oklahoma City	OK	73130	US	2022-08-24
Robert Yaros	Whitehall		18052	US	2022-08-24
Payton Cumming	Kent		98032	US	2022-08-24
rida rehman	Piscataway		8854	US	2022-08-24
Nayibe Posada	Fort Lauderdale		33314	US	2022-08-24

Natalie Jedynak	Barrington		60010	US	2022-08-24
Linda Shawver	Oklahoma City	OK	73130	US	2022-08-24
Tammi Douglas	Midwest City	OK	73130	US	2022-08-24
Stephen Davis	Oklahoma City	OK	73130	US	2022-08-24
Jacki 'O Webb				US	2022-08-24
Dk Manney	Chicago		60610	US	2022-08-24
Volha Spirukova	Midwest City	OK	73130	US	2022-08-24
Larry Slimp	Oklahoma City	OK	73119	US	2022-08-24
Linda Jones	Oklahoma City	OK	73110	US	2022-08-24
JOHN FLOWER	Midwest City	OK	73110	US	2022-08-24
Ashley Kildall	Denver		80214	US	2022-08-24
Staci Price	Oklahoma City	OK	73142	US	2022-08-24
Jacob Bugher	Oklahoma City	OK	73130	US	2022-08-24
Christopher Hunt	Oklahoma City	OK	73110	US	2022-08-25
Shel Hunt	Oklahoma City	OK	73130	US	2022-08-25
Billy Newton	Oklahoma City	OK	73130	US	2022-08-25
Cody Butler	Oklahoma City	OK	73110	US	2022-08-25
Jillian Dodd	Oklahoma City	OK	73130	US	2022-08-25
Steven Primo	Oklahoma City	OK	73110	US	2022-08-25
Sean Howry	Oklahoma City	OK	73110	US	2022-08-25
Ovidia Thomas	Oklahoma City	OK	73130	US	2022-08-25
joseph bala	Oklahoma City	OK	73110	US	2022-08-25
Nancy Graham	Oklahoma City	OK	73119	US	2022-08-25
Marcia Bowermo	Choctaw	OK	73020	US	2022-08-25
Ken Dement	Dallas	TX	75201	US	2022-08-25
Sherri Depue	Oklahoma City	OK	73110	US	2022-08-25
Melissa Suitt	Midwest City	OK	73130	US	2022-08-25
Richard Thomas	Midwest City	OK	73130	US	2022-08-25
Joyce Hathaway	Oklahoma City	OK	73110	US	2022-08-25
Jane Neely		OK	73020	US	2022-08-25
William Hathawa	Oklahoma City	OK	73110	US	2022-08-25
susan wehba	midwest city	OK	73110	US	2022-08-25
David Dunlap	Oklahoma City	OK	73110	US	2022-08-25
Jennifer Mundy	Oklahoma City	OK	73140	US	2022-08-25
Melissa Epps	Oklahoma City	OK	73102	US	2022-08-25
Jerry Eisenhour	Midwest city	OK	73130	US	2022-08-25
Angela Sherman	Oklahoma City	OK	73123	US	2022-08-25
Sheila Binkley	Oklahoma City	OK	73130	US	2022-08-25
C. T. Ligon	Westville	OK	74965	US	2022-08-25
Amanda Martine:	Oklahoma City	OK	73130	US	2022-08-25
BreAnn Stuck	Choctaw	OK	73020	US	2022-08-25
Glenda Forkey	Oklahoma City	OK	73110	US	2022-08-25
Donald Phillipa	Midwest City	OK	73130	US	2022-08-25



Cathy Wilkerson	Oklahoma City	OK	73119	US	2022-08-25
Ed Wengier	Choctaw	OK	73020	US	2022-08-25
Brenda Ligon	Choctaw	OK	73020	US	2022-08-25
Kristofferson Blai	Choctaw	OK	73020	US	2022-08-25
Helen Turnage	Tulsa	OK	74133	US	2022-08-25
Jessica Dear	Midwest City	OK	73130	US	2022-08-25
Savage Thelma	Choctaw	OK	73020	US	2022-08-25
David Sabo	Oklahoma City	OK	73130	US	2022-08-25
April Clark	Oklahoma City	OK	73142	US	2022-08-25
Dawn Knight	Choctaw	OK	73020	US	2022-08-25
Charles Fleming	Oklahoma City	OK	73150	US	2022-08-25
Karen Eggleston	Oklahoma City	OK	73130	US	2022-08-25
Richard Losurdo	Oklahoma City	OK	73142	US	2022-08-25
Jeff Mortemore	Oklahoma City	OK	73130	US	2022-08-25
Cynthia Glen	Oklahoma City	OK	73130	US	2022-08-25
Kristin Soto	Midwest City	OK	73130	US	2022-08-25
Desirae Grable	Midwest City	OK	73130	US	2022-08-25
Suzanne Coil	Midwest City	OK	73130	US	2022-08-25
Joy Osgood	Oklahoma City	OK	73130	US	2022-08-25
Alison Anderson	Choctaw	OK	73020	US	2022-08-25
Gabrielle Shears	Oklahoma City	OK	73110	US	2022-08-25
misty steed	Midwest City	OK	73110	US	2022-08-25
Pamela Moody	Midwest City	OK	73120	US	2022-08-25
Kayla Smith	Midwest City	OK	73020	US	2022-08-25
Willie Booze	Oklahoma City	OK	73130	US	2022-08-25
Amy Walker-Call	Oklahoma City	OK	73112	US	2022-08-25
Ethan Roberson	Oklahoma City	OK	73110	US	2022-08-25
Kimberly Widene	Midwest City	OK	73130	US	2022-08-25
Marty Dworkis	New York			US	2022-08-25
Jody Prigmore	Midwest city	OK	73110	US	2022-08-25
Jacob Parra	Colorado Springs		80919	US	2022-08-25
Dylan Brown	Fort Worth		76112	US	2022-08-25
Barbara Gentry	Oklahoma City	OK	73130	US	2022-08-25
Karen Overholt	Oklahoma City	OK	73130	US	2022-08-25
steven tompkins	midwest city	OK	73130	US	2022-08-25
Leroy Oldenburg	Midwest City	OK	73130	US	2022-08-25
Jamie Tompkins	Oklahoma City	OK	73118	US	2022-08-25
Nicole Keb	San Francisco		94134	US	2022-08-25
Mike Nikkel	Oklahoma City	OK	73130	US	2022-08-25
Jennifer Nikkel	Oklahoma City	OK	73110	US	2022-08-25
Eleanor Bates	Oklahoma City	OK	73110	US	2022-08-25
Wei-ju Gange	Oklahoma City	OK	73130	US	2022-08-25
Ron Maciag	Midwest city	OK	73130	US	2022-08-25

Weldon McDown	Oklahoma City	OK	73110 US	2022-08-25
Brian Vassel	Midwest City	OK	73130 US	2022-08-25
Jenifer Nichols	Midwest City	OK	73130 US	2022-08-25
Duane Maness	Oklahoma City	OK	73110 US	2022-08-25
Raechel Brown	Oklahoma City	OK	73110 US	2022-08-25
Marlene Gudenre	Oklahoma City	OK	73130 US	2022-08-25
Susie Dealy	Oklahoma City	OK	73120 US	2022-08-25
ALISHA STOKES	MIDWEST CITY	OK	73130 US	2022-08-25
Jake Postlethwai	Oklahoma City	OK	73110 US	2022-08-25
Rachel Beaver	Oklahoma City	OK	73130 US	2022-08-25
Derek Brown	Oklahoma City	OK	73130 US	2022-08-25
Jessica Sweazez	Midwest city	OK	73130 US	2022-08-25
Melisa Cranfield	Oklahoma City	OK	73130 US	2022-08-25
Kathleen Anders	Oklahoma City	OK	73119 US	2022-08-25
Terry Taylor	Midwest City	OK	73130 US	2022-08-25
kristy newby	Oklahoma City	OK	73130 US	2022-08-25
Angel Thrasher	Oklahoma City	OK	73110 US	2022-08-25
Steven Schutrurr	Oklahoma City	OK	73130 US	2022-08-25
mary Baker	Oklahoma City	OK	73130 US	2022-08-25
Cheryl Hessman	Oklahoma City	OK	73110 US	2022-08-25
JonLuke VanSco	Midwest city	OK	73130 US	2022-08-25
Zachary Moore	Choctaw	OK	73020 US	2022-08-25
Sarah Julian	Oklahoma City	OK	73150 US	2022-08-25
Marsha Mauldin	Midwest City	OK	73130 US	2022-08-25
Laurence Hooge	Oklahoma City	OK	73130 US	2022-08-25
Lisa Lumry	Oklahoma City	OK	73108 US	2022-08-25
Leandra Ramirez	Oklahoma City	OK	73110 US	2022-08-25
Ashley Hatcher	Oklahoma City	OK	73110 US	2022-08-25
Travis Holland	Oklahoma City	OK	73130 US	2022-08-25
Judy Thatcher	Oklahoma City	OK	73135 US	2022-08-25
Pam Stagner	Choctaw	OK	73020 US	2022-08-25
Brenda Holland	Oklahoma City	OK	73130 US	2022-08-25
Russell Scott	Oklahoma City	OK	73110 US	2022-08-25
warren drennen	Midwest City	OK	73130 US	2022-08-25
Robert Leahy	Oklahoma City	OK	73130 US	2022-08-25
Ashlie Evans	Choctaw	OK	73020 US	2022-08-25
Brittanie Morton	Midwest City	OK	73130 US	2022-08-25
Celia Crowder	Oklahoma City	OK	73142 US	2022-08-25
Dusten Jacobs	Oklahoma City	OK	73110 US	2022-08-25
Eva Brown	Midwest City	OK	73130 US	2022-08-25
Jed Owens	Midwest City	OK	73130 US	2022-08-25
KC Larson	Oklahoma City	OK	73110 US	2022-08-25
Mikayla Kwitowsl	Oklahoma City	OK	73130 US	2022-08-25

Matt Jorgensen	Oklahoma City	OK	73149	US	2022-08-25
Leslie Brooks	Oklahoma City	OK	73130	US	2022-08-25
Rebecca Mazzala	Oklahoma City	OK	73130	US	2022-08-25
Ashley Kellingtor	Oklahoma City	OK	73102	US	2022-08-25
Kim Hamilton	Midwest City	OK	73130	US	2022-08-25
Wendi Ramsey	Oklahoma City	OK	73135	US	2022-08-25
Stephen Moore	Oklahoma City	OK	73102	US	2022-08-25
Katie Janda	Oklahoma City	OK	73110	US	2022-08-25
Sara Delap	Oklahoma City	OK	73130	US	2022-08-25
Randy Hubbard	Oklahoma City	OK	73123	US	2022-08-25
Donna Landsaw	Oklahoma City	OK	73130	US	2022-08-25
Dana Krause	Oklahoma City	OK	73130	US	2022-08-25
Stephen Clawson	Choctaw	OK	73020	US	2022-08-25
Peggy Vickrey	Oklahoma City	OK	73130	US	2022-08-25
Melissa Mortimer	Midwest	OK	73130	US	2022-08-25
Vivian Bussell	Oklahoma City	OK	73130	US	2022-08-25
Mark Banning	Oklahoma City	OK	73130	US	2022-08-25
Aquilah Ahmad	Oklahoma City	OK	73123	US	2022-08-25
Mary Travis	Midwest City	OK	73130	US	2022-08-25
René Bravo Gallardo	Oklahoma City	OK	73110	US	2022-08-25
Michael Tickle	Midwest City	OK	73130	US	2022-08-25
Angela Allred	Oklahoma City	OK	73115	US	2022-08-25
Breann Irving	Oklahoma City	OK	73110	US	2022-08-25
Kim MCALLISTE	Oklahoma City	OK	73130	US	2022-08-25
Anita Vontress	Midwest City	OK	73130	US	2022-08-25
Andrew Ecoff	Midwest City	OK	73130	US	2022-08-25
Paul Norwood	Midwest coty	OK	73130	US	2022-08-25
Susan Greenwock	Oklahoma City	OK	73130	US	2022-08-25
Tamara Wallinge	Choctaw	OK	73020	US	2022-08-25
Carina Wilkerson	Oklahoma City	OK	73102	US	2022-08-25
Patricia Dinnell	Oklahoma City	OK	73130	US	2022-08-25
Willis vontress	Midwest City	OK	73130	US	2022-08-25
Patty Dugan	Midwest City	OK	73130	US	2022-08-25
James Smith	Oklahoma City	OK	73150	US	2022-08-25
Debora Smith	Oklahoma City	OK	73130	US	2022-08-25
Billie Yandle	Edmond	OK	73013	US	2022-08-25
Mike Eiden	Midwest City	OK	73130	US	2022-08-25
Denae Herbert	Oklahoma City	OK	73130	US	2022-08-25
Rosalynn Young	Oklahoma City	OK	73110	US	2022-08-25
Samantha Crunk	Midwest city	OK	74804	US	2022-08-25
Martti Taylor	Oklahoma City	OK	73130	US	2022-08-25
Maria Krautlarge	Choctaw	OK	73020	US	2022-08-25
Dacia Hooks	Oklahoma City	OK	73130	US	2022-08-25

Larry Lowe	Oklahoma City	OK	73130	US	2022-08-25
Natalie Brittingha	Midwest City	OK	73130	US	2022-08-25
Ann Raines	Oklahoma City	OK	73130	US	2022-08-25
Loretta Yabut	Midwest City	OK	73130	US	2022-08-25
James Rhea	Oklahoma City	OK	73150	US	2022-08-25
Glenda Edwards	Midwest City	OK	73130	US	2022-08-25
Candace Simpse	Midwest City	OK	73130	US	2022-08-25
Lois Edwards	Oklahoma City	OK	73130	US	2022-08-25
Kathy Panaras	Oklahoma City	OK	73150	US	2022-08-25
Stacy Vincent	Oklahoma City	OK	73130	US	2022-08-26
Darrin Clagg	Midwest city	OK	73130	US	2022-08-26
Christopher Vinc	Oklahoma City	OK	73130	US	2022-08-26
Haley Lashley	Oklahoma City	OK	73130	US	2022-08-26
ML Fletcher	Choctaw	OK	73020	US	2022-08-26
Morgan Hunt	Oklahoma City	OK	73130	US	2022-08-26
Glynn Walker	Oklahoma City	OK	73102	US	2022-08-26
Bailey Young	Oklahoma City	OK	73115	US	2022-08-26
Julie Carnes	Oklahoma City	OK	73123	US	2022-08-26
Rachel Babin	Choctaw	OK	73020	US	2022-08-26
Kristin Lovinggoc	Norman	OK	73069	US	2022-08-26
Brandy Sharp	Oklahoma City	OK	73110	US	2022-08-26
Brenda Stricklan	Oklahoma City	OK	73130	US	2022-08-26
Dora Hicks	Oklahoma City	OK	73130	US	2022-08-26
Kim McGuffee	Choctaw	OK	73020	US	2022-08-26
gayla parrott	Edmond	OK	73013	US	2022-08-26
David McKinzie	Oklahoma City	OK	73130	US	2022-08-26
Josef Chitwood	Newark		7105	US	2022-08-26
Jenn M	Oklahoma City	OK	73130	US	2022-08-26
Gabriel Smith Jr.	Columbia		29209	US	2022-08-26
Jessica Johnson	Midwest City	OK	73130	US	2022-08-26
Stephen Keenan	Oklahoma City	OK	73130	US	2022-08-26
Jan Trent	Oklahoma City	OK	73130	US	2022-08-26
Robert Bowers	Oklahoma City	OK	73130	US	2022-08-26
Matthew Roberts	Choctaw	OK	73020	US	2022-08-26
TONYA BRITT	Oklahoma City	OK	73130	US	2022-08-26
Ashlee Harringto	Oklahoma City	OK	73130	US	2022-08-26
Roger Trammell	Oklahoma City	OK	73130	US	2022-08-26
Wade Johns	CHOCTAW	OK	73020	US	2022-08-26
Ashley O'Hara	Midwest City	OK	73130	US	2022-08-26
Richard McCutcl	Choctaw	OK	73020	US	2022-08-26
Kevin Cummings	Oklahoma City	OK	73110	US	2022-08-26
Elizabeth Lee	Midwest City	OK	73130	US	2022-08-26
Natasha Tramme	Oklahoma City	OK	73130	US	2022-08-26

Debra Bradford	Oklahoma City	OK	73118	US	2022-08-26
Juli Coffey	Midwest City	OK	73130	US	2022-08-26
Shelly Schultz	Midwest City	OK	73130	US	2022-08-26
Jonathan Medina	Oklahoma City	OK	73130	US	2022-08-26
Patrick Madden	Choctaw	OK	73020	US	2022-08-26
Lawrence Tracey	Oklahoma City	OK	73130	US	2022-08-26
Louise Tracey	Oklahoma City	OK	73102	US	2022-08-26
Colton Graves	Midwest City	OK	73130	US	2022-08-26
Casey Nichols	Oklahoma City	OK	73130	US	2022-08-26
Jenny Wood	Oklahoma City	OK	73020	US	2022-08-26
Anita Rhea	Oklahoma City	OK	73165	US	2022-08-26
Jacob Prichard	Midwest City	OK	73130	US	2022-08-26
Debra Robinson	Oklahoma City	OK	73110	US	2022-08-26
Varma Mudunuru	Frisco	TX	75036	US	2022-08-26
Kristy Tharp	Oklahoma City	OK	73129	US	2022-08-26
Danna Crouse	Midwest city	OK	73130	US	2022-08-26
Evelin Javier	Reading		19602	US	2022-08-26
Robert Masteller	Irving	TX	75062	US	2022-08-26
Kim Stramski	Midwest City	OK	73130	US	2022-08-26
Larry Manus	Oklahoma City	OK	73112	US	2022-08-26
Christina Jordan	Midwest City	OK	75062	US	2022-08-26
Traci Gibson	Dallas	TX	75216	US	2022-08-26
Doug Gibson	Irving	TX	75062	US	2022-08-26
Louis Panaras	Oklahoma City	OK	73150	US	2022-08-26
Tiffany Metzger	Oklahoma City	OK	73107	US	2022-08-26
Patricia Bryan	Yukon	OK	73099	US	2022-08-26
Dedra Blackwell	Oklahoma City	OK	73130	US	2022-08-26
Harold Katus	Oklahoma City	OK	73115	US	2022-08-26
Clarice Adams	Midwest City	OK	73130	US	2022-08-26
Migdalia Anglada	Dallas	TX	75243	US	2022-08-26
Raelyn Arnold	Choctaw	OK	73020	US	2022-08-26
Joni Roe	Oklahoma City	OK	73135	US	2022-08-26
Christopher Kosi	Oklahoma	OK	73130	US	2022-08-26
Kelly Stangl	Oklahoma City	OK	73102	US	2022-08-26
Grace Sullivan	Midwest City	OK	73130	US	2022-08-26
Deborah Drain	Choctaw	OK	73020	US	2022-08-26
Darcie Clark	Holdenville	OK	74848	US	2022-08-26
Marilee Savage	Shawnee	OK	74801	US	2022-08-26
David Boyett	Oklahoma City	OK	73130	US	2022-08-26
Helen Cleary	Oklahoma City	OK	73130	US	2022-08-26
Dev Alwine	Chicago		60014	US	2022-08-26
Anthony Johnsor	House Springs		63051	US	2022-08-26
Teyrone Khuldipt	Henrico		23228	US	2022-08-26

Lillie Garris	Midwest City	OK	73130	US	2022-08-26
Michael Searock	Houston	TX	77014	US	2022-08-26
Donna Shives	Oklahoma City	OK	73115	US	2022-08-26
Lisa Stephens	Dallas	TX	75211	US	2022-08-26
Tammy Maxwell	Midwest City	OK	73130	US	2022-08-26
Kristin Barnett	Oklahoma	OK	73150	US	2022-08-26
Dianna D'Aura	Oklahoma City	OK	73130	US	2022-08-26
Rick Rakowski	Oklahoma City	OK	73107	US	2022-08-27
Jennifer Derrick	Oklahoma City	OK	73130	US	2022-08-27
Vicki Trussell	Oklahoma City	OK	73130	US	2022-08-27
Annie LeBarre	Oklahoma City	OK	73130	US	2022-08-27
Kamryn Bowler-E	Midwest City	OK	73099	US	2022-08-27
Genie Bryant	Midwest City	OK	73110	US	2022-08-27
Darla Stangl	Midwest city	OK	73130	US	2022-08-27
Frank Stangl	Midwest City	OK	73130	US	2022-08-27
Michele Elliott	Midwest City	OK	73110	US	2022-08-27
Karolyn Lewis	Oklahoma City	OK	73130	US	2022-08-27
Lisa Davenport	Midwest City	OK	73130	US	2022-08-27
Monte Davenpor	Oklahoma City	OK	73115	US	2022-08-27
Jacob O'Connor	Newalla	OK	74857	US	2022-08-27
Carol Hopper	Oklahoma City	OK	73130	US	2022-08-27
Joan Payne	Oklahoma City	OK	73110	US	2022-08-27
Rodney Payne	Oklahoma City	OK	73110	US	2022-08-27
Brent Pickens	Oklahoma City	OK	73130	US	2022-08-27
Steve Webber	Oklahoma City	OK	73130	US	2022-08-27
Mike Hopper	Oklahoma City	OK	73115	US	2022-08-27
Vicki Blamowski	Choctaw	TX	73020	US	2022-08-27
Jesse Louderbac	Midwest City	OK	73130	US	2022-08-27
Josh Kardatzke	Oklahoma City	OK	73130	US	2022-08-27
Gordon Sitt	Midwest City	OK	73130	US	2022-08-27
Regan Kelly	Oklahoma City	OK	73110	US	2022-08-27
Kenny Stickel	Guthrie	OK	73044	US	2022-08-27
Kathy Long	Checotah	OK	74426	US	2022-08-27
Carolynn Rose	Cherry Hill		8002	US	2022-08-27
Laura Nutter	Oklahoma City	OK	73130	US	2022-08-27
Julia Staples	Harrah	OK	73045	US	2022-08-27
Collin Davis	Choctaw	OK	73020	US	2022-08-27
Alisha Davis	Choctaw	OK	73020	US	2022-08-27
Sherri Killgore	Midwest City	OK	73130	US	2022-08-27
Elizabeth Barks	Oklahoma City	OK	73130	US	2022-08-27
Angela Luce	Choctaw	OK	73020	US	2022-08-27
Brittany Langstor	Oklahoma City	OK	73130	US	2022-08-27
Kathy Ortega	Oklahoma City	OK	73110	US	2022-08-27

Krista Graves	Norman	OK	73069	US	2022-08-27
Walter Bishop	Choctaw	OK	73020	US	2022-08-27
Mysti Wilson	Choctaw	OK	73020	US	2022-08-27
Pamela Devenin	Oklahoma City	OK	73130	US	2022-08-27
Robert Brotherto	Oklahoma City	OK	73130	US	2022-08-27
Sheila Overstree	Midwest	OK	73130	US	2022-08-27
June Mroz	Oklahoma City	OK	73130	US	2022-08-27
Patricia Crichlow	Choctaw	OK	73020	US	2022-08-27
Marilyn King	Oklahoma City	OK	73130	US	2022-08-27
Edward krautlarg	OKC	OK	73150	US	2022-08-27
Donna Sherman	Oklahoma City	OK	73115	US	2022-08-27
Terri Pfander	Oklahoma City	OK	73110	US	2022-08-27
Victor Vazquez	U Yes		55044	US	2022-08-27
Hans Abrahamse	Norman	OK	73069	US	2022-08-27
Valerie Travis	Philadelphia		19107	US	2022-08-27
Penny Marshall	Midwest city	OK	73110	US	2022-08-27
Karla Squires	Oklahoma City	OK	73150	US	2022-08-27
Kc Allred	Oklahoma City	OK	73115	US	2022-08-27
Lynne Saunders	Oklahoma City	OK	73102	US	2022-08-27
Emely Coreas	New York		10003	US	2022-08-27
K.T. Stickel	Edmond	OK	73025	US	2022-08-27
Renee Lofton	Norman	OK	73069	US	2022-08-27
John Horn	Oklahoma City	OK	73130	US	2022-08-27
Athena Griffiths	Oklahoma City	OK	73130	US	2022-08-27
Kandy Hooley	Oklahoma City	OK	73142	US	2022-08-27
Kaitlyn Quinn	Midwest city	OK	73130	US	2022-08-27
Jennifer Quinn	Choctaw	OK	73020	US	2022-08-27
Kathy Burley	Midwest City	OK	73130	US	2022-08-27
Chastity Coslow	Midwest City	OK	73130	US	2022-08-27
Janice Walker	Choctaw	OK	73020	US	2022-08-27
Pancho Samarrig	Midwest City	OK	73130	US	2022-08-27
Tina Christensen	Midwest City	OK	73130	US	2022-08-27
James Household	Oklahoma City	OK	73135	US	2022-08-27
Jayson Heater	Choctaw	OK	73020	US	2022-08-27
Sonja Lemmon	Oklahoma City	OK	73102	US	2022-08-27
Karen Orr	Oklahoma City	OK	73150	US	2022-08-27
Lindsey Santiagc	Oklahoma city	OK	73130	US	2022-08-27
Don Lindsay	Oklahoma City	OK	73150	US	2022-08-27
Darla Chitsey	Cashion	OK	73016	US	2022-08-28
Willard Boone	Midwest City	OK	73130	US	2022-08-28
Wanda martin	Oklahoma City	OK	73110	US	2022-08-28
Terry GENNING	Oklahoma City	OK	73130	US	2022-08-28
Michelle Chrismc	Midwest City	OK	73130	US	2022-08-28

Renee Knauer	Oklahoma City	OK		73130	US	2022-08-28
DL Glenn	Oklahoma City	OK		73130	US	2022-08-28
Sheree Black	Midwest City	OK		73130	US	2022-08-28
Angel Vick	Choctaw	OK		73020	US	2022-08-28
Patty Ducharme	Jones	OK		73049	US	2022-08-28
Michele Mako	Oklahoma City	OK		73130	US	2022-08-28
Janet Jewell	Enid	OK		73703	US	2022-08-28
Kimberly Gennin	Norman	OK		73069	US	2022-08-28
Peggy Cody	Oklahoma City	OK		73130	US	2022-08-28
Robert O'Hern	Oklahoma City	OK		73150	US	2022-08-28
Ezekiel Bibby	Fort Worth	TX		76177	US	2022-08-28
Dewayne Standl	Oklahoma City	OK		73130	US	2022-08-28
Brooke Martin	Oklahoma City	OK		73107	US	2022-08-29
Merie Rhoads	Oklahoma City	OK		73130	US	2022-08-29
Kevin Long	Norman	OK		73069	US	2022-08-29
Kimberly Brush	Choctaw	OK		73020	US	2022-08-29
Cindy Rhoads	Midwest City	OK		73130	US	2022-08-29
Kathy Cox	Choctaw	OK		73020	US	2022-08-29
Diana Frith	Choctaw	OK		73020	US	2022-08-29
Chris Estabrooks	CHOCTAW	OK		73020	US	2022-08-29
Jami Stevens	Choctaw	OK		73020	US	2022-08-29
Cheryl Johnson	Oklahoma City	OK		73130	US	2022-08-29
Lori Simmons	Choctaw	OK		73020	US	2022-08-29
Christina Hightov	Midwest City	OK		73130	US	2022-08-29
Charisse Morrow	Midwest City	OK		73130	US	2022-08-29
Clarence Demps	Midwest City	OK		73130	US	2022-08-29
Bernadette Willca	Midwest City	OK		73130	US	2022-08-29
Stacy Manicom	Oklahoma City	OK		73115	US	2022-08-29
Anne Boyett	Oklahoma City	OK		73123	US	2022-08-29
Tina Blevins	Oklahoma City	OK		73130	US	2022-08-29
Karen Hansen	Midwest City	OK		73130	US	2022-08-29
Brett Howard	Oklahoma City	OK		73130	US	2022-08-30
Joan Jamison	Midwest city	OK		73130	US	2022-08-30
Robin Creekmor	Okc	OK	73150-8023		US	2022-08-30
Robert Dowdy	Oklahoma City	OK		73130	US	2022-08-30
Alex potter	Bristol			6010	US	2022-08-30
Guillermo Martin	Hurst			76053	US	2022-08-30
Jeremy Christens	Oklahoma City	OK		73123	US	2022-08-30
Lois Little	choctaw okla	OK		73020	US	2022-08-30
Ramona Mason	Oklahoma City	OK		73130	US	2022-08-30
Darren Higgins	Oklahoma City	OK		73130	US	2022-08-30
RICHARD BOLE	Oklahoma City	OK		73130	US	2022-08-30
Paula Park	Choctaw	OK		73020	US	2022-08-30



<b>Rhonda Branch</b>	<b>Tuttle</b>	<b>OK</b>	<b>73089</b>	<b>US</b>	<b>2022-08-30</b>
<b>Lisa Grecho</b>	<b>Choctaw</b>	<b>OK</b>	<b>73020</b>	<b>US</b>	<b>2022-08-30</b>
<b>Ralph Snyder</b>	<b>Choctaw</b>	<b>OK</b>	<b>73020</b>	<b>US</b>	<b>2022-08-30</b>

**From:** Jill Donaldson  
**To:** Billy Harless  
**Date:** 9/2/2022 8:45 AM  
**Subject:** Fwd: [Rick Favors] Re zoning area near oakwood east for apartments

>>> On 9/2/2022 at 6:39 AM, <[ward6@MidwestCityOK.org](mailto:ward6@MidwestCityOK.org)> wrote:

> FYI

>

> Sent from my iPad

>

> Begin forwarded message:

>

>> From: Midwest City Oklahoma <[midwestcity-ok@municodeweb.com](mailto:midwestcity-ok@municodeweb.com)>

>> Date: August 30, 2022 at 8:46:50 PM CDT

>> To: Ward 6 <[Ward6@midwestcityok.org](mailto:Ward6@midwestcityok.org)>

>> Subject: [Rick Favors] Re zoning area near oakwood east for apartments

>> Reply-To: [Jeffrey-hays@ouhsc.edu](mailto:Jeffrey-hays@ouhsc.edu)

>>

>>

>> Jeff Hays ([Jeffrey-hays@ouhsc.edu](mailto:Jeffrey-hays@ouhsc.edu)) sent a message using the contact form at

> <https://www.midwestcityok.org/>.

>>

>> Hi Mr. Favors, my name is Jeff Hays and I am writing you to let you know

> that I oppose the proposal to re zone the land to the south and east of

> oakwood east to build another apartment complex. I just purchased a home in

> the neighborhood less than 6 months ago. Moving here was an investment in my

> families future. I have a 12 year old son and a two year old son. My hope was

> for them to be able to live in a nice friendly neighborhood for the remainder

> of their childhoods. I fear that the apartments could change that and I fear

> they could hurt my property value. I just invested 50k of my money into this

> home thinking I would be able to live year for the next 30 years. If the area

> becomes crowded with people I may not want to live here and the property may

> not be worth what I once thought. Please help us stop the addition of these

> apartments.

>>

>> Thank you,

>>

>> Jeff Hays

>> 405-706-4633

>> 11160 Mark St.

>> Midwest City, OK

>>

**From:** Jill Donaldson  
**To:** Billy Harless  
**Date:** 9/2/2022 8:45 AM  
**Subject:** Fwd: [Rick Favors] Land at 15th and Westminster

>>> On 9/2/2022 at 6:38 AM, <[ward6@MidwestCityOK.org](mailto:ward6@MidwestCityOK.org)> wrote:

> FYI

>

> Sent from my iPad

>

> Begin forwarded message:

>

>> From: Midwest City Oklahoma <[midwestcity-ok@municodeweb.com](mailto:midwestcity-ok@municodeweb.com)>

>> Date: August 30, 2022 at 9:26:21 PM CDT

>> To: Ward 6 <[Ward6@midwestcityok.org](mailto:Ward6@midwestcityok.org)>

>> Subject: [Rick Favors] Land at 15th and Westminster

>> Reply-To: [Sboggs3358@yahoo.com](mailto:Sboggs3358@yahoo.com)

>>

>>

>> Stephanie smith ([Sboggs3358@yahoo.com](mailto:Sboggs3358@yahoo.com)) sent a message using the contact form

> at <https://www.midwestcityok.org/>.

>>

>> Hello,

>> I'm writing you with concerns about the land at 15th and Westminster. I'm

>> Asking you to vote no in refining for apartments or any multi housing units.

> The schools are crowded, there have been more traffic accidents and the other

> apartment building tenets use our neighborhood area frequently. We pay to

> upkeep that area and don't need anymore people to mess with it. We also have

> an uptick of people digging in cars. Please consider a no vote as we have

> enough going on in this area. Thank you,

>> Stephanie Smith

>>

**From:** Jill Donaldson  
**To:** Billy Harless  
**Date:** 9/2/2022 8:46 AM  
**Subject:** Fwd: [Rick Favors] Proposed Apartment complex at 15th and Westminster

>>> On 9/2/2022 at 6:38 AM, <[ward6@MidwestCityOK.org](mailto:ward6@MidwestCityOK.org)> wrote:

> FYI

>

> Sent from my iPad

>

> Begin forwarded message:

>

>> From: Midwest City Oklahoma <[midwestcity-ok@municodeweb.com](mailto:midwestcity-ok@municodeweb.com)>

>> Date: August 31, 2022 at 10:25:10 AM CDT

>> To: Ward 6 <[Ward6@midwestcityok.org](mailto:Ward6@midwestcityok.org)>

>> Subject: [Rick Favors] Proposed Apartment complex at 15th and Westminster

>> Reply-To: [Tanyawalker77@yahoo.com](mailto:Tanyawalker77@yahoo.com)

>>

>>

>>

>> Tanya Walker ([Tanyawalker77@yahoo.com](mailto:Tanyawalker77@yahoo.com)) sent a message using the contact form

> at <https://www.midwestcityok.org/>.

>>

>> Please know that My family and I are against the proposed complex. Please

> vote against it! There are several reasons we are against it. 1.) Since the

> addition of the first complex we have had an increase in vandalism and

> attempted car break ins. 2.) Choctaw Nicoma Park schools (as well as Mid

> Del/Carl Albert) are maxed out! They can not handle in possible influx of

> kids another apartment complex would bring. 3.) The residents that bought

> homes in the surrounding neighborhoods did so because of the quiet, somewhat

> quiet and beautiful scenery. We did not buy our homes to sit in our backyards

> to stare at a concrete multistory building! I completely understand that

> every city needs to grow and expand. However, the homeowners in this area do

> not want another apartment complex!

>>

**From:** Jill Donaldson  
**To:** Billy Harless  
**Date:** 9/2/2022 8:46 AM  
**Subject:** Fwd: [Rick Favors] Attempted rezoning near 15th and Westminster

>>> On 9/2/2022 at 6:37 AM, <[ward6@MidwestCityOK.org](mailto:ward6@MidwestCityOK.org)> wrote:

> FYI

>

> Sent from my iPad

>

> Begin forwarded message:

>

>> From: Midwest City Oklahoma <[midwestcity-ok@municodeweb.com](mailto:midwestcity-ok@municodeweb.com)>

>> Date: August 31, 2022 at 10:50:06 AM CDT

>> To: Ward 6 <[Ward6@midwestcityok.org](mailto:Ward6@midwestcityok.org)>

>> Subject: [Rick Favors] Attempted rezoning near 15th and Westminster

>> Reply-To: [Geoffrey.s.elliott@gmail.com](mailto:Geoffrey.s.elliott@gmail.com)

>>

>>

>> Geoffrey and Shannon Elliott ([Geoffrey.s.elliott@gmail.com](mailto:Geoffrey.s.elliott@gmail.com)) sent a message

> using the contact form at <https://www.midwestcityok.org/>.

>>

>> Councilman favors, IA completely oppose the rezoning or changing of the laws

> and rules of the land near 15th and Westminster to allow for high occupancy

> apartments or any strange overly crowded housing. If the developer wishes to

> build houses and follow all the same guidelines and rules that Midwest city

> has put forth I have no problem with it but I do not wish to have my property

> devalued by overly crowded apartments that always turn into a slum we have an

> apartment complex near our house and it's a problem the kids from the

> apartment complex are constantly causing problems in our public areas. I do

> not wish for any changes to the zoning of this area if you wish to clarify

> anything please call me at 405-361-1368. I live at 11517 Village Ave. midwest

> City, OK 73130 my name is Geoffrey Elliott.

>>

**From:** Jill Donaldson  
**To:** Billy Harless  
**Date:** 9/2/2022 8:47 AM  
**Subject:** Fwd: [Rick Favors] Proposed Apartment Complex on SE 15th and Westminster

>>> On 9/2/2022 at 6:36 AM, <[ward6@MidwestCityOK.org](mailto:ward6@MidwestCityOK.org)> wrote:

> FYI

>

> Sent from my iPad

>

> Begin forwarded message:

>

>> From: Midwest City Oklahoma <[midwestcity-ok@municodeweb.com](mailto:midwestcity-ok@municodeweb.com)>

>> Date: August 31, 2022 at 6:06:40 PM CDT

>> To: Ward 6 <[Ward6@midwestcityok.org](mailto:Ward6@midwestcityok.org)>

>> Subject: [Rick Favors] Proposed Apartment Complex on SE 15th and Westminster

>> Reply-To: [kaylamwshade@gmail.com](mailto:kaylamwshade@gmail.com)

>>

>>

>> Kayla Shade ([kaylamwshade@gmail.com](mailto:kaylamwshade@gmail.com)) sent a message using the contact form

> at <https://www.midwestcityok.org/>.

>>

>> Dear Mr. Favors,

>>

>> I'm currently a homeowner in the Oakwood East Subdivision. I moved to this

> area of town because of the school district as well as the country/small town

> feel this area provides.

>>

>> There is a proposed rezoning coming up on your September 6th council meeting

> for an apartment complex to be built near SE 15th and Westminster. I strongly

> urge you to vote against this rezoning and keep our "countryside" the way it

> is. Our schools cannot handle more students that an apartment complex will

> bring. The roads to and from the schools cannot handle the traffic already!

>>

>> I urge you to please help keep our small town feel!

>>

>> Thank you for your time,

>> Kayla Shade

>>

**From:** Jill Donaldson  
**To:** Billy Harless  
**Date:** 9/2/2022 8:47 AM  
**Subject:** Fwd: [Rick Favors] Apartments on west minister and 15th

>>> On 9/2/2022 at 6:36 AM, <[ward6@MidwestCityOK.org](mailto:ward6@MidwestCityOK.org)> wrote:

> FYI

>

> Sent from my iPad

>

> Begin forwarded message:

>

>> From: Midwest City Oklahoma <[midwestcity-ok@municodeweb.com](mailto:midwestcity-ok@municodeweb.com)>

>> Date: August 31, 2022 at 6:17:19 PM CDT

>> To: Ward 6 <[Ward6@midwestcityok.org](mailto:Ward6@midwestcityok.org)>

>> Subject: [Rick Favors] Apartments on west minister and 15th

>> Reply-To: [Cindyjo.cr@gmail.com](mailto:Cindyjo.cr@gmail.com)

>>

>>

>> Cindy Rhoads ([Cindyjo.cr@gmail.com](mailto:Cindyjo.cr@gmail.com)) sent a message using the contact form at

> <https://www.midwestcityok.org/>.

>>

>> Please don't vote to redone this piece of property our property values have

> suffered enough and our lakes are being destroyed by apartment residents who

> are being told they are welcome to the lakes we pay his dues to maintain

>>

**From:** Jill Donaldson  
**To:** Billy Harless  
**Date:** 9/2/2022 8:47 AM  
**Subject:** Fwd: [Rick Favors] New Apartments

>>> On 9/2/2022 at 6:35 AM, <[ward6@MidwestCityOK.org](mailto:ward6@MidwestCityOK.org)> wrote:

> FYI

>

> Sent from my iPad

>

> Begin forwarded message:

>

>> From: Midwest City Oklahoma <[midwestcity-ok@municodeweb.com](mailto:midwestcity-ok@municodeweb.com)>

>> Date: September 1, 2022 at 5:58:45 AM CDT

>> To: Ward 6 <[Ward6@midwestcityok.org](mailto:Ward6@midwestcityok.org)>

>> Subject: [Rick Favors] New Apartments

>> Reply-To: [Tonya.d.wester@gmail.com](mailto:Tonya.d.wester@gmail.com)

>>

>>

>> Tonya Wester ([Tonya.d.wester@gmail.com](mailto:Tonya.d.wester@gmail.com)) sent a message using the contact

> form at <https://www.midwestcityok.org/>.

>>

>> Good morning! I'm reaching out regarding the rezone of the area near Oakwood

> East on Westminster. Midwest City has enough apartments as is and building up

> this area will not only bring down home value but also too many vehicles for

> the area. As well the school is already overwhelmed. It will literally ruin

> this area. Please reconsider and do not allow them to rezone. Thank you

>>



**From:** Jill Donaldson  
**To:** Billy Harless  
**Date:** 9/2/2022 8:48 AM  
**Subject:** Fwd: [Rick Favors] I do NOT Approve of Initiatives to Build Apartments on Westminster

>>> On 9/2/2022 at 6:35 AM, <[ward6@MidwestCityOK.org](mailto:ward6@MidwestCityOK.org)> wrote:

> FYI

>

> Sent from my iPad

>

> Begin forwarded message:

>

>> From: Midwest City Oklahoma <[midwestcity-ok@municodeweb.com](mailto:midwestcity-ok@municodeweb.com)>

>> Date: September 1, 2022 at 8:50:02 AM CDT

>> To: Ward 6 <[Ward6@midwestcityok.org](mailto:Ward6@midwestcityok.org)>

>> Subject: [Rick Favors] I do NOT Approve of Initiatives to Build Apartments on Westminster

>> Reply-To: [mricks58@cox.net](mailto:mricks58@cox.net)

>>

>> Mel Ricks ([mricks58@cox.net](mailto:mricks58@cox.net)) sent a message using the contact form at

> <https://www.midwestcityok.org/>.

>>

>> Sir,

>> I do not concur with initiative for Apartment Building on Westminster along

> with many of my neighbors in this Area who has attested and signed and

> submitted the documents to City Hall regarding this matter for obvious

> reasons. Not in my Backyard (NIMBY). Mel Ricks

>>

**From:** Jill Donaldson  
**To:** Billy Harless  
**Date:** 9/2/2022 8:48 AM  
**Subject:** Fwd: [Rick Favors] No new apartments!

>>> On 9/2/2022 at 6:34 AM, <[ward6@MidwestCityOK.org](mailto:ward6@MidwestCityOK.org)> wrote:

> FYI

>

> Sent from my iPad

>

> Begin forwarded message:

>

>> From: Midwest City Oklahoma <[midwestcity-ok@municodeweb.com](mailto:midwestcity-ok@municodeweb.com)>

>> Date: September 1, 2022 at 9:47:23 AM CDT

>> To: Ward 6 <[Ward6@midwestcityok.org](mailto:Ward6@midwestcityok.org)>

>> Subject: [Rick Favors] No new apartments!

>> Reply-To: [thismom@ymail.com](mailto:thismom@ymail.com)

>>

>> Leandra Ramirez ([thismom@ymail.com](mailto:thismom@ymail.com)) sent a message using the contact form at

> <https://www.midwestcityok.org/>.

>>

>> Good morning! As a new resident of Midwest City, we moved here to get away

> from the "big city" living but not too far. We wanted to get away from the

> congestion of city life. My son is a new student at Choctaw HS and they told

> me that this is there 2nd largest incoming class and are already short on

> teachers. By building new apartments, not only are the aesthetics of the

> neighborhood being ruined but traffic will increase tremendously, schools

> will become even more overcrowded than they already are and we are setting

> them up to fail. Keep Midwest City the way it is. Let's worry about fixing

> the roads, cleaning up the abandoned buildings and doing more for our

> children, who are the future.

>>

**From:** Jill Donaldson  
**To:** Billy Harless  
**Date:** 9/2/2022 8:49 AM  
**Subject:** Fwd: [Rick Favors] Apartments

>>> On 9/2/2022 at 6:33 AM, <[ward6@MidwestCityOK.org](mailto:ward6@MidwestCityOK.org)> wrote:

> FYI

>

> Sent from my iPad

>

> Begin forwarded message:

>

>> From: Midwest City Oklahoma <[midwestcity-ok@municodeweb.com](mailto:midwestcity-ok@municodeweb.com)>

>> Date: September 1, 2022 at 10:22:14 AM CDT

>> To: Ward 6 <[Ward6@midwestcityok.org](mailto:Ward6@midwestcityok.org)>

>> Subject: [Rick Favors] Apartments

>> Reply-To: [Brookstlsb@cox.net](mailto:Brookstlsb@cox.net)

>>

>> Leslie Brooks ([Brookstlsb@cox.net](mailto:Brookstlsb@cox.net)) sent a message using the contact form at

> <https://www.midwestcityok.org/>.

>>

>> Please reconsider approving any apartments that will impact Choctaw/Nicoma

> Park schools. I have substituted in the school district and have many friends

> who are teachers in the district and the schools are already overcrowded.

> Besides being a strain on staff, the children do not get the one on one

> attention they need and deserve. I am also concerned that the infrastructure

> of east Midwest City and Choctaw cannot handle the added strain of an

> apartment complex. Megan Bain lives in my neighborhood (Eastwood) and she can

> personally attest to my concerns. Thank you for serving and listening to your

> neighbors concerns.

>>

**From:** Jill Donaldson  
**To:** Billy Harless  
**Date:** 9/2/2022 8:49 AM  
**Subject:** Fwd: [Rick Favors] 15th and westminster proposed development

>>> On 9/2/2022 at 6:26 AM, <[ward6@MidwestCityOK.org](mailto:ward6@MidwestCityOK.org)> wrote:

> FYI

>

> Sent from my iPad

>

> Begin forwarded message:

>

>> From: Matthew Thompson <[emjaytee1971@yahoo.com](mailto:emjaytee1971@yahoo.com)>

>> Date: September 1, 2022 at 4:55:22 PM CDT

>> To: Ward 6 <[Ward6@midwestcityok.org](mailto:Ward6@midwestcityok.org)>

>> Subject: Re: [Rick Favors] 15th and westminster proposed development

>> Reply-To: Matthew Thompson <[emjaytee1971@yahoo.com](mailto:emjaytee1971@yahoo.com)>

>>

>>

>> Mr. Favors,

>> I reside in the Nottoway addition near the intersection of 15th st. and

> Westminster. I'm opposed to such a large apartment complex, as what seems to

> be many of my neighbors in my and the surrounding additions. There is already

> one apartment complex nearby and the concerns I have, as well as the concerns

> I'm hearing from others are increased traffic, noise, crime and decreased

> property values. There is an app called Nextdoor that many residents use. It

> allows you to communicate with others in your area, as well as other

> neighborhoods. There has been much activity concerning this proposed

> development on the app. I think it would be useful, as many opinions are

> espoused there. Perhaps if you get a chance you could check it out. I am a

> life-long resident of Midwest City, and I hold the opinion that any additional

> apartment complexes would be a detriment to our city.

>> Thank you for responding,

>> Matthew J. Thompson

>>

>> Sent from Yahoo Mail on Android

>>

>> On Thu, Sep 1, 2022 at 4:12 PM, Ward 6

>> <[ward6@MidwestCityOK.org](mailto:ward6@MidwestCityOK.org)> wrote:

>> Hello Matthew,

>>

>> I have not seen the proposal at this time however I have heard about is

> forthcoming. I try to keep an open mind on all proposals brought before the

> council but I always like to hear how the citizens feel. Are you a resident  
> there in the area and if so what are your thoughts and concerns so I might  
> Express those to the other council members.

>>

>> Thank you for your email and your concerns. I look forward to hearing from  
> you again.

>>

>> Respectfully

>>

>> Rick Favors

>>

>> Sent from my iPad

>>

>>>> On Aug 27, 2022, at 12:27 PM, Midwest City Oklahoma

> <[midwestcity-ok@unicodeweb.com](mailto:midwestcity-ok@unicodeweb.com)> wrote:

>>>>

>>>>

>>>> CAUTION: This email originated from outside your organization. Exercise  
> caution when opening attachments or clicking links, especially from unknown  
> senders.

>>>>

>>>> Matthew Thompson ([emjaytee1971@yahoo.com](mailto:emjaytee1971@yahoo.com)) sent a message using the contact  
> form at <https://www.midwestcityok.org/>.

>>>>

>>>> Sir,

>>>> I was curious as to your position on the proposed develop of apartments at  
> 15th and Westminster. Are you for or against this? There's currently a  
> petition being circulated opposing it, which I have signed.

>>>>



The City of  
**MIDWEST CITY**  
COMMUNITY DEVELOPMENT DEPARTMENT

CURRENT PLANNING DIVISION  
Emily Richey, Current Planning Manager  
COMPREHENSIVE PLANNING  
Petya Stefanoff, Comprehensive Planner

Billy Harless, Community Development Director

---

TO: Honorable Mayor and Council

FROM: Billy Harless, Director

DATE: September 27, 2022

SUBJECT: (PC-2126) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance to redistrict an unplatted property from R-6, Single Family Detached Residential, to C-3, Community Commercial District for the property described as a track of land being a part of the Northeast Quarter (NW/4) of Section 26, Township 12 North, Range 2 West of the Indian meridian, Oklahoma County, Oklahoma, also addressed 1905 & 1919 N. Douglas Boulevard.

This is a request to rezone the property from R-6, Single Family Detached Residential, to C-3, Community Commercial District. The existing house was razed by the applicant, Mr. Gary Weed, and proposes to build a "small shopping center" on the 11.10 acre site.

---

The applicant to rezone the property addressed at 1905 & 1909 N. Douglas Boulevard has requested to withdraw his application. As per the attached email, Mr. Gary Weed, would like his application withdrawn from the September 27, 2022 City Council Agenda.

Billy Harless  
Community Development Director

ER

**From:** Gary R Weed <grweed@coxinet.net>  
**To:** Emily Richey <ERichey@MidwestCityOK.org>  
**Date:** 9/13/2022 8:59 AM  
**Subject:** Re: PC-2126 Packet

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

On 9/2/2022 4:05 PM, Emily Richey wrote:

> Good afternoon,  
>  
> Attached is your packet for the upcoming Planning Commission meeting on Tuesday, September 6th, at 6pm in the Court Chambers.  
>  
> Have a nice day!  
>  
> Emily Richey  
> Current Planning Manager  
> ERichey@MidwestCityOK.org  
> office: 405-739-1223  
>  
>  
>  
Ms Richey,

Thanks to you and your staff for the thorough and professional preparation for the Planning Commission Meeting on Sept , 2022.

After thoughtful deliberation the Commission voted to deny approval of our application for C3 zoning because our proposal was vague.

We would like to withdraw the application for approval before the City Council's upcoming meeting. We feel it will certainly be denied because of the Planning Commission vote of denial and therefore a waste of the Councils time.

If for any reason you disagree, we will be glad to proceed as you request.

Respectfully,

Gary R Weed, Clearwater Holdings LLC

405-685-2313



The City of  
**MIDWEST CITY**  
COMMUNITY DEVELOPMENT DEPARTMENT

CURRENT PLANNING DIVISION  
Emily Richey, Current Planning Manager  
COMPREHENSIVE PLANNING  
Petya Stefanoff, Comprehensive Planner

Billy Harless, Community Development Director

**To:** Honorable Mayor and Council

**From:** Billy Harless, Community Development Director

**Date:** September 27, 2022

**Subject:** (MP-15) Discussion and consideration, including any possible amendment, of the approval of a Minor Plat in the Aviation Acres Addition located in the NW/4 of Section 9, T-11-N, R-2-W of the Indian Meridian, Oklahoma County, Oklahoma.

**Executive Summary:** This Minor Plat is being requested to transfer a parcel from the dealership located at 5800 Tinker Diagonal to the dealership located at 6000 Hudiburg. As it stands currently, cars owned by the dealership at 6000 Hudiburg are parked on part of a parcel that belongs to the dealership 5800 Tinker Diagonal. In order to ensure that cars are parked on land owned by their respective dealerships, this Minor Plat must be recorded and the tract in question transferred. As required for a minor plat, all required infrastructure is existing. No public improvements are required with this application. Planning Commission received no comments concerning this item. The Planning Commission recommended approval of this item to the City Council. Action is at the discretion of the City Council.

**Dates of Hearing:** Planning  
Commission – August 11<sup>th</sup>, 2022  
City Council – September 27, 2022

**Ward:** Ward 1, Susan Eads

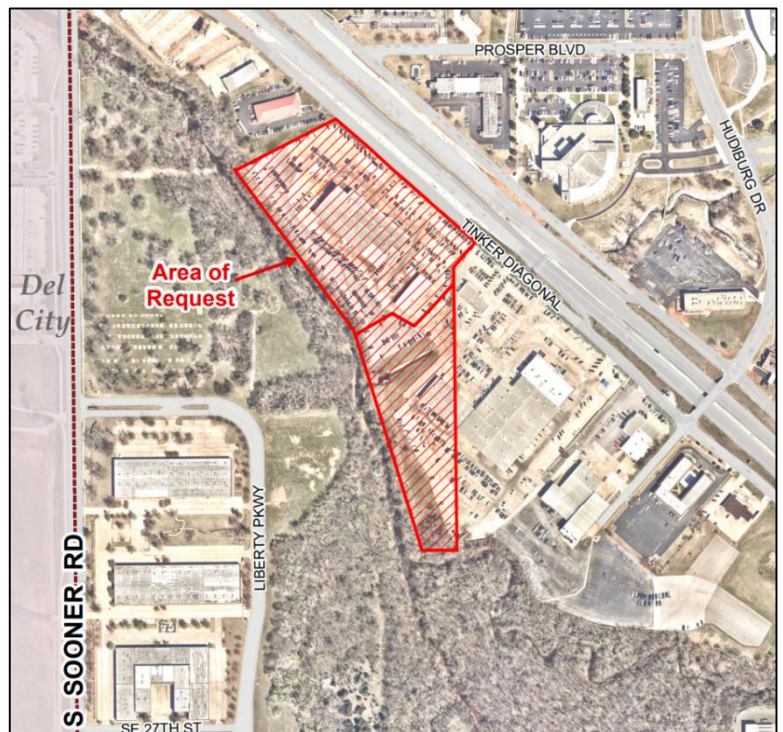
**Owner:** Davis Hudiburg

**Applicant:** Taylor Denniston

**Land Use:** *Automobile Sales and  
Rentals: Light*

**Size:**  
The area of request contains 7.352  
acres, more or less.

**Municipal Code Citation:**  
**Sec. 38-20. - Minor plat.**  
*Sec. 38-20.1. Purpose.*



The purpose of a minor plat is to provide a limited means for simple land division under certain circumstances, which result in minimal lot creation.



In circumstances where adequate infrastructure, easements, and right-of-way already exist and the extension of any city facilities to serve any lot within the subdivision is not required, then a minor plat may be suitable as an instrument to subdivide one (1) lot into three (3) or fewer lots.

In agreement with the intent of this Subdivision Ordinance, minor plats are intended to ensure that public facilities are available and will have sufficient capacity to serve the proposed subdivision. Additionally, minor plats are intended to ensure the future growth and development of the entire city by ensuring new development does not hinder the provision of public facilities and services to neighboring and nearby properties.

**History:**

1. Property acquired by Hudiburg in 1999 from previous owner
2. Dealership constructed in 2000
3. Add-on constructed in 2006
4. Add-on constructed in 2007
5. Property zoned I-2 in the 2010 zoning map

**Staff Comments**

**Engineer's Comments:**

**Note: No engineering improvements are required with this application.**

**Water Supply and Distribution**

There is a public water main bordering the proposed parcel, an eight (8) inch line along the south side of Tinker Diagonal. Any new building permit will require tying to the public water system as outlined in Municipal Code 43-32.

**Sanitary Sewerage Collection and Disposal**

There are public sewer mains extending to the south and the east portions of the proposed parcel. Any new building permit will require extension of the sanitary sewer system and tying into the public sewer system as outlined in Municipal Code 43-109.

**Streets and Sidewalks**

Access to the area of request exists off of Tinker Diagonal. Public road and sidewalk improvements are not required as part of this application.

**Drainage and Flood Control, Wetlands, and Sediment Control**

The area of request is shown to be a Special Flood Hazard Area impacted by the 100 year floodplain on Flood Insurance Rate Map (FIRM) number 40109C0310H, dated December 18th, 2009. Any new building permit must meet the minimum design standards outlined in the floodplain development regulations.

**Easements and Right-of-Way**

No further easements or right of way would be required with this application.

**Fire Marshal's Comments:**

The fire department has reviewed the application for MP-15. The property is required to meet and maintain the requirements of Midwest City Ordinances Section 15.

**Current Planning Comments:**

MP-15 is a request to record a Minor Plat for the car dealerships located at 5800 & 6000 Tinker Diagonal. The Minor Plat is necessary because as it stands currently, cars that belong to 5800 Tinker Diagonal are being parked on 6000 Tinker Diagonal's land. This

Minor Plat application is necessary to move the lot lines as the properties have not been platted previously.

The survey provided by the applicant shows all relevant easements and tracts being created. As previously noted, all necessary infrastructure is currently in place. The effects of approving this application are limited to the area of request only.

Staff recommends approval of this application.

Action is at the discretion of the City Council.

**Action Required:** Approve or reject the Hudiburg Drive Minor Plat for the property located as noted herein, subject to the staff comments and found in the August 11<sup>th</sup> agenda packet and made a part of MP-15 file.

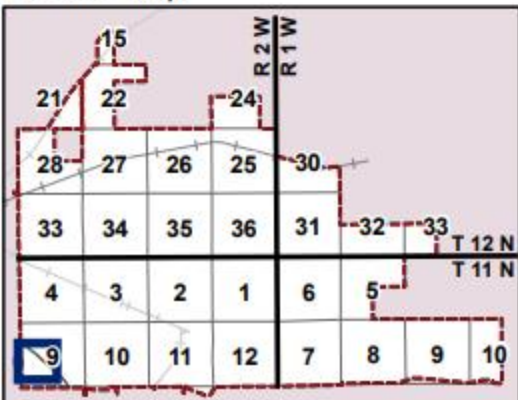
A handwritten signature in black ink, appearing to read "Billy Harless". The signature is fluid and cursive, with a long horizontal stroke at the end.

Billy Harless, AICP  
Community Development Director

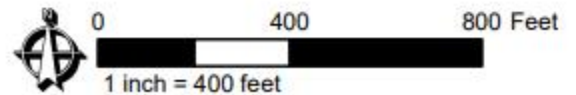
MP



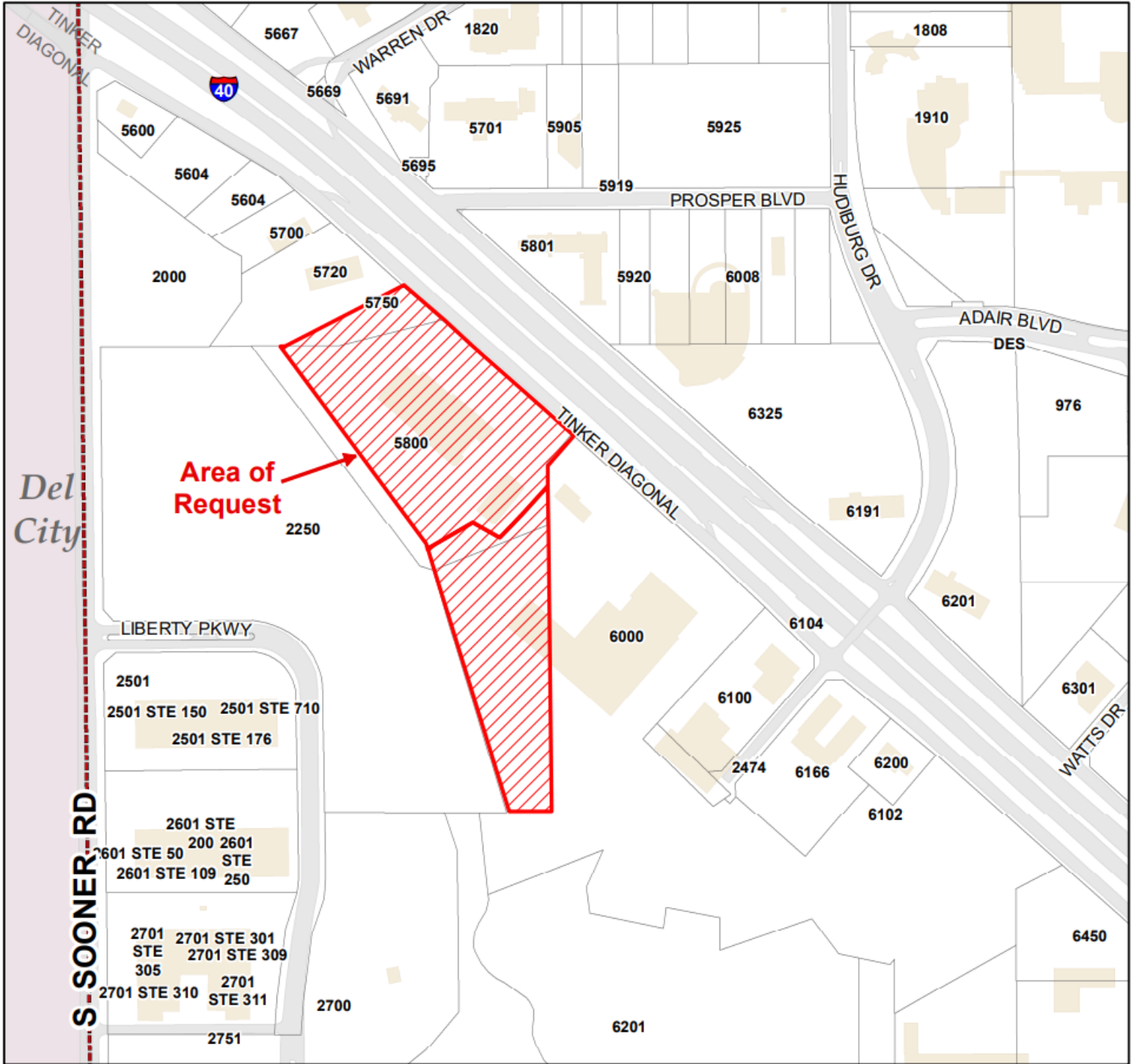
Locator Map



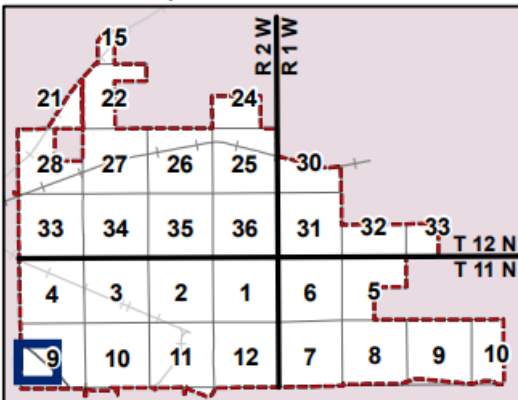
**4/2022 NEARMAP AERIAL VIEW FOR  
MP-15  
(W/2, Sec. 9, T11N, R2W)**










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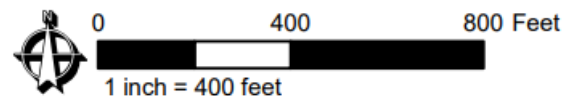
Locator Map



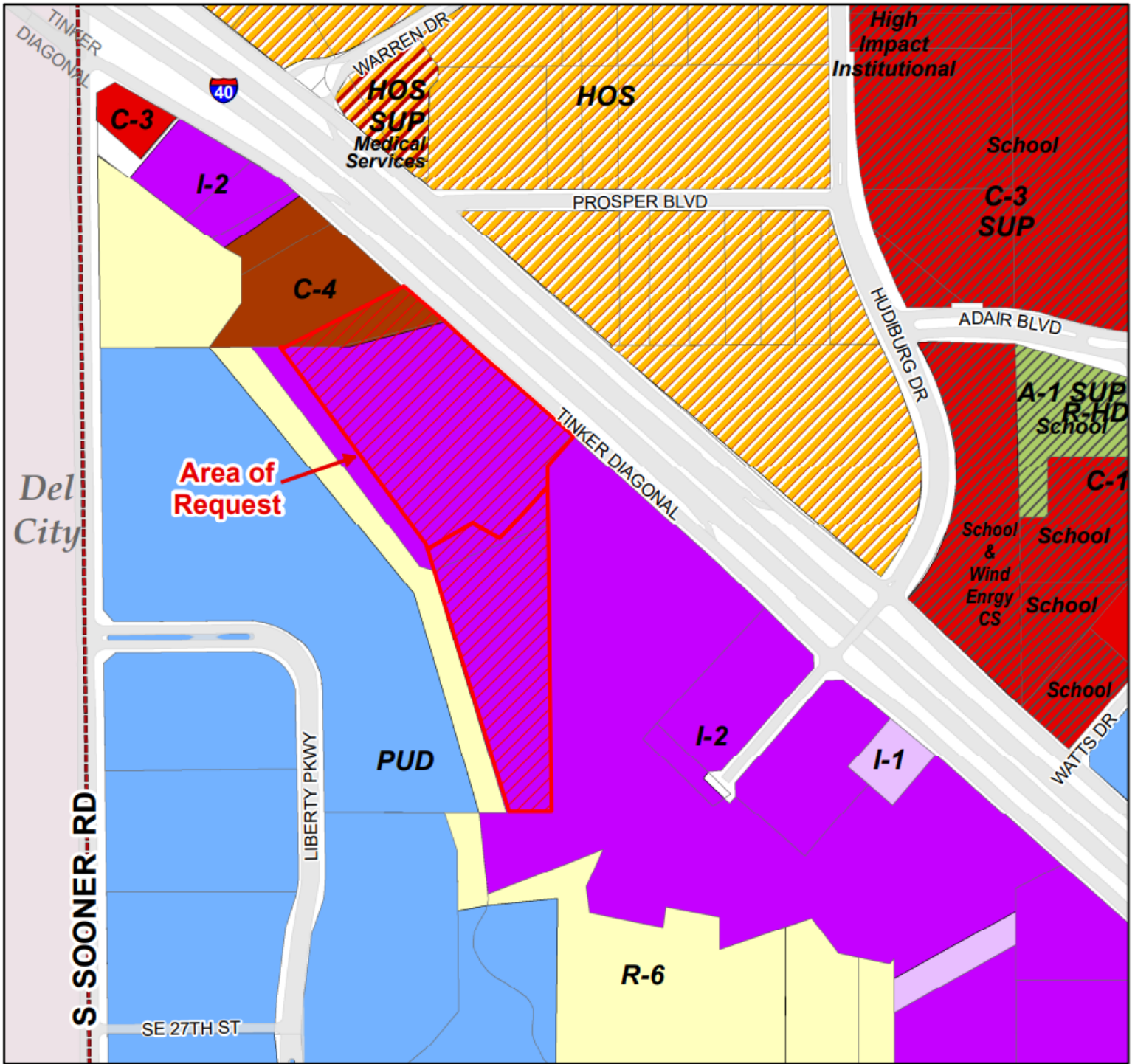
**General Map Legend**

-  Area of Request
-  Parcels with Addresses
-  Buildings
-  Edge of Pavement
-  MWC City Limits
- Railroads**
-  Active
-  Inactive / Closed

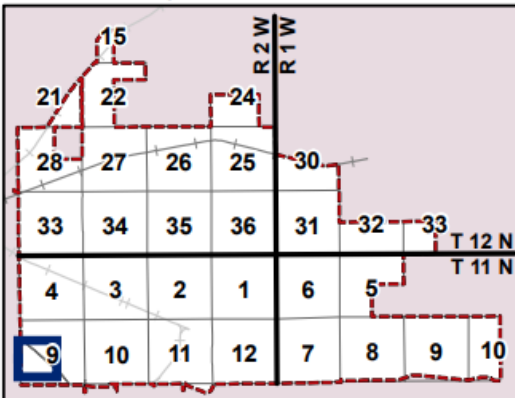
**GENERAL MAP FOR  
MP-15  
(W/2, Sec. 9, T11N, R2W)**



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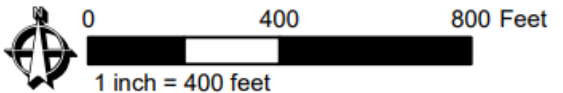
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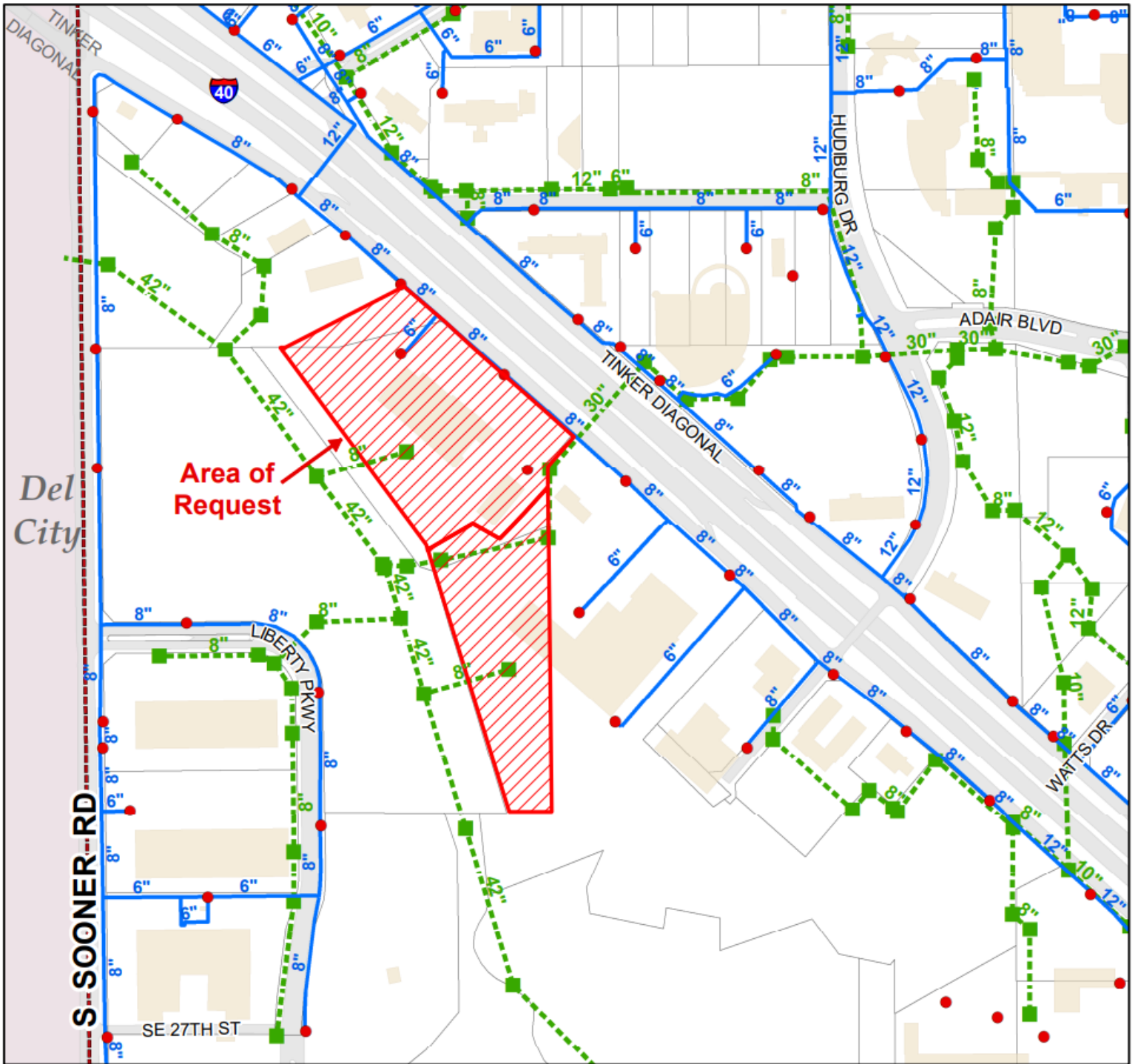
Current Zoning Legend

A-1	I-2 SUP	R-35
A-1 SUP	I-3	R-2F
C-1	O-1	R-MD
C-1 SUP	O-1 SUP	R-MD SUP
C-2	O-2	R-HD
C-2 SUP	O-2 SUP	R-HD SUP
C-3	R-6	R-MH-1
C-3 SUP	R-6 SUP	R-MH-2
C-4	R-8	PUD
C-4 SUP	R-10	SPUD
I-1	R-22	HOS
I-2		HOS SUP

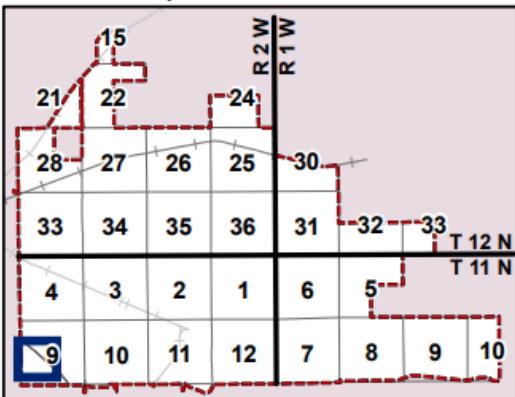
**ZONING MAP FOR  
MP-15  
(W/2, Sec. 9, T11N, R2W)**



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Locator Map



**Water/Sewer Legend**

- Fire Hydrants
- Water Lines
  - Distribution
  - Well
  - OKC Cross Country
  - Sooner Utilities
  - Thunderbird
  - Unknown
- Sewer Manholes
- Sewer Lines

**WATER/SEWER LINE  
LOCATION MAP FOR  
MP-15**

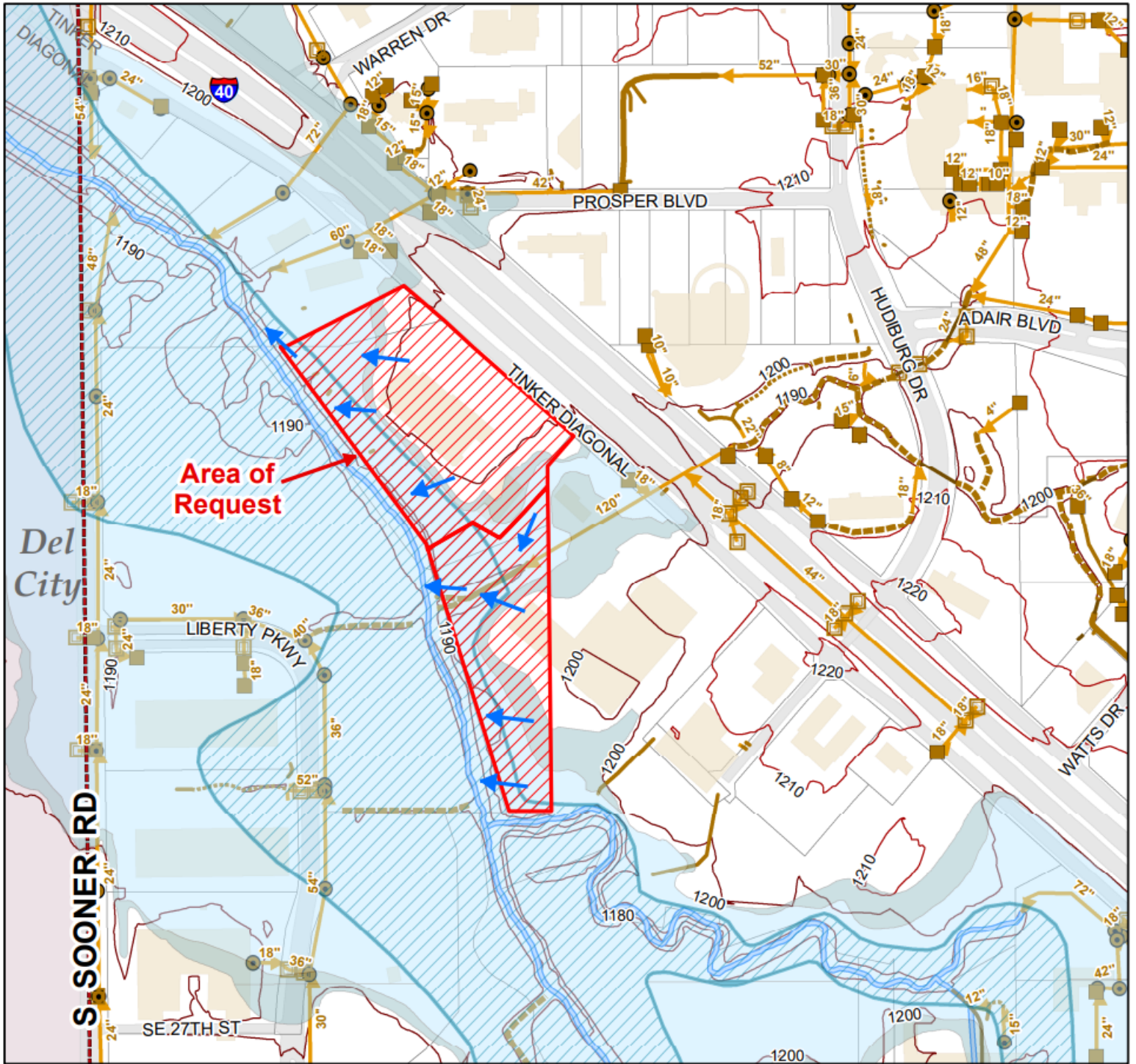
**(W/2, Sec. 9, T11N, R2W)**



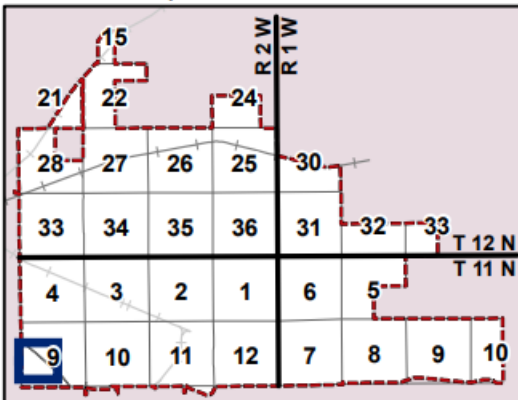
0 400 800 Feet

1 inch = 400 feet

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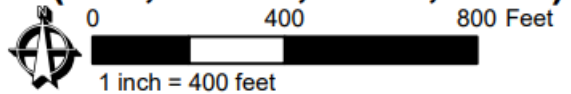
Locator Map



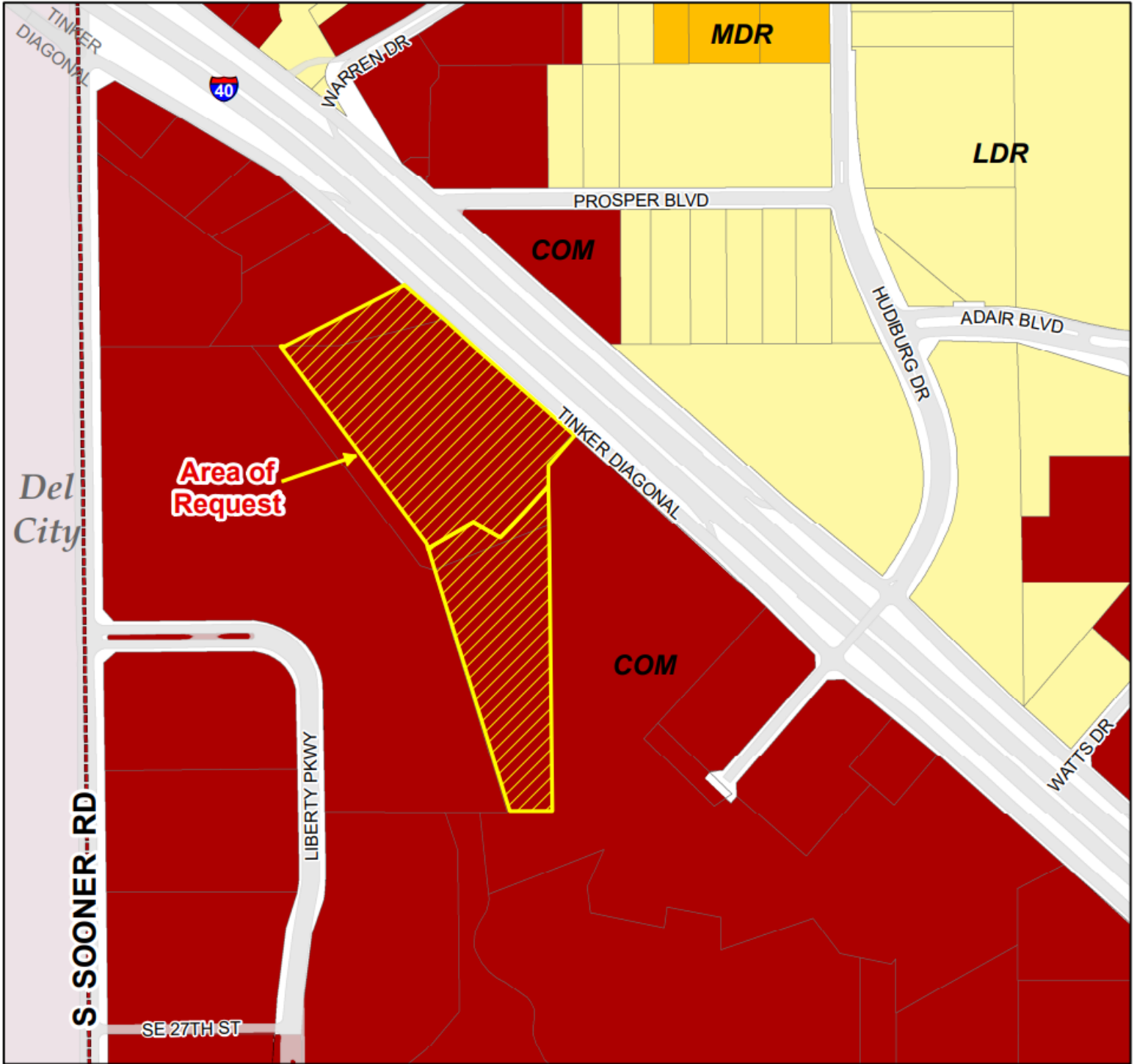
- Drainage Legend**
- Curb Inlets
  - Inlets
  - Junction Box
  - Culverts
  - Flumes
  - Developed Channels
  - Trickle Channels
  - Undeveloped Channels
  - Storm Lines
  - Creeks
- ELEVATION**
- 1166-1204 ft
  - 1204-1228 ft
  - 1228-1250 ft
  - 1250-1278 ft
  - 1278-1324 ft

- 2009 FEMA Floodplains**
- 500-yr floodplain
  - 100-yr floodplain
- 2009 FEMA Floodway**
- FLOODWAY

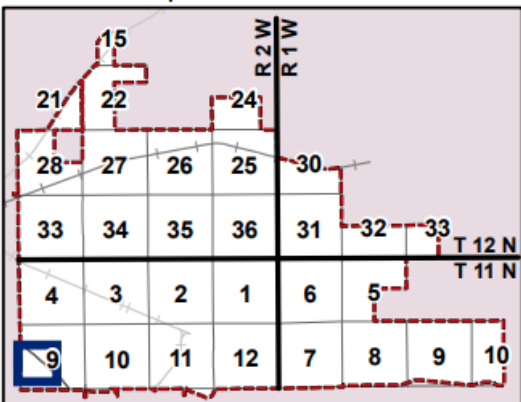
## DRAINAGE LOCATION MAP FOR MP-15 (W/2, Sec. 9, T11N, R2W)



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Locator Map

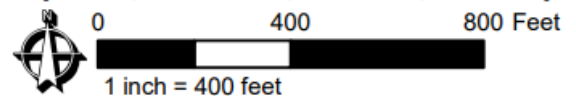


Future Land Use Legend

- Single-Family Detached Residential
- Medium Density Residential
- High Density Residential
- Manufactured Home
- Public/Semi-Public
- Parks/Open Space
- Office/Retail
- Commercial
- Industrial
- Town Center

**FUTURE LAND USE  
MAP FOR  
MP-15**

**(W/2, Sec. 9, T11N, R2W)**



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**Community Development**

100 N Midwest Boulevard

Midwest City, OK 73110

Office 405.739.1220

---

TO : Honorable Mayor and Council

FROM : Billy Harless, Director

DATE : September 27, 2022

SUBJECT : (MP-16) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance of a minor replat located at 808 N. Poplar.

---

The application for minor plat (MP-16) located at 808 N. Poplar cannot be considered at the September 6, 2022 Planning Commission or September 27 Council meeting because of an application error. This item will need to be heard as a replat. New notifications and advertising will need to be sent out once the replat has been submitted. Recommendation to take no action.

Billy Harless, AICP  
Community Development Director



**Grants Management**  
100 N. Midwest Boulevard  
Midwest City, OK 73110  
**405.739.1216**

TO: Honorable Mayor and City Council

FROM: Terri L. Craft, Grants Manager

DATE: September 27, 2022

RE: Discussion and consideration of acceptance, including any amendment to 1) an agreement with the U.S. Department of the Army, Tulsa District Office, in the amount of \$5,000,000 for design and construction assistance for Midwest City Water Infrastructure Improvements and 2) authorization of the Mayor and City Manager to enter into the necessary contracts and certifications to implement said program.

The City of Midwest City has long awaited federal assistance for water infrastructure needs identified in the Water Resources Development Act (WRDA) of 2007 for Midwest City. The 2022 Consolidated Appropriations Act authorized \$5,000,000 in environmental design and construction assistance under Section 219 – Water Resources Development Act of 1992, as amended. The city has budgeted the required 25% match of \$1,666,667 to bring the total construction project amount to \$6,666,667. \$650,000 has also been budgeted for engineering/design and is reflected as projected in-kind contributions in the agreement.

Anticipated work items include the construction of the Timber Ridge Water Tower and Phase II of the Booster Pump Station. The city will be working with the Tulsa District Office of the U.S. Corps of Engineers, who will be managing the project. The agreement and related documents are attached.

---

Terri L. Craft  
Grants Manager

AGREEMENT  
BETWEEN  
THE DEPARTMENT OF THE ARMY  
AND  
**CITY OF MIDWEST CITY**  
FOR  
DESIGN AND CONSTRUCTION ASSISTANCE  
FOR  
**MIDWEST CITY WATER INFRASTRUCTURE IMPROVEMENTS**

THIS AGREEMENT is entered into this 27th day of September, 2022, by and between the Department of the Army (hereinafter the “Government”), represented by the District Commander for the **Tulsa District** (hereinafter the “District Commander”) and the **CITY OF MIDWEST CITY** (hereinafter the “Non-Federal Sponsor”), represented by its Mayor.

WITNESSETH, THAT:

WHEREAS, the provision of design and construction assistance for the non-Federal project for the MIDWEST CITY WATER INFRASTRUCTURE IMPROVEMENTS at MIDWEST CITY, OKLAHOMA COUNTY, OKLAHOMA was authorized by Section 219(f)(231) of the Water Resources Development Act of 1992, Public Law 102-580, as amended (hereinafter “Section 219”);

WHEREAS, the Government will provide design and construction assistance by undertaking increment(s) of work, as defined in Article I.A. of this Agreement;

WHEREAS, Section 219(b) specifies applicable cost-sharing requirements; and

WHEREAS, the Government and the Non-Federal Sponsor have the full authority and capability to perform in accordance with the terms of this Agreement and acknowledge that this Agreement shall be enforceable in the appropriate district court of the United States.

NOW, THEREFORE, the parties agree as follows:

ARTICLE I - DEFINITIONS

A. The term “increment of work” means design and construction of features, as generally described in a Letter Report, and approved by the **District Commander of the Tulsa District**. The initial increment of work consists of the construction of an elevated water tower and associated improvements; and construction of Phase II of the water booster station, to include a second storage tank and miscellaneous well feeder lines, as generally described in the Letter Report for Section 219 Water Infrastructure, Midwest City, Oklahoma, dated September 2022 and approved by the District Commander for the Tulsa District on October 19, 2022. Each additional increment of work, if any, will be described in a separate Letter Report, which will

specify the amount of Federal funds available for such work. In the event of a conflict between this Agreement and a Letter Report, this Agreement will control.

B. The term “HTRW” means hazardous, toxic, and radioactive wastes, which includes any material listed as a “hazardous substance” (42 U.S.C. 9601(14)) regulated under the Comprehensive Environmental Response, Compensation, and Liability Act (hereinafter “CERCLA”) (42 U.S.C. 9601-9675) and any other regulated material in accordance with applicable laws and regulations.

C. The term “construction costs” means all costs incurred by the Government and Non-Federal Sponsor in accordance with the terms of this Agreement that are directly related to design and construction of an increment of work and cost shared. The term includes the Government’s costs of engineering, design, including preparation of Letter Reports and conducting environmental compliance activities, and construction; the Government’s supervision and administration costs; the Non-Federal Sponsor’s creditable costs for providing real property interests, relocations, and in-kind contributions, if any; and the costs of historic preservation activities except for data recovery for historic properties, if any. The term does not include any costs for operation and maintenance; HTRW cleanup and response; dispute resolution; participation by the Government and the Non-Federal Sponsor in the Coordination Team to discuss significant issues and actions; audits; betterments; or the Non-Federal Sponsor’s cost of negotiating this Agreement.

D. The term “real property interests” means lands, easements, and rights-of-way, including those required for relocations and borrow and dredged material placement areas. Acquisition of real property interests may require the performance of relocations.

E. The term “relocation” means the provision of a functionally equivalent facility to the owner of a utility, cemetery, highway, railroad, or public facility when such action is required in accordance with applicable legal principles of just compensation. Providing a functionally equivalent facility may include the alteration, lowering, raising, or replacement and attendant demolition of the affected facility or part thereof.

F. The term “in-kind contributions” means those services undertaken or materials provided by the Non-Federal Sponsor after the date of approval of the Letter Report for the increment of work that are identified as being integral to the design or construction of that increment of work, and approved in writing, by the District Commander for the Tulsa District (hereinafter the “District Commander”). To be integral, the service or material must be part of work that the Government would otherwise have undertaken for design or construction of that increment of work. The in-kind contributions also include any initial investigations performed by the Non-Federal Sponsor to identify the existence and extent of any HTRW that may exist in, on, or under real property interests required for an increment of work; however, it does not include HTRW cleanup and response.

G. The term “betterments” means a difference in design or construction of an increment of work that results from the application of standards that the Government determines exceed those that the Government would otherwise apply to design or construction of that work.

H. The term “fiscal year” means one year beginning on October 1<sup>st</sup> and ending on September 30<sup>th</sup> of the following year.

## ARTICLE II - OBLIGATIONS OF THE PARTIES

A. In accordance with Federal laws, regulations, and policies, the Government shall design and construct each increment of work using funds appropriated by the Congress and funds provided by the Non-Federal Sponsor. If after completion of the design portion of an increment of work, the parties mutually agree in writing not to proceed with construction of that increment of work, the parties shall conclude their activities relating to that increment of work and proceed to a final accounting in accordance with Article VI.E. In carrying out its obligations under this Agreement, the Non-Federal Sponsor shall comply with all requirements of applicable Federal laws and implementing regulations, including but not limited to, if applicable, Section 601 of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d), and Department of Defense Directive 5500.11 issued pursuant thereto; the Age Discrimination Act of 1975 (42 U.S.C. 6102); and the Rehabilitation Act of 1973, as amended (29 U.S.C. 794), and Army Regulation 600-7 issued pursuant thereto.

B. The amount of Federal funds for each increment of work is limited to the amount identified in the Letter Report for that increment of work, with the Non-Federal Sponsor responsible for all costs in excess of that amount.

C. The Non-Federal Sponsor shall contribute for each increment of work at least 25 percent of construction costs, as follows:

1. In accordance with Article III, the Non-Federal Sponsor shall provide the real property interests and relocations required for construction and operation and maintenance of each increment of work.

2. If providing in-kind contributions for an increment of work, the Non-Federal Sponsor shall obtain all applicable licenses and permits necessary for such work. The Non-Federal Sponsor shall begin operation and maintenance as functional portions of such work are completed. Upon completion of the work, the Non-Federal Sponsor shall so notify the Government within 30 calendar days and provide the Government with a copy of as-built drawings for the work.

3. After considering the estimated amount of credit that will be afforded to the Non-Federal Sponsor pursuant to paragraphs C.1. and C.2., above, the Government shall determine the estimated amount of funds required from the Non-Federal Sponsor to meet its minimum 25 percent cost share for the then-current fiscal year. No later than 60 calendar days after receipt of notification from the Government, the Non-Federal Sponsor shall provide the full amount of such required funds to the Government in accordance with Article VI.C.

4. No later than August 1<sup>st</sup> prior to each subsequent fiscal year, the Government shall provide the Non-Federal Sponsor with a written estimate of the full amount of funds required from the Non-Federal Sponsor during that fiscal year to meet its cost share. No later than September 1<sup>st</sup> prior to that fiscal year, the Non-Federal Sponsor shall provide the full amount of such required funds to the Government in accordance with Article VI.C.

5. If all Federal funds available for an increment of work will be exhausted prior to completion of such work, the Government shall notify the Non-Federal Sponsor of the full amount of funds required to complete the increment of work, and the Non-Federal Sponsor shall provide the full amount of such required funds to the Government in accordance with Article VI.C. within 60 days of such notification or shall complete such work as in-kind contributions in accordance with paragraph C.2. above.

D. To the extent practicable and in accordance with Federal law, regulations, and policies, the Government shall afford the Non-Federal Sponsor the opportunity to review and comment on contract solicitations, including relevant plans and specifications, prior to the Government's issuance of such solicitations; proposed contract modifications, including change orders; and contract claims prior to resolution thereof. Ultimately, the contents of solicitations, award of contracts, execution of contract modifications, and resolution of contract claims shall be exclusively within the control of the Government.

E. The Government, as it determines necessary, shall undertake actions associated with historic preservation, including, but not limited to, the identification and treatment of historic properties as those properties are defined in the National Historic Preservation Act of 1966, as amended (54 U.S.C. 300101-307108). All costs incurred by the Government for such work (including the mitigation of adverse effects other than data recovery) shall be included in construction costs and shared in accordance with the provisions of this Agreement. If historic properties are discovered during construction and the effect(s) of construction are determined to be adverse, strategies shall be developed to avoid, minimize, or mitigate these adverse effects. In accordance with 54 U.S.C. 312507, up to 1 percent of the total amount available for each increment of work may be applied toward data recovery of historic properties and such costs shall be borne entirely by the Government. In the event that costs associated with data recovery of historic properties exceed 1 percent of the total amount authorized to be appropriated for each increment of work, in accordance with 54 U.S.C. 312508, the Government will seek a waiver from the 1 percent limitation under 54 U.S.C. 312507 and upon receiving the waiver, will proceed with data recovery at full Federal expense. Nothing in this Agreement shall limit or otherwise prevent the Non-Federal Sponsor from voluntarily contributing costs associated with data recovery that exceed 1 percent.

F. When the District Commander determines that construction of an increment of work is complete, the District Commander shall so notify the Non-Federal Sponsor in writing within 30 calendar days of such determination. The Non-Federal Sponsor is responsible for operation and maintenance of such increment of work, at no cost to the Government. The Government shall furnish the Non-Federal Sponsor with a copy of the as-built drawings for the completed work.

G. The Non-Federal Sponsor shall not use Federal program funds to meet any of its obligations under this Agreement unless the Federal agency providing the funds verifies in writing that the funds are authorized to be used for the increment of work. Federal program funds are those funds provided by a Federal agency, plus any non-Federal contribution required as a matching share therefor.

H. In addition to the ongoing, regular discussions between the parties, the Government and the Non-Federal Sponsor may establish a Coordination Team to discuss significant issues or actions. Neither the Government's nor the Non-Federal Sponsor's costs for participation on the Coordination Team shall be included in construction costs for cost-sharing purposes.

I. The Non-Federal Sponsor may request in writing that the Government perform betterments on the Non-Federal Sponsor's behalf. Each request shall be subject to review and written approval by the District Commander. If the Government agrees to such request, the Non-Federal Sponsor, in accordance with Article VI.F., must provide funds sufficient to cover the costs of the betterments in advance of the Government performing the work. In addition, the Non-Federal Sponsor is responsible for providing the real property interests and relocations required for construction, operation, and maintenance of such work at no cost to the Government.

### ARTICLE III - REAL PROPERTY INTERESTS AND RELOCATIONS

A. The Government, after consultation with the Non-Federal Sponsor, shall determine the real property interests required for construction, operation, and maintenance of each increment of work. The Government shall provide the Non-Federal Sponsor with general written descriptions, including maps as appropriate, of the real property interests that the Government determines the Non-Federal Sponsor must provide for construction, operation, and maintenance of such work, and provide the Non-Federal Sponsor with a written notice to proceed with acquisition. The Non-Federal Sponsor shall acquire the real property interests and shall provide the Government with authorization for entry thereto according to the Government's construction schedule for such work. The Non-Federal Sponsor shall ensure that real property interests provided for such work are retained in public ownership and, in accordance with Article IV.A., that the real property interests are investigated and that HTRW does not exist in, on, or under the real property interests.

B. The Government, after consultation with the Non-Federal Sponsor, shall determine the relocations required for construction, operation, and maintenance of each increment of work, provide the Non-Federal Sponsor with general written descriptions, including maps as appropriate, of such relocations, and provide the Non-Federal Sponsor with a written notice to proceed with such relocations. The Non-Federal Sponsor shall perform or ensure the performance of these relocations in accordance with the Government's construction schedule for such work.

C. In acquiring the real property interests for the Project, the Non-Federal Sponsor assures the Government that it will comply with the following:

(1) fair and reasonable relocation payments and assistance shall be provided to or for displaced persons, as are required to be provided by a Federal agency under 42 U.S.C. 4622, 4623 and 4624;

(2) relocation assistance programs offering the services described in 42 U.S.C. 4625 shall be provided to such displaced persons;

(3) within a reasonable period of time prior to displacement, comparable replacement dwellings will be available to displaced persons in accordance with 42 U.S.C. 4625(c)(3);

(4) in acquiring real property, the Non-Federal Sponsor will be guided, to the greatest extent practicable under State law, by the land acquisition policies in 42 U.S.C. 4651 and the provisions of 42 U.S.C. 4652; and

(5) property owners will be paid or reimbursed for necessary expenses as specified in 42 U.S.C. 4653 and 4654.

#### ARTICLE IV - HTRW

A. The Non-Federal Sponsor shall be responsible for undertaking any investigations to identify the existence and extent of any HTRW regulated under applicable law, that may exist in, on, or under real property interests for construction, operation, and maintenance of each increment of work.

B. In the event it is discovered that HTRW exists in, on, or under any of the required real property interests needed for construction, operation, and maintenance of an increment or work, the Non-Federal Sponsor and the Government shall provide written notice to each other within 15 calendar days of such discovery, in addition to providing any other notice required by applicable law. If HTRW is discovered prior to acquisition, the Non-Federal Sponsor shall not proceed with the acquisition of such real property interests until the parties agree that the Non-Federal Sponsor should proceed. If HTRW is discovered after acquisition of the real property interests, no further activities within the contaminated area of that increment of work shall proceed until the parties agree on an appropriate course of action.

C. If HTRW is found to exist in, on, or under any required real property interests, the parties shall consider any liability that might arise under applicable law and determine whether to initiate construction, or if already initiated, whether to continue, suspend, or terminate construction.

1. Should the parties initiate or continue construction, the Non-Federal Sponsor shall be solely responsible, as between the Government and the Non-Federal Sponsor, for the performance and costs of cleanup and response of the HTRW, including the costs of any studies and investigations necessary to determine an appropriate response to the contamination. The Non-Federal Sponsor shall pay such costs without reimbursement or credit by the Government.



In no event will the Government proceed with that construction before the Non-Federal Sponsor has completed the required cleanup and response actions.

2. In the event the parties cannot reach agreement on how to proceed or the Non-Federal Sponsor fails to discharge its responsibilities under this Article upon direction by the Government, the Government may suspend or terminate construction. Additionally, the Government may undertake any actions it determines necessary to avoid a release of such HTRW with the Non-Federal Sponsor responsible for such costs without credit or reimbursement by the Government.

D. In the event of a HTRW discovery, the Non-Federal Sponsor and the Government shall initiate consultation with each other within 15 calendar days in an effort to ensure that responsible parties bear any necessary cleanup and response costs as required by applicable law. Any decision made pursuant to this Article shall not relieve any third party from any HTRW liability that may arise under applicable law.

E. To the maximum extent practicable, the Government and Non-Federal Sponsor shall perform their responsibilities under this Agreement in a manner that will not cause HTRW liability to arise under applicable law.

F. As between the Government and the Non-Federal Sponsor, the Non-Federal Sponsor shall be considered the owner and operator of each increment of work for purposes of CERCLA liability or other applicable law.

#### ARTICLE V - CREDIT FOR REAL PROPERTY INTERESTS, RELOCATIONS, AND CREDIT FOR IN-KIND CONTRIBUTIONS

A. The Government and the Non-Federal Sponsor agree that the Non-Federal Sponsor's costs that are eligible for inclusion in the construction costs for an increment of work and credited towards the Non-Federal Sponsor's share of such costs shall be determined in accordance with the following procedures, requirements, and conditions and subject to audit in accordance with Article X.B. to determine reasonableness, allocability, and allowability of costs.

1. Real Property Interests.

a. General Procedure. The Government shall include in construction costs and credit towards the Non-Federal Sponsor's share of such costs the value of required real property interests acquired from private owners after the date of approval of the Letter Report for an increment of work except that the value of real property interests donated to the Non-Federal Sponsor are not eligible for credit. The Non-Federal Sponsor shall obtain, for each creditable real property interest, an appraisal of the fair market value of such interest that is prepared by a qualified appraiser who is acceptable to the parties. Subject to valid jurisdictional exceptions, the appraisal shall conform to the Uniform Standards of Professional Appraisal Practice. The appraisal must be prepared in accordance with the applicable rules of just compensation, as specified by the Government. To the maximum extent practicable, no later than 3 months after it provides the Government with authorization for entry onto a real property interest or pays compensation to the owner for an increment of work, whichever occurs later, the Non-Federal Sponsor shall provide documentation, satisfactory to the Government, for the Government to determine the value of the required real property interests that are creditable to the Non-Federal Sponsor's share of such construction costs.

(1) Date of Valuation. The fair market value of real property interests acquired from private owners by the Non-Federal Sponsor after the date of approval of the Letter Report for an increment of work shall be the fair market value of such real property interests at the time the interests are acquired.

(2) Except for real property interests acquired through eminent domain proceedings instituted after the date of approval of the Letter Report for an increment of work, the Non-Federal Sponsor shall submit an appraisal for each real property interest to the Government for review and approval no later than, to the maximum extent practicable, 60 calendar days after the Non-Federal Sponsor provides the Government with an authorization for entry for such interest or concludes the acquisition of the interest, whichever occurs later. If, after coordination and consultation with the Government, the Non-Federal Sponsor is unable to provide an appraisal that is acceptable to the Government, the Government shall obtain an appraisal to determine the fair market value of the real property interest for crediting purposes.

(3) The Government shall credit the Non-Federal Sponsor the appraised amount approved by the Government. Where the amount paid or proposed to be paid by the Non-Federal Sponsor exceeds the approved appraised amount, the Government, at the Non-Federal Sponsor's request, shall consider all factors relevant to determining fair market value and, in its sole discretion, after consultation with the Non-Federal Sponsor, may approve in writing an amount greater than the appraised amount for crediting purposes.

b. Eminent Domain Procedure. For real property interests acquired by eminent domain proceedings instituted after the date of approval of the Letter Report for an increment of work, the Non-Federal Sponsor shall notify the Government in writing of its intent to institute such proceedings and submit the appraisals of the specific real property interests to be acquired for review and approval by the Government. If the Government provides written approval of the appraisals, the Non-Federal Sponsor shall use the amount set forth in such

appraisals as the estimate of just compensation for the purpose of instituting the eminent domain proceeding. If the Government provides written disapproval of the appraisals, the Government and the Non-Federal Sponsor shall consult to promptly resolve the issues that are identified in the Government's written disapproval. In the event that the issues cannot be resolved, the Non-Federal Sponsor may use the amount set forth in its appraisal as the estimate of just compensation for the purpose of instituting the eminent domain proceeding. The fair market value for crediting purposes shall be either the amount of the court award for the real property interests taken or the amount of any stipulated settlement or portion thereof that the Government approves in writing.

c. Waiver of Appraisal. Except as required by paragraph C.1.b. of this Article, the Government may waive the requirement for an appraisal pursuant to this paragraph if, in accordance with 49 C.F.R. Section 24.102(c)(2), the Non-Federal Sponsor determines that an appraisal is unnecessary because the valuation problem is uncomplicated and the anticipated value of the real property interest proposed for acquisition is estimated at \$25,000 or less, based on a review of available data. When the Non-Federal Sponsor determines that an appraisal is unnecessary, the Non-Federal Sponsor shall prepare the written waiver valuation required by 49 C.F.R. Section 24.102(c)(2) and submit a copy thereof to the Government for approval. When the anticipated value of the real property interest exceeds \$10,000, up to a maximum of \$25,000, the Non-Federal Sponsor must offer the owner the option of having the Non-Federal Sponsor appraise the real property interest.

d. Incidental Costs. The Government shall include in construction costs and credit towards the Non-Federal Sponsor's share of such costs, the incidental costs, documented to the satisfaction of the Government that the Non-Federal Sponsor incurred in acquiring required real property interests from private owners required for an increment of work after the date of approval of the Letter Report for such work. Such incidental costs include closing and title costs, appraisal costs, survey costs, attorney's fees, plat maps, mapping costs, actual amounts expended for payment of any relocation assistance benefits provided in accordance with Article III.C., and other payments by the Non-Federal Sponsor for items that are generally recognized as compensable, and required to be paid, by applicable state law due to the acquisition of required real property interests.

e. Any publicly owned real property interests or real property interests owned by the Non-Federal Sponsor on the date of approval of the Letter Report and required for an increment of work will be provided by the Non-Federal Sponsor at no cost to the Government.

2. Relocations. The Government shall include in construction costs and credit towards the Non-Federal Sponsor's share of such costs, the costs of required relocations performed by the Non-Federal Sponsor after approval of the Letter Report for an increment of work. As relocations are completed for an increment of work and no later than 90 calendar days after such completion, the Non-Federal Sponsor shall provide documentation, satisfactory to the Government, for the Government to determine the costs that are creditable to the Non-Federal Sponsor's share of such construction costs.

a. For a relocation other than a highway, creditable costs shall be only that portion of relocation costs that the Government determines is necessary to provide a functionally equivalent facility, reduced by depreciation, as applicable, and the salvage value of any removed items.

b. For a relocation of a highway, which is any highway, roadway, or street, including any bridge thereof, that is owned by a public entity, creditable costs shall be only that portion of relocation costs that would be necessary to accomplish the relocation in accordance with the design standard that the State of Oklahoma would apply under similar conditions of geography and traffic load, reduced by the salvage value of any removed items.

c. Relocation costs, as determined by the Government, include actual costs of performing the relocation; planning, engineering, and design costs; and supervision and administration costs. Relocation costs do not include any costs associated with betterments, as determined by the Government, nor any additional cost of using new material when suitable used material is available.

3. In-Kind Contributions. The Government shall include in construction costs for an increment of work and credit towards the Non-Federal Sponsor's share of such costs, the costs of in-kind contributions performed by the Non-Federal Sponsor after the date of approval of the Letter Report for such work.

a. As in-kind contributions are completed for an increment of work and no later than 90 calendar days after such completion, the Non-Federal Sponsor shall provide documentation, satisfactory to the Government, for the Government to determine the costs that are creditable to the Non-Federal Sponsor's share of such construction costs. Appropriate documentation includes invoices and certification of specific payments to contractors, suppliers, and the Non-Federal Sponsor's employees.

b. The following costs are not eligible for inclusion in construction costs for an increment of work or creditable against the Non-Federal Sponsor's share of such costs: interest charges, or any adjustment to reflect changes in price levels between the time the in-kind contributions are completed and credit is afforded; in-kind contributions obtained at no cost to the Non-Federal Sponsor; or costs that exceed the Government's estimate of the cost for such in-kind contributions.

c. Although design performed by the Non-Federal Sponsor prior to approval of the Letter Report for an increment of work is not creditable as in-kind contributions under this Agreement, the Non-Federal Sponsor, at no cost to the Government, may voluntarily provide such design to the Government. The Government, in its sole discretion, may accept, modify, or reject such design, or any portion thereof, for use in constructing that increment of work. Prior to commencement of review by the Government of such design, the Non-Federal Sponsor shall provide a written certification and warranty to the Government that such design is free from any legal encumbrances and use restrictions, including but not limited to, any intellectual property rights and outstanding licensing requirements.

4. Compliance with Federal Labor Laws. In undertaking relocations and construction of in-kind contributions for an increment of work, the Non-Federal Sponsor shall comply with applicable Federal labor laws covering non-Federal construction, including, but not limited to, 40 U.S.C. 3141-3148 and 40 U.S.C. 3701-3708 (labor standards originally enacted as the Davis-Bacon Act, the Contract Work Hours and Safety Standards Act, and the Copeland Anti-Kickback Act), and credit may be withheld, in whole or in part, as a result of the Non-Federal Sponsor's failure to comply with its obligations under these laws.

D. Notwithstanding any other provision of this Agreement, the Non-Federal Sponsor shall not be entitled to credit or reimbursement for any costs it incurs for real property interests, relocations, and in-kind contributions that exceed 25 percent of construction costs for an increment of work, and any such excess amount cannot be applied towards the non-Federal cost share for another increment of work; and for any costs incurred by the Non-Federal Sponsor prior to the effective date of this Agreement.

#### ARTICLE VI – PAYMENT OF FUNDS

A. As of the effective date of this Agreement, construction costs for the initial increment of work are projected to be **\$6,666,667.00**, with the amount of Federal funds available for such work limited to **\$5,000,000.00**. The Non-Federal Sponsor's share of construction costs for the initial increment of work is projected to be **\$2,316,667.00**, which includes creditable real property interests projected to be \$     0    , creditable relocations projected to be \$     0    , creditable in-kind contributions projected to be **\$650,000.00**, and the amount of funds required to meet its minimum 25 percent cost share projected to be **\$1,666,667.00**. The Letter Report for each additional increment of work will include information on the Federal funds available for the increment of work and the Non-Federal Sponsor's share of construction costs for such work. These amounts are estimates only that are subject to adjustment by the Government and are not to be construed as the total financial responsibilities of the Non-Federal Sponsor.

B. For each increment of work, the Government shall provide the Non-Federal Sponsor with monthly reports setting forth the estimated construction costs and the Government's and Non-Federal Sponsor's estimated shares of such costs; costs incurred by the Government, using both Federal and Non-Federal Sponsor funds, to date; the amount of funds provided by the Non-Federal Sponsor to date; the estimated amount of any creditable real property interests and relocations; the estimated amount of any creditable in-kind contributions; and the estimated amount of funds required from the Non-Federal Sponsor during the upcoming fiscal year.

C. The Non-Federal Sponsor shall provide the funds required to meet its share of construction costs by delivering a check payable to **"FAO, USAED, TULSA DISTRICT (M5)"** to the District Commander, or verifying to the satisfaction of the Government that the Non-Federal Sponsor has deposited such required funds in an escrow or other account acceptable to the Government, with interest accruing to the Non-Federal Sponsor, or by providing an Electronic Funds Transfer of such required funds in accordance with procedures established by the Government.

D. The Government shall draw from the funds provided by the Non-Federal Sponsor to cover the non-Federal share of construction costs as those costs are incurred. If the Government determines at any time that additional funds are needed from the Non-Federal Sponsor to cover the Non-Federal Sponsor's required share of such construction costs, the Government shall provide the Non-Federal Sponsor with written notice of the amount of additional funds required. Within 60 calendar days from receipt of such notice, the Non-Federal Sponsor shall provide the Government with the full amount of such additional required funds.

E. Upon completion of each increment of work, including resolution of all relevant claims and appeals and eminent domain proceedings, the Government shall conduct a final accounting and furnish the Non-Federal Sponsor with the written results of such final accounting. Should such final accounting determine that additional funds are required from the Non-Federal Sponsor, the Non-Federal Sponsor, within 60 calendar days of receipt of written notice from the Government, shall provide the Government with the full amount of such additional required funds by delivering a check payable to "**FAO, USAED, TULSA DISTRICT (M5)**" to the District Commander, or by providing an Electronic Funds Transfer of such required funds in accordance with procedures established by the Government. Such final accounting does not limit the Non-Federal Sponsor's responsibility to pay its share of construction costs, including contract claims or any other liability that may become known after the final accounting.

F. If the Government agrees to include betterments on the Non-Federal Sponsor's behalf, the Government shall provide written notice to the Non-Federal Sponsor of the amount of funds required to cover such costs. No later than 60 calendar days after receiving written notice from the Government, the Non-Federal Sponsor shall make the full amount of such required funds available to the Government through either payment method specified in Article VI.E. If at any time the Government determines that additional funds are required to cover such costs, the Non-Federal Sponsor shall provide those funds within 30 calendar days from receipt of written notice from the Government. If the Government determines that funds provided by the Non-Federal Sponsor exceed the amount required for the Government to complete such work, the Government shall refund any remaining unobligated amount.

## ARTICLE VII - TERMINATION OR SUSPENSION

A. If at any time the Non-Federal Sponsor fails to fulfill its obligations under this Agreement, the Government may suspend or terminate design or construction.

B. In the event of termination, the parties shall conclude their activities relating to design and construction and conduct a final accounting in accordance with Article VI.E. To provide for this eventuality, the Government may reserve a percentage of available funds as a contingency to pay the costs of termination, including any costs of resolution of real property acquisition, resolution of contract claims, and resolution of contract modifications.

C. If HTRW is found to exist in, on, or under any required real property interests, the parties shall follow the procedures set forth in Article IV.

D. Any suspension or termination shall not relieve the parties of liability for any obligation incurred. Any delinquent payment owed by the Non-Federal Sponsor pursuant to this Agreement shall be charged interest at a rate, to be determined by the Secretary of the Treasury, equal to 150 per centum of the average bond equivalent rate of the 13 week Treasury bills auctioned immediately prior to the date on which such payment became delinquent, or auctioned immediately prior to the beginning of each additional 3 month period if the period of delinquency exceeds 3 months.

#### ARTICLE VIII - HOLD AND SAVE

The Non-Federal Sponsor shall hold and save the Government free from all damages arising from design, construction, or operation and maintenance of any work under this Agreement, except for damages due to the fault or negligence of the Government or its contractors.

#### ARTICLE IX - DISPUTE RESOLUTION

As a condition precedent to a party bringing any suit for breach of this Agreement, that party must first notify the other party in writing of the nature of the purported breach and seek in good faith to resolve the dispute through negotiation. If the parties cannot resolve the dispute through negotiation, they may agree to a mutually acceptable method of non-binding alternative dispute resolution with a qualified third party acceptable to the parties. Each party shall pay an equal share of any costs for the services provided by such a third party as such costs are incurred. The existence of a dispute shall not excuse the parties from performance pursuant to this Agreement.

#### ARTICLE X - MAINTENANCE OF RECORDS AND AUDITS

A. The parties shall develop procedures for the maintenance by the Non-Federal Sponsor of books, records, documents, or other evidence pertaining to costs and expenses for a minimum of three years after the final accounting. The Non-Federal Sponsor shall assure that such materials are reasonably available for examination, audit, or reproduction by the Government.

B. The Government may conduct, or arrange for the conduct of, audits. Government audits shall be conducted in accordance with applicable Government cost principles and regulations. The Government's costs of audits shall not be included in construction costs.

C. To the extent permitted under applicable Federal laws and regulations, the Government shall allow the Non-Federal Sponsor to inspect books, records, documents, or other evidence pertaining to costs and expenses maintained by the Government, or at the Non-Federal Sponsor's request, provide to the Non-Federal Sponsor or independent auditors any such information necessary to enable an audit of the Non-Federal Sponsor's activities under this

Agreement. The Non-Federal Sponsor shall pay the costs of non-Federal audits without reimbursement or credit by the Government.

#### ARTICLE XI - RELATIONSHIP OF PARTIES

In the exercise of their respective rights and obligations under this Agreement, the Government and the Non-Federal Sponsor each act in an independent capacity, and neither is to be considered the officer, agent, or employee of the other. Neither party shall provide, without the consent of the other party, any contractor with a release that waives or purports to waive any rights a party may have to seek relief or redress against that contractor.

#### ARTICLE XII - NOTICES

A. Any notice, request, demand, or other communication required or permitted to be given under this Agreement shall be deemed to have been duly given if in writing and delivered personally or mailed by registered or certified mail, with return receipt, as follows:

If to the Non-Federal Sponsor:

**City Manager  
City of Midwest City  
100 N. Midwest Blvd.  
Midwest City, OK 73110**

If to the Government:

**District Commander  
U.S. Army Corps of Engineers, Tulsa District  
2488 E. 81st Street, Suite 1600  
Tulsa, Ok 74137-4290**

B. A party may change the recipient or address to which such communications are to be directed by giving written notice to the other party in the manner provided in this Article.

#### ARTICLE XIII - CONFIDENTIALITY

To the extent permitted by the laws governing each party, the parties agree to maintain the confidentiality of exchanged information when requested to do so by the providing party.



ARTICLE XIV - THIRD PARTY RIGHTS, BENEFITS, OR LIABILITIES

Nothing in this Agreement is intended, nor may be construed, to create any rights, confer any benefits, or relieve any liability, of any kind whatsoever in any third person not a party to this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement, which shall become effective upon the date it is signed by the District Commander.

DEPARTMENT OF THE ARMY

CITY OF MIDWEST CITY

BY: \_\_\_\_\_  
**TIMOTHY HUDSON**  
Colonel, U.S. Army  
SWT District Commander

BY: \_\_\_\_\_  
**MATTHEW D. DUKES, II**  
Mayor, City of Midwest City, OK

DATE: \_\_\_\_\_

DATE: \_\_\_\_\_

## CERTIFICATE OF AUTHORITY

I, Donald D. Maisch, do hereby certify that I am the principal legal officer for the City of Midwest City, that the City of Midwest City is a legally constituted public body with full authority and legal capability to perform the terms of the agreement between the Department of the Army and the City of Midwest City in connection with the Midwest City Water Infrastructure Improvements Project, and to pay damages, if necessary, in the event of the failure to perform in accordance with the terms of this agreement, and that the person who executed this agreement on behalf of the City of Midwest City acted within his statutory authority.

IN WITNESS WHEREOF, I have made and executed this certification this 27<sup>th</sup> day of September, 2022.

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**Donald D. Maisch, City Attorney**  
**City of Midwest City**

## CERTIFICATION REGARDING LOBBYING

The undersigned certifies, to the best of his or her knowledge and belief that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 U.S.C. 1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

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**Matthew D. Dukes, II**  
**Mayor, City of Midwest City**

DATE: September 27, 2022



**Engineering and  
Construction Services**  
100 N Midwest Boulevard  
Midwest City, OK 73110  
Office 405.739.1220

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TO : Honorable Mayor and Council

FROM : Brandon Bundy, P.E., Director

DATE : September 27, 2022

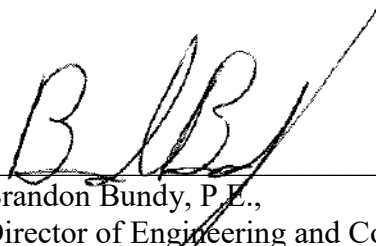
SUBJECT : Discussion and consideration for entering into and approving, including any possible amendment of accepting a Memorandum of Understanding with the City of Choctaw for a potential future federal aid project to reconstruct the drainage on SE 15<sup>th</sup> Street at the Choctaw Creek Tributary 4 East Branch (just west of Hiwassee Road)

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The existing drainage crossing on SE 15<sup>th</sup> Street at the Choctaw Creek Tributary 4 East Branch has been identified as a future federal aid project by both the City of Midwest City and the City of Choctaw. In speaking with staff with the City of Choctaw, they would also like to apply for funds to upgrade a crossing downstream of the above mentioned project. In order to improve the consideration for funds; it is advisable to apply for both crossings in one package and have a Memorandum of Understanding between the two cities outlining how the project will proceed if it receives funding. Since the majority of the work will be within the City of Choctaw; they have agreed to take the lead. We had both already retained the services of Johnson and Associates to do the necessary engineering work and we will retain authorization to review and make changes as the project progresses.

The funding will be considered by Association of Central Oklahoma Governments this fall and we should know in February 2023 if this project receives funding.

I am available for any additional questions.



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Brandon Bundy, P.E.,  
Director of Engineering and Construction Services

Attachment

## MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (“MOU”) is executed this \_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ by and between the City of Choctaw, (“Choctaw”), and the City of Midwest City, (“Midwest City”).

### WITNESSETH:

**WHEREAS**, Choctaw, together with Midwest City desire to collaborate on the Surface Transportation Block Grant Program (STBG-UZA) for the reconstruction of a drainage structures, roadway, utility and/or other appurtenances on SE 15<sup>th</sup> Street just west of Hiwassee Road which conveys Choctaw Creek Tributary 4 East Branch; and

**WHEREAS**, Choctaw intends to apply for federal funds through ACOG and if awarded federal funds will proceed with said project; and

**WHEREAS**, Johnson and Associates, LLC (J&A) has provided a preliminary construction estimate cost of \$1,326,300; and

**WHEREAS**, Federal participation under the terms of the Fixing America’s Surface Transportation (FAST) Act relating to Surface Transportation Block Grant Program Urbanized Area (STBG UZA) funds is 80% of the project construction cost; and

**WHEREAS**, Choctaw and Midwest City will partner and each entity will pay half of the 20% local match for the project construction costs, which is estimated at \$265,260.

**NOW THEREFORE**, the parties agree as follows:

1. Choctaw shall take the lead in the project.
2. Midwest City shall have input in all phases of the project.
3. Choctaw and Midwest City shall be responsible for acquiring any required right-of-way within their respective City limits.
4. Choctaw and Midwest City shall be responsible the relocation of any utilities within their respective City limits.
5. If sidewalk is installed on one side of right-of-way only, the City upon which the sidewalk is located will be responsible for the cost associated with said sidewalk.
6. Choctaw and Midwest City shall split any additional project construction costs over the 20% local match in a 50/50 manner.
7. The cost of engineering design, project bidding, and inspections shall be split in a 50/50 manner.

8. Choctaw and Midwest City shall get prior approval from the respective City Councils for any additional costs above and beyond those included in the engineering estimate.
9. Any future costs billed after the audit of the completed project shall be split in a 50/50 manner by Choctaw and Midwest City.
10. Midwest City agrees to reimburse Choctaw of any incurred costs within 30 days of receipt of the reimbursement request from Choctaw in accordance with the above agreed procedures.
11. The parties agree that this MOU includes all the covenants, stipulations and provisions agreed upon by the parties. All amendments shall be in writing and approved by all parties.
12. This Agreement shall become effective upon the approval of funding of the Surface Transportation Block Grant through Association of Central Oklahoma Governments (ACOG).

APPROVED by the City Council of the City of Choctaw this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

ATTEST: THE CITY OF CHOCTAW

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
MAYOR

APPROVED by the City Council of the City of Midwest City this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

ATTEST: THE CITY OF MIDWEST CITY

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
MAYOR

Approved as to form and legality this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Ray Vincent, City of Choctaw  
City Attorney

\_\_\_\_\_  
Don Maisch , City of Midwest City  
City Attorney



## MEMORANDUM

To: Mayor and Members of the City Council

From: Sara Bana, Ward 5, City Council Person

Date: September 27, 2022

RE: Discussion and consideration for adoption, including any amendments, of a request by Sara Bana, Ward 5, City Council Person for a Special Audit of the books, records and contracts of the City of Midwest City to be conducted by the Oklahoma State Auditor and Inspector's Office. (S. Bana – Ward 5, City Council Person).

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I would like to take a point of personal privilege to request the City Council approve having an audit conducted of the books, records and contracts of the City of Midwest City by the Oklahoma State Auditor and Inspector's Office.

Any action taken is at the pleasure of the City Council.

Respectfully submitted,

Sara Bana, Ward 5, City Council Person



## MEMORANDUM

To: Mayor and Members of the City Council

From: Sara Bana, Ward 5, City Council Person

Date: September 27, 2022

RE: Discussion and consideration for adoption, including any amendments, of a request by Sara Bana, Ward 5, City Council Person for a letter to be sent to the United States Department of Justice, Office of Civil Rights concerning the conditions at the Oklahoma County Jail. (S. Bana – Ward 5, City Council Person).

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I would like to take a point of personal privilege to request the City Council approve having a letter drafted and sent to the United States Department of Justice, Office of Civil Rights concerning the conditions at the Oklahoma County Jail.

Any action taken is at the pleasure of the City Council.

Respectfully submitted,

Sara Bana, Ward 5, City Council Person

## MEMORANDUM

To: Mayor and Members of the City Council

From: Sara Bana, Ward 5, City Council Person

Date: September 27, 2022

RE: Discussion and consideration for adoption, including any amendments, of a request by Sara Bana, Ward 5, City Council Person for the City of Midwest City to seek a contract for an alternate site for individuals arrested in Midwest City on felony or other state charges to be detained, to replace the current site, the Oklahoma County Jail. (S. Bana – Ward 5, City Council Person).

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I would like to take a point of personal privilege to request the City Council to direct the City Manager to seek a contract with a third party (whether another governmental entity or private entity) to replace the Oklahoma County Jail as the location for individuals arrested in Midwest City on felony or other state charges to be detained.

Any action taken is at the pleasure of the City Council.

Respectfully submitted,

Sara Bana, Ward 5, City Council Person

## MEMORANDUM

To: Mayor and Members of the City Council

From: Pat Byrne, Vice-Mayor, Ward 2, City Council Person

Date: September 27, 2022

RE: Discussion and consideration for adoption, including any amendments, of a presentation by Pat Byrne, Vice-Mayor and Ward 2 City Council Person concerning allegations made by Ward 5 Council Person, Sara Bana. (P. Byrne – Vice-Mayor, Ward 2, City Council Person).

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I would like to take a point of personal privilege to address allegations leveled against me (including criminal allegations) by Ward 5, City Council Person, Sara Bana. This request includes any action to be taken by the City Council concerning the allegations made.

Any action taken is at the pleasure of the City Council.

Respectfully submitted,

Pat Byrne, Vice-Mayor, Ward 2, City Council Person



**City Attorney, Donald D. Maisch**

100 N. Midwest Boulevard  
Midwest City, OK 73110  
DMaisch@midwestcityok.org  
Office: 405.739.1203  
[www.midwestcityok.org](http://www.midwestcityok.org)

## MEMORANDUM

To: Chair and Members of the City Council

From: Donald D. Maisch, City Attorney

Date: September 27, 2022

RE: Discussion and consideration for adoption, including any amendments: (1) a ten year renewal of the Interlocal Agreement between Oklahoma County, City of Oklahoma City, City of Edmond, OK and the City of Midwest City for the creation of Oklahoma County Criminal Justice Advisory Council (CJAC); (2) amending and extending for one additional year, the Professional Services Agreement (4<sup>th</sup> Amendment) between the City of Midwest City and CJAC; (3) supplemental budget adjustment to the general government sales tax fund (009) in the amount of \$10,800.00 for FY 2022-2023 to cover the cost of the Professional Services Agreement. (D. Maisch – City Attorney).

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1. The City of Midwest City has received a request from CJAC to consider renewing for an additional ten (10) years the Interlocal Agreement between Oklahoma County, City of Oklahoma City, City of Edmond, OK and the City of Midwest City, OK that created CJAC. The original agreement was executed by the City of Midwest City on September 12, 2017 and is scheduled to terminate in October of 2022. The purpose of the Interlocal Agreement:

will assist the Cooperating Entities (Oklahoma County, City of Oklahoma City, City of Edmond, OK and City of Midwest City, OK) in improving cooperation and coordination of activities that affect the criminal justice system in Oklahoma County.

will promote policies that will lead to a more effective criminal justice system, enhance public safety, encourage regular communication and collaboration among the Cooperating Entities and all parts of the criminal justice system in Oklahoma County, reduce incarceration, and control costs.

will provide advice to the Cooperating Entities on issues concerning the physical facility of the Oklahoma County Jail, or the jails of the signatory municipalities, including advice about necessary or advisable improvements to such jails.

recommending policies and programs that will lead to a more efficient and effective administration of the criminal justice system, the Council will collect and analyze data, accumulate and evaluate ideas, and conduct studies to enhance the criminal justice system in Oklahoma County involving but not limited to:

- a) community and public safety,

- b) cost control in the criminal justice system,
- c) communication and collaboration among the Cooperating Entities and all parts of the criminal justice system in Oklahoma County regarding shared criminal justice concerns,
- d) alternatives to incarceration,
- e) reduction of the jail population
- f) reduction of recidivism, and
- g) community support for criminal justice reform.

will share information and recommendations for best legislative and administrative practices and policies for enhancing the criminal justice system with the Cooperating Entities, the State Legislature, and other parties engaged in or affecting the criminal justice.

will annually review its goals and strategic plan during its regularly scheduled meeting in April. If such meeting is cancelled for any reason, then this annual review will occur prior to May 31 of that year. Pursuant to this review, the Council will determine whether the Council is adequately addressing its goals and implementing its strategic plan.

2. The Professional Services Agreement is to provide certain professional services by CJAC to Oklahoma County, City of Oklahoma City, City of Edmond, OK and the City of Midwest City, OK concerning the operations and purposes of CJAC. The Scope of these Services include:

all professional advice and insight and other related resources necessary for the accomplishment of the objectives set forth in this Scope of Services and in Attachment A, Reports and Recommendations, including submission of all required Quarterly and Final Reports and any other obligations set forth in the Agreement.

the necessary, qualified and competent personnel predominantly assigned to the accomplishment of the objectives set forth in Section 2 of the Agreement,

Compensation paid by the City of Midwest City for this Agreement is set at 3.6% of the total amount of \$75,000.00, or \$10,800.00 annually in four equal installments.

This Agreement has been a one year Agreement. The most recent Agreement expired on June 30, 2022, but may be extended by Amendment.

3. The supplemental budget adjustment to general government sales tax fund (009) of \$10,800.00 is needed to budget the cost of the Professional Services Agreement that was not included in original fiscal year 2022-2023 budget. This budget amount does not change from the fiscal year 2021-2022 budget.



**City Attorney, Donald D. Maisch**

100 N. Midwest Boulevard  
Midwest City, OK 73110  
DMaisch@midwestcityok.org  
Office: 405.739.1203  
[www.midwestcityok.org](http://www.midwestcityok.org)

Approval of all three items is at the discretion of the City Council.

Respectfully submitted,

Donald D. Maisch  
City Attorney

**FIRST AMENDMENT TO  
INTERLOCAL AGREEMENT**

THIS FIRST AMENDMENT TO INTERLOCAL AGREEMENT, dated as of \_\_\_\_\_, 2022 (this "**Amendment**"), is made by and between OKLAHOMA COUNTY, a political subdivision of the State of Oklahoma ("**Oklahoma County**"), THE CITY OF OKLAHOMA CITY, an Oklahoma municipal corporation and a charter organized and existing pursuant to the Oklahoma State Constitution ("**Oklahoma City**"), THE CITY OF EDMOND, an Oklahoma municipal corporation and a charter city organized and existing pursuant to the Oklahoma State Constitution ("**Edmond**"), and THE CITY OF MIDWEST CITY, an Oklahoma municipal corporation and a charter city organized and existing pursuant to the Oklahoma State Constitution ("**Midwest City**" and together with Oklahoma County, Oklahoma City, and Edmond, collectively, the "**Cooperating Entities**"), with reference to the following circumstances:

A. The Cooperating Entities are parties to that certain Interlocal Agreement dated October 6, 2017, (the "**Agreement**"). Capitalized terms used but not otherwise defined in this Amendment shall have the meanings set forth in the Agreement.

B. Pursuant to Section 6.A of the Agreement, the Council and Cooperating Entities desire to amend the Agreement to extend the term of the Agreement.

Council and Cooperating Entities agree as follows:

1. Amendment to Section 6.A. Section 6.A of the Agreement is hereby amended and replaced in its entirety with the following:

“The term of this Agreement shall expire on June 30, 2032. The term of this Agreement may be extended by written amendment approved by all Cooperating Entities. Prior to the expiration of this Agreement, the Chairperson of the Council will provide the Cooperating Entities at least six (6) months’ notice of the pending expiration date.”

2. Amendment to Section 11. Section 11 of the Agreement is hereby amended and replaced in its entirety with the following:

“A quorum will be deemed to exist whenever the majority of the Members are present at a duly convened meeting called in accordance with Council procedures and the Oklahoma Open Meeting Act. In determining a quorum, vacant positions shall not be considered and shall not be counted toward either the overall number of Members or the number of Members present.”

3. Amendment to Section 15. Section 15 of the Agreement is hereby amended and replaced in its entirety with the following:

“The Council will be responsible for providing the Members quarterly reports, as well as an annual audit, conducted by an independent third party, of all funds received, interest accrued, and all claims and expenditures from Council funds.”

4. Amendment to Section 18. Section 18 of the Agreement is hereby amended and replaced in its entirety with the following:

“Any notice to be given under this Agreement will be deemed given on the date of electronic mail with email receipt confirmation, or upon personal delivery, or upon the date of mailing if mailed by certified mail, return receipt requested, with proper prepaid postage thereon, to the Council and the Cooperating Entities at the following addresses:

Oklahoma County Criminal Justice Advisory Council  
c/o Secretary – Amy Simpson  
200 N. Walker Avenue – 2nd Floor  
Oklahoma City, Oklahoma 73102  
Email address: amy.simpson@okc.gov

Oklahoma County  
c/o Chairman of the Board of County Commissioners  
320 Robert S. Kerr Avenue  
Oklahoma City, Oklahoma 73102  
Email address: cob@oklahomacounty.org

Oklahoma City  
c/o City Manager  
200 N. Walker Avenue – 3<sup>rd</sup> Floor  
Oklahoma City, Oklahoma 73102  
Email address: craig.freeman@okc.gov

Edmond  
c/o City Manager  
24 E. 1st Street  
Edmond, Oklahoma 73034  
Email address: scot.rigby@edmondok.gov

Midwest City  
c/o City Manager  
100 N. Midwest Boulevard  
Midwest City, Oklahoma 73110  
Email address: tlyon@midwestcityok.org

5. Withdrawal and Admission of Cooperating Entities. A new Section 30 of the Agreement is added as follows:

30. Withdrawal and Admission of Cooperating Entities.

(a) At any time during the Term of the Agreement and upon 60 days prior written notice to the Council and all other Cooperating Entities, any Cooperating Entity may withdraw from its participation in the interlocal agency created by the Agreement and cease to be a Cooperating Entity. Any such withdrawal shall not require a return or refund of funds or other financial resources contributed by the withdrawing Cooperating Entity, unless such return or refund is approved by a majority vote of the entire Council. Upon the effectiveness of any such withdrawal, the members of the Council that are members by virtue of the withdrawing Cooperating Entity’s participation in this Agreement, shall cease to be members



of the Council, and their respective positions on the Council shall cease to be considered positions of the Council for all purposes.

(b) At any time during the Term of the Agreement, the Council may consider and add new Cooperating Entities upon satisfaction of the following: (i) the new Cooperating Entity's admission as a Cooperating Entity in the Agreement shall have been approved by all then-existing Cooperating Entities, (ii) the new Cooperating Entity shall have contributed funds and other financial resources to the Council in an amount determined by a majority vote of the Council to be a condition of admission, and (iii) the new Cooperating Entity shall sign a joinder to this Agreement in a form satisfactory to the then-existing Cooperating Entities. Any new Cooperating Entity admitted pursuant to this Section 30(b) shall be entitled to representation on the Council as required by law, provided however, the specific position (or positions) on the Council shall be determined by a consensus vote of all then-existing Cooperating Entities.

(c) No withdrawal or admission in accordance with this Section 30 shall affect the existence of the interlocal agency created by the Agreement and the Council.

6. No Other Amendments. Except as modified by this Amendment, the parties agree that the Agreement is in full force and effect according to its terms.

7. Execution. The parties acknowledge and agree that a facsimile or other electronic transmission of signatures on this Amendment shall be a deemed original for all purposes and fully binding on the parties hereto. This Amendment may be executed in counterparts, each of which shall constitute an original, but all of which together, shall constitute one and the same instrument.

[Signature Pages to Follow]

This Agreement was approved by the Board of County Commissioners for Oklahoma County this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

Attest:

**BOARD OF COUNTY COMMISSIONERS  
OF OKLAHOMA COUNTY**

\_\_\_\_\_  
County Clerk

\_\_\_\_\_  
Chairman, Board of County Commissioners

Approved for form and legality.

\_\_\_\_\_  
District Attorney

(The remainder of this page intentionally left blank)

This Agreement was approved by The City of Oklahoma City this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

Attest:

**THE CITY OF OKLAHOMA CITY**

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

Reviewed for form and legality.

\_\_\_\_\_  
Deputy Municipal Counselor

(The remainder of this page intentionally left blank)

This Agreement was approved by the City of Edmond this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

Attest:

**CITY OF EDMOND**

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

Reviewed for form and legality.

\_\_\_\_\_  
Municipal Counselor

(The remainder of this page intentionally left blank)

This Agreement was approved by the City of Midwest City this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

Attest:

**CITY OF MIDWEST CITY**

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

Reviewed for form and legality.

\_\_\_\_\_  
Municipal Counselor

(The remainder of this page intentionally left blank)

This Agreement was approved by the Presiding Judge of Oklahoma County on this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

By \_\_\_\_\_

Print Name \_\_\_\_\_

As Oklahoma County Presiding Judge

This Agreement was approved by the Sheriff of Oklahoma County on this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

By \_\_\_\_\_

Print Name \_\_\_\_\_

As Oklahoma County Sheriff

(The remainder of this page intentionally left blank)



OFFICE OF ATTORNEY GENERAL  
STATE OF OKLAHOMA

RECEIVED  
OCT 10 11 27 AM  
OKLAHOMA SECRETARY OF STATE

**FILED**

OCT 11 2017

OKLAHOMA SECRETARY  
OF STATE

Hailey Rawson  
Assistant Municipal Counsel  
City of Oklahoma City  
200 North Walker  
Oklahoma City, Oklahoma 73102-2297

Re: Interlocal Cooperation Agreement between Oklahoma County, The City of Oklahoma City, The City of Edmond, and The City of Midwest City -- AG #ICA-17-0025

**LETTER OF APPROVAL**

The above referenced Agreement has been reviewed by the office of the Oklahoma Attorney General and was found to be in compliance with the provisions of the Interlocal Cooperation Act, 74 O.S. §§ 1001-1008 ("Act"). Therefore, pursuant to § 1004(F), of the Act, the aforementioned Agreement is hereby officially **APPROVED** as of the date set forth herein below.

Please be further advised that, before the Agreement enters into force, the Agreement, along with a copy of this Letter of Approval, must be filed with the appropriate County Clerk(s) and the Oklahoma Secretary of State.

Signed this 6<sup>th</sup> day of October, 2017.

Respectfully submitted,

Karl F. Kramer  
Assistant Attorney General  
Karl.Kramer@oag.ok.gov

048886

Enclosure: Submitted Agreement

20171011011406200  
Filing Fee: \$51.00

10/11/2017 12:06:57 PM  
AGRE





**INTERLOCAL AGREEMENT**

This Interlocal Agreement ("Agreement") is among and between Oklahoma County, a political subdivision of the State of Oklahoma ("Oklahoma County"), The City of Oklahoma City, an Oklahoma municipal corporation and a charter city organized and existing pursuant to the Oklahoma State Constitution ("Oklahoma City"), The City of Edmond, an Oklahoma municipal corporation and a charter city organized and existing pursuant to the Oklahoma State Constitution ("Edmond"), and The City of Midwest City, an Oklahoma municipal corporation and a charter city organized and existing pursuant to the Oklahoma State Constitution ("Midwest City").

**WITNESSETH:**

**WHEREAS**, pursuant to 74 O.S. §1001 et seq., local government entities are authorized to enter into an Interlocal Agreement for the purpose of making the most efficient use of their several powers and to jointly cooperating for their mutual advantage; and

**WHEREAS**, Oklahoma County, Oklahoma City, Edmond, and Midwest City (collectively "Cooperating Entities") are the local government units and public agencies entering and creating this Agreement and for the purpose of creating an entity to carry out cooperative functions; and

**WHEREAS**, Oklahoma County is the subdivision of the State of Oklahoma with certain constitutional and statutory authority in Oklahoma County; and

**WHEREAS**, The City of Oklahoma City is an Oklahoma municipal corporation and a charter city organized and existing pursuant to the Oklahoma State Constitution with certain constitutional and statutory authority in Oklahoma City which is within Oklahoma County; and

**WHEREAS**, The City of Edmond is an Oklahoma municipal corporation and a charter city organized and existing pursuant to the Oklahoma State Constitution with certain constitutional and statutory authority in Edmond which is within Oklahoma County; and

**WHEREAS**, The City of Midwest City is an Oklahoma municipal corporation and a charter city organized and existing pursuant to the Oklahoma State Constitution with certain constitutional and statutory authority in Midwest City which is within Oklahoma County; and

**WHEREAS**, the Cooperating Entities desire to promote policies that will lead to a more effective criminal justice system, enhance public safety, encourage regular communication and collaboration among the Cooperating Entities, reduce unnecessary incarceration, and control costs; and

**WHEREAS**, the intent of the Cooperating Entities through greater cooperation and coordinated action is to:

WJ  
City of OKC  
200 N. Walker  
OKC, OK 73102

20/09



- study and evaluate the criminal justice system,
- collect and analyze data related to the criminal justice system,
- promote increased efficiency and effectiveness of the criminal justice system,
- recommend policies and programs to:
  - reduce recidivism,
  - reduce jail population, and
  - increase community and public safety,
- recommend policies and practices to control the costs of criminal justice system and incarceration, and increase community support for the criminal justice system.

**NOW THEREFORE**, in consideration of the mutual obligations and benefits described herein, the Cooperating Entities hereby enter into this Agreement as follows:

1. COUNCIL CREATED

There is hereby created by this Agreement a separate legal entity to be known as the Oklahoma County Criminal Justice Advisory Council ("Council").

2. PURPOSE

A. The Council will assist the Cooperating Entities in improving cooperation and coordination of activities that affect the criminal justice system in Oklahoma County.

B. The Council will promote policies that will lead to a more effective criminal justice system, enhance public safety, encourage regular communication and collaboration among the Cooperating Entities and all parts of the criminal justice system in Oklahoma County, reduce incarceration, and control costs.

C. The Council will provide advice to the Cooperating Entities on issues concerning the physical facility of the Oklahoma County Jail, or the jails of the signatory municipalities, including advice about necessary or advisable improvements to such jails.

D. For the purpose of recommending policies and programs that will lead to a more efficient and effective administration of the criminal justice system, the Council will collect and analyze data, accumulate and evaluate ideas, and conduct studies to enhance the criminal justice system in Oklahoma County involving but not limited to:

- 1) community and public safety,
- 2) cost control in the criminal justice system,

- 3) communication and collaboration among the Cooperating Entities and all parts of the criminal justice system in Oklahoma County regarding shared criminal justice concerns,
- 4) alternatives to incarceration,
- 5) reduction of the jail population
- 6) reduction of recidivism, and
- 7) community support for criminal justice reform.

E. The Council will share information and recommendations for best legislative and administrative practices and policies for enhancing the criminal justice system with the Cooperating Entities, the State Legislature, and other parties engaged in or affecting the criminal justice.

F. The Council will annually review its goals and strategic plan during its regularly scheduled meeting in April. If such meeting is cancelled for any reason, then this annual review will occur prior to May 31 of that year. Pursuant to this review, the Council will determine whether the Council is adequately addressing its goals and implementing its strategic plan.

### 3. POWERS OF THE COUNCIL

The Council is advisory and has no constitutional or statutory powers. The Council provides written recommendations to the Cooperating Entities that the Council determines will achieve the purposes of the Council.

### 4. COUNCIL MEMBERS

A. The Council shall consist of the following members ("Members"):

- 1) A Commissioner from the Board of Oklahoma County Commissioners, as designated by the Board of County Commissioners.
- 2) The Presiding Judge of the Oklahoma County District Court.
- 3) The Court Clerk of Oklahoma County.
- 4) The District Attorney of Oklahoma County.
- 5) The Sheriff of Oklahoma County.
- 6) The Oklahoma County Public Defender.
- 7) The Commissioner of the Oklahoma Department of Mental Health and Substance Abuse Services.
- 8) The City Manager of Oklahoma City.
- 9) The Presiding Judge of Oklahoma City Municipal Court.

- 10) The Court Administrator of the City of Oklahoma City.
- 11) The Chief of Police of Oklahoma City.
- 12) The City Manager of Edmond, or their designee.
- 13) The City Manager of Midwest City, or their designee.
- 14) The President of the Greater Oklahoma City Chamber of Commerce.
- 15) An additional representative designated by the Greater Oklahoma City Chamber of Commerce.
- 16) A community representative designated by vote of the Council ("First Community Representative").
- 17) A community representative designated by vote of the Council. ("Second Community Representative").
- 18) A community representative designated by vote of the Council. ("Third Community Representative").
- 19) A community representative designated by vote of the Council. ("Fourth Community Representative").

B. Members who are designated by their position as a State, County or City elected official, an employee or an appointee shall be Members for so long as they hold such position.

C. Member who is designated by his/her position as the President of the Greater Oklahoma City Chamber of Commerce shall be a Member for so long as that person holds such position.

D. Member who is the additional representative designated by the Greater Oklahoma City Chamber of Commerce shall be a Member until the Secretary of the Council is notified by the President of the Greater Oklahoma City Chamber of Commerce of a change in designated representative.

E. Members who are the community representatives designated by vote of the Council shall be Members until the Council votes to designate different representatives at a duly called meeting of the Council. The Council will vote annually at its first meeting of the new calendar year to designate the First Community Representative and Second Community Representative, Third Community Representative, and Fourth Community Representative. These Members are elected annually so that the said representatives may be thanked for their service but so that no expectation of re-designation is created thereby providing the Council the flexibility to change its membership to better address subsequent, new, or additional issues. These Members may be re-elected for additional term(s) if the Council so elects.

F. Absence of any Council Member Council will not preclude the Council from meeting or acting whenever a quorum is present. In determining a quorum, positions that are vacant shall not be considered.

## 5. SUBCOMMITTEES

A. The Council may establish, disestablish structure and restructure such subcommittees ("Subcommittees") as it deems necessary or appropriate to fulfill the Council's purpose, further its goals and strategic plan, or address any other issues under its consideration.

B. The Council may appoint such Council Members and non-Council Members as it deems necessary or appropriate to participate in each Subcommittee ("Subcommittee Participants"). The Council will designate a Member of the Council as Subcommittee Chair. Subcommittees will meet as deemed necessary by their Subcommittee Chairs in consultation with the Council.

C. No Subcommittee may include a majority of the Council Members. Subcommittees will study assigned issues and make recommendations to the Council. Subcommittees will be advisory and will not take or be delegated any authority to act on behalf of the Council. As Subcommittees are advisory, will not include a majority of the Council Members, and are intended to encourage frank and open discussion between Subcommittee Participants, Subcommittee meetings are not public meetings and will only be open to the public as determined by the Council.

D. The Council may remove such Council Members and non-Council Members from any Subcommittee as it deems necessary or appropriate.

## 6. TERM OF THE AGREEMENT

A. The term of this Agreement shall be for five years from the Effective Date. The term of this Agreement may be extended by written amendment approved by all four Cooperating Entities. Prior to the expiration of this Agreement, the Chairperson of the Council will provide the Cooperating Entities at least six (6) months' notice of the pending expiration date.

B. Upon expiration of this Agreement, the Council will dispose of any funds and any property rights and interests remaining in the ownership or control of the Council as determined by a vote of the majority of Council present at a duly called meeting at which a quorum is present. Should the Council fail to act prior to the expiration of this

Agreement, then the Council will divide the funds and any property rights and interests, which are remaining in the ownership or control of the Council, among the Cooperating Entities as the Council so determines.

C. This Agreement may be terminated and the Council may be dissolved at any time by a two-thirds vote of the Council Members.

D. Upon termination of this Agreement by the Council, the Council will dispose of any funds and any property rights and interests, which are remaining in the ownership or control of the Council, as determined by a vote of the majority of Council present at a duly called meeting at which a quorum is present. The Council will distribute any funds, property rights and interests which are remaining in the ownership or control of the Council to the applicable Contributing Entities in proportion to the Contributing Entities' applicable contribution.

## 7. COMPENSATION

The Council's Members, Council Subcommittee Participants and the Secretary of the Council will all serve without compensation or reimbursement of expenses from the Council.

## 8. CONFLICTS

Each Council Member who has a private pecuniary or property interest in a matter being considered by the Council must immediately inform the Council Chairperson and Council Secretary of the potential conflict of interest. If the Council's Chairperson has a private pecuniary or property interest in a matter being considered by the Council he or she must immediately inform the Council's Vice-Chair and Secretary of the potential conflict of interest. If a Council Member has a private pecuniary or property interest in a matter being considered by the Council they must recuse themselves from the Council's discussion and vote on such matter.

## 9. OFFICERS

A. Election - At the First Council Meeting and subsequently at the first meeting of the Council of each calendar year, the Council will nominate and elect a Chairperson, Vice-Chairperson, Secretary, Assistant Secretary and such other officers as it deems necessary. The term of office will begin following such vote.

B. The Secretary and Assistant Secretary need not be a Member. All other officers must be Members. The Secretary and Assistant Secretary will be responsible for posting and publishing the Council agenda, taking and publishing Council minutes, maintaining Council records as required by the Open Records Act, responding to Open Records Act requests and notifying Members of Council meetings.

C. The Council's Chairperson, or in his/her absence the Vice-Chairperson, will preside at Council meetings. The Chairperson, or in his/her absence the Vice-Chairperson, has the authority to sign any official documents or reports authorized or approved by the Council on behalf of the Council. The Secretary or Assistant Secretary will attest each official document and report of the Council. The Vice-Chairperson will act as the Chairperson in the Chairperson's absence or as requested by the Chairperson.

D. The other officers nominated by the Council will perform applicable duties assigned by the Council.

E. Any officer may succeed himself/herself. If for any reason the Council fails to elect a Chairperson, Vice-Chairperson, Secretary, or Assistant Secretary at the first meeting of any calendar year, then the officer for the previous year will continue to service until the election is held. Any Member may nominate any other Member for any office on the Council. Election will be determined by a majority vote of the Council at any duly called Council meeting at which a quorum is present.

F. No officer elected by the Council will be removed from office, except by a vote of the Council, for good cause, during a duly called Council meeting.

## 10. COUNCIL MEETINGS

A. The First Council Meeting shall be at the time and date set by the President of the Greater Oklahoma City Chamber of Commerce. The First Council Meeting must be no later than sixty (60) days from the Effective Date of this Agreement. The City of Oklahoma City will host the First Council Meeting in the Conference Room on the Tenth Floor, 420 West Main Street, Oklahoma City, Oklahoma.

- 1) The President of the Greater Oklahoma City Chamber of Commerce will call the First Council Meeting to order and the first item of business at the First Council Meeting will be the election of the Chairperson, and Vice-Chairperson from among the Council's Members and the Secretary and Assistant Secretary.
- 2) The second item of business at the First Council Meeting will be to appoint the First Community Representative, the Second Community Representative, the Third Community Representative, and the Fourth Community Representative.
- 3) The third item of business at the First Council Meeting will be to appoint the Treasure and Assistant Treasurer from among the Council Members..

- 4) The fourth item of business at the First Council Meeting will be the appointment of general counsel to the Council who will serve without compensation or reimbursement of expenses from the Council.
- 5) The fifth item of business at the First Council Meeting will be to establish the time, date, and place for the next meeting and/or for the remainder of the calendar year.
- 6) The sixth item of business at the First Council Meeting will be establishing a procedure for creating agenda and providing notices of all meetings.
- 7) The seventh item of business at the First Council Meeting will be establishing a procedure for creating subcommittees.

B. The Council must designate the time and place of all subsequent Council meetings, which meetings must be conducted in compliance with the Oklahoma Open Meeting Act.

C. In order to encourage open discussion, subcommittee meetings are not public meetings unless a majority of the Council is present or unless otherwise determined by the Council to be required by the Oklahoma Open Meeting Act.

D. Regularly scheduled Council meetings will be held no less frequently than monthly. By December 15 of each year, the Council will provide written notice to the Oklahoma County Clerk and the City Clerks of the respective Cooperating Entities of the date, time, and place of all regularly scheduled meetings for the following calendar year. Written notice of any changes to the date, time, or place of any regularly scheduled meeting will be given to the Oklahoma County Clerk and respective City Clerks.

E. Agenda and minutes of the actions of the Council will be kept and made available to the public in compliance with the Oklahoma Open Records Act.

F. If circumstances require the Council to meet other than or in addition to a regularly scheduled Council meeting, then by notice from the Chairperson or notice from the Vice Chairperson or by written request of a majority of the Members a Special Meeting may be called. Such written notice of a Special Meeting must be provided to the Oklahoma County Clerk, respective City Clerks, and Council Members at least forty-eight (48) hours (excluding weekends and holidays) prior to such Special Meeting.

G. A written Council meeting agenda will be provided to all Members at least forty-eight hours prior to any regularly scheduled meetings. The written Council meeting agenda will be published for public notice in accordance with the Oklahoma Open Meeting Act, Title 25, § 301 et seq.

## 11. QUORUM

A quorum will be deemed to exist whenever the majority of the Members are present at a duly meeting called in accordance with Council procedures and the Oklahoma Open Meeting Act. In determining a quorum, positions that are vacant shall not be considered.

## 12. COUNCIL ACTION

- A. All Members will have an equal, single vote.
- B. An action may be taken by a majority vote of the Members present at a Council meeting in which a quorum is present for the vote. Such action will constitute an action of the Council.
- C. An action may only be taken at Council meetings and only on agenda items included in the notice of the Council meeting. Provided, however, the agenda item need only state the item of business to be transacted and need not state, recommend or anticipate the proposed action or decision of the Council.
- D. The Council may enter into Executive Session in accordance with the Oklahoma Open Meeting Act.
- E. The Secretary, or in his/her absence the Assistant Secretary, will sign all minutes.

## 13. FIDUCIARY RESPONSIBILITY OF THE COUNCIL

- A. The Council must deposit its funds into a restricted interest bearing account. Any funds held by the Council, and any interest accruing thereon, will only be expended by the Council as directed by action of the Council or as authorized by the Council. The Council will be responsible for proper administration, accounting, and expenditure of the funds of the Council.
- B. The Council may by action of the Council at any regularly scheduled meeting or any special meeting accept donations.
- C. The Council may by action of the Council at any regularly scheduled meeting or any special meeting enter into contracts.
- D. Disbursement of Council funds will only be pursuant to Council action at any regularly scheduled meeting or any special meeting or by resolution adopted by the



Council at any regularly scheduled meeting or any special meeting specifically authorizing disbursement of Council funds for enumerated purposes.

E. Disbursement of Council funds will require the signature of at least two Council Members. Disbursement of Council funds will be by checks signed by: (1) the Chairperson or Vice Chairperson of the Council, and (2) by the Council Member designated by the Council as Council Treasurer or Assistant Council Treasurer.

#### 14. CONTRACTS

A. The Council may enter into such contracts as may be authorized and approved by the Council. The Council is authorized to make payments on contracts, claims, or obligations authorized or approved or ratified by the Council from the Council funds.

B. The Council may contract for such services and assistance as the Council determines is necessary or beneficial for the operation of the Council. Such contracts will be subject to available funding and resources.

C. Should the Council enter a contract to provide services, the Council will include in the cost of service, among other expenses, the following:

- 1) funding for a Treasurer, to be appointed by the Council, to account for all revenues, deposits, funds, expenditures and receipts;
- 2) funding for a contract or project manager to administrate the contract, prepare an annual report for the Council, and undertake such other administrative work needed to support the contract or project; and
- 3) funding for subcontractors, services, supplies and other resources.

D. Should the Council enter a contract to provide services, the Council will establish and maintain a budget and performance plan for accomplishing tasks, providing the services, preparing, presenting and publishing the work product, and performing such other administrative and contracted tasks.

#### 15. AUDITING/RECORD KEEPING

The Council will be responsible for providing the Members quarterly reports and an annual audit of all funds received, interest accrued, and all claims and expenditures from Council funds.

16. BINDING EFFECT

This Agreement will become effective following the Oklahoma Attorney General's approval and execution by each of the Cooperating Entities. The Effective Date of this Agreement shall be the date of approval by the Oklahoma Attorney General.

Execution of this Agreement by all Council Members and approval by the Oklahoma Attorney General binds each Cooperating Entity by all provisions of this Agreement. The Attorney General's letter of approval will be provided to all parties upon approval.

17. NO THIRD PARTY BENEFICIARIES

The Council Members agree that no third party beneficiaries are created or will be deemed to have been created by this Agreement.

18. NOTICE

Any notice to be given under this Agreement will be deemed given on the date of electronic mail with email receipt confirmation, or upon personal delivery, or upon the date of mailing if mailed by certified mail, return receipt requested, with proper prepaid postage thereon, to the Council and the Cooperating Entities at the following addresses:

Oklahoma County Criminal Justice Advisory Council  
c/o Secretary - \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Email address: \_\_\_\_\_

Oklahoma County  
c/o Chairman of the Board of County Commissioners  
320 Robert S. Kerr Avenue  
Oklahoma City, Oklahoma 73102  
Email address: \_\_\_\_\_

WT Oklahoma City  
c/o City Manager  
200 N Walker Avenue - 3<sup>rd</sup> Floor  
Oklahoma City, Oklahoma 73102  
Email address: \_\_\_\_\_

Edmond  
c/o City Manager  
\_\_\_\_\_  
\_\_\_\_\_  
Email address: \_\_\_\_\_

Midwest City  
c/o City Manager

J. Guy Henderson  
Midwest City, Oklahoma  
Email address: ghenderson@midwestcityok.org

and to the Council Member at the addresses provided to the Council Secretary and Chairperson. The authorized notice address for a Council Member may only be changed by giving written notice to the Council Secretary and Chairperson. The authorized notice address for the Council Secretary may only be changed by giving written notice to the Council Chairperson. The authorized notice address for a Cooperating Entity may only be changed by giving written notice to the other Cooperating Entities and the Council Secretary and Chairperson.

#### 19. WHOLE AGREEMENT

It is understood and agreed by the Cooperating Entities that this Agreement contains all covenants, stipulations, and provisions agreed upon by said Cooperating Entities. No Cooperating Entity has authority to alter or change the terms hereof, except as provided herein. No Cooperating Entity is or will be bound by any statement or representation not in conformity herewith.

#### 20. ORIGINALS

This Agreement may be executed in multiple copies, each of which will be deemed an original and all of which will constitute one and the same instrument. Upon execution by the last Cooperating Entities, the last Cooperating Entity to approve will forward it to the Attorney General's office for its records and distribute fully executed copies to the Council and each Cooperating Entity.

#### 21. LIABILITY

- A. No Cooperating Entity will be liable for the acts or omissions of the Council, any Council Member, or any other Cooperating Entity. No Council Member will be liable for the acts or omissions of the Council, any other Council Member, or any Cooperating Entity.
- B. Council Members, while acting in their roles as Council Members, are not employees of the State of Oklahoma, Oklahoma County, Oklahoma City, Edmond, or Midwest City.
- C. No Council Member shall be charged personally with any liability whatsoever by reason of any act or omission committed or suffered in the performance of the Council or in the operation of the Council purpose, but liability for any act, omission or obligation

of a Council Member or Council Members, in the execution of the Council or the Council purpose, or in operation of the Council or the Council purpose, shall extend only to the Council assets, or so much thereof as may be necessary to discharge such liability or obligation, and not otherwise.

## 22. AMENDMENT

This Agreement may only be amended or modified by a subsequent written agreement of all Cooperating Entities.

## 23. ASSIGNMENT

This Agreement cannot be assigned without the prior written consent of all Cooperating Entities.

## 24. OPEN RECORDS

All records of the Council will be subject to the applicable provisions of the Oklahoma Open Records Act.

## 25. OPEN MEETINGS

All Council meetings will be subject to the applicable provisions of the Oklahoma Open Meeting Act.

## 26. COMPETITIVE BIDDING ACT

All contracts for public improvements entered into by the Council will be subject to the applicable provisions of the Oklahoma Competitive Bidding Act.

## 27. OKLAHOMA LAW

This Agreement is made and shall be interpreted and enforced in accordance with Oklahoma law.

## 28. VENUE

Any litigation or action to interpret or enforce this Agreement must be brought in a State Court in Oklahoma County.

## 29. OTHER POWERS

The Council shall have such other and additional powers as may be permitted by Oklahoma law and as may be necessary or proper to accomplish its purposes.

This Agreement was approved by the Board of County Commissioners for Oklahoma County this 6<sup>th</sup> day of September, 2017.

Attest:



[Signature]  
Secretary

**BOARD OF COUNTY COMMISSIONERS  
OKLAHOMA COUNTY**

[Signature]  
Chairman of the Board of County Commissioners

Approved for form and legality:

[Signature]  
District Attorney

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This Agreement was approved by The City of Oklahoma City this 29th day of August, 2017.

Attest:

*Travis Kersey*

City Clerk



*Neil Curtis*

Reviewed for form and legality:

*Wiley J. Williams*  
Deputy Municipal Counselor

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STATE OF OKLAHOMA }  
OKLAHOMA COUNTY } SS.

I, the undersigned, City Clerk of the City of Oklahoma City, in the County and State aforesaid, do hereby certify that the above and foregoing is a true and correct copy of *Mr. Wallace Green* August 29, 2017 as the same appears of record in my office.

In testimony whereof, I have hereunto subscribed my name and affixed the corporate seal of The City of Oklahoma City, this the 10<sup>th</sup> day of October, 20 17.

*Travis Kersey*  
CITY CLERK

This Agreement was approved by the City of Edmond this 28 day of August, 2017.

Attest:

Kory Atcuson  
City Clerk



THE CITY OF EDMOND

Charles Jones  
Mayor

Reviewed for form and legality:

[Signature]  
City Attorney

(The remainder of this page intentionally left blank)

I, Kory Atcuson, City Clerk of the City of Edmond, OK, hereby certify that the foregoing is a true and correct copy of the instrument of record in the official files of the City of Edmond, OK.

Kory Atcuson  
KORY ATCUSON, City Clerk

DATE

10-11-2017

This Agreement was approved by the City of Midwest City this 12 day of September, 2017.

Attest:

**THE CITY OF MIDWEST CITY**

Sara Hancock  
City Clerk Sara Hancock

Matthew D. Dukes II  
Mayor Matthew D. Dukes II

Reviewed for form and legality:

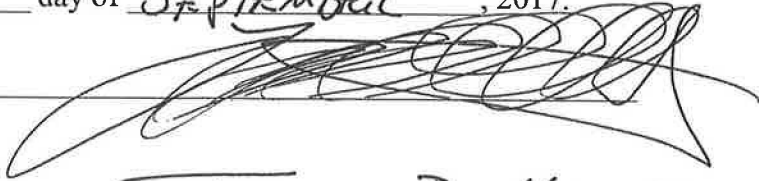
Philip W. Anderson  
City Attorney Philip W. Anderson



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This Agreement was approved by the Presiding Judge of Oklahoma County on this 25<sup>th</sup> day of SEPTEMBER, 2017.

By 

Print Name TIMOTHY R. HENDERSON

As Oklahoma County Presiding Judge

This Agreement was approved by the Sheriff of Oklahoma County on this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

By \_\_\_\_\_

Print Name \_\_\_\_\_

As Oklahoma County Sheriff

(The remainder of this page intentionally left blank)

This Agreement was approved by the Presiding Judge of Oklahoma County on this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

By \_\_\_\_\_

Print Name \_\_\_\_\_

As Oklahoma County Presiding Judge

This Agreement was approved by the Sheriff of Oklahoma County on this 22 day of SEPT, 2017.

By Paul O. TAYLOR

Print Name PAUL O. TAYLOR

As Oklahoma County Sheriff

(The remainder of this page intentionally left blank)

STATE OF OKLAHOMA

I hereby certify this to be a true and complete  
copy of the document filed in this office

  
Secretary of State

Date: 10-11-2017

Number of Pages: 20

By: ADCP

**FOURTH AMENDMENT TO  
PROFESSIONAL SERVICES AGREEMENT WITH THE OKLAHOMA COUNTY CRIMINAL  
JUSTICE ADVISORY COUNCIL**

THIS FOURTH AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH THE OKLAHOMA COUNTY CRIMINAL JUSTICE ADVISORY COUNCIL, dated as of \_\_\_\_\_, 2022 (this "**Amendment**"), is made by and between THE OKLAHOMA COUNTY CRIMINAL JUSTICE ADVISORY COUNCIL ("**Council**"), and OKLAHOMA COUNTY, a political subdivision of the State of Oklahoma ("**Oklahoma County**"), THE CITY OF OKLAHOMA CITY, an Oklahoma municipal corporation and a charter organized and existing pursuant to the Oklahoma State Constitution ("**Oklahoma City**"), THE CITY OF EDMOND, an Oklahoma municipal corporation and a charter city organized and existing pursuant to the Oklahoma State Constitution ("**Edmond**"), and THE CITY OF MIDWEST CITY, an Oklahoma municipal corporation and a charter city organized and existing pursuant to the Oklahoma State Constitution ("**Midwest City**") and together with Oklahoma County, Oklahoma City, and Edmond, collectively, the "**Interlocal Partners**"), with reference to the following circumstances:

A. Council and Interlocal Partners are parties to that certain Restatement of the Professional Services Agreement with the Oklahoma County Criminal Justice Advisory Council dated September 25, 2018, as amended by the First Amendment dated August 15, 2019 and by the Second Amendment dated September 14, 2020, and by the Third Amendment dated Sept. 28, 2021 (the "**Agreement**"). Capitalized terms used but not otherwise defined in this Amendment shall have the meanings set forth in the Agreement.

B. Pursuant to Section 21.B of the Agreement, the Council and Interlocal Partners desire to amend the Agreement to extend the term of the Agreement.

Council and Interlocal Partners agree as follows:

1. **Amendment to Section 21.B.** Section 21.B of the Agreement is hereby amended and replaced in its entirety with the following:

"The term of this Agreement shall expire on the date that is the earlier of (a) June 30, 2023, or (b) the date upon which the Council ceases to legally exist (the "**Term Expiration Date**"), provided however, the Term Expiration Date may be renewed and extended annually by an amendment to this Agreement signed by all parties to the Agreement."

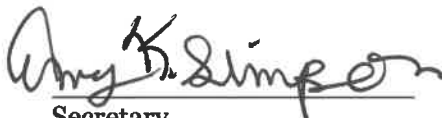
2. **No Other Amendments.** Except as modified by this Amendment, the parties agree that the Agreement is in full force and effect according to its terms.

3. **Execution.** The parties acknowledge and agree that a facsimile or other electronic transmission of signatures on this Amendment shall be a deemed original for all purposes and fully binding on the parties hereto. This Amendment may be executed in counterparts, each of which shall constitute an original, but all of which together, shall constitute one and the same instrument.

[Signature Pages to Follow]

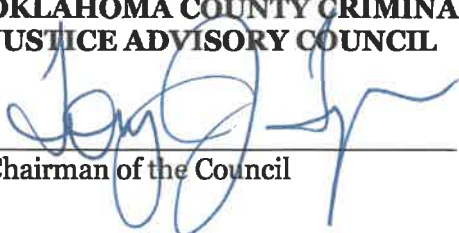
This Agreement was approved by the Oklahoma County Criminal Justice Advisory Council  
this 21<sup>st</sup> day of July, 2022.

Attest:

  
Secretary

  
Council Attorney

**OKLAHOMA COUNTY CRIMINAL  
JUSTICE ADVISORY COUNCIL**

  
Chairman of the Council

(The remainder of this page intentionally left blank)

This Agreement was approved by the Board of County Commissioners for Oklahoma County this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

Attest:

**BOARD OF COUNTY COMMISSIONERS  
OF OKLAHOMA COUNTY**

\_\_\_\_\_  
County Clerk

\_\_\_\_\_  
Chairman, Board of County Commissioners

Approved for form and legality.

\_\_\_\_\_  
District Attorney

(The remainder of this page intentionally left blank)

This Agreement was approved by The City of Oklahoma City this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

Attest:

**THE CITY OF OKLAHOMA CITY**

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

Reviewed for form and legality.

\_\_\_\_\_  
Deputy Municipal Counselor

(The remainder of this page intentionally left blank)

This Agreement was approved by the City of Edmond this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

Attest:

**CITY OF EDMOND**

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

Reviewed for form and legality.

\_\_\_\_\_  
Municipal Counselor

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This Agreement was approved by the City of Midwest City this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

Attest:

**CITY OF MIDWEST CITY**

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

Reviewed for form and legality.

\_\_\_\_\_  
Municipal Counselor

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**RESTATEMENT OF THE  
PROFESSIONAL SERVICES AGREEMENT WITH THE  
OKLAHOMA COUNTY CRIMINAL JUSTICE ADVISORY COUNCIL**

This Extension and Restatement of the Professional Services Agreement (“**Agreement**”) is made and entered into by and between The Oklahoma County Criminal Justice Advisory Council (“**Council**”) and, Oklahoma County, a political subdivision of the State of Oklahoma (“**Oklahoma County**”), The City of Oklahoma City, an Oklahoma municipal corporation and a charter city organized and existing pursuant to the Oklahoma State Constitution (“**Oklahoma City**”), The City of Edmond, an Oklahoma municipal corporation and a charter city organized and existing pursuant to the Oklahoma State Constitution (“**Edmond**”), and The City of Midwest City, an Oklahoma municipal corporation and a charter city organized and existing pursuant to the Oklahoma State Constitution (“**Midwest City**”).

**WITNESSETH:**

**WHEREAS**, the **Council** is a separate legal entity created pursuant to the **Interlocal Agreement** entered into by **Oklahoma County, Oklahoma City, Edmond and Midwest City** pursuant to 74 O.S. §1001 et seq.; and

**WHEREAS**, the **Council** exists for the purpose of assisting **Oklahoma County, Oklahoma City, Edmond and Midwest City** in improving cooperation and coordination of activities that affect the criminal justice systems in Oklahoma County; and

**WHEREAS**, it is the desire of **Oklahoma County, Oklahoma City, Edmond and Midwest City** to promote, foster, and enhance criminal justice systems in their respective cities and in Oklahoma County; and

**WHEREAS**, the **Council** is an advisory board composed of leaders in the community and the criminal justice system with special knowledge of the criminal justice system in **Oklahoma County, Oklahoma City, Edmond and Midwest City**; and

**WHEREAS**, the **Council** has years of experience and expertise and is uniquely positioned to study the current criminal justice system and to research and assimilate data, and information and to make recommendations for better cooperation and communication between **Oklahoma County, Oklahoma City, Edmond and Midwest City** and for the enhancement of the criminal justice system and community and public safety; and

**WHEREAS**, **Oklahoma County, Oklahoma City, Edmond and Midwest City** desire to utilize the cumulative experience and knowledge of the **Council** and to engage the **Council** to provide professional program services and to develop recommendations for the criminal justice systems in **Oklahoma County, Oklahoma City, Edmond and Midwest City**, which will also enhance the social and economic well-being of these communities and their citizens; and

**WHEREAS**, the **Council** desires to provide **Oklahoma County, Oklahoma City, Edmond and Midwest City** with the professional services requested herein and to provide the

work products identified within the **Agreement**, which will promote and foster enhancement to the criminal justice system and to these communities; and

**WHEREAS**, the Council will retain a professional staff with experience where necessary to supplement its expertise and resources.

**NOW, THEREFORE**, in exchange for the consideration, covenants, agreements, and premises set forth herein, the parties hereto agree as follows:

**SECTION 1. COUNCIL.**

The **Council** is a separate legal entity created pursuant to the an **Interlocal Agreement** entered into by **Oklahoma County, Oklahoma City, Edmond and Midwest City** in accordance with 74 O.S. §1001 et seq.

**SECTION 2. COUNCIL TO PROVIDE PROFESSIONAL SERVICES.**

**Oklahoma County, Oklahoma City, Edmond and Midwest City** engage the **Council** and the **Council** agrees to provide professional services to **Oklahoma County, Oklahoma City, Edmond and Midwest City** that will:

A. assist **Oklahoma County, Oklahoma City, Edmond and Midwest City** in improving cooperation and coordination of activities that affect their individual and collective criminal justice systems;

B. promote policies that will lead to a more effective criminal justice system, enhance public safety, encourage regular communication and collaboration among **Oklahoma County, Oklahoma City, Edmond and Midwest City**, reduce unnecessary incarceration, and control costs;

C. study and evaluate the criminal justice system, collect and analyze data related to the criminal justice system, increase efficiency and effectiveness of the criminal justice system, recommend policies and programs to reduce recidivism, reduce jail population, and increase community and public safety, recommend policies and practices to control the costs of criminal justice system and incarceration, and increase community support for criminal justice reform;

D. collect and analyze data, accumulate and evaluate ideas, and conduct studies to enhance the criminal justice systems in Oklahoma County including but not limited to:

- 1) community and public safety,
- 2) cost control in the criminal justice system,
- 3) communication and collaboration among **Oklahoma County, Oklahoma City, Edmond and Midwest City** regarding shared criminal justice concerns,
- 4) alternatives to incarceration and options for reducing jail population,
- 5) reduction of recidivism, and
- 6) the increase of community support for criminal justice reform.

E. share information and recommendations for best legislative and administrative practices and policies for enhancing the criminal justice system with the **Oklahoma County, Oklahoma City, Edmond and Midwest City**, the State Legislature, and other parties engaged in or affecting the criminal justice.

**SECTION 3. SCOPE OF SERVICES.**

A. The professional services to be provided by the **Council** in performance of this **Agreement** shall consist of all professional advice and insight and other related resources necessary for the accomplishment of the objectives set forth in this **Scope of Services** and in **Attachment A, Reports and Recommendations**, including submission of all required Quarterly and Final Reports and any other obligations set forth herein.

B. In performing this **Agreement**, the **Council** shall provide the necessary, qualified and competent personnel predominantly assigned to the accomplishment of the objectives set forth in Section 2 of this **Agreement**, this **Scope of Services** and **Attachment A**.

**SECTION 4. RESPONSIBILITIES OF COUNCIL.**

A. The **Council** shall be accountable to **Oklahoma County, Oklahoma City, Edmond and Midwest City** for the provision of all professional staff, offices and other related services or resources needed to accomplish the objectives set forth in Section 2 of this **Agreement** and the **Scope of Services**, and for enhancing the criminal justice systems and community and public safety in **Oklahoma County, Oklahoma City, Edmond and Midwest City**.

B. The parties understand that the **Council** is responsible for the day-to-day provision of professional services for the accomplishment of the objectives set forth in Section 2 of this **Agreement** and the **Scope of Services**, and for reporting on the same by means of the Reports and Recommendations required by **Attachment A** to this Agreement.

**SECTION 5. COMPENSATION FOR SERVICES RENDERED.**

A. Upon delivery of each Quarterly Report set forth in **Attachment A, Oklahoma County, Oklahoma City, Edmond and Midwest City** shall pay the **Council** for services rendered in the quarterly amount of **Seventy Five Thousand Dollars (\$75,000.00)**, as set forth in subsection 5 (B) below.

B. As between **Oklahoma County, Oklahoma City, Edmond and Midwest City**, each party shall pay a percent of each quarterly installment.

1. **Oklahoma County** will pay 50 percent of each quarterly payment within fifteen (15) calendar days of receipt of each Quarterly Report by the Chairperson of the Council of County Commissioners,
2. **Oklahoma City** will pay 40.6 percent of each quarterly payment within fifteen (15) calendar days of receipt of each Quarterly Report by the City Manager of the City of Oklahoma City,
3. **Edmond** will pay 5.8 percent of each quarterly payment within fifteen (15) calendar days of receipt of each Quarterly Report by the City Manager of the City of Edmond, and
4. **Midwest City** will pay 3.6 percent of each quarterly payment within fifteen (15) calendar days of receipt of each Quarterly Report by the City Manager of the City of Midwest City.

None of the payers, **Oklahoma County, Oklahoma City, Edmond or Midwest City**, will be responsible for the payment or non-payment by any other payer. The **Council** shall submit a Quarterly Report together with an invoice for the quarterly installment due under this Section 5 for services rendered during the prior quarter. The invoice submitted must meet the requirements for claims by contractors as set forth by each respective payer.

C. The Chairperson and respective City Managers will review each Quarterly Report and invoice to verify services performed meet the requirements of this **Agreement**. The Chairperson or any City Manager may request any additional information needed to fully document the **Council's** work in furtherance of the objectives set forth in Section 2 of this **Agreement** and the **Scope of Services**. Chairperson and each respective City Manager shall complete his or her review within five business days of the submission of the Quarterly Report and invoice by the **Council** and, if found to be satisfactory, shall process the invoice for payment; provided, if the Chairperson or any City Manager reasonably finds that the Quarterly Report or invoice are not satisfactory, he or she must immediately notify the Council and may withhold payment until any deficiencies in the form of the Quarterly Report or invoice have been corrected by the **Council**. Following receipt of such revised Quarterly Report or invoice form, the claim shall be processed for payment within ten (10) calendar days.

D. The **Council** understands and agrees that the payment of funds by **Oklahoma County, Oklahoma City, Edmond or Midwest City** to the **Council** under this **Agreement** shall be subject to annual appropriation and budgeting as required by Oklahoma law, and that any funds to be paid to the **Council** for the professional services provided hereunder shall be limited to the amount of funds appropriated for use in making payment to the **Council**.

E. In addition to the above payments for Quarterly Reports, in exchange and support of the professional services provided by the **Council, Oklahoma City** will provide the services of the City Clerk as Secretary to the **Council** to assist with the requirements of the Oklahoma Open Meeting Act by publishing the advance notice of the Council's meetings and taking the Council's minutes, in accordance with 25 O.S. § 312.

**SECTION 6. OFFICE SPACE.**

The Greater Oklahoma City Chamber of Commerce will provide office space to the Council's Director at no cost to the **Council, Oklahoma County, Oklahoma City, Edmond, or Midwest City**. Office space for additional personnel will be determined at a future time.

**SECTION 7. NO EXTRA SERVICES AND AMENDMENTS.**

No claims for extra work or services of any kind or character beyond those set forth in this **Agreement** or beyond the funds available hereunder shall be recognized by or be binding on **Oklahoma County, Oklahoma City, Edmond and Midwest City** unless such work or services are first approved by **Oklahoma County, Oklahoma City, Edmond and Midwest City** by written amendment. Any amendments to this **Agreement** to increase payments to the **Council** for services above the amounts specified in this **Agreement** or to change the **Scope of Services** specified herein shall also be subject to approval in writing by **Oklahoma County, Oklahoma**

**City, Edmond and Midwest City.** Amendments to this **Agreement** which impact the **Scope of Services** must be approved by all parties prior to initiation of such services.

**SECTION 8. COUNCIL IS INDEPENDENT CONTRACTOR.**

A. The **Council** is acting as an independent contractor and the employees, agents and consultants of the **Council** and the **Council** Members, while acting in their roles as Council Members, are not employees of **Oklahoma County, Oklahoma City, Edmond or Midwest City.**

B. Neither the **State of Oklahoma** nor **Oklahoma County,** nor **Oklahoma City,** nor **Edmond** nor **Midwest City** will be liable for the acts or omissions of the Council, any Council Member, or any other Cooperating Entity. No Council Member will be liable for the acts or omissions of the Council, any other Council Member, or any Cooperating Entity.

**SECTION 9. BEST EFFORTS.**

The **Council** agrees to devote its best efforts and resources to the interests of **Oklahoma County, Oklahoma City, Edmond and Midwest City** and to endeavor in every way to successfully promote enhancement of the criminal justice system and community and public safety in the performance of all services requested or required in this Agreement.

**SECTION 10. ASSIGNMENT.**

The **Council** may not assign or otherwise transfer this Agreement or delegate the duties or obligations herein contained without prior written approval of **Oklahoma County, Oklahoma City, Edmond and Midwest City.**

**SECTION 11. CERTIFICATE OF NONDISCRIMINATION.**

In connection with the performance of work and services under this Agreement, the Chairperson of the **Council** has executed a Certificate of Nondiscrimination which is attached hereto and made a part of this Agreement as if set forth in its entirety herein.

**SECTION 12. NOTICES.**

Any notice to be given under this **Agreement** will be deemed given on the date of electronic mail with email receipt confirmation, or upon personal delivery, or upon the date of mailing if mailed by certified mail, return receipt requested, with proper prepaid postage thereon, to the following addressees at the following addresses:

Oklahoma County Criminal Justice Advisory Council  
OCCJAC c/o Executive Director Timothy Tardibono  
123 Park Ave., 1<sup>st</sup> Floor  
Oklahoma City, OK 73102  
405.290.7060  
[ttardibono@okcountycjac.org](mailto:ttardibono@okcountycjac.org)

Oklahoma County  
c/o Chairman of the Board of County Commissioners  
320 Robert S. Kerr Avenue Oklahoma City, Oklahoma 73102

Oklahoma City  
c/o City Manager  
200 N Walker Avenue – 3<sup>rd</sup> Floor  
Oklahoma City, Oklahoma 73102

Edmond  
c/o City Manager  
24 E 1<sup>st</sup> Street  
Edmond, OK 73034

Midwest City  
c/o City Manager  
100 North Midwest Boulevard  
Midwest City, Oklahoma 73110  
Email address: ghenson@midwestcityok.org

or to such other address or addressee as any party may from time to time specify by written notice to all other parties.

**SECTION 13. PROHIBITION AGAINST CONTINGENT FEES.**

The **Council** warrants that **Council** has not employed or retained any company or person, other than a bona fide employee working for the **Council** to solicit or secure this **Agreement**, or any amendment, and that **Council** has not paid or agreed to pay any person, company, corporation, individual, or firm other than a bona fide employee working for the **Council** any fee, commission, percentage, gift, or any other consideration, contingent upon or resulting from the award or making of this **Agreement**.

**SECTION 14. CANCELLATION.**

A. **Oklahoma County, Oklahoma City, Edmond or Midwest City** may cancel this Agreement, or any portion of this Agreement, for cause, upon written notice to the **Council**. Cancellation for cause shall include any impropriety, default, or breach of contract on the part of the **Council** for which **Oklahoma County, Oklahoma City, Edmond or Midwest City** has provided ten (10) calendar prior days written notice of cancellation to which the **Council** has not responded or to which the **Council** has not adequately corrected during that ten (10) day period. Such notice must have been provided to all parties in accordance with the Notice Section herein.

B. The **Council** may cancel this Agreement, or any portion of this Agreement, with or without cause, upon written notice to **Oklahoma County, Oklahoma City, Edmond and Midwest City**. Such notice must have been provided to all parties in accordance with the Notice Section herein.

C. In the event of any cancellation, any work product under development (complete or incomplete) shall be the property of **Oklahoma County, Oklahoma City, Edmond and Midwest City** and copies will be provided by the **Council** to **Oklahoma County, Oklahoma City, Edmond and Midwest City**.

**SECTION 15. COMPLIANCE WITH ORDINANCES, REGULATIONS, AND STATE LAW.**

A. The **Council** shall comply with all existing and subsequently adopted laws and regulations of the State of Oklahoma and the United States of America relating or pertaining in any manner to this **Agreement**.

B. The laws of the State of Oklahoma shall govern the validity of this **Agreement**, its interpretation and performance, and any other claims related to it. The parties agree that any action, at law or in equity, regarding or relating to this **Agreement** shall be in a court of appropriate jurisdiction in Oklahoma County.

**SECTION 16. IMMIGRATION COMPLIANCE**

The **Council** agrees to comply with all applicable provisions of the “Oklahoma Taxpayer and Citizen Protection Act of 2007,” (Act) codified in part at 25 O.S. §§ 1312 and 1313.

**SECTION 17. ACCEPTANCE OF KICKBACKS AND GRATUITIES PROHIBITED.**

No officer, employee, contractor, or subcontractor of the **Council** shall accept any gratuity or kickback for the performance of work under this **Agreement**. The services of any officer, employee, contractor, or subcontractor of the **Council** who is found to have accepted any such gratuity or kickback shall be immediately terminated by the **Council**.

**SECTION 18. DEFEND, INDEMNIFY AND SAVE HARMLESS.**

To the fullest extent permitted by law, the **Council** agrees to release, defend, indemnify and save harmless **Oklahoma County, Oklahoma City, Edmond and Midwest City** and their officers, agents and employees, from and against any and all loss of or damage to property, injuries to or death of any person or persons and/or all claims, damages, suits, costs, expenses, liability, actions or proceedings of any kind or nature whatsoever, including, without limitation, Worker's Compensation claims of or by anyone whomever, in any way resulting from or arising out of the **Council's** negligent acts, operations, errors and/or omissions under or in connection with this **Agreement** and the parties for whom either entity is legally responsible. The **Council** shall promptly advise **Oklahoma County, Oklahoma City, Edmond and Midwest City** in writing, of any action, administrative or legal proceeding or investigation as to which this indemnification may apply, and the **Council**, at its expense, shall assume the defense of **Oklahoma County, Oklahoma City, Edmond and Midwest City** with counsel satisfactory to said entity. This section shall survive the expiration of this **Agreement**. Provided, however, the **Council** need not release, defend, indemnify or save harmless **Oklahoma County, Oklahoma City, Edmond and Midwest City** or their officers, agents and employees, from damages or injuries resulting from the negligence of **Oklahoma County, Oklahoma City, Edmond and Midwest City**, or their respective officers, agents or employees.



**SECTION 19. WHOLE AGREEMENT.**

The work and services to be provided by the **Council** are defined solely by this **Agreement**, and not by any other statements, documents, representations, contracts or agreements that may be associated with this **Agreement** or the negotiation or procurement hereof.

**SECTION 20. AMENDMENT.**

This **Agreement** supersedes all prior discussions and understandings and may only be modified by written amendment executed by the **Council, Oklahoma County, Oklahoma City, Edmond and Midwest City.**

**SECTION 21. EFFECTIVE DATE, TERM, AND TIME.**

A. This **Agreement** shall become effective on the first date on which all of the following approvals have taken place:

1. The **Interlocal Agreement** creating the Council has been approved by the Oklahoma Attorney General; and
2. The Council has approved this **Agreement**; and
3. Oklahoma County has approved this **Agreement**; and
4. Oklahoma City, Edmond, and Midwest City have approved this **Agreement**.

When effective, this **Agreement** shall supersede any prior agreements between the parties. The **Council** shall complete all work and services to be performed hereunder by June 30, 2019, provided PowerPoint presentations of the final Quarterly Report and the Final Recommendations to each **Oklahoma County, Oklahoma City, Edmond and Midwest City** may be presented after June 30, 2019, if so scheduled by said entity.

B. It is provided that this **Agreement** may be subsequently renewed annually upon mutual written agreement of all parties.

**SECTION 22. CAPTIONS.**

The captions provided herein, above each section, shall not in any way limit, restrict, affect, or define the meaning of the section.

(The remainder of this page intentionally left blank)

This Agreement was approved by the Oklahoma County Criminal Justice Advisory Council this 20<sup>th</sup> day of September, 2018.

Attest:

**OKLAHOMA COUNTY  
CRIMINAL JUSTICE ADVISORY COUNCIL**

  
Secretary

  
Chairman of the Council

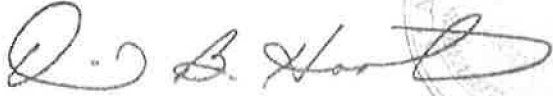
  
Council Attorney

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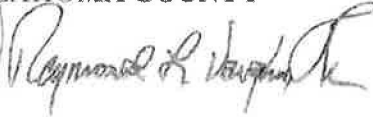
This Agreement was approved by the Council of County Commissioners for Oklahoma County this 19<sup>th</sup> day of September, 2018.

Attest:

**COUNCIL OF COUNTY COMMISSIONERS  
OKLAHOMA COUNTY**

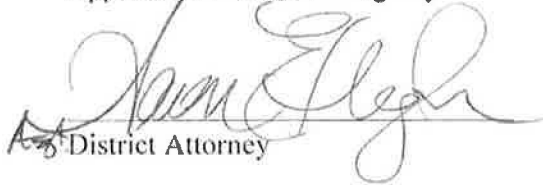


Secretary



Chairman of the Board of County Commissioners

Approved for form and legality



District Attorney

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This Agreement was approved by The City of Oklahoma City this 25th day of September, 2018.

Attest:

*Trancey Kersy*  
City Clerk



*David Holt*

Reviewed for form and legality

*Wiley L. Williams*  
Deputy Municipal Counselor

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This Agreement was approved by the City of Midwest City this 25 day of September, 2017.

Attest:



THE CITY OF MIDWEST CITY

Sara Hancock  
City Clerk

[Signature]  
Mayor

Reviewed for form and legality

[Signature]  
Municipal Counselor

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This Renewal of the Professional Services Agreement was approved by the City of Edmond and SIGNED by the Mayor on this 24 day of SEPT, 2018.

ATTEST:

The City of Edmond



Secretary



Mayor

Reviewed for form and legality



Municipal Counselor



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**CERTIFICATE OF NONDISCRIMINATION**

In connection with the performance under the Agreement, the Council agrees as follows:

- A. The Council agrees not to discriminate against any employee or applicant for employment because of race, creed, sex, color, national origin, ancestry, age or disability, as defined by the Americans with Disabilities Act of 1990, Sec. 3(2). Council shall take affirmative action to ensure that employees are treated without regard to their race, creed, sex, color, national origin, ancestry, age or disability, as defined by the Americans with Disabilities Act of 1990, Sec. 3(2). Such actions shall include, but not be limited to, the following: employment, upgrading, demotion or transfer, recruiting or recruitment, advertising, layoff or termination, rate of pay or other forms of compensation and selection for training, including apprenticeship. The Council and its subcontractors shall agree to post in a conspicuous place, available to employees and applicants for employment, notices to be provided by the City Clerk of The City of Oklahoma City setting forth the provisions of this Section.
  
- B. In the event of the Council's noncompliance with this Nondiscrimination Certificate, the Agreement may be canceled, terminated or suspended by **Oklahoma County, Oklahoma City, Edmond or Midwest City**. The Council may be declared by **Oklahoma County, Oklahoma City, Edmond or Midwest City** ineligible for further contracts until satisfactory proof of intent to comply shall be made by the Council and/or its subcontractors.
  
- C. The Council agrees to include the requirements of this Nondiscrimination Certificate in any subcontracts connected with the performance of this Agreement.

I have read the above clause and agree to abide by its requirements.

***This form must be fully completed and signed  
by the Council or Council's Authorized Agent.***

Oklahoma County Criminal Justice Advisory Council

Name of Individual, Partnership, Limited Liability  
Company, or Corporation, herein called "Contractor"

  
Signature of Contractor or Contractor's Authorized Agent

Tony J. Tyler Vice Chair  
Type or print name and title of person who signed above

**ATTACHMENT A**  
**REPORTS AND RECOMMENDATIONS.**

As a part of the **Scope of Services** specified in this **Agreement** and to keep **Oklahoma County, Oklahoma City, Edmond** and **Midwest City** informed of all progress and accomplishments, the **Council** shall provide the following Quarterly Reports to the Chairperson of the **Oklahoma County** Council of Commissioners, the City Manager of **Midwest City**, City Manager of **Edmond**, and City Manager of **Oklahoma City**:

- A. Quarterly Reports shall be submitted no later than the fifteenth (15<sup>th</sup>) day after the last day of each quarter of the calendar year (said fifteenth day being: January 15<sup>th</sup>, April 15<sup>th</sup>, June 15<sup>th</sup>, and October 15<sup>th</sup>). Quarterly Reports will provide sufficiently detailed information to document the **Council's** work to accomplish the objectives set forth in Section 2 of this **Agreement** and the **Scope of Services** during the preceding quarter. The first Quarterly Report shall be due by October 15<sup>th</sup>.
- B. Each of the four Quarterly Reports shall contain the following written and documented elements:
  1. Narrative Overview briefly outlining:
    - a. Major accomplishments of the reported quarter, and
    - b. Major work to be undertaken in the next quarter.
  2. A listing of Goals, updated to show the quantitative progress and/or qualitative progress toward each stated goal.
  3. Attachments or information needed to fully inform the governing bodies of **Oklahoma County, Oklahoma City, Edmond** and **Midwest City** concerning the status of each service being performed and recommendations for the next quarter.
- C. Fourth Quarter Report: The written 4<sup>th</sup> Quarter Report is due by June 15, and shall also include the following elements:
  1. A Powerpoint presentation and an oral summary on the entire **Scope of Services** and all work performed under this **Agreement** presented by the **Council** to each of the governing bodies of **Oklahoma County, Oklahoma City, Edmond** and **Midwest City** not later than June 15, unless otherwise scheduled by request of **Oklahoma County, Oklahoma City, Edmond** and **Midwest City**, respectively.
  2. The 4<sup>th</sup> Quarter Report shall also:
    - a. detail the year's accomplishments under each Goal,
    - b. compare actual activities and accomplishments with each stated Goal,
    - c. identify and explain any significant variation from the **Scope of Services**; and
    - d. outline recommendations, plans, and projections for the next year, should the Agreement be renewed.

**Oklahoma County, Oklahoma City, Edmond** and **Midwest City** shall accept the **Scope of Services** as complete upon approval of the 4<sup>th</sup> Quarter Report and Presentations.





**City Manager, Tim Lyon**

100 N. Midwest Boulevard

Midwest City, OK 73110

TLyon@midwestcityok.org

[www.midwestcityok.org](http://www.midwestcityok.org)

**MEMORANDUM**

To: Mayor and Members of the City Council

From: Tim Lyon, City Manager

Date: September 27, 2022

RE: Discussion and consideration for adoption, including any amendments, to recommend to the Board of County Commissioners for Oklahoma County the name of Dr. Rick Cobb as the representative of the City of Midwest City to the site location and construction oversight committee for the new County Jail. (T. Lyon – City Manager).

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This request is to place before the Board of County Commissioners for Oklahoma County the name of Dr. Rick Cobb, Superintendent for the Mid-Del School System, as the representative for the City of Midwest City on the site selection and construction oversight committee for the new County Jail.

Dr. Cobb has expressed an interest in serving on this committee.

Approval is at the discretion of the City Council.

Respectfully submitted,

Tim Lyon  
City Manager



NEW BUSINESS/  
PUBLIC DISCUSSION





EXECUTIVE SESSION





**City Manager**  
100 N. Midwest Boulevard  
Midwest City, OK 73110  
[tlyon@midwestcityok.org](mailto:tlyon@midwestcityok.org)  
Office: 405.739.1201  
[www.midwestcityok.org](http://www.midwestcityok.org)

MEMORANDUM

TO: Honorable Mayor and City Council

FROM: Tim Lyon, City Manager

DATE: September 27, 2022

SUBJECT: Discussion and consideration of 1) entering into executive session, as allowed under Title 25 Section 307 (B)(4) to discuss confidential communications between a public body and its attorney concerning a pending investigation, claim, or action if the public body with the advice of its attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest; and 2) in open session, authorizing the City Manager to take action as appropriate based on the discussion in executive session.

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Appropriate information will be dispersed during executive session.

\_\_\_\_\_  
Tim L. Lyon, City Manager



FURTHER INFORMATION





**Engineering and  
Construction Services**  
100 N Midwest Boulevard  
Midwest City, OK 73110  
Office 405.739.1220

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TO : Honorable Mayor and Council

FROM : Brandon Bundy, P.E., Director

DATE : September 27, 2022

SUBJECT : Monthly Residential and Commercial Building report for August 2022

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Brandon Bundy, P.E.,  
Director of Engineering and Construction Services



# The City of Midwest City Community Development Department

100 N Midwest Boulevard - Midwest City, OK 73110

## Building Permits Summary - Issued 8/1/2022 to 8/31/2022

### **Building - Commercial & Industrial**

<u>Count</u>	<u>Permit Type</u>	<u>Value</u>
3	Cell Tower Modification Bldg Permit	\$45,000.00
1	Com Demolition Permit	\$23,170.00
2	Com Driveway Permit	
8	Com General Electrical Permit	
6	Com General Mechanical Permit	
6	Com General Plumbing Permit	
2	Com New Const Bldg Permit	\$720,000.00
4	Com New Const Electrical Permit	
4	Com New Const Mechanical Permit	
5	Com New Const Plumbing Permit	
9	Com Remodel Bldg Permit	\$3,063,100.00
28	Com Sign Permit	\$150,965.00
<b>Total Value of Building - Commercial &amp; Industrial:</b>		<b>4,002,235.00</b>

### **Building - Residential**

<u>Count</u>	<u>Permit Type</u>	<u>Value</u>
11	Res Accessory Bldg Permit	\$90,209.76
5	Res Carport Permit	\$12,591.56
3	Res Demolition Permit	\$22,200.00
21	Res Driveway Permit	
32	Res Duplex New Const Bldg Permit	\$4,800,000.00
8	Res Fence Permit	\$26,400.00
56	Res General Electrical Permit	
38	Res General Mechanical Permit	\$0.00
64	Res General Plumbing Permit	\$0.00
12	Res New Const Electrical Permit	
11	Res New Const Mechanical Permit	
22	Res New Const Plumbing Permit	
1	Res Patio Cover Permit	\$2,000.00
23	Res Roofing Permit	
1	Res Single-Fam Addition Bldg Permit	\$5,600.00
20	Res Single-Fam New Const Bldg Permit	\$4,379,549.00
3	Res Single-Fam Remodel Building Permit	\$89,000.00
2	Res Storm Shelter Permit	\$6,995.00
3	Res Swimming Pool / Hot Tub Permit	\$6,479.00
<b>Total Value of Building - Residential:</b>		<b>9,441,024.32</b>

**Grand Total:** \$13,443,259.32



# The City of Midwest City Community Development Department

100 N Midwest Boulevard - Midwest City, OK 73110

## Building Permits by Type - Issued 8/1/2022 to 8/31/2022

### **Building - Commercial & Industrial**

#### **Cell Tower Modification Bldg Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/3/22	1610 S SOONER RD	DOZIER, WAYNE	B-22-1688	\$10,000.00
8/5/22	160 MARSHALL DR, 73110	Verizon Wireless	B-22-1563	\$0.00
8/25/22	6601 W CURTIS DR, 73110	Paul Brugge	B-21-2553	\$35,000.00
				<b>\$45,000.00</b>

#### **Com Demolition Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/2/22	7121 E RENO AVE, 73110	MIDWEST WRECKING	B-22-1821	\$23,170.00
				<b>\$23,170.00</b>

#### **Com Driveway Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/8/22	208 S DOUGLAS BLVD, 73130	RANGEL'S CONCRETE LLC	B-22-2026	
8/10/22	2841 GLOBAL PKWY, 73110	DUARTES BROTHERS CONCRETE	B-22-2136	

#### **Com New Const Bldg Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/8/22	5615 SE 15TH ST, 73110	Steven Cooksey	B-21-2176	\$600,000.00
8/25/22	5910 SE 15TH ST, 73110	NAFA ENGINEERING	B-21-2820	\$120,000.00
				<b>\$720,000.00</b>

#### **Com Remodel Bldg Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/2/22	2825 PARKLAWN DR, 73110	Hilary Peters	B-22-1155	\$188,100.00
8/3/22	300 S AIR DEPOT BLVD, OK, 73110	Kurt Schultz	B-22-1557	\$150,000.00
8/5/22	7617 E RENO AVE, 73110	Dervish Krasnic	B-21-1205	\$425,000.00
8/12/22	8750 NE 23RD ST, OK, 73141	George Marquez	B-21-2771	\$20,000.00
8/19/22	2825 PARKLAWN DR, MWC, OK, 73110	John Hill	B-22-0952	\$1,200,000.00
8/23/22	9010 NE 23RD ST, OK, 73141	Ampler Chicken, LLC	B-22-0382	\$280,000.00
8/26/22	5912 SE 15TH ST, 73110	Permit Advisors	B-22-0617	\$450,000.00
8/29/22	2816 WOODCREST DR, 73110	MIKE STEPHENSON	B-21-1836	\$300,000.00
8/31/22	2212 S POST RD, 73130	Rance Pride	B-22-0922	\$50,000.00
				<b>\$3,063,100.00</b>

#### **Com Sign Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/17/22	5920 SE 15TH ST, 73110	Sign Studio - Brandon Hoover	B-22-1189	\$5,500.00
8/17/22	5920 SE 15TH ST, OK, 73110	Sign Studio - Brandon Hoover	B-22-1191	\$4,500.00
8/17/22	5920 SE 15TH ST, OK, 73110	Sign Studio - Brandon Hoover	B-22-1192	\$5,000.00
8/17/22	5920 SE 15TH ST, OK, 73110	Sign Studio - Brandon Hoover	B-22-1193	\$5,000.00
8/17/22	5920 SE 15TH ST, OK, 73110	Sign Studio	B-22-1194	\$750.00
8/17/22	5920 SE 15TH ST, OK, 73110	Sign Studio - Brandon Hoover	B-22-1195	\$750.00



8/17/22	5920 SE 15TH ST, OK, 73110	Sign Studio - Brandon Hoover	B-22-1196	\$950.00
8/17/22	5920 SE 15TH ST, OK, 73110	Brandon Hoover	B-22-1573	\$25,000.00
8/17/22	5920 SE 15TH ST, 73110	Brandon Hoover	B-22-1574	\$5,000.00
8/17/22	5920 SE 15TH ST, 73110	Brandon Hoover	B-22-1575	\$5,000.00
8/17/22	5920 SE 15TH ST, 73110	Brandon Hoover	B-22-1576	\$5,000.00
8/18/22	5601 TINKER DIAGONAL, 73110	Pete Webb	B-21-2105	\$35,000.00
8/23/22	232 S AIR DEPOT BLVD, 73110	Byron Boyd	B-22-1750	\$6,200.00
8/23/22	7195 SE 29TH ST, MWC, OK, 73110	Jace Larsen	B-22-1850	\$4,000.00
8/23/22	7195 SE 29TH ST, MWC, OK, 73110	Jace Larsen	B-22-1851	\$4,000.00
8/23/22	6825 SE 29TH ST, 73110	Palmer Jones	B-22-2223	\$7,500.00
8/23/22	6825 SE 29TH ST, 73110	Palmer Jones	B-22-2226	\$7,000.00
8/29/22	9909 SE 15TH ST, OK, 73130	Signs & Wonders, LLC	B-22-1985	\$2,475.00
8/29/22	9909 SE 15TH ST, OK, 73130	Signs & Wonders, LLC	B-22-1986	\$2,475.00
8/29/22	9909 SE 15TH ST, OK, 73130	Signs & Wonders, LLC	B-22-1987	\$2,475.00
8/29/22	2550 S DOUGLAS BLVD, OK, 73130	Signs & Wonders, LLC	B-22-1988	\$2,375.00
8/29/22	2550 S DOUGLAS BLVD, OK, 73130	Signs & Wonders, LLC	B-22-1989	\$2,375.00
8/29/22	2550 S DOUGLAS BLVD, OK, 73130	Signs & Wonders, LLC	B-22-1990	\$2,375.00
8/29/22	2550 S DOUGLAS BLVD, OK, 73130	Signs & Wonders, LLC	B-22-1991	\$2,375.00
8/29/22	9050 NE 23RD ST, OK, 73141	Signs & Wonders, LLC	B-22-1992	\$2,000.00
8/29/22	9050 NE 23RD ST, OK, 73141	Signs & Wonders, LLC	B-22-1993	\$2,000.00
8/29/22	9050 NE 23RD ST, OK, 73141	Shelby Hardison	B-22-1994	\$2,000.00
8/29/22	101 N DOUGLAS BLVD, J, 73110	Insignia Signs, Inc.	B-22-2031	\$1,890.00

**\$150,965.00**

### **Building - Residential**

#### **Res Accessory Bldg Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/10/22	220 W CAMPBELL DR, 73110	Jerry	B-22-1708	\$3,000.00
8/11/22	925 W MITCHELL DR, 73110	Leonard Beers	B-22-1866	\$5,000.00
8/22/22	10504 HERBERT DR, 73130	same as property owner	B-22-2008	\$4,100.00
8/26/22	3500 N IDYLWILD DR, 73110	Cassidy Salamone	B-22-2236	\$4,318.00
8/26/22	708 THREE OAKS DR, MWC, OK, 73130	Gayla Craigie-Curtis	B-22-2175	\$1,000.00
8/26/22	9532 NAWASSA DR, MIDWEST CITY, OK, 0	Cassidy Salamone	B-22-2183	\$14,557.00
8/29/22	8828 WINDY HOLLOW DR, MIDWEST CITY, OK, 0	Elliott Tice	B-22-1819	\$4,158.00
8/29/22	1619 N DOUGLAS BLVD, 73130	Elliott Tice	B-22-1829	\$10,527.00
8/29/22	2924 OAK AVE, MWC, OK, 73130	Jon Easton	B-22-1956	\$1,500.00
8/30/22	1900 WEBSTER ST, MIDWEST CITY, OK, 0	Frank Newport	B-22-1070	\$35,000.00
8/31/22	2320 AVERY AVE, 73130	Julia Ashton	B-22-1472	\$7,049.76

**\$90,209.76**

#### **Res Carport Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/10/22	1901 N MIDWEST BLVD, 73141	Tim Taff	B-22-1981	\$0.00
8/11/22	526 E STEED DR, MWC, OK, 73110	Roger Ring	B-22-1718	\$2,900.00
8/24/22	1804 MARK TRAIL, 73141	Julius GUY	B-22-1849	\$2,191.56
8/26/22	225 W GLENHAVEN DR, MWC, OK, 73110	Michael Coley	B-22-2111	\$6,000.00
8/29/22	1012 N MIMOSA LN, MWC, OK, 73110	Jeff Rhodes	B-22-2080	\$1,500.00

**\$12,591.56**

#### **Res Demolition Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/9/22	2420 S ANDERSON RD, 73130	MIDWEST WRECKING	B-22-1626	\$11,450.00
8/24/22	512 E ERCOUBE DR, 73110	RUFNEX INDUSTRIAL	B-22-2230	\$10,750.00
8/26/22	10200 NE 4TH ST, MIDWEST CITY, OK, 0	Total Demolition Services, LLC	B-22-1739	

**Res Driveway Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/4/22	237 SPIRIT DR, 73110	LOS PINOS CONSTRUCTION LLC	B-22-2070	
8/4/22	239 SPIRIT DR, 73110	LOS PINOS CONSTRUCTION LLC	B-22-2071	
8/4/22	243 SPIRIT DR, 73110	LOS PINOS CONSTRUCTION LLC	B-22-2072	
8/4/22	245 SPIRIT DR, 73110	LOS PINOS CONSTRUCTION LLC	B-22-2073	
8/8/22	9070 NE 13TH ST, 73130	REDLANDS CONTRACTING LLC	B-22-2093	
8/8/22	234 SPIRIT DR, 73110	LOS PINOS CONSTRUCTION LLC	B-22-2104	
8/8/22	242 SPIRIT DR, 73110	LOS PINOS CONSTRUCTION LLC	B-22-2105	
8/8/22	240 SPIRIT DR, 73110	LOS PINOS CONSTRUCTION LLC	B-22-2106	
8/8/22	236 SPIRIT DR, 73110	LOS PINOS CONSTRUCTION LLC	B-22-2107	
8/9/22	1011 CALDWELL DR, 73130	MUD & STEEL CONSTRUCTION	B-22-2122	
8/9/22	10492 TURTLE BACK DR, 73130	CB CONSTRUCTION LLC	B-22-2126	
8/9/22	10496 TURTLE BACK DR, 73130	CB CONSTRUCTION LLC	B-22-2127	
8/11/22	241 CHAUCER CRESCENT, 73130	OLIVAS CONSTRUCTION CO INC	B-22-2139	
8/15/22	1201 N POST RD, 73130	B & R CONCRETE	B-22-2162	
8/17/22	8760 PATRIOT DR, 73110	LOS PINOS CONSTRUCTION LLC	B-22-2204	
8/17/22	8762 PATRIOT DR, 73110	LOS PINOS CONSTRUCTION LLC	B-22-2203	
8/17/22	248 SPIRIT DR, 73110	LOS PINOS CONSTRUCTION LLC	B-22-2201	
8/17/22	246 SPIRIT DR, 73110	LOS PINOS CONSTRUCTION LLC	B-22-2202	
8/23/22	2413 CATTAIL CT, 73130	CB CONSTRUCTION LLC	B-22-2244	
8/26/22	228 SPIRIT DR, 73110	LOS PINOS CONSTRUCTION LLC	B-22-1963	
8/30/22	704 FOSTER PL, 73110	STEPHENS CONSTRUCTION	B-22-2304	

**Res Duplex New Const Bldg Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/2/22	8786 PATRIOT DR, 73110	Laura Ramer	B-21-2590	\$150,000.00
8/2/22	8784 PATRIOT DR, 73110	Laura Ramer	B-21-2589	\$150,000.00
8/4/22	8768 PATRIOT DR, 73110	Laura Ramer	B-21-2599	\$150,000.00
8/4/22	8766 PATRIOT DR, 73110	Laura Ramer	B-21-2595	\$150,000.00
8/22/22	236 SPIRIT DR, 73110	Laura Ramer	B-21-2618	\$150,000.00
8/22/22	215 SPIRIT DR, 73110	Laura Ramer	B-21-2612	\$150,000.00
8/22/22	218 SPIRIT DR, 73110	Laura Ramer	B-21-2608	\$150,000.00
8/22/22	216 SPIRIT DR, 73110	Laura Ramer	B-21-2609	\$150,000.00
8/24/22	234 SPIRIT DR, 73110	Laura Ramer	B-21-2619	\$150,000.00
8/24/22	245 SPIRIT DR, 73110	Laura Ramer	B-21-2630	\$150,000.00
8/24/22	243 SPIRIT DR, 73110	Laura Ramer	B-21-2631	\$150,000.00
8/24/22	219 SPIRIT DR, 73110	Laura Ramer	B-21-2617	\$150,000.00
8/24/22	221 SPIRIT DR, 73110	Laura Ramer	B-21-2616	\$150,000.00
8/24/22	210 SPIRIT DR, 73110	Laura Ramer	B-21-2607	\$150,000.00
8/24/22	212 SPIRIT DR, 73110	Laura Ramer	B-21-2606	\$150,000.00
8/26/22	227 SPIRIT DR, 73110	Laura Ramer	B-21-2620	\$150,000.00
8/26/22	213 SPIRIT DR, 73110	Laura Ramer	B-21-2613	\$150,000.00

8/29/22	248 SPIRIT DR, 73110	Laura Ramer	B-21-2626	\$150,000.00
8/30/22	246 SPIRIT DR, 73110	Laura Ramer	B-21-2627	\$150,000.00
8/30/22	230 SPIRIT DR, 73110	Laura Ramer	B-21-2614	\$150,000.00
8/30/22	228 SPIRIT DR, 73110	Laura Ramer	B-21-2615	\$150,000.00
8/30/22	239 SPIRIT DR, 73110	Laura Ramer	B-21-2628	\$150,000.00
8/30/22	237 SPIRIT DR, 73110	Laura Ramer	B-21-2629	\$150,000.00
8/30/22	224 SPIRIT DR, 73110	Laura Ramer	B-21-2610	\$150,000.00
8/31/22	8762 PATRIOT DR, 73110	Laura Ramer	B-21-2605	\$150,000.00
8/31/22	8760 PATRIOT DR, 73110	Laura Ramer	B-21-2604	\$150,000.00
8/31/22	225 SPIRIT DR, 73110	Laura Ramer	B-21-2621	\$150,000.00
8/31/22	222 SPIRIT DR, 73110	Laura Ramer	B-21-2611	\$150,000.00
8/31/22	233 SPIRIT DR, 73110	Laura Ramer	B-21-2624	\$150,000.00
8/31/22	231 SPIRIT DR, 73110	Laura Ramer	B-21-2625	\$150,000.00
8/31/22	242 SPIRIT DR, 73110	Laura Ramer	B-21-2622	\$150,000.00
8/31/22	240 SPIRIT DR, 73110	Laura Ramer	B-21-2623	\$150,000.00

**\$4,800,000.00**

**Res Fence Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/4/22	2013 EASTRIDGE PL, MWC, OK, 73141	Felecia Randle	B-22-1837	\$3,000.00
8/26/22	1412 N POST RD, MIDWEST CITY, OK, 0	oscar monday	B-22-2251	\$2,500.00
8/29/22	10112 NE 4TH ST, 73130	KELSO, DOYLE	B-22-2284	\$6,500.00
8/29/22	8766 PATRIOT DR, 73110	Jorge Cruz	B-22-1968	\$2,880.00
8/29/22	8760 PATRIOT DR, 73110	Jorge Cruz	B-22-1973	\$2,880.00
8/29/22	8772 PATRIOT DR, 73110	Jorge Cruz	B-22-1969	\$2,880.00
8/29/22	8778 PATRIOT DR, 73110	Jorge Cruz	B-22-1970	\$2,880.00
8/29/22	8784 PATRIOT DR, 73110	Jorge Cruz	B-22-1972	\$2,880.00

**\$26,400.00**

**Res Patio Cover Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/26/22	9504 ORCHARD BLVD, 73130	Barbara Davis	B-22-2097	\$2,000.00

**\$2,000.00**

**Res Roofing Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/2/22	9829 RAIL RD	TRIPLE DIAMOND CONSTR	B-22-2024	
8/3/22	2136 TURNER DR, 73110	EVANS ROOFING	B-22-2043	
8/5/22	141 W SILVER MEADOW DR, 73110	MHM CONSTRUCTION	B-22-2088	
8/5/22	500 THREE OAKS DR, 73130	SH VAUGHN CONSTRUCTION	B-22-2087	
8/9/22	3508 OAK GROVE, 73110	MHM CONSTRUCTION	B-22-2114	
8/10/22	612 ERCOUPE CT, 73110	CHAMPION ROOFING LLC	B-22-2020	
8/10/22	3405 N GLENOAKS DR, 73110	HEINTZELMAN CONSTRUCTION	B-22-2137	
8/15/22	2413 SANDRA DR, 73110	TRIPLE DIAMOND CONSTR	B-22-2171	
8/22/22	309 PARK PL, 73110	H2O	B-22-2234	
8/24/22	9116 OAKWOOD DR, 73130	HICKS ROOFING	B-22-2259	
8/24/22	301 TEXAS AVE, 73130	PARKER BROTHERS ROOFING	B-22-2263	
8/24/22	232 E ROBIN RD, 73130	PARKER BROTHERS ROOFING	B-22-2264	
8/25/22	1308 SEAN CT, 73110	MHM CONSTRUCTION	B-22-1909	
8/25/22	713 CROSBY BLVD, 73110	HICKS ROOFING	B-22-2258	
8/26/22	1816 SAINT PETER, 73141	JSD SANCHEZ ROOFING	B-22-2291	
8/29/22	1605 PENNINGTON CIR, 73130	MHM CONSTRUCTION	B-22-2295	
8/29/22	11516 ANDOVER CT, 73130	MHM CONSTRUCTION	B-22-2297	
8/29/22	429 KING AVE, 73130	MHM CONSTRUCTION	B-22-2296	
8/30/22	3712 SHADYWOOD DR, 73110	THE MUSKET GROUP LLC	B-22-2010	
8/30/22	11537 BERKSHIRE CT, 73130	HICKS ROOFING	B-22-2153	

8/30/22	800 N AIR DEPOT BLVD, 73110	BADGER CONSTRUCTION SERVICES LLC	B-22-2319
8/31/22	11542 ANDOVER CT, 73130	MHM CONSTRUCTION	B-22-2331
8/31/22	11501 BRIGHTON CT, 73130	MHM CONSTRUCTION	B-22-2333

**Res Single-Fam Addition Bldg Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/8/22	10124 ALICIA DR, MWC, OK, 73130	carl martin	B-21-2693	\$5,600.00
				<b>\$5,600.00</b>

**Res Single-Fam New Const Bldg Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/1/22	1708 RAIN TREE LN, MWC, OK, 73020	Michael Davidson	B-22-1469	\$350,000.00
8/1/22	10508 CATTAIL TER, 73130	Home Creations, Inc.	B-21-1719	\$153,500.00
8/1/22	2411 CATTAIL CIR, 73130	Home Creations, Inc.	B-21-1752	\$195,552.00
8/4/22	10512 CATTAIL TER, 73130	Home Creations	B-21-0991	\$156,500.00
8/8/22	10113 ST PATRICK DR	BARRON CONSTRUCTION	B-21-0295	\$110,000.00
8/15/22	2401 WOODGROVE CT, 73130	Home Creations, Inc.	B-22-1794	\$198,000.00
8/16/22	10301 E RENO AVE, OK, 73130	Fraze Enterprises LLC	B-22-0296	\$314,000.00
8/16/22	2414 CATTAIL CIR, 73130	Home Creations, Inc.	B-21-2104	\$172,500.00
8/18/22	914 N POPLAR LN, MWC, OK, 73130	stacey spangler	B-22-0465	\$185,000.00
8/24/22	10469 TURTLE BACK DR, 73130	Home Creations, Inc.	B-21-0478	\$154,021.00
8/24/22	10496 TURTLE BACK DR, 73130	Home Creations, Inc.	B-21-0251	\$156,500.00
8/24/22	10500 TURTLE BACK DR, 73130	Home Creations, Inc.	B-21-0796	\$153,199.00
8/26/22	2410 CATTAIL CIR, 73130	Home Creations, Inc.	B-21-1801	\$0.00
8/29/22	10464 TURTLE BACK DR, 73130	Home Creations, Inc.	B-22-1289	\$199,500.00
8/29/22	10460 TURTLE BACK DR, 73130	Home Creations, Inc.	B-22-1305	\$293,500.00
8/29/22	2405 WOODGROVE CT, 73130	Home Creations, Inc.	B-22-1779	\$214,000.00
8/29/22	10325 LE JEAN, MIDWEST CITY, OK, 0	Garrett Maples	B-22-1721	\$311,000.00
8/30/22	13188 SE 17TH ST, 73020	SWEARINGEN, BRANDON	B-21-0769	\$750,000.00
8/30/22	2520 S MIDWEST BLVD, 73110	Robert Smith	B-21-2413	\$150,000.00
8/31/22	2407 CATTAIL CIR, 73130	Home Creations, Inc.	B-21-0506	\$162,777.00
				<b>\$4,379,549.00</b>

**Res Single-Fam Remodel Building Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/11/22	500 LOTUS AVE, 73130	Vega's General Construction LLC	B-22-1725	\$50,000.00
8/23/22	6720 KLIPSPRINGER ST, MWC, OK, 73110	Duana Newcomb	B-22-1892	\$9,000.00
8/26/22	5717 SE 8TH ST, 73110	rick white	B-22-0842	\$30,000.00
				<b>\$89,000.00</b>

**Res Storm Shelter Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/30/22	2404 CEDAR ELM PL, 73020	Brennan Murphy	B-22-1623	\$3,900.00
8/30/22	2404 CEDAR ELM PL, 73020	Marissa Murphy	B-22-1623	\$3,900.00
8/30/22	10349 SE 19TH ST, MWC, OK, 73130	Amanda Jacobs	B-22-2030	\$3,095.00
				<b>\$10,895.00</b>

**Res Swimming Pool / Hot Tub Permit**

<u>Issued</u>	<u>Location</u>	<u>Applicant</u>	<u>Case #</u>	<u>Value</u>
8/4/22	201 W GLENHAVEN DR, MWC, OK, 73110	Stephanie Edwards	B-22-1839	\$0.00
8/8/22	219 W SHADYWOOD DR, MWC, OK, 73110	Shin Bowens	B-22-1603	\$3,399.00
8/11/22	205 SHADYBROOK PL, 73110	Torrianda Porter	B-22-1500	\$3,080.00

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\$6,479.00

**Grand Total:**                      \$13,447,159.32



# **The City of Midwest City**

## **Community Development Department**

100 N Midwest Boulevard - Midwest City, OK 73110

### **Inspections Summary - Inspected 8/1/2022 to 8/31/2022**

<u>Inspection Description</u>	<u>Count</u>
Accessory Bldg Inspection	1
Buildings - CO Inspection & Sign Off	13
Buildings - CO Reinspection & Sign Off	3
Com Amalgam Separator Rough Reinspection (Line Mainte	1
Com Building Final Inspection	7
Com Building Final Reinspection	2
Com Drainage 1 Inspection	2
Com Drainage2 Inspection	2
Com Drainage3 Inspection	2
Com Drainage4 Inspection	2
Com Drainage5 Inspection	2
Com Driveway Inspection	2
Com Duct Smoke Detector Retest/Reinspection (Building)	5
Com Duct Smoke Detector Test/Inspection	5
Com Duct Smoke Detector Test/Inspection (Building)	1
Com Duct Smoke Detector Test/Inspection (Fire Marshal)	3
Com Electrical Ceiling Inspection	1
Com Electrical Ceiling Reinspection	3
Com Electrical Final Inspection	6
Com Electrical Final Reinspection	8
Com Electrical Ground Inspection	3
Com Electrical Rough-in Inspection	4
Com Electrical Rough-in Reinspection	3
Com Electrical Service Inspection	3
Com Electrical Service Reinspection	1
Com Electrical Wall Inspection	2
Com Fence Inspection	1
Com Fire Alarm Final Inspection	1
Com Fire Alarm Rough Inspection	1
Com Fire Sprinkler Final Inspection	1
Com Fire Sprinkler Rough Inspection	1
Com Framing Inspection	7
Com Framing Reinspection	3
Com Gas Meter Inspection	2
Com Gas Meter Reinspection	1
Com Gas Piping Inspection	3
Com Grease Trap Final Reinspection	1
Com Grease Trap Rough Inspection (Line Maintenance)	2
Com Grease Trap Rough Reinspection (Line Maintenance)	1
Com Hood Suppression Inspection	2
Com Mechanical Ceiling Inspection	2
Com Mechanical Ceiling Reinspection	1
Com Mechanical Final Inspection	6
Com Mechanical Rough-in Inspection	4
Com Plumbing Final Inspection	5
Com Plumbing Final Reinspection	5

Com Plumbing Ground Inspection	1
Com Plumbing Rough-in Inspection	4
Com Plumbing Rough-in Reinspection	1
Com Retaining Wall Final Inspection	1
Com Retaining Wall Inspection	1
Com Sewer Service Inspection	4
Com Vent Hood Final Inspection (Building)	1
Com Vent Hood Final Inspection (Fire Marshal)	1
Com Vent Hood Final Reinspection (Building)	1
Com Vent Hood Rough Inspection	2
Com Vent Hood Rough Reinspection	1
Com Water Service Line Inspection	4
Commercial Meter Tap Inspection	3
County Health - CO Inspection & Sign Off	6
Electrical Generator Inspection	4
Electrical Generator Reinspection	1
Fire - CO Inspection & Sign Off	15
Fire - CO Reinspection & Sign Off	1
General Inspection	8
Hot Water Tank Inspection	9
Mechanical Change Out Inspection	11
Mechanical Change Out Reinspection	4
OMMA CC Inspection - Buildings	1
OMMA CC Inspection - Fire	2
OMMA CC Inspection - Planning	2
OMMA CC Reinspection	2
Planning - CO Inspection & Sign Off	7
Pre-Con Site Inspection/Meeting	6
Res Building Final Inspection	22
Res Building Final Reinspection	1
Res Carport Inspection	2
Res Drainage1 Inspection	34
Res Drainage2 Inspection	35
Res Drainage3 Inspection	29
Res Drainage4 Inspection	29
Res Drainage4 Reinspection	3
Res Drainage5 Inspection	25
Res Driveway Inspection	23
Res Driveway Reinspection	1
Res Electrical Final Inspection	35
Res Electrical Final Reinspection	4
Res Electrical Ground Inspection	1
Res Electrical Pool Bonding Inspection	3
Res Electrical Rough-in Inspection	12
Res Electrical Rough-in Reinspection	4
Res Electrical Service Inspection	36
Res Electrical Service Reinspection	8
Res Fence Inspection	2
Res Footing & Building Setback Inspection	4
Res Footing & Building Setback Reinspection	4
Res Framing Inspection	14
Res Framing Reinspection	4
Res Gas Meter Inspection	18
Res Gas Meter Reinspection	2
Res Gas Piping Inspection	16
Res Gas Piping Reinspection	2
Res Insulation Inspection	32

Res Mechanical Final Inspection	38
Res Mechanical Final Reinspection	2
Res Mechanical Rough-in Inspection	8
Res Mechanical Rough-in Reinspection	3
Res Plumbing Final Inspection	31
Res Plumbing Final Reinspection	8
Res Plumbing Ground Inspection	13
Res Plumbing Ground Reinspection	8
Res Plumbing Rough-in Inspection	9
Res Plumbing Rough-in Reinspection	1
Res Retaining Wall Inspection	1
Res Roofing Inspection	8
Res Roofing Reinspection	1
Res Sewer Service Inspection	21
Res Sewer Service Reinspection	1
Res Temporary Electrical Pole Inspection	5
Res Termite Inspection	32
Res Water Service Line Inspection	20
Res Water Service Line Reinspection	1
Residential Meter Tap Inspection	3
Residential Meter Tap Reinspection	1
Sewer Cap Inspection	1
Sign Inspection	2
Special Revocable Permit (Building)	1
Special Revocable Permit (Fire Marshal)	1
Special Revocable Permit (Planning Manager)	1
Swimming Pool/Hot Tub Inspection	1
Utilities - CO Inspection & Sign Off	1
<hr/>	
Total Number of Inspections:	869



**MINUTES OF MIDWEST CITY BOARD OF ADJUSTMENT SPECIAL MEETING**  
**April 7<sup>th</sup>, 2022 – 5:30 P.M.**

This special meeting of the Midwest City Board of Adjustment was held in the City Council Chambers, 100 North Midwest Boulevard, Midwest City, Oklahoma County, Oklahoma, on April 7<sup>th</sup>, 2022, with the following members present:

Present:                        Jess Huskey  
                                      Frank Young  
                                      Cy Valanejad  
                                      Charles McDade

Absent:                         Tammy Cook

Staff present:                Donald Maisch, City Attorney  
                                      Michael Pugh, Associate Current Planner  
                                      Patrick Menefee, City Engineer

The meeting was called to order by Huskey at 5:30 P.M.

**A.     MINUTES:**

A motion was made by Young, seconded by Valanejad, to approve the minutes of the meeting of December 7<sup>th</sup>, 2021 as presented. Voting aye: Young, Valanejad, McDade, and Huskey. Nay: none. Motion carried.

**B.     NEW MATTERS:**

**(BA-411) A public hearing on an appeal of an administrative or interpretation decision by a City of Midwest City official to grant a building permit for a gate located at a property addressed as 9300 Nawassa Drive. The Board of Adjustment will review the case as presented by the applicant, and the home owner and will discuss and make a determination whether to:**

- a. Reverse the determination made by the City Official in granting the permit;**
- b. Affirm the determination made by the City Official to grant the permit; or**
- c. Modify the determination made by the City Official to grant the permit;**

**As authorized pursuant to Appendix A, Paragraph 6.3.4 of the City Ordinances of the City of Midwest City.**

Staff gave a brief overview of this item. The applicant, Paul Nicholson of 9400 Nawassa Drive, was present and addressed the Board members. There was general discussion about the

application. Haley Dennis, counsel for Mr. & Mrs. Ellis, of 515 S. University Blvd, Norman, addressed the Board.

Randall Olsen, the former resident of 9300 Nawassa Drive, addressed the Board concerning the initial installation of the split-rail fence in question.

Haley Dennis addressed the Board.

Russell Ellis, 9300 Nawassa Drive, addressed the Board.

Haley Dennis addressed the Board.

Chairman Huskey asked Mr. Nicholson if he would like to make any additional comments. Mr. Nicholson addressed the Board.

Patrick Menefee, City Engineer and Floodplain Administrator, addressed the Board regarding the characteristics of the floodplain.

Donald Maisch addressed the Board.

Mr. Ellis addressed the Board and there was general discussion.

The Board members addressed the following criteria for the variance:

A public hearing on an appeal of an administrative or interpretation decision by a City of Midwest City official to grant a building permit for a gate located at a property addressed as 9300 Nawassa Drive. The Board of Adjustment will review the case as presented by the applicant, and the home owner and will discuss and make a determination whether to:

- a. Reverse the determination made by the City Official in granting the permit;
- b. Affirm the determination made by the City Official to grant the permit; or
- c. Modify the determination made by the City Official to grant the permit;

As authorized pursuant to Appendix A, Paragraph 6.3.4 of the City Ordinances of the City of Midwest City.

General discussion amongst the Board.

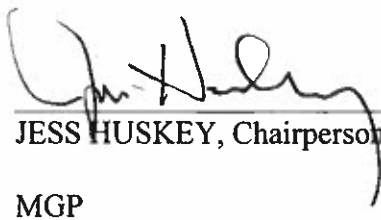
A motion was made by McDade, seconded by Valanejad, to affirm the determination made by the City Official to grant the permit. Voting aye: Young, Valanejad, and Huskey. Voting nay: None. Motion carried.

C. **BOARD DISCUSSION:** None

**D. PUBLIC DISCUSSION: None.**

There being no further business, a motion was made by Valanejad, seconded by McDade, to adjourn the meeting. Voting aye: Young, Valanejad, McDade and Huskey. Nay: none. Motion carried.

The meeting adjourned at 7:12 P.M.

  
\_\_\_\_\_  
JESS HUSKEY, Chairperson

MGP

# MINUTES OF MIDWEST CITY PLANNING COMMISSION MEETING

August 11<sup>th</sup>, 2022 - 6:00 p.m.

**(DRAFT)**

This special meeting of the Midwest City Planning Commission was held in the City Municipal Court, City Hall 100 North Midwest Boulevard, Midwest City, Oklahoma County, Oklahoma, on August 11<sup>th</sup>, at 6:00 p.m. with the following members present:

Commissioners present:      Russell Smith  
   Jess Huskey  
   Rick Dawkins  
   Jim Smith  
   Jim Campbell  
   Dee Collins  
   Dean Hinton

Commissioner absent:         Jim Campbell

Staff present:                     Billy Harless, Community Development Director  
   Petya Stefanoff, Comprehensive Planner  
   Patrick Menefee, City Engineer  
   Michael Pugh, Associate Current Planner

## **A. CALL TO ORDER**

The meeting was called to order by Chairperson R. Smith at 6:00 p.m.

## **B. MINUTES**

1. A motion was made by Huskey seconded by Collins, to approve the minutes of the June 11<sup>th</sup>, 2022 Planning Commission meeting as presented. Voting aye: Huskey, R. Smith, Dawkins, Collins, J. Smith, Hinton, and Campbell. Nay: none. Motion carried.

## **C. NEW MATTERS**

1. (PC – 2117) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance to redistrict from R-6, Single Family Residential, C-1, Restricted Commercial, O-1, Restricted Office District, and C-3, Community Commercial District, to PUD, Planned Unit Development, governed by the C-3, Community Commercial district as well as MIX, Mixed Use Overlay for the property described as a part of the SW/4 of Section 12, T-11-N, R-2-W, located at 7430 SE 15<sup>th</sup> Street..

The applicant, Mark Grubbs of 1800 S Sara Road, was present and addressed the council. There was general discussion amongst the Commission. The following people addressed the commission:

Laura Martin, 513 Showalter Drive  
David Crawford, 7409 SE 15<sup>th</sup> Street

A motion was made by J. Smith, seconded by Campbell to recommend approval of this item. Voting aye: Huskey, R. Smith, Dawkins, Collins, J. Smith, Hinton, and Campbell. Nay: None. Motion carried. \_\_

2. (PC – 2118) Discussion and consideration of adoption, including any possible amendment of the proposed preliminary plat of Glenhaven described as a part of the SW/4 of Section 34, T12N, R2W, addressed as 2905 N. Glenhaven.

The applicant, Jeremy Been, of 1800 S Sooner Road, was present. The following people addressed the Commission:

Paul Smith, 315 East Ridgewood  
Pat Jacobson, 2824 Bella Vista  
Mark Thompson, 212 Country Club Terrace

A motion was made by Hinton, seconded by Campbell, to recommend approval of this item. Voting aye: Huskey, R. Smith, Dawkins, Collins, J. Smith, Hinton, and Campbell. Voting nay: None. Motion carried.

3. PC – 2119) Discussion and consideration of approval of the proposed final plat of Primrose Hill, described as a part of the SW/4 of Section 31, T12N, R1W, located at 316 N. Post Road.

The applicant, Jeremy Been, of 1800 S Sooner Rd, was present. The following people addressed the Commission:

Lisa Lopez, 416 N Post  
Roger Sanders, 400 N Post  
Pat Atkins, 321 N Post

General discussion amongst the applicant, Commission, and citizens. Chairman R. Smith asked the applicant to get the contact information to resolve citizen concerns.

4. (PC – 2120) Public hearing with discussion and consideration for adoption, including any possible amendment of an ordinance to redistrict from R-6, Single Family Residential to PUD, Planned Unit Development, an overlay governed by the R-6, Single Family Residential for the property described as a part of the SW/4 of Section 25, T-12-N, R-2-W, located at 1612 & 1624 N. Douglas Avenue.

This item could not heard at this Planning Commission meeting because of a discrepancy between the application and the notification that was sent out. PC-2120 is set to be heard at the September 6<sup>th</sup> Planning Commission meeting.

5. (MP-15) Discussion and consideration of approval of a Minor Plat in the Aviation Acres Addition located in the NW/4 of Section 9, T-11-N, R-2-W of the Indian Meridian, Oklahoma County, Oklahoma.

The applicant, Taylor Denniston, of 100 NE 5<sup>th</sup> Street, was present.

A motion was made by Dawkins, seconded by Huskey, to recommend approval of this item. Voting aye: Huskey, R. Smith, Dawkins, Collins, J. Smith, Hinton, and Campbell. Voting nay: None. Motion carried.

6. Discussion and consideration of recommending a new member to the Trails Advisory Committee to fill the vacancy from the Planning Commission Seat.

**D. COMMISSION DISCUSSION:**

**E. PUBLICDISCUSSION:** \_\_\_\_\_

**F. FURTHER INFORMATION:**

**G. ADJOURNMENT**

A motion to adjourn was made by Collins, Seconded by J. Smith. Voting aye: Huskey, R. Smith, Dawkins, Collins, J. Smith, Hinton, and Campbell. Voting nay: none. Motion carried. The meeting adjourned at 6:55 p.m.

\_\_\_\_\_

(MP)



## MUNICIPAL AUTHORITY AGENDA

Midwest City Municipal Court, 100 N. Midwest Boulevard

September 27, 2022 – 6:01 PM

Presiding members: Chairman Matthew Dukes	Staff:	
Trustee Susan Eads	Trustee Sean Reed	General Manager Tim Lyon
Trustee Pat Byrne	Trustee Sara Bana	Secretary Sara Hancock
Trustee Megan Bain	Trustee Rick Favors	Authority Attorney Don Maisch

A. CALL TO ORDER.

B. CONSENT AGENDA. These items are placed on the Consent Agenda so the Trustees, by unanimous consent, can approve routine agenda items by one motion. If any Trustee requests to discuss an item(s) or if unanimous consent is not received, then the item or items will be removed and heard in regular order.

1. Discussion and consideration for adoption, including any possible amendments, of the August 23, 2022 meeting minutes. (Secretary - S. Hancock)
2. Discussion and consideration of accepting the monthly report on the current financial condition of the Sheraton Midwest City Hotel at the Reed Center for the period ending August 31, 2022. (Director of Operations - R. Rushing)

C. NEW BUSINESS/PUBLIC DISCUSSION. In accordance with State Statute Title 25 Section 311. Public bodies - Notice. A-9, the purpose of the "New Business" section is for action to be taken at any Council/Authority/Commission meeting for any matter not known about or which could not have been reasonably foreseen 24 hours prior to the public meeting. The purpose of the "Public Discussion" section of the agenda is for members of the public to speak to the Authority on any subject not scheduled on the regular agenda. The Authority shall make no decision or take any action, except to direct the City Manager to take action, or to schedule the matter for discussion at a later date. Pursuant to the Oklahoma Open Meeting Act, the Authority will not engage in any discussion on the matter until that matter has been placed on an agenda for discussion. **THOSE ADDRESSING THE Authority ARE REQUESTED TO STATE THEIR NAME AND ADDRESS PRIOR TO SPEAKING TO THE Authority.**

D. ADJOURNMENT.



CONSENT AGENDA





Notice for the Midwest City Municipal Authority meetings was filed for the calendar year with the City Clerk of Midwest City. Public notice of this agenda was accessible at least 24 hours before this meeting at City Hall and on the Midwest City website (www.midwestcityokorg).

## Midwest City Municipal Authority Minutes

August 23, 2022

This meeting was held in the Midwest City Court Room at City Hall, 100 N Midwest Blvd, Midwest City, County of Oklahoma, State of Oklahoma.

Chairman Matt Dukes called the meeting to order at 7:25 PM with following members present:

Trustee Susan Eads	Trustee Sean Reed	General Manager Tim Lyon
Trustee Pat Byrne		Secretary Sara Hancock
Trustee Megan Bain	Trustee Rick Favors	Attorney Don Maisch

Absent: Trustee Sara Bana

CONSENT AGENDA. Eads made a motion to approve the consent agenda, seconded by Byrne. Voting Aye: Eads, Byrne, Bain, Reed, Favors and Dukes. Nay: none. Absent: Bana. Motion carried.

1. Discussion and consideration for adoption, including any possible amendments, of the July 26, 2022 meeting minutes.
2. Discussion and consideration for adoption, including any possible amendment of supplemental budget adjustments to the following funds for FY 2022-2023, increase: Utility Services Fund, expenditures/Utility Services (50) \$247. Hotel/Conference Center Fund, expenditures/Hotel/Conf Center (40) \$120; Capital Drainage Improvements Fund, expenditures/Drainage Improvements (72) \$13,933. Stormwater Fund, expenditures/Stormwater (61) \$21,320. Utility Services Fund, expenditures/Utility Services (50) \$37,946. Sanitation Fund, expenditures/Sanitation (41) \$75,919. Water Fund, expenditures/Water (42) \$152,275. Wastewater Fund, expenditures/Wastewater (43) \$184,576. Hotel/Conf Center Fund, expenditures /Hotel/Conf Center (40) \$3,878. Golf Fund, expenditures/John Conrad Golf (47) \$25,435; expenditures/Hidden Creek Golf (48) \$3,302.
3. Discussion and consideration for adoption, including any possible amendment of supplemental budget adjustments to the following funds for FY 2022-2023, increase: Capital Drainage Imp Fund, expenditures/Drainage Improvements (72) \$130,000. Storm Water Quality Fund, expenditures/Storm Water (61) \$73,050. Cap Water Imp – Walker Fund, expenditures/Capital Water Imp (49) \$1,060,218. Const Loan Payment Rev Fund, expenditures/Water Department (42) \$2,548,359. Sewer Construction Fund, expenditures/Sewer Construction (46) \$39,603. Utility Services Fund, expenditures/Utility Services (50) \$28,967. Cap. Sewer Imp. – Stroth Fund, expenditures/Sewer Improvements (44) \$455,922. MWC Sanitation Department Fund, expenditures/Sanitation Department (41) \$291,622. MWC Water Department Fund, expenditures /Water Department (42) \$226,948. MWC Sewer Department Fund, expenditures/Sewer Department (43) \$671,581. FF&E Reserve Fund, expenditures /Hotel/Conf Center (40) \$289,073.
4. Discussion and consideration for adoption, including any possible amendment, of Resolution MA2022-03 to renew the Sales Tax Agreement required for Capital Improvement Revenue Bonds, Series 2011A and Capital Improvement Refunding Revenue Bonds, Series 2019 for FY 2022-2023.

5. Discussion and consideration for adoption, including any possible amendment, of Resolution MA2022-04 to renew the Projects Agreement required by the Tax Apportionment Refunding Bonds Taxable Series 2018 for FY 2022-2023.
6. Discussion and consideration, including any possible amendment, of accepting the report on the current financial condition of the Sheraton Midwest City Hotel at the Reed Center for the period ending July 31, 2022.

NEW BUSINESS/PUBLIC DISCUSSION. There was no new business or public discussion.

ADJOURNMENT.

There was no further business, Chairman Dukes adjourned the meeting at 7:26 PM.

ATTEST:

\_\_\_\_\_  
MATTHEW D. DUKES II, Chairman

\_\_\_\_\_  
SARA HANCOCK, Secretary



**City Manager's Office**  
100 N. Midwest Boulevard  
Midwest City, OK 73110  
Office 405.739.1205

## MEMORANDUM

TO: Honorable Chairman and Trustees  
Midwest City Municipal Authority

FROM: Ryan Rushing, Director of Operations

DATE: September 27, 2022

SUBJECT: Discussion and consideration of accepting the monthly report on the current financial condition of the Sheraton Midwest City Hotel at the Reed Center for the period ending August 31, 2022.

This item is on the agenda at the request of the Authority. Attached to this memorandum is information concerning the status of the Sheraton Midwest City Hotel at the Reed Center.

Any time you have a question concerning the conference center and hotel, please feel free to contact me at 739-1205.

Ryan Rushing  
Director of Operations

<b>Fiscal Year 2022-2023</b>	Jul-22	Aug-22	Sep-22	Oct-22	Nov-22	Dec-22	Jan-23	Feb-23	Mar-23	Apr-23	May-23	Jun-23
<b>Revenue</b>												
Budgeted (MTD)	314,473	<b>456,558</b>										
Actual (MTD)	215,862	<b>327,994</b>										
Budgeted (YTD)	314,473	<b>771,031</b>										
Actual (YTD)	215,862	<b>543,856</b>										

<b>Expenses</b>												
Budgeted (MTD)	317,640	<b>357,848</b>										
Actual (MTD)	270,452	<b>278,272</b>										
Budgeted (YTD)	317,640	<b>675,488</b>										
Actual (YTD)	270,452	<b>548,724</b>										

<b>Revenue vs. Expenses</b>												
Budgeted (MTD)	(3,167)	<b>98,710</b>										
Actual (MTD)	(54,590)	<b>49,722</b>										
Budgeted (YTD)	(3,167)	<b>95,543</b>										
Actual (YTD)	(54,590)	<b>(4,868)</b>										

<b>Key Indicators</b>												
Hotel Room Revenue	134,971	<b>160,951</b>										
Food and Banquet Revenue	72,710	<b>138,792</b>										

<b>Fiscal Year 2021-2022</b>	Jul-21	Aug-21	Sep-21	Oct-21	Nov-21	Dec-21	Jan-22	Feb-22	Mar-22	Apr-22	May-22	Jun-22
<b>Revenue</b>												
Budgeted (MTD)	218,175	<b>269,249</b>	277,204	320,392	287,445	230,076	224,889	303,825	417,312	286,185	422,104	275,068
Actual (MTD)	165,309	<b>267,937</b>	203,272	242,338	106,151	94,137	33,427	22,326	115,512	191,509	188,113	337,364
Budgeted (YTD)	218,175	<b>487,424</b>	764,628	1,085,020	1,372,465	1,602,541	1,827,430	2,131,255	2,548,567	2,834,752	3,256,856	3,531,924
Actual (YTD)	165,309	<b>433,247</b>	636,518	878,856	985,007	1,079,144	1,112,571	1,134,897	1,250,409	1,441,918	1,630,032	1,967,395

<b>Expenses</b>												
Budgeted (MTD)	276,863	<b>304,951</b>	298,180	318,622	307,935	281,813	261,066	303,985	403,234	297,791	342,543	293,360
Actual (MTD)	217,027	<b>271,844</b>	249,791	246,471	124,488	164,155	101,046	105,993	139,185	197,810	221,278	271,866
Budgeted (YTD)	276,863	<b>581,814</b>	879,994	1,198,616	1,506,551	1,788,364	2,049,430	2,353,415	2,756,649	3,054,440	3,396,983	3,690,343
Actual (YTD)	217,027	<b>488,872</b>	738,663	985,134	1,109,622	1,273,777	1,374,823	1,480,816	1,620,001	1,817,810	2,039,089	2,310,954

<b>Revenue vs. Expenses</b>												
Budgeted (MTD)	(56,688)	<b>(35,702)</b>	(20,976)	1,770	(20,490)	(51,737)	(36,177)	(160)	14,078	(11,606)	79,561	(18,292)
Actual (MTD)	(51,718)	<b>(3,907)</b>	(46,520)	(4,133)	(18,337)	(70,017)	(67,619)	(83,667)	(23,673)	(6,301)	(33,165)	65,498
Budgeted (YTD)	(56,688)	<b>(94,390)</b>	(115,366)	(113,596)	(134,086)	(185,823)	(222,000)	(222,160)	(208,082)	(219,688)	(140,127)	(158,419)
Actual (YTD)	(51,718)	<b>(55,625)</b>	(102,145)	(106,278)	(124,615)	(194,633)	(262,251)	(345,919)	(369,592)	(375,892)	(409,057)	(343,559)

<b>Key Indicators</b>												
Hotel Room Revenue	140,152	<b>138,336</b>	115,422	135,084	1,266	2,150	1,452	-	24,220	102,796	124,026	203,942
Food and Banquet Revenue	21,229	<b>120,339</b>	76,791	97,591	91,680	91,702	28,934	20,929	81,770	72,826	51,355	117,938



NEW BUSINESS/  
PUBLIC DISCUSSION





**MEMORIAL HOSPITAL AUTHORITY AGENDA**  
Midwest City Municipal Court, 100 N. Midwest Boulevard

September 27, 2022 – 6:02 PM

Presiding members: Chairman Matthew Dukes	Staff:	
Trustee Susan Eads	Trustee Sean Reed	General Manager Tim Lyon
Trustee Pat Byrne	Trustee Sara Bana	Secretary Sara Hancock
Trustee Megan Bain	Trustee Rick Favors	Authority Attorney Don Maisch

A. CALL TO ORDER.

B. DISCUSSION ITEMS.

1. Discussion and consideration for adoption, including any possible amendments, of the August 23, 2022 meeting minutes. (Secretary - S. Hancock)
2. Discussion and consideration of adoption, including any possible amendment, of action to reallocate assets, change fund managers or make changes in the Statement of Investment Policy, Guidelines and Objectives. (Finance - T. Cromar)

C. NEW BUSINESS/PUBLIC DISCUSSION. In accordance with State Statute Title 25 Section 311. Public bodies - Notice. A-9, the purpose of the "New Business" section is for action to be taken at any Council/Authority/Commission meeting for any matter not known about or which could not have been reasonably foreseen 24 hours prior to the public meeting. The purpose of the "Public Discussion" section of the agenda is for members of the public to speak to the Authority on any subject not scheduled on the regular agenda. The Authority shall make no decision or take any action, except to direct the City Manager to take action, or to schedule the matter for discussion at a later date. Pursuant to the Oklahoma Open Meeting Act, the Authority will not engage in any discussion on the matter until that matter has been placed on an agenda for discussion. **THOSE ADDRESSING THE AUTHORITY ARE REQUESTED TO STATE THEIR NAME AND ADDRESS PRIOR TO SPEAKING TO THE AUTHORITY.**

D. ADJOURNMENT.



DISCUSSION ITEMS



Notice for the Midwest City Memorial Hospital Authority meetings was filed for the calendar year with the City Clerk of Midwest City. Public notice of this agenda was accessible at least 24 hours before this meeting at City Hall and on the Midwest City website (www.midwestcityokorg).

## Midwest City Memorial Hospital Authority Minutes

August 23, 2022

This meeting was held in Midwest City Court Room at City Hall, 100 N. Midwest Boulevard, Midwest City, County of Oklahoma, State of Oklahoma.

Chairman Matt Dukes called the meeting to order at 7:26 PM with the following members present:

Trustee Susan Eads	Trustee Sean Reed	General Manager Tim Lyon
Trustee Pat Byrne		Secretary Sara Hancock
Trustee Megan Bain	Trustee Rick Favors	Attorney Don Maisch

Absent: Trustee Sara Bana

CONSENT AGENDA. Favors made a motion to approve the consent agenda, seconded by Eads. Voting aye: Eads, Byrne, Bain, Reed, Favors and Dukes. Nay: None. Absent: Bana Motion Carried.

1. Discussion and consideration for adoption, including any possible amendments, of the July 26, 2022 meeting minutes.
2. Discussion and consideration for adoption, including any possible amendment of supplemental budget adjustments to the following fund for FY 2022-2023, increase:Hospital Authority Fund, expenses/Hospital Authority (90) \$455. Hospital Authority Fund, expenses/Hospital Authority (90) \$11,875.
3. Discussion and consideration for adoption, including any possible amendment of supplemental budget adjustments to the following fund for FY 2022-2023, increase:Hospital Authority Fund, expenses/Hospital Authority (90) \$1,908,150.

### DISCUSSION ITEM.

1. **Discussion and consideration of adoption, including any possible amendment, to sell \$6 million in US Bonds and buy \$6 Million in Short Term Investments Funds, change fund managers or make changes in the Statement of Investment Policy, Guidelines and Objectives.** T. Cromar addressed the council. After Council discussion, Eads made motion to approve, seconded by Reeds. Voting aye: Eads, Byrne, Bain, Reed, Favors and Dukes. Nay: None. Absent: Bana. Motion Carried.

NEW BUSINESS/PUBLIC DISCUSSION. There was no new business or public discussion.

ADJOURNMENT. There was no further business, Chairman Dukes adjourned the meeting at 7:29 PM.

ATTEST:

\_\_\_\_\_  
MATTHEW D. DUKES II, Chairman

\_\_\_\_\_  
SARA HANCOCK, Secretary





**Memorial Hospital Authority**

General Manager/Administrator, Tim Lyon  
100 North Midwest Boulevard  
Midwest City, Oklahoma 73110  
Office (405) 739-1201  
tlyon@midwestcityok.org  
[www.midwestcityok.org](http://www.midwestcityok.org)

MEMORANDUM

To: Honorable Chairman and Trustees

From: Tiatia Cromar, Finance Director

Date: September 27, 2022

Subject: Discussion and consideration of adoption, including any possible amendment, of action to reallocate assets, change fund managers or make changes in the Statement of Investment Policy, Guidelines and Objectives.

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Jim Garrels, President of Fiduciary Capital Advisors, asked staff to put this item on each agenda in the event that the Hospital Authority's investments need to be reallocated, an investment fund manager needs to be changed, or changes need to be made to the Statement of Investment Policy on short notice.

Tiatia Cromar  
Finance Director



NEW BUSINESS/  
PUBLIC DISCUSSION





**SPECIAL ECONOMIC DEVELOPMENT AUTHORITY AGENDA**

Midwest City Municipal Court, 100 N. Midwest Boulevard

September 27, 2022 – 6:03 PM

Presiding members: Chairman Matthew Dukes	Staff:	
Trustee Susan Eads	Trustee Sean Reed	General Manager Tim Lyon
Trustee Pat Byrne	Trustee Sara Bana	Secretary Sara Hancock
Trustee Megan Bain	Trustee Rick Favors	Authority Attorney Don Maisch

A. CALL TO ORDER.

B. DISCUSSION ITEMS.

1. Discussion and consideration for adoption, including any possible amendments, of the August 23, 2022 meeting minutes. (Secretary - S. Hancock)
2. Discussion, consideration and possible action to amend and/or approve an amendment to that certain “Economic Development Assistance Agreement,” by and between the Midwest City Economic Development Authority and Mathis Oklahoma City, LLC dated December 14, 2021, and authorizing and directing the execution of the amendment. (Economic Development – R. Coleman)

C. PUBLIC DISCUSSION. These items are placed on the Consent Agenda so the Authority, by unanimous consent, can approve routine agenda items by one motion. If any Trustee requests to discuss an item(s), it/they will be removed and heard in regular order. If the Consent Agenda is not approved unanimously, and no item(s) is requested for discussion, then each item will be heard in regular order.

D. ADJOURNMENT.



DISCUSSION ITEMS



Notice for the Midwest City Economic Development Authority special meeting was filed with the City Clerk of Midwest City at least 48 hours prior to the meeting. Public notice of this agenda was accessible at least 24 hours before this meeting at City Hall and on the Midwest City website (www.midwestcityokorg).

**Midwest City Economic Development Authority Minutes  
Special Meeting**

**August 23, 2022**

This meeting was held in the Midwest City Court Room at City Hall, 100 N Midwest Blvd, Midwest City, County of Oklahoma, State of Oklahoma.

Chairman Matt Dukes called the meeting to order at 7:29 PM with the following members present:

Trustee Susan Eads	Trustee Sean Reed	General Manager Tim Lyon
Trustee Pat Byrne		Secretary Sara Hancock
Trustee Megan Bain	Trustee Rick Favors	Attorney Don Maisch

Absent: Trustee Sara Bana

CONSENT AGENDA. Eads made a motion to approve the consent agenda, seconded by Reed. Voting aye: Eads, Byrne, Bain, Reed, Favors and Dukes. Nay: None. Absent: Bana. Motion Carried.

1. Discussion and consideration for adoption, including any possible amendments, of the July 26, 2022 meeting minutes.
2. Discussion and consideration for adoption, including any possible amendment of supplemental budget adjustments to the following fund for FY 2022-2023, increase: Economic Development Authority Fund, expenditures/EDA (95) \$182; expenditures/EDA (95) \$5,892.
3. Discussion and consideration for adoption, including any possible amendment of supplemental budget adjustments to the following fund for FY 2022-2023, increase: Economic Development Authority Fund, expenditures/EDA (95) \$281,600.

PUBLIC DISCUSSION. There was no public discussion.

ADJOURNMENT.

There was no further business, Chairman Dukes adjourned the meeting at 7:30 PM.

ATTEST:

\_\_\_\_\_  
MATTHEW D. DUKES II, Chairman

\_\_\_\_\_  
SARA HANCOCK, Secretary

MEMORANDUM

To: Honorable Chairman and Trustees

From: Tim Lyon, General Manager/Administrator

Date: September 27, 2022

Subject: Discussion, consideration and possible action to amend and/or approve an amendment to that certain “Economic Development Assistance Agreement,” by and between the Midwest City Economic Development Authority and Mathis Oklahoma City, LLC dated December 14, 2021, and authorizing and directing the execution of the amendment. (Economic Development – R. Coleman)

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Mathis Oklahoma City, LLC (“Mathis”) is leasing the former JCPenney store, 7271 SE 29<sup>th</sup> ST for a period of not less than 20 years for use as a new, first-quality retail furniture store. The Economic Development Authority (“Authority”) and Mathis on December 14, 2021 entered into an Economic Development Assistance Agreement (“Agreement”), whereby the Authority would provide certain financial incentives for specific performances.

The scope of work on the former JCPenney building has grown and the project is taking longer than expected. Mathis has asked to amend the Agreement to extend the deadline for opening until March 31, 2023 .

Please contact Economic Development Director Robert Coleman (405/739-1218) with any question.

Respectfully,



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Tim Lyon, General Manager/Administrator

Attachment: First Amendment to the Economic Development Assistance Agreement

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**7271 SE 29<sup>th</sup> STREET REDEVELOPMENT PROJECT**

**FIRST AMENDMENT TO**

**ECONOMIC DEVELOPMENT ASSISTANCE AGREEMENT**

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By and Between The

MIDWEST CITY ECONOMIC DEVELOPMENT AUTHORITY

And

MATHIS BROS. OKLAHOMA CITY, LLC

Dated as of September 22, 2022

7271 SE 29TH STREET REDEVELOPMENT PROJECT

FIRST AMENDMENT TO  
ECONOMIC DEVELOPMENT ASSISTANCE AGREEMENT

THIS FIRST AMENDMENT TO ECONOMIC DEVELOPMENT ASSISTANCE AGREEMENT, dated as of September 22, 2022 (hereinafter, the “Development Assistance Agreement”), is made and entered into by and between the Midwest City Economic Development Authority, an Oklahoma public trust (hereinafter, the “Development Authority”), and Mathis Bros. Oklahoma City, LLC, an Oklahoma limited liability company (hereinafter, the “Company”).

WITNESSETH:

WHEREAS, the parties hereto have previously entered into that certain “Economic Development Financing Assistance Agreement”, dated as of December 14, 2021 (hereinafter, the “Financing Assistance Agreement”), providing for development financing assistance to be made available by the Development Authority to the Company in connection with the Company’s plans to develop, construct, equip and operate a first-quality retail furniture store in the Town Center Plaza Shopping Center in Midwest City, Oklahoma, and to operate such facilities to serve retail customers in Midwest City, Oklahoma and beyond.

WHEREAS, the parties wish to amend the Financing Assistance Agreement to extend the time periods contained in the original agreement.

NOW, IN CONSIDERATION OF the mutual covenants and agreements contained herein, the Development Authority and the Company hereby agree as follows:

*SECTION 1. Section 2.02 of the Financing Assistance Agreement, captioned “Inducement to the Company” is hereby amended to read in its entirety, as follows:*

“SECTION 2.02 Inducement to the Company. The Company’s ability to accomplish the Project with development financing assistance from the Development Authority has induced the Company to proceed with the Project and the Company hereby covenants to complete the contemplated improvements to the Mathis Retail Store, which must commence on or before October 1, 2022 and be completed by March 31, 2023.”

*SECTION 2. All other provision of the Financing Assistance Agreement not modified herein shall remain as originally contained in such agreement.*

IN WITNESS WHEREOF, the Development Authority and the Company have caused this instrument to be duly executed this \_\_\_\_ day of September, 2022.



MIDWEST CITY ECONOMIC DEVELOPMENT AUTHORITY

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Chairman

(SEAL)  
ATTEST:

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Secretary

MATHIS BROS. OKLAHOMA CITY, LLC

---

David Burrage, Manager

ACKNOWLEDGEMENTS

STATE OF OKLAHOMA            )  
  ) SS:  
COUNTY OF OKLAHOMA        )

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2022, by \_\_\_\_\_, Chairman of the Midwest City Economic Development Authority, a public trust, on behalf of the Trust.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year first above written.

\_\_\_\_\_  
Notary Public

(SEAL)

My Commission Expires: \_\_\_\_\_

STATE OF OKLAHOMA            )  
  ) SS:  
COUNTY OF OKLAHOMA        )

BEFORE ME, a notary public in and for said City and state, on this \_\_\_\_ day of \_\_\_\_\_, 2022, personally appeared David Burrage, to me known to be the identical person who subscribed the name of Mathis Bros. Oklahoma City, LLC to the foregoing instrument as its Manager and acknowledged to me that he executed the same as his free and voluntary act and deed, and as the free and voluntary act and deed of such corporation for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year first above written.

\_\_\_\_\_  
Notary Public

(SEAL)

My Commission expires \_\_\_\_\_



PUBLIC DISCUSSION

