

**MINUTES  
JENKS CITY COUNCIL  
TUESDAY, APRIL 18, 6:00 P.M.  
JENKS CITY HALL, 211 NORTH ELM**

The Agenda for the Jenks City Council was posted on the City's website at 1:51 p.m. on April 13, 2023. The meeting was called to order at 6:02 p.m. on the above date with Mayor Cory Box presiding at Jenks City Hall.

Oath of Office Judge Phil Frazier administered the Oath of Office for Jere Schelling, Donna Ogez, and Gary Isbell.

A roll call vote of members was taken as follows:

Donna Ogez	Present
Jere Schelling	Present
Gary Isbell	Present
Craig Murray	Present
Rodney Cline	Present
Kevin Short	Present
Mayor Cory Box	Present

Invocation was done by Tommy Davis of New Directions International

Pledge of Allegiance was given

Election of Mayor Rodney Cline nominated Cory Box as Mayor. A roll call vote of members was taken as follows:

Donna Ogez	Box
Jere Schelling	Box
Gary Isbell	Box
Craig Murray	Box
Rodney Cline	Box
Kevin Short	Box
Mayor Cory Box	Box

Cory Box was elected as Mayor.

Election of Vice Mayor Craig Murray nominated Donna Ogez as Vice Mayor. A roll call vote of members was taken as follows:

Donna Ogez	Ogez
Jere Schelling	Ogez
Gary Isbell	Ogez
Craig Murray	Ogez
Rodney Cline	Ogez
Kevin Short	Ogez
Mayor Cory Box	Ogez

Donna Ogez was elected as Vice Mayor

Animal Welfare Spotlight Animal Control Officer Fred Reid present an animal for adoption

Citizen Comments None

Business

Official action can only be taken on items which appear on the agenda. The City Council may adopt, approve, ratify, deny, defer, recommend, amend, strike, or continue any agenda item (except for Item 1).

1. Consideration and appropriate action relating to a request for approval of the Consent Agenda. (All matters listed under "Consent" are considered by the City Council to be routine and will be enacted by one motion. Any Councilor may, however, remove an item from the Consent Agenda by request. A motion to adopt the Consent Agenda is non-debatable.)
  - A. Approve minutes of the regular meeting held on March 21, 2023
  - B. Approve Encumbrances and Expenditures
  - C. Monthly Reports
  - D. Approve request by Jennifer Palmer to use Jenks streets for the "Metro Out of Darkness Walk" on September 30, 2023, from 10:00 a.m. until 2:00 p.m.
  - E. Approve request by Tulsa Runners to use Jenks pedestrian bridge for the "Larry Aduddell 5k" on May 20, 2023, from 7:30 a.m. until 7:45 a.m.
  - F. Approve request by the National MS Society to use Jenks streets for "Walk MS Tulsa" on April 29, 2023, from 8:00 a.m. until 12:00 p.m.
  - G. Approve request by New Directions International, Inc. for to use Veterans Park for "3 night revival at Veterans Park" on June 12-14, 2023, from 6:30 p.m. until 8:00 p.m. each night.
  - H. Note in the minutes Oklahoma Department of Environmental Quality (DEQ) Permit Number SL000072230171 for the construction of 8,488 linear feet of eight (8) inch PVC sanitary sewer line and all appurtenances to serve the Harvard Oaks Addition, Tulsa County, Oklahoma.
  - I. Note in the minutes Oklahoma Department of Environmental Quality (DEQ) Permit Number WL000072230170 for the construction of 4,902 linear feet of eight (8) inch PVC, 1,612 linear feet of six (6) inch PVC potable water line and all appurtenances to serve the Harvard Oaks Addition, Tulsa County, Oklahoma.
  - J. Note in the minutes Oklahoma Department of Environmental Quality (DEQ) Permit Number WL000072230102 for the construction of 865 linear feet of six (6) inch PVC potable water line and all appurtenances to serve the Reynolds Ace, Tulsa County, Oklahoma.
  - K. Approve the co-sponsorship of the Jenks America Kiwanis Club's "Trash Bash" on Saturday, May 13, 2023 from 8:00am to 4:00pm on property owned by Oak Properties, LLC on the northeast corner of 106th Street and Elm Street; providing the use of pre-event and day of the event tickets, equipment, labor, and any fees for the disposal or collected items and related activities to be approved by the City Manager; funding for same is included within the existing budget.

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

Donna Ogez	Yes
Jere Schelling	Yes
Gary Isbell	Yes
Craig Murray	Yes
Rodney Cline	Yes
Kevin Short	Yes
Mayor Cory Box	Yes

Motion Carried.

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

3. Amendment to section 5 of Council Code of Ethics to clarify language regarding open meetings and electronic communications during open meetings. [Nowlin] City Attorney Teresa Nowlin introduced Item 3 and answered questions. Donna Ogez made a motion to approve Item 3. Kevin Short seconded the motion. A roll call vote of members was taken as follow:

Donna Ogez	Yes
Jere Schelling	Yes
Gary Isbell	Yes
Craig Murray	Yes
Rodney Cline	Yes
Kevin Short	Yes
Mayor Cory Box	Yes

Motion Carried.

4. Appoint a member of the Council to the INCOG Board of Directors as the City of Jenks Alternate Cory Box made a motion to appoint Gary Isbell. Craig Murray seconded the motion. A roll call vote of members was taken as follow:

Donna Ogez	Yes
Jere Schelling	Yes
Gary Isbell	Yes
Craig Murray	Yes
Rodney Cline	Yes
Kevin Short	Yes
Mayor Cory Box	Yes

Gary Isbell was appointed as the INCOG Board of Directors alternate.

5. Appoint a member of the Council to the Jenks Aquarium Authority Cory Box made a motion to appoint Craig Murray to the Jenks Aquarium Authority. Gary Isbell seconded the motion. A roll call vote of members was taken as follow:

Donna Ogez	Yes
Jere Schelling	Yes
Gary Isbell	Yes

Craig Murray	Yes
Rodney Cline	Yes
Kevin Short	Yes
Mayor Cory Box	Yes

Craig Murray was appointed to the Jenks Aquarium Authority.

6. Nomination for Jason Sauer to fill an opening on the General Obligation Bond Oversight Committee. [Cloyde] City Engineer Chris Cloyde introduced Item 6 and answered questions. Donna Ogez made a motion to approve Item 6. Craig Murray seconded the motion. A roll call vote of members was taken as follow:

Donna Ogez	Yes
Jere Schelling	Yes
Gary Isbell	Yes
Craig Murray	Yes
Rodney Cline	Yes
Kevin Short	Yes
Mayor Cory Box	Yes

Motion Carried

7. Project Agreement for 121st Street Trail from Elm Street to Elwood Avenue Project No.: J3-6450(004)IG, State Job No.: 36450(04)(05) with the Oklahoma Department of Transportation (ODOT) and authorize the Mayor to execute the document. [Cloyde] *Item 7 was heard after Item 12* City Engineer Chris Cloyde introduced Item 7 and 8, and answered questions. Craig Murray made a motion to approve Item 7. Donna Ogez seconded the motion. A roll call vote of members was taken as follow:

Donna Ogez	Yes
Jere Schelling	Yes
Gary Isbell	Yes
Craig Murray	Yes
Rodney Cline	Yes
Kevin Short	Yes
Mayor Cory Box	Yes

Motion Carried

8. Project Agreement for 96th Street Over Arkansas River Bridge Repair Project No.: J3-6452(004)IG, State Job No.: 36452(04)(05) with the Oklahoma Department of Transportation (ODOT) and authorize the Mayor to execute the document. [Cloyde] City Engineer Chris Cloyde introduced Item 8 and answered questions. Donna Ogez made a motion to approve Item 8. Gary Isbell seconded the motion. A roll call vote of members was taken as follow:

Donna Ogez	Yes
Jere Schelling	Yes
Gary Isbell	Yes
Craig Murray	Yes
Rodney Cline	Yes
Kevin Short	Yes

Mayor Cory Box Yes  
Motion Carried

9. Ordinance No. 1613, amending Chapter 4 of the Jenks City Code – adoption the 2018 version of the International Residential Building Codes [Rush] Development Coordinator Tanner Rush introduced Item 9 and answered questions. Rodney Cline made a motion to approve Item 9. Donna Ogez seconded the motion. A roll call vote of members was taken as follow:

Donna Ogez	Yes
Jere Schelling	Yes
Gary Isbell	Yes
Craig Murray	Yes
Rodney Cline	Yes
Kevin Short	Yes
Mayor Cory Box	Yes

Motion Carried

10. Emergency Clause for Ordinance No. 1613, making it effective immediately upon pas-sage since the immediate operation of the provisions of the Ordinance is necessary for the preservation of public health, welfare and safety. Gary Isbell made a motion to approve Item 10. Craig Murray seconded the motion. A roll call vote of members was taken as follow:

Donna Ogez	Yes
Jere Schelling	Yes
Gary Isbell	Yes
Craig Murray	Yes
Rodney Cline	Yes
Kevin Short	Yes
Mayor Cory Box	Yes

Motion Carried

11. Potential executive session to: (a) hold confidential communications between the City Council and its legal counsel concerning the settling of certain claims in pending litigation (City of Jenks v. Purdue Pharma, L.P., et al., 19-op-45858-DAP, and related litigation), including potential resolution of certain claims against Walmart, Walgreens, CVS, Teva, and Allergan, related to lawsuits against pharmaceutical supply chain participants of opioid prescription drugs, the disclosure of which may seriously impair the litigation if known by public disclosure as allowed by 25 O.S. § 307(B)(4); (b) engage in confidential communications between a public body and its attorney, pursuant to 25 O.S. § 307(B)(4), concerning pending claim or litigation upon the advice of the attorney that disclosure would seriously impair the ability of the public body to process the claim to conduct pending litigation (City of Jenks v. Sparkman Land, LLC, CJ-2015-1817; Okla. Sup. Ct Case No. 120318; City of Jenks v. Wallace Engineering Structural Consultants, Inc., CJ-2021-580; Alfarkh et al v. The City of Jenks, Oklahoma, CJ-2022-00729; Locker v. City of Jenks, CV-19-829, DF-120-333); and (c) confer on matters pertaining to economic development, including the transfer of property or the creation of a proposal to entice a business to locate

within the City of Jenks where public disclosure of the matter discussed would interfere with the development of products or services or if public disclosure would violate the confidentiality of the business as allowed by 25 O.S. § 307(C)(11) (El-wood Ave and Main St.) Item 11 and 12 were heard before Item 6. Craig Murray made a motion to enter Executive Session. Donna Ogez seconded the motion. A roll call vote of members was taken as follow:

Donna Ogez	Yes
Jere Schelling	Yes
Gary Isbell	Yes
Craig Murray	Yes
Rodney Cline	Yes
Kevin Short	Yes
Mayor Cory Box	Yes

Motion Carried. *Council entered Executive Session at 6:31 p.m. and exited at 7:53 p.m. No other business was discussed.*

12. Resolutions No. 793, 794, 795, 796, and 797. Council may consider each resolution separately or in one motion.
- A. Resolution No. 793, approving Walgreens Settlement Agreement dated December 9, 2022, the Retailer State-Subdivision Agreement as it pertains to the Walgreens Settlement Agreement, and the State Back-Stop Agreement applicable to the Walgreens Settlement Agreement, and authorizing the Mayor of the City of Jenks to execute the Subdivision Participation Form for the City of Jenks’s participation in the Walgreens Settlement Agreement.
  - B. Resolution No. 794, approving Participation in the Walmart Settlement Agreement November 22, 2022, the Retailer State-Subdivision Agreement as it pertains to the Walmart Settlement Agreement, and the State Back-Stop Agreement applicable to the Walmart Settlement Agreement, and authorizing the Mayor of the City of Jenks to execute the Subdivision Participation Form for the City of Jenks’s participation in the Walmart Settlement Agreement.
  - C. Resolution No. 795, approving Participation in the CVS Settlement Agreement dated December 9, 2022, and the Retailer State-Subdivision Agreement as it pertains to the CVS Settlement Agreement, and the State Back-Stop Agreement applicable to the CVS Settlement Agreement, and authorizing the Mayor of the City of Jenks to execute the Subdivision Participation Form for the City of Jenks’s participation in the CVS Settlement Agreement.
  - D. Resolution No. 796, approving Participation in the Allergan Settlement Agreement dated November 22, 2022, and the Allergan State-Subdivision Agreement and the Allergan State Back-Stop Agreement, and authorizing the Mayor of the City of Jenks to execute the Subdivision Participation Form for the City of Jenks’s participation in the Allergan Settlement Agreement.
  - E. Resolution No. 797, approving Participation in the Teva Settlement Agreement dated November 22, 2022, and the Teva State-Subdivision Agreement and the Teva State Back-Stop Agreement, and authorizing the Mayor of the City of Jenks to execute the Subdivision Participation Form for the City of Jenks’s participation in the Teva Settlement Agreement.

Gary Isbell made a motion to approve Item 12. Rodney Cline seconded the motion. A roll call vote of members was taken as follow:


Donna Ogez	Yes
Jere Schelling	Yes
Gary Isbell	Yes
Craig Murray	Yes
Rodney Cline	Yes
Kevin Short	Yes
Mayor Cory Box	Yes

Motion Carried

Other Business

1. City Manager's Report City Manager Christopher Shroust gave his report and answered questions.
2. INCOG Report Not given
3. Committee Reports None given
4. Mayor's Report Mayor gave his update

Adjournment. The Jenks City Council adjourned at 8:19 p.m.

  
Cory Box, MAYOR - Acting  
Kevin Short

  
CITY CLERK