

**BOARD OF TRUSTEES FOR THE TOWN OF LUTHER**

**TUESDAY, MARCH 9, 2021 AT 7:00 P.M.**

**LUTHER TOWN HALL**

**108 SOUTH MAIN STREET, LUTHER, OKLAHOMA 73054**

**PUBLIC HEARING AND REGULAR MEETING MINUTES**

1. Call to order by Jenni White.
2. Invocation by Pastor Derrick Carney.
3. Pledge of Allegiance was led by Jenni White.
4. Roll Call by Jenni White. Present were Jenni White, Trandy Langston, Terry Arps and Brian Hall. Jeff Schwarzmeier arrived shortly after the vote on Item 6.
5. Determination of a quorum.
6. Approval of the Consent Agenda – **Motion was made by Trandy Langston to approve the consent agenda, including minutes, claims including payroll and Treasurer’s report, 2nd by Jenni White. The Vote: All (4) Yes.**
7. Consideration of Items Removed from the Consent Agenda - None
8. Trustee Comments – Terry Arps requested to reserve comments his comments until the end of the agenda, before adjournment.
9. Presentation by Kimberlee Adams, OG&E Community Affairs Manager – Presentation of given. No action.

**Trustee Three (Trandy Langston)**

1. **A Public Hearing** to consider an application for a Specific Use Permit for property generally located at 18930 E Coffee Creek Rd, Luther, Oklahoma, for purposes of a Commercial Marijuana Growth Facility. A copy of the proposed application is on file in the office of the Town Clerk at Luther Town Hall. The property is currently zoned A-1, Agricultural, and the legal description is as follows: LUTHER TOWNSHIP 000 000 PT NE4 SEC 16 14N 1E BEG NE/C NE4 TH S663.64FT W1308.75FT N650.87FT E1316.13FT TO BEG CONT 19.80 ACRS MORE OR LESS SUBJECT TO EASEMENTS OF RECORD. **Trandy Langston opened the Public Hearing for discussion. Trandy Langston closed the Public Hearing.**

**Trustee One (Terry Arps)**

**Trustee Two (Brian Hall)**

**Trustee Three (Trandy Langston)**

1. Consideration, discussion and possible action to approve an application for a Specific Use Permit for property generally located at 18930 E Coffee Creek Rd, Luther, Oklahoma, for purposes of a Commercial Marijuana Growth Facility. A copy of the proposed application is on file in the office of the Town Clerk at Luther Town Hall. The property is currently zoned A-1, Agricultural, and the legal description is as follows: LUTHER TOWNSHIP 000 000 PT NE4 SEC 16 14N 1E BEG NE/C NE4 TH S663.64FT W1308.75FT N650.87FT E1316.13FT TO BEG CONT 19.80 ACRS MORE OR LESS SUBJECT TO EASEMENTS OF RECORD**. Trandy Langston made a motion to approve the SUP application for 18930 E Coffee Creek Rd, Luther, OK, 2nd by Jeff Schwarzmeier. The Vote: All (5) Yes.**
2. Consideration, discussion and possible approval of an economic development agreement between the Town of Luther and The Chicken Shack. **Tabled to March 25, 2021.**

**Trustee Four (Jeff Schwarzmeier)**

**Trustee Five (Jenni White)**

1. Consideration, discussion and possible action regarding the open Fire Chief position. **No action.**
2. Consideration, discussion and possible action regarding the open Police Officer position. **No action.**
3. Consideration, discussion and possible action to join the Eastern Oklahoma County Chief’s Association for one year at a cost of $50.00. **Jenni White made a motion to join EOCCP for one year at a cost of $50, 2nd by Brian Hall. The Vote: All (5) Yes.**
4. Consideration, discussion and possible approval of Resolution No. 2021-06R, A RESOLUTION OF THE TOWN BOARD OF THE TOWN OF LUTHER, OKLAHOMA, APPROVING AND AUTHORIZING A FULL-SERVICE MAINTENANCE PLAN CONTRACT, BY AND BETWEEN THE TOWN OF LUTHER, OKLAHOMA, AND MAGUAIRE IRON, A SOUTH DAKOTA CORPORATION, FOR THE INSPECTION, DRAINAGE, DISINFECTION, PAINTING, AND GENERAL MAINTENANCE OF THE TOWN’S ONE HUNDRED FIFTY THOUSAND GALLON ELEVATED WATER TOWER; PROVIDING FOR APPROVAL OF THIS MULTI-YEAR CONTRACT PURSUANT TO SECTION 19, TITLE 61 OF THE OKLAHOMA STATUTES; ACKNOWLEDGING THAT THE TOWN IS NOT OBLIGATED TO MAKE ANY PAYMENT IN ANY YEAR IN AN AMOUNT EXCEEDING THE INCOME AND REVENUE PROVIDED FOR SUCH YEAR AND PROVIDING FOR TERMINATION IN ANY YEAR THAT THE TOWN DOES NOT APPROPRIATE AND ENCUMBER SUFFICIENT FUNDS TO SATISFY ITS ANNUAL OBLIGATIONS; AND WAIVING FORMAL COMPETITIVE BIDDING PURSUANT TO SECTION 19, TITLE 61 OF THE OKLAHOMA STATUTES – **Jenni White made a motion to adopt Resolution 2021-06R as written, 2nd by Brian Hall. The Vote: All (5) Yes.**
5. Consideration, discussion and possible action to repair the split system HVAC unit in the kitchen area of Town Hall/Police Department for a cost not to exceed $1,300.00, or to replace the unit at a cost not to exceed $6000.00. **Jenni White made a motion to purchase a new split-system HVAC unit for the kitchen area, not to exceed $6000.00, 2nd by Brian Hall. The Vote: All (5) Yes.**
6. New Business: In accordance with the Open Meeting Act, Title 25 O.S. 311.A.9 of the Oklahoma Statutes, new business is defined as any matter not known about or which could not have been reasonably foreseen prior to the time of posting the agenda. **Terry Arps commented on a conversation he had with *acog* earlier in the day regarding survey questions. Terry also mentioned the next agenda needed a discussion about possible traffic signs at the 3-way stops on downtown Main Street. No Action.**
7. Citizen participation:  Citizens may address the Board during open meetings on any matter on the agenda prior to the Board taking action on the matter. On any item not on the current agenda, citizens may address the Board under the agenda item Citizen Participation. Citizens should fill out a Citizen’s Participation Request form and give it to the Mayor. Citizen Participation is for information purposes only, and the Board cannot discuss, act or make any decisions on matters presented under Citizens Participation. Citizens are requested to limit their comments to two minutes. **None**
8. Adjourn. **Jenni White made a motion to adjourn, 2nd by Jeff Schwarzmeier. The Vote: 4 Yes, 1 Abstain. Terry Arps abstained.**

Minutes transcribed by Scherrie Pidcock, Interim Town Clerk-Treasurer