



**BOARD OF TRUSTEES FOR THE TOWN OF LUTHER
TUESDAY, MARCH 8, 2022, AT 7:00 P.M.
LUTHER TOWN HALL
108 SOUTH MAIN STREET, LUTHER, OKLAHOMA 73054**

REGULAR MEETING AGENDA

1. Call to order
2. Invocation
3. Pledge of Allegiance
4. Roll Call
5. Determination of a quorum
6. Approval of the Consent Agenda,
 - a. Approval of the Board Minutes from the meeting of February 8, 2022
 - b. Approval of Claims, including Payroll
 - c. Review and Approval of Acting Treasurer's Report
7. Consideration of Items Removed from the Consent Agenda
8. Trustee Comments

9. **Public Hearing** - to consider and take appropriate action, including to approve or deny an application for a Specific Use Permit (SUP) for property generally located at 20100 NE 178th St, Luther, Oklahoma, for purposes of placing an event venue including a corn maze, pumpkin patch, concession sales and holiday event site on a 40-acre tract of land. 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:

A PART OF THE NW/4 OF SEC 35, TOWNSHIP 14N, RANGE 1 EAST OF THE INDIAN MERIDIAN, OKLAHOMA COUNTY, OKLAHOMA - BEGINNING AT THE NW CORNER OF SAID NW/4 THENCE NORTH 89°51'18" EAST ALONG THE NORTH LINE OF SAID NW/4 DISTANCE OF 867.44FT THENCE SOUTH 0°32'20" EAST A DISTANCE OF 1925.83FT THENCE SOUTH 79°01'14" WEST A DISTANCE OF 882.02FT THENCE NORTH 0°32'20" WEST A DISTANCE OF 2091.63FT TO THE POINT OF BEGINNING-SAID TRACT CONTAINS 40ACRS MORE OR LESS

Trustee One (Terry Arps)

10. Consideration, discussion and possible action to accept an estimate from Cavin Consulting in an amount up to \$750.00 for archiving all inactive Town emails to external drives.

11. Consideration, discussion and possible action to designate ARPA funds for sewer infrastructure in the general area of 8th to 178th and S Birch Street.
12. Consideration, discussion, and possible ratification of the Surplus Property Transfer Agreement with the City of Edmond for the receipt of a 2009 Dodge Charger Patrol Vehicle and a 2012 Dodge Charger Patrol Vehicle.
13. Consideration, discussion and possible action to enter into an agreement with Wilson Homes or their investor for sewer infrastructure funding match. **Tabled from February 8, 2022.**
14. Consideration, discussion and possible adoption of ORDINANCE 2022-02, AN ORDINANCE AMENDING THE EMPLOYEE RETIREMENT SYSTEM, DEFINED CONTRIBUTION PLAN FOR THE TOWN OF LUTHER, OKLAHOMA BY ADOPTING A REVISED AND RESTATED RETIREMENT PLAN; PROVIDING RETIREMENT BENEFITS FOR ELIGIBLE EMPLOYEES OF THE TOWN OF LUTHER, OKLAHOMA; PROVIDING FOR PURPOSE AND ORGANIZATION; PROVIDING FOR DEFINITIONS; PROVIDING FOR ELIGIBILITY AND PARTICIPATION; PROVIDING FOR NON-ALIENATION OF BENEFITS; PROVIDING FOR EMPLOYER AND EMPLOYEE CONTRIBUTIONS; PROVIDING FOR ACCOUNTING, ALLOCATION, AND VALUATION; PROVIDING BENEFITS; PROVIDING FOR REQUIRED NOTICE; PROVIDING FOR AMENDMENTS AND TERMINATION; PROVIDING FOR TRANSFER TO AND FROM OTHER PLANS; CREATING A RETIREMENT COMMITTEE AND PROVIDING FOR POWERS, DUTIES, AND RIGHTS OF RETIREMENT COMMITTEE; PROVIDING FOR PAYMENT OF CERTAIN OBLIGATIONS; PROVIDING FOR DURATION AND PAYMENT OF EXPENSES; PROVIDING FOR EFFECTIVE DATE; PROVIDING FOR VESTING SCHEDULES; PROVIDING FOR A FUND TO FINANCE THE SYSTEM TO BE POOLED WITH OTHER INCORPORATED CITIES, TOWNS AND THEIR AGENCIES AND INSTRUMENTALITIES FOR PURPOSES OF ADMINISTRATION, MANAGEMENT, AND INVESTMENT AS PART OF THE OKLAHOMA MUNICIPAL RETIREMENT FUND; PROVIDING FOR PAYMENT OF ALL CONTRIBUTIONS UNDER THE SYSTEM TO THE OKLAHOMA MUNICIPAL RETIREMENT FUND FOR MANAGEMENT AND INVESTMENT; PROVIDING FOR REPEALER AND SEVERABILITY; ADOPTING THOSE AMENDMENTS MANDATED BY THE INTERNAL REVENUE CODE; AND DECLARING AN EMERGENCY.
15. Consideration, discussion and possible adoption of ORDINANCE NO. 2022-03, AN ORDINANCE AMENDING PART 10, "OFFENSES AND CRIMES," CHAPTER 4, "OFFENSES AGAINST THE HEALTH, WELFARE AND MORALS" OF THE CODE OF ORDINANCES OF THE TOWN OF LUTHER, OKLAHOMA, AND SPECIFICALLY AMENDING SECTION 10-422, "YOUTH ACCESS TO TOBACCO," BY BRINGING THE PROVISIONS FOR DEFINITIONS, FURNISHING TOBACCO, NICOTINE AND VAPOR PRODUCTS TO THOSE UNDER TWENTY-ONE YEARS OF AGE, PROHIBITING THE DISTRIBUTION OF TOBACCO PRODUCTS AND VAPOR PRODUCT SAMPLES, DISPLAY OF TOBACCO, NICOTINE AND VAPOR PRODUCTS, AND REPORT OF VIOLATIONS AND COMPLIANCE CHECKS, INTO COMPLIANCE WITH STATE STATUTE; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; AND DECLARING AN EMERGENCY
16. Consideration, discussion, and possible adoption of ORDINANCE NO. 2022-04, AN ORDINANCE AMENDING CHAPTER 4, "OFFENSES AGAINST THE HEALTH, WELFARE AND MORALS," OF THE CODE OF ORDINANCES OF THE TOWN OF LUTHER, OKLAHOMA, AND

SPECIFICALLY AMENDING SECTION 10-423, "REGULATION OF SMOKING AND USE OF TOBACCO AND VAPOR PRODUCTS" BY BRINGING THE PROVISIONS FOR DEFINITIONS, PROHIBITED CONDUCT, REQUIRED SIGNS, AND PENALTIES AND ENFORCEMENT, INTO COMPLIANCE WITH STATE STATUTE; REPEALING SECTIONS 10-424, 10-425, 10-426, 10-427, 10-428, AND 10-429 OF THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; AND DECLARING AN EMERGENCY

17. Consideration, discussion, and possible adoption of ORDINANCE NO. 2202-05, AN ORDINANCE AMENDING CHAPTER 4, "OFFENSES AGAINST THE HEALTH, WELFARE AND MORALS," OF THE CODE OF ORDINANCES OF THE TOWN OF LUTHER, OKLAHOMA, AND SPECIFICALLY ADDING SECTION 10-424, "LOCATION OF STORES SELLING TOBACCO AND VAPOR PRODUCTS;" PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; AND DECLARING AN EMERGENCY
18. Consideration, discussion and possible action to authorize the acceptance of the Oklahoma TSET Certification of Non-Acceptance of Tobacco Funds.
19. Consideration, discussion and possible action to create a community garden at Wildhorse Park.
20. Consideration, discussion and possible action to ratify a \$1,000 grant application to the Oklahoma Code Enforcement Association (OCEA) to implement park improvements at Booker T Washington and/or Wildhorse Park.
21. Consideration, discussion and possible action to renew the rental lease with the Community Action Agency for the building located at 319 SW 25th Street, known as the Armstrong Head Start building, in the amount of \$1,000 per month for the period of March 31, 2022 to March 31, 2023.

Trustee Two (Brian Hall)

Trustee Three (Carla Caruthers)

22. Consideration, discussion and possible action Consideration, discussion and possible action concerning size, composition, charter and meeting dates, times and places for the Luther Fire Department Advisory Committee.
23. Consideration, discussion and possible action to approve an estimate from CASCO Industries for \$1,008.59, to conduct required annual maintenance and testing on Cascade air system and MSA air packs.

Trustee Four (Jeff Schwarzmeier)

Trustee Five (Joshua Rowton)

24. Consideration, discussion and possible action to investigate the possibility of selling the property located on the NW corner of 3rd and Curtis.
25. **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.

26. **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.

27. **Adjourn.**


Scherrie Pidcock, Town Clerk-Treasurer



Agenda Posted Monday, March 7, 2022, at Luther Town Hall, via MailChimp, on the website at www.townoflutherok.com and on Facebook at The Town of Luther, prior to 7:00 pm.