



Terry Arps, Mayor, Trustee One
Jerrod Davis, Trustee Two
Carla Caruthers, Trustee Three
Jeff Schwarzmeier, Vice Mayor, Trustee Four
Nina Sloan, Trustee Five

NOTICE AND AGENDA OF SPECIAL MEETING

BOARD OF TRUSTEES FOR THE TOWN OF LUTHER

THURSDAY, APRIL 25, 2024, AT 6:30 P.M.

LUTHER TOWN HALL

108 SOUTH MAIN STREET, LUTHER, OKLAHOMA 73054

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

1. Call to Order
2. Invocation
3. Pledge of Allegiance
4. Roll Call
5. Determination of a quorum
6. Trustee Comments
7. Presentation by Sandra Traywick on House Bill 2305, concerning groundwater contamination.

Trustee One (Terry Arps)

8. Consideration, discussion and possible action to repair or demolish the concession stand building located on Town property on 4th Street, just east of Dogwood on the north side of the road behind Dollar General. – Tabled from April 9, 2024.
9. Consideration, discussion and possible action on a proposal to add a T-ball field (or fields) to the Town of Luther parks system. – Tabled from April 9, 2024.
10. Consideration and discussion of the swings at Wildhorse Park.
11. Consideration, discussion and possible action to renew the Town of Luther membership to the Main Street program in the amount of \$295.00.
12. Consideration, discussion and possible action to continue annual the contract with CJ Cavin, Omnia Strategies, LLC, for website hosting and services in the amount of \$1000.00.

Trustee Two (Jerrod Davis)

13. Consideration, discussion and possible action on Pay Application #1 to Southern Excavation and Utilities, LLC, for ACOG REAP Grant #E1-2023-9, Water Valve Replacement Project, in the amount of \$49,654.12.
14. Consideration, discussion and possible action to enter into a contract with Dawn Shelton of Shelton Media, LLC as the project manager for the Town of Luther's Route 66 Lighted Sign Project for \$1,500.00, with half being paid at the beginning of the project and the balance at the completion of the project.
15. **PROPOSED EXECUTIVE SESSION:** Consideration and possible action to enter into Executive Session for confidential communications and discussions with legal counsel and other staff members as requested and required to discuss a claim for additional compensation and potential breach of contract issue for a contract with Myers Engineering for engineering and design of the Public Works Shop, as authorized by 25 O.S. §307(B)(4), and a claim, breach of contract, and potential litigation pertaining to purchase of a backhoe from Warren Cat in Midland, Texas, as authorized by 25 O.S. §307(B)(4), on the advice of legal counsel that public disclosure would seriously impair the ability of Board of Trustees to process the pending litigation in the public interest.
16. **PROPOSED ACTION FOLLOWING EXECUTIVE SESSION:** Consideration, discussion, and possible reasonable action, including authorizing the Town Attorney to draft correspondence to Myers Engineering regarding the Agreement for Engineering Services and request for additional payment and to send a demand to Warren Cat or other responsible party requesting resolution regarding the backhoe and payment for the incorrect unit.

Trustee Three (Carla Caruthers)

17. Consideration, discussion and possible action to contract with ARC Pyrotechnics, Inc., for a public fireworks show, in the amount of \$7,000.00, to be held on Saturday, July 6, 2024, at Wildhorse Park.
18. Consideration, discussion, and possible action regarding Ordinance 2024-04, AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF LUTHER, OKLAHOMA, PART 10, "OFFENSES AND CRIMES," CHAPTER 3, "OFFENSES AGAINST THE PUBLIC," OF THE LUTHER CODE OF ORDINANCES, AMENDING SECTION 10-303(B), (E) AND (F), "FIREWORKS REGULATED; LICENSES; SALE AND DISCHARGE RESTRICTED," SAID AMENDMENT TO CHANGE THE DATES TO OBTAIN A PERMIT FOR FIREWORKS AND TO USE FIREWORKS AND PROVIDING AN EXCEPTION FOR PUBLIC DISPLAYS; REPEALING ALL PRIOR ORDINANCES TO THE CONTRARY; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.


Trustee Four (Jeff Schwarzmeier)

Trustee Five (Nina Sloan)

19. 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.

20. Adjourn.



Scherrie Pidcock, Town Clerk



Agenda Posted Tuesday, April 23, 2024, at Luther Town Hall, on Facebook at The Town of Luther, on the Town website at www.townoflutherok.com and via MailChimp email, prior to 6:30 p.m.