

Minutes

THE CITY OF TUTTLE COUNCIL MEMBERS MET IN REGULAR SESSION ON **JANUARY 9, 2023, at 7:00 P.M.** IN THE TUTTLE CITY HALL LOCATED AT 221 W. MAIN STREET.

MEMBERS PRESENT: SCOTT DICKSON, TREY BUCK, AUSTIN HUGHES, MARY SMITH AND AARON MCLEROY

MEMBERS ABSENT: NONE

STAFF PRESENT: DANA SCHOENING, DAVID PERRYMAN, WENDY MARBLE, AARON SLATTERY, DON CLUCK, RYAN ALLEN, AMBER RILEY, LAURIE KOELSCH, AMY NATCHER, JULIE MOWDY, AND BRYAN BALENSEIFEN

OTHERS PRESENT: JAYSON KNIGHT AND OTHERS WHO DID NOT SIGN IN

CALL TO ORDER McLeroy called the meeting to order at 7:02 p.m.

ROLL CALL Marble called the roll and declared a quorum present

PLEDGE OF ALLEGIANCE McLeroy led the pledge

INVOCATION Hughes gave the invocation

ORDER OF BUSINESS

1. INTRODUCTION OF GUESTS / HEARING OF CITIZENS OR DELEGATES

(This is an opportunity for citizens to address the City Council. If you wish to speak at this evening's meeting, please fill out a "Request to Speak" form. The forms are available from the City Clerk's table or at the entrance door. Please turn in your form prior to the start of the meeting. City Council rules and regulations limit visitor comments to a maximum of three minutes should be directed to the City Council as a whole. The Oklahoma Open Meeting Act prohibits the City Council from taking official action on requests made during this portion of the agenda unless otherwise noted on this agenda.)

None

2. PRESENTATIONS, PROCLAMATIONS AND RECOGNITION

a. INTRODUCTION of new employees

Chief Cluck introduced new officer Zac Burnett

b. RECOGNITION of Marcie Vergez-Cheong for ten years of service

Skip item b

c. Swearing in of new police officer Zachary Burnett

Judge Hendrickson presented the swearing in of Officer Burnett. Council members welcomed and congratulated the officer.

b. RECOGNITION of Marcie Vergez-Cheong for ten years of service

McLeroy presented Vergez-Cheong with her award of service. Marble spoke of the experience, value and important role that the employee plays in the operations of the city. Marble thanked her for her years of service. Council members congratulated Vergez-Cheong.

3. Discussion and questions regarding items on the consent docket

None

4. CONSENT DOCKET

(This item is placed on the agenda so that the City Council, by unanimous consent, can designate routine items and those items requiring minimum discussion to be approved or acknowledged in one motion. If any item does not meet with approval of all Councilmembers, that

item will be removed from the consent docket and considered in regular order. In reviewing and responding to any agenda item, the Council may, in whole or in part, adopt, approve, conditionally approve, ratify, deny, defer, amend, strike or continue any item.)

- a. APPROVAL minutes for City Council meeting December 12, 2022
- b. APPROVAL minutes for City Council workshop meeting December 12, 2022
- c. ACKNOWLEDGMENT receipt of payroll and claims for December 2022
- d. APPROVAL and RATIFICATION all action taken by the Tuttle Public Works Authority for December 2022
- e. APPROVAL and RATIFICATION all action taken by the Tuttle Development Authority for December 2022
- f. APPROVAL of Engagement Letter for annual audit by HSPG & Associates for year ending December 31, 2022
- g. APPROVAL of **Resolution 2023-01** to approve application for grant funding through the Municipal Road Drilling Activity Fund administered by ODOT for N. Richland Rd overlay
- h. ACCEPTANCE of donation of perpetual easement from Rebecca and Melvin Ernest in Section 34, Township 10 North, Range 5 West
- i. ACCEPTANCE of donation of perpetual easement from Lefes C. and Janet Burriss in Section 32, Township 10 North, Range 5 West

**Motion was made by Hughes, seconded by Smith to approve Items 4a through 4i on the consent docket. Motion carried as follows:
Aye: Dickson, Buck, Hughes, Smith and McLeroy
Nay: None**

5. CONSIDERATION of Items Removed from Consent Docket

Strike

6. COMMUNITY DEVELOPMENT

- a. DISCUSSION, CONSIDERATION and POSSIBLE ACTION, including, but not limited to, Approval, Denial, Amendment, Revision or Conditional Approval, in Whole or in Part of **Ordinance 2023-01 (PC 2022-31)** request for rezoning from A-1 to C-5 located at 5 N Mustang Rd (SH-4)

Dickson asked if there is only one entrance and if there are plans to make an entrance on SH-37. Colvin stated he plans to take care of this when the property is leased. He stated maybe an entrance can be made at the southwest corner of the property. Dickson stated he is concerned if this is a daycare it will create much more traffic. He stated this is a prime retail location and he does not see daycare being the right fit for the property. Colvin stated the city can't support a Walgreens or CVS.

Hughes asked about the distance from the liquor store and the dispensary and if that is allowed for daycare. Perryman stated since they pre-exist it is allowed.

Colvin stated he spoke to Braum's and Casey's and they want to buy a property and he wants a long-term lease. Smith stated she has public safety concerns. Buck asked if a bus can turn around in the parking lot. Colvin stated the parking lot goes around the building to exit. McLeroy asked if we can require another entrance or exit, and Perryman stated not without changes to the building or parking lot. He stated the city has no control over the design but can negotiate conditions, and curb cut could be condition of C-5 zoning. McLeroy stated he has no problem with the proposed use of the property.

Schoening stated anything on corner will have congestion issues. He suggested a traffic impact study and stated ODOT may have data to look at. Perryman suggested tabling this item until City Manager initiates discussion with ODOT.

Motion was made by Hughes, seconded by Smith to TABLE Ordinance 2023-01 (PC 2022-31) request for rezoning from A-1 to C-5 located at 5 N Mustang Rd (SH-4)

Motion carried as follows:

Aye: Dickson, Buck, Hughes, Smith and McLeroy

Nay: None

- b. DISCUSSION, CONSIDERATION and POSSIBLE ACTION, including, but not limited to, Approval, Denial, Amendment, Revision or Conditional Approval, in Whole or in Part of **Ordinance 2023-02 (PC 2022-36)** request for rezoning from A-1 to R-1A located at 811 N Czech Hall Rd

Wilcher presented he purchased 3 ½ acres and lot was split but never rezoned. He stated he wants to build a shop. Balenseifen stated it requires a lot merge to make one parcel and the rezoning is tied to the lot merge.

Motion was made by Smith, seconded by Buck to approve Ordinance 2023-02 (PC 2022-36) request for rezoning from A-1 to R-1A located at 811 N Czech Hall Rd.

Motion carried as follows:

Aye: Dickson, Buck, Hughes, Smith and McLeroy

Nay: None

- c. DISCUSSION, CONSIDERATION and POSSIBLE ACTION, including, but not limited to, Approval, Denial, Amendment, Revision or Conditional Approval, in Whole or in Part of **PC 2022-35** request for a lot merge located at 811 N Czech Hall Rd

Motion was made by Dickson, seconded by Hughes to approve PC 2022-35 request for a lot merge located at 811 N Czech Hall Rd. Motion carried as follows:

Aye: Dickson, Buck, Hughes, Smith and McLeroy

Nay: None

- d. DISCUSSION, CONSIDERATION and POSSIBLE ACTION, including, but not limited to, Approval, Denial, Amendment, Revision or Conditional Approval, in Whole or in Part of **PC 2022-38** request for approval of Cedar Springs Center Final Plat

Garrett presented this is the final plat. McLeroy stated this is converting three lots to two lots.

Motion was made by Dickson, seconded by Hughes to approve PC 2022-38 request for approval of Cedar Springs Center Final Plat. Motion carried as follows:

Aye: Dickson, Buck, Hughes, Smith and McLeroy

Nay: None

7. GENERAL GOVERNMENT

Mayor McLeroy moved that Items 7a through 7e be considered in a single motion with a single vote.

- a. DISCUSSION, CONSIDERATION and POSSIBLE ACTION, including, but not limited to, Approval, Denial, Amendment, Revision or Conditional Approval, in Whole or in Part regarding appointment to **Position 1** of the Tuttle Public Library Board for a term ending June 30, 2024 (1-year term)
- b. DISCUSSION, CONSIDERATION and POSSIBLE ACTION, including, but not limited to, Approval, Denial, Amendment, Revision or Conditional Approval, in Whole or in Part regarding appointment to **Position 2** of the Tuttle Public Library Board for a term ending June 30, 2025 (2-year term)
- c. DISCUSSION, CONSIDERATION and POSSIBLE ACTION, including, but not limited to, Approval, Denial, Amendment, Revision or Conditional Approval, in Whole or in Part regarding appointment to **Position 3** of the Tuttle Public Library Board for a term ending June 30, 2025 (2-year term)
- d. DISCUSSION, CONSIDERATION and POSSIBLE ACTION, including, but not limited to, Approval, Denial, Amendment, Revision or Conditional Approval, in Whole or in Part

regarding appointment to **Position 4** of the Tuttle Public Library Board for a term ending June 30, 2026 (3-year term)

- e. DISCUSSION, CONSIDERATION and POSSIBLE ACTION, including, but not limited to, Approval, Denial, Amendment, Revision or Conditional Approval, in Whole or in Part regarding appointment to **Position 5** of the Tuttle Public Library Board for a term ending June 30, 2026 (3-year term)

Motion was made by Hughes, seconded by Dickson to approve the appointment of the Tuttle Public Library Board members:

Appoint Kip Smith to Position 1 of the Tuttle Public Library Board for a term ending June 30, 2024 (1-year term)

Appoint Terri Pearce to Position 2 of the Tuttle Public Library Board for a term ending June 30, 2025 (2-year term)

Appoint Mary Jane Engstrom to Position 3 of the Tuttle Public Library Board for a term ending June 30, 2025 (2-year term)

Appoint Amy Rawls to Position 4 of the Tuttle Public Library Board for a term ending June 30, 2026 (3-year term)

Appoint Lyla Phelps to Position 5 of the Tuttle Public Library Board for a term ending June 30, 2026 (3-year term)

Motion carried as follows:

Aye: Dickson, Buck, Hughes, Smith and McLeroy

Nay: None

- 8. PUBLIC SAFETY
 - a. None
- 9. STREETS
 - a. None
- 10. INFORMATION AND REPORTS
 - a. City Manager and Department Reports
 - b. Council Member Reports

NEW BUSINESS
ANNOUNCEMENTS

- 1. City Council Workshop Meeting on Monday, January 23, 2023 at 6:00 p.m.
- 2. City Council Meeting on Monday, February 13, 2023 at 7:00 p.m. (workshop at 6:00 p.m.)

ADJOURNMENT

Motion was made by Hughes, and seconded by Dickson to adjourn the City Council meeting at 7:59 p.m. Motion carries as follows:

Aye: Dickson, Buck, Hughes, Smith and McLeroy

Nay: None

Attest:

Wendy Marble, City Clerk

Aaron McLeroy, Mayor