City of Choctaw  
Regular City Council Meeting No. 04  
February 18, 2020 @ 7:00pm  
Choctaw City Hall, 2500 N Choctaw Road  
Choctaw, Oklahoma 73020  

MINUTES  

1. Call to Order by the Mayor @ 7:02 pm  
2. Invocation given by Roger Malone  
3. Roll Call:  
   6 Present: Chad Williams; Jeannie Abts; Roger Malone; Steve Krieske; Dale Gill; Randy Ross  
   1 Absent: Mike Birdsong  

Staff Present: Ed Brown, City Manager/Executive Director; Ray Vincent/City Attorney; Lira Deer/HR Director; Tanner McGuire/Park & Recreation Director; Tracy Jordan/Finance Director; Kelly Marshall/Chief of Police; Amanda Valent/City Clerk; Guy Henson/Planning Director; Randy Jacox/Public Works Director; Purvi Patel/City Planner  

4. Public Comments: This agenda item is for public comments on city related non-agenda items. In accordance with State law, the City Council and City Staff are not allowed to respond to any comments made. Preference will be given to Choctaw Citizens and NO formal action will be taken. Speakers are limited to 3 minutes for a total of 15 minutes.  

Jeff Wyatt, 1335 Hidden Valley, asked what other alternatives were available for road funding and said the City should have asked citizens to vote on a lower dollar amount.  

Rich Herr, 13724 NE 10th, stated he wanted an apology from the Mayor. Mr. Herr voiced his concerns about road funding, the bidding process, building maintenance, the rumor of a potential casino, and grow facilities and their need in the community.  

5. Business Agenda: The following items are hereby designated for discussion and consideration which requires individual action.  

5.1 Holding a public hearing on the Planning Commission’s recommendation to approve the Rezone application submitted by:
Applicant: Jacob Webb
Location: 2525 Orchard Road
Current Zoning: General Agricultural District (AG)
Proposed Zoning: Rural Residential District (R-R)
Legal Description: UNPLTD PT SEC 12 11N 1W 000 000 PT SW4 SEC 12
11N 1W N/2 OF N/2 NW4 SE4 SW4 OR N/2 OF TR 7 WITH 25FT ESMT ON E
FOR ROAD

Open public hearing – 7:15pm
Receive comments
Jacob Webb explained the structure on the lot located at 2525
Orchard Rd. was lost due to a fire in May of 2019 and they are
requesting a rezone from A-G to R-R to rebuild their single-family
home.
Close public hearing – 7:16pm

5.2 Ordinance No. 810-2020, amending the Zoning Ordinance of the City of
Choctaw, Oklahoma, as amended, to include additional territory within the R-R,
Rural Residential District; to delete such property from the A-G, General
Agricultural District; providing for entering such amendments upon the official
zoning map; providing for severability; declaring repealer; and declaring an
emergency.

MOTION BY Dale Gill and SECOND BY Steve Krieske to approve
Ordinance No. 810-2020 as presented.

MOTION CARRIED:
6   Ayes:      Williams, Abts, Malone, Krieske, Gill, Ross
0   Nays:      None
1   Absent:    Birdsong
0   Abstain:   None

5.3 Approving an Emergency Clause for Ordinance No. 810-2020; whereas in the
judgment of the City Council it is necessary for the immediate preservation of the
peace, health, or safety, shall become effective upon publication as provided by
law.

MOTION BY Roger Malone and SECOND BY Steve Krieske to approve the
emergency clause for Ordinance No. 810-2020.

MOTION CARRIED:
6   Ayes:      Williams, Abts, Malone, Krieske, Gill, Ross
0   Nays:      None
1 Absent: Birdsong
0 Abstain: None

5.4 Resolution No. 20-06, request to waive the mandatory extension of public water located near 2525 Orchard Road submitted by Jacob Webb.

MOTION BY Chad Williams and SECOND BY Jeannie Abts to pass and adopt Resolution No. 20-06.

MOTION CARRIED:
6 Ayes: Williams, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
1 Absent: Birdsong
0 Abstain: None

5.5 Hold a Public Hearing on the Appeal of the Planning Commission recommendation to deny a Rezone application submitted by:
Applicant: Linn Russell
Location: 12395 SE 15th Street
Current Zoning: Rural Residential District (R-R)
Proposed Zoning: General Agricultural District (AG)
Legal Description: UNPLTD PT SEC 04 11N 1W 000 000 PT SW4 SEC 4
11N 1W BEG 315.72FT N OF SW/C W15ACRS E30ACRS S/2 SW4 TH
N710.57FT E495.06FT S976.37FT W327.97FT N265.72FTW164.27FT TO BEG
CONT 10.06ACRS MORE OR LESS

Open public hearing – 7:20pm
Receive comments
Russell Linn stated he intends to open a marijuana grow facility. Letter have been sent out by the City and neighbors have not objected to his business plan. The property was also used as A-G prior to his purchase of the property.

Rich Herr, 13724 NE 10th, spoke in favor of the request to rezone.

Jeff Wyatt, 1335 Hidden Valley, spoke in opposition of the request to rezone.

Shawn Davis, Edmond, spoke in opposition of the request to rezone on behalf of his elderly mother who lives at 12303 SE 15th. Close public hearing.
5.6 Ordinance No. 812-2020, amending the Zoning Ordinance of the City of Choctaw, Oklahoma, as amended, to include additional territory within the A-G, General Agricultural District; to delete such property from the R-R, Rural Residential District; providing for entering such amendments upon the official zoning map; providing for severability; declaring repealer; and declaring an emergency.

MOTION BY Chad Williams to approve Ordinance No. 812-2020. Motion died for lack of second.

MOTION BY Jeannie Abts and SECOND BY Roger Malone to deny Ordinance No. 812-2020.

MOTION CARRIED:
5 Ayes: Abts, Malone, Krieske, Gill, Ross
1 Nays: Williams
1 Absent: Birdsong
0 Abstain: None

5.7 Approving an Emergency Clause for Ordinance No. 812-2020; whereas in the judgment of the City Council it is necessary for the immediate preservation of the peace, health, or safety, shall become effective upon publication as provided by law.

No action.

5.8 Resolution No. 20-04, approving a Specific Use Permit for a Tree Farm and Marijuana Growing Facility for a 10.10 acre tract of land within the A-G, General Agricultural District located along SE 15th Street in the City of Choctaw, Oklahoma.

No action.

5.9 Resolution No. 20-03, approving and adopting the City of Choctaw Policy No. 25-2020, Social Media Policy for Elected Councilmembers.

Tabled.

5.10 Resolution No. 20-05, accepting the preliminary plat for the Cedar Crest Subdivision to the City of Choctaw, Oklahoma.
Tabled.

5.11 Special Event Permit for Samson Sembeba, Choctaw Seventh-day Adventist Church for a 5K Run on March 22, 2020.
MOTION BY Jeannie Abts and SECOND BY Steve Krieske to approve the Special Event Permit as presented.

MOTION CARRIED:
6    Ayes:    Williams, Abts, Malone, Krieske, Gill, Ross
0    Nays:    None
1    Absent:  Birdsong
0    Abstain: None

5.12 Special Event Permit for Rosa Garcia for a wedding reception at her residence at 155 South Triple X Road on September 19, 2020.

MOTION BY Jeannie Abts and SECOND BY Dale Gill to approve the Special Event Permit as presented.

MOTION CARRIED:
6    Ayes:    Williams, Abts, Malone, Krieske, Gill, Ross
0    Nays:    None
1    Absent:  Birdsong
0    Abstain: None

6.  Consent Agenda: The following items are hereby designated for routine approval, acceptance or acknowledgment by one motion, subject to any conditions included therein. If any item does not meet with the approval of all members, that item will be heard in regular order.

6.1 Regular Pre Meeting minutes for 02-04-20
6.2 Regular Meeting minutes for 02-04-20
6.3 Vouchers and Claims as approved by the City Manager:
   1.  02-05 Claims:  $ 28,761.11
   2.  02-12 Claims:  $ 43,267.15
6.4 Bi-weekly payroll in the amount of:
   1.  02-14 Payroll:  $ 64,534.94
   2.  02-28 Payroll:  $ 68,000.00
6.5 Bi-weekly Fire payroll in the amount of:
   1.  02-14 Payroll:  $ 10,595.43
   3.  02-28 Payroll:  $ 15,000.00
6.6 Accept Permanent Easement from Glenn Burton, 1020 Kent Drive.
6.7 Accept Permanent Easement from Steven Spencer and Letisha Besse, 14976 SE 10th Street.
6.9 Police Department monthly report for January 2020.

MOTION BY Steve Krieske and SECOND BY Jeannie Abts to approve the Consent Agenda as presented.

MOTION CARRIED:
6 Ayes: Williams, Abts, Malone, Krieske, Gill, Ross
0 Nays: None
1 Absent: Birdsong
0 Abstain: None

7. New Business: This item is listed to provide the opportunity for Council discussion on items which may arise within twenty-four (24) hours prior to this meeting, and therefore, qualify as new business under the Oklahoma Open Meeting Act.

None.

8. Council/Staff Remarks: This item is listed to provide an opportunity for the council and/or staff to make comments and/or request specific agenda items. No action will be taken.

8.1 City Council;
8.2 City Attorney;
8.3 City Manager; and
8.4 Project Updates

None.

10. Adjournment:
    Adjourned @ 7:40 pm.

ATTEST:

Amanda Valent, City Clerk

CITY OF CHOCTAW, OK

Randy Ross, Mayor

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