

TOWN OF PINK  
REGULAR MEETING  
March 14th, 2022

PRESENT:

LISA VAN LIEW	MAYOR, WARD ONE
VINCENT HALL	TRUSTEE, WARD TWO
DAVID DUNN	TRUSTEE, WARD THREE
MIKE GREEN	TRUSTEE, WARD FOUR
DAVID OWENS	TRUSTEE, WARD FIVE
NATALIE OWENS	CLERK/TREASURER
ROB VAN LIEW	FIRE CHIEF
TRENT GULESERIAN	TOWN ATTORNEY

1. THE MEETING WAS CALLED TO ORDER BY LISA VAN LIEW AT 7:32 P.M.
2. THE ROLL CALL WAS TAKEN. VAN LIEW, PRESENT, DUNN, PRESENT. GREEN, PRESENT. OWENS, PRESENT. HALL, PRESENT. A QUORUM WAS PRESENT.
3. THE MINUTES OF THE LAST MEETING WERE PRESENTED TO THE BOARD. HALL MADE A MOTION TO ACCEPT THE MINUTES AS PRESENTED. OWENS SECONDED THE MOTION. VAN LIEW YEA, GREEN YEA, DUNN YEA, OWENS YEA, HALL YEA.
4. THE FINANCIAL REPORT WAS READ BY ALL MEMBERS PRESENT. DUNN MADE A MOTION TO ACCEPT THE REPORT AS PRESENTED. GREEN SECONDED THE MOTION. VAN LIEW YEA, GREEN YEA, DUNN YEA, OWENS YEA, HALL YEA.
5. TO DISCUSS AND CONSIDER APPROVAL OF OLD BUSINESS:
  - A. DISCUSSION AND POSSIBLE ACTION REGARDING PROPOSED IMPROVEMENTS FOR INCREASED FUTURE UTILIZATION OF TOWN PROPERTY. VAN LIEW ASKED THE BOARD IF ANYONE HAS BEEN ABLE TO FIND ANOTHER DESIGN FIRM TO BEGIN WORK ON THE UTILIZATION OF THE TOWN PROPERTY. GREEN STATED HE HAD MET WITH A FIRM WHO CAME OUT TO THE TOWN PROPERTY FOR ASSESSMENT BUT THE FIRM DID NOT HAVE A CREW BIG ENOUGH TO COMPLETE THE JOB. VAN LIEW ENCOURAGED THE BOARD TO CONTINUE SHOPPING FOR A DESIGN FIRM.
  - B. DISCUSSION AND POSSIBLE ACTION CONCERNING ENTERING INTO EXECUTIVE SESSION PURSUANT TO 25 O.S. SECTION 307(B)(4) REGARDING CONFIDENTIAL COMMUNICATION BETWEEN THE BOARD OF THE TOWN OF PINK AND ITS ATTORNEY CONCERNING A POTENTIAL LAWSUIT REGARDING CERTAIN DEVELOPER'S CONTINUED NONCOMPLIANCE WITH THE TOWN ORDINANCES, OF WHICH DISCLOSURE WILL SERIOUSLY IMPAIR THE ABILITY OF THE BOARD TO LITIGATE SAID LAWSUIT. VAN LIEW MADE A MOTION TO ENTER INTO EXECUTIVE SESSION. OWENS SECONDED THE MOTION. VAN LIEW YEA, GREEN YEA, DUNN YEA, OWENS YEA, HALL YEA.
  - C. DISCUSSION AND POSSIBLE ACTION REGARDING FIRE DEPARTMENT GENERATOR. ROB VAN LIEW STATED HE IS WORKING ON HAVING THE SENIOR CENTER GENERATOR SERVICED AND GATHERING QUOTES FOR THE PURCHASE OF AN ADDITIONAL GENERATOR.
  - D. DISCUSSION AND POSSIBLE ACTION REGARDING UPDATES/REPAIRS TO TOWN BUILDINGS. VAN LIEW STATED SHE OBTAINED 3 FLOORING QUOTES TO REPLACE THE FLOORING IN THE SENIOR CENTER. QUOTES CAME IN FROM \$20K-\$30K. VAN LIEW STATED SHE WOULD LIKE TO MOVE FORWARD WITH THE COMPANY THAT CAN COMPLETE THE JOB QUICKEST AND WHO IS THE EASIEST TO WORK WITH. VAN LIEW WILL CONTACT THE FLOORING VENDORS AGAIN TO GET TIMELINE

ESTIMATES. VAN LIEW ALSO MENTIONED THE TOILETS IN THE SENIOR CENTER BATHROOMS NEED REPAIRING AND A PLUMBER WILL NEED TO BE HIRED.

6. TO DISCUSS AND CONSIDER APPROVAL OF NEW BUSINESS:

- A. DISCUSSION AND POSSIBLE ACTION REGARDING APPOINTMENT OF ZONING COMMISSION. VAN LIEW STATED 5 VOLUNTEERS HAVE BEEN SELECTED FOR THE FORMING OF THE NEW TOWN OF PINK ZONING COMMITTEE. VAN LIEW MADE A MOTION TO APPOINT DANIEL COKER, PATRICK HOLFORD, JIM MILLER, TOM COOPER, AND SUSAN GIVENS AS MEMBERS OF THE TOWN OF PINK ZONING COMMITTEE. GREEN SECONDED THE MOTION. VAN LIEW YEA, GREEN YEA, DUNN YEA, OWENS YEA, HALL YEA.
- B. DISCUSSION AND POSSIBLE ACTION REGARDING ENCORE OPERATING INC'S APPLICATION FOR OIL AND GAS WELL PERMIT. VAN LIEW STATED ENCORE OPERATING INC HAS SUBMITTED ALL THE REQUIRED PAPERWORK AND HAS MET ALL OF THE REQUIREMENTS OF THE TOWN OF PINK'S ORDINANCE. VAN LIEW MADE A MOTION TO APPROVE THE OIL AND GAS WELL PERMIT FOR ENCORE OPERATING INC. GREEN SECONDED THE MOTION. VAN LIEW YEA, GREEN YEA, DUNN YEA, OWENS YEA, HALL YEA.
- C. DISCUSSION AND POSSIBLE ACTION REGARDING ORDINANCE NO. 42 – AMENDING AND RESTATING ORDINANCE NO. 41 OF THE CODE OF ORDINANCES OF THE TOWN OF PINK. VAN LIEW PROVIDED THE BOARD WITH TWO PROPOSED ORDINANCE AMENDMENTS. THE FIRST AMENDMENT, REDUCES THE REQUIREMENT OF A MEDICAL MARIJUANA OPERATION TO BEING AT LEAST 200 FEET AWAY FROM ANY NEIGHBORING ESTABLISHED RESIDENTIAL STRUCTURES INSTEAD OF THE 300 FEET REQUIRED IN ORDINANCE NO. 41. THE SECOND PROPOSED ORDINANCE AMENDMENT INCLUDED THE CHANGE FROM 300 FEET TO 200 FEET WITH AN ADDITIONAL CLAUSE THAT IF THE APPLICANT'S MEDICAL MARIJUANA OPERATION IS ADJACENT TO AN EXISTING MEDICAL MARIJUANA OPERATION ON A NEIGHBORING PROPERTY, THE 200 FOOT REQUIREMENT DOES NOT APPLY. VAN LIEW ASKED THE BOARD IF THEY HAD A PREFERENCE AS TO WHICH ORDINANCE ADMENDMENT TO PASS. OWENS STATED HE SUPPORTED PASSING THE AMENDMENT DECREASING THE RESIDENTIAL STRUCTURE BOUNDARY FROM 300 FEET TO 200 FEET BUT HE STATED HE DID NOT SUPPORT THE AMENDMENT OF REMOVING THE 200 FOOT REQUIREMENT WHEN THERE ARE TWO ADJACENT MEDICAL MARIJUANA OPERATIONS. OWENS STATED HE BELIEVED THIS WOULD BE DIFFICULT FOR THE RESALE OF EITHER PROPERTY. VAN LIEW STATED SHE DID NOT BELIEVE THE RESALE OF PROPERTY WOULD BE AN ISSUE AND PREFERS THE ORDINANCE AMENDMENT INCLUDING THE EXCEPTION OF THE 200 FOOT REQUIREMENT IF THE APPLICANT'S PROPERTY IS ADJACENT ANOTHER MEDICAL MARIJUANA OPERATION. VAN LIEW MADE A MOTION TO APPROVE ORDINANCE NO. 42-AMENDING AND RESTATING ORDINANCE NO. 41 OF THE CODE OF ORDINANCES OF THE TOWN OF PINK, INCLUDING THE DECREASED REQUIREMENT OF A MEDICAL MARIJUANA OPERATION BEING NO LESS THAN 200 FEET FROM A NEIGHBORING RESIDENTIAL STRUCTURE WITH THE EXCEPTION OF THE APPLICANT'S PROPERTY BEING ADJACENT ANOTHER MEDICAL MARIJUANA OPERATION. HALL SECONDED THE MOTION. VAN LIEW YEA, GREEN YEA, DUNN YEA, OWENS NAY, HALL YEA. VAN LIEW MADE A MOTION ACCORDING TO THE EMERGENCY CLAUSE TO INSTITUTE ORDINANCE 42 EFFECTIVE IMMEDIATELY. DUNN SECONDED THE MOTION. VAN LIEW YEA, GREEN YEA, DUNN YEA, OWENS NAY, HALL YEA.

7. DISCUSSION AND POSSIBLE ACTION TO APPROVE OR DISAPPROVE A COMMERCIAL MEDICAL MARIJUANA PERMIT APPLICATION FOR THE FOLLOWING:

- A. MR. DO LLC  
MR. DO LLC HAS MET ALL REQUIREMENTS FOR THE APPLICATION OF A NEW COMMERCIAL MEDICAL MARIJUANA PERMIT AND ARE IN COMPLIANCE WITH ORDINANCE 39 OF THE TOWN OF PINK, OK. HALL MADE A MOTION TO APPROVE

THE APPLICATION FOR A NEW COMMERCIAL MEDICAL MARIJUANA PERMIT FOR MR. DO LLC. OWENS SECONDED THE MOTION. VAN LIEW YEA, GREEN YEA, DUNN YEA, OWENS YEA, HALL YEA.

8. ITEMS THAT HAVE COME UP THAT WERE UNFORESEEN PRIOR TO THE AGENDA POSTING:

A. NONE AT THIS TIME.

9. TO HEAR PUBLIC COMMENTS:

JIM MILLER ASKED IN REGARDS TO THE APPROVAL OF ENCORE OPERATING INC'S OIL AND GAS WELL PERMIT, IF ANYONE HAS CONTACTED THE COUNTY TO MAKE SURE ENCORE'S EQUIPMENT WILL MEET THE REQUIREMENTS OF THE ROADS BEING USED. VAN LIEW STATED NO ONE HAS CONTACTED THE COUNTY SINCE IT IS NOT A REQUIREMENT OF THE TOWN'S ORDINANCE BUT SHE WILL MAKE A NOTE OF IT FOR THE FUTURE.

10. TO HEAR REPORTS FROM OFFICERS, BOARDS AND COMMITTEES:

A. FIRE DEPARTMENT (ROB VAN LIEW): THE FIRE DEPARTMENT MADE 25 TOTAL CALLS IN THE MONTH OF FEBRUARY. 10 FIRES, 11 RESCUE AND EMERGENCY MEDICAL SERVICE, 1 GOOD INTENT CALL, 3 FALSE ALARM & FALSE CALLS. VAN LIEW STATED MANY SMALL REPAIRS ARE BEING DONE TO THE NEW FIRE STATION OFF HWY 102. THE FIRE DEPARTMENT VOLUNTEERS ARE COVERING MOWING THE GROUNDS FOR NOW. AN ELECTRICIAN WILL NEED TO BE HIRED TO DO WORK ON THE NEW FIRE STATION BUT THE FIRE STATION CAN USE AVAILABLE COUNTY FUNDING. THE STATE WILL SOON BE INSTALLING NEW SIGNAGE FOR THE NEW FIRE STATION.

B. COEDD (LISA VAN LIEW): THERE WAS NOTHING TO REPORT.

C. FEMA (CHAD LARMAN): DEPUTY DIRECTOR OF POTTAWATOMIE COUNTY'S EMERGENCY MANAGEMENT SYSTEM, SHANE COLLIE, STATED THE COUNTY IS HOSTING A FREE "TOUCH A TRUCK EVENT" AT THE CITIZEN POTTAWATOMIE NATION EVENT CENTER ON APRIL 2<sup>nd</sup> FROM 10AM-4PM. COLLIE STATED THE COUNTY HAS BEEN AWARDED 3 GRANTS FROM THE STATE TOWARDS BETTERING THE EQUIPMENT OF THE EMERGENCY MANAGEMENT PROGRAM, INCLUDING INSTALLING 19 NEW STORM SIRENS ACROSS THE COUNTY.

D. CLERK/TREASURER (NATALIE OWENS): THERE WAS NOTHING TO REPORT.

11. CONSIDERATION OF ORDINANCES, REGULATIONS, OR RESOLUTIONS:

NONE AT THIS TIME.

12. DISCUSS AND CONSIDER APPROVAL OF PURCHASE ORDERS FOR PAYMENT:

GENERAL FUND

22-060	LITTLE JOE'S	FIRE DEPARTMENT BOOTS	\$1,198.00
22-061	LITTLE JOE'S	FIRE DEPARTMENT BOOTS	\$599.00
22-062	STEVE'S PROPANE	SENIOR CENTER	\$ 479.95
22-063	STEVE'S PROPANE	FIRE DEPARTMENT	\$1,245.15
22-064	OMAG	INSURANCE	\$1,018.00
22-065	LAMB TOWING	TOWING	\$150.00
22-066	CVEC	FIRE STATION #2 ELECTRIC	\$2,000.00
22-067	FIRST AMERICAN TITLE	LAND/BUILDING PURCHASE	\$96,990.91

CHECKS WERE SIGNED BY DAVID DUNN.

13. BEING NO FURTHER BUSINESS, DUNN MADE A MOTION TO ADJOURN. GREEN SECONDED THE MOTION. VAN LIEW YEA, GREEN YEA, DUNN YEA, OWENS YEA, HALL YEA. THE MEETING WAS ADJOURNED AT 8:31 P.M.

14. SUBMITTED BY:

\_\_\_\_\_  
NATALIE OWENS                      CLERK/TREASURER

15. APPROVED BY:

\_\_\_\_\_  
LISA VAN LIEW                      MAYOR

\_\_\_\_\_  
MIKE GREEN                      TRUSTEE

\_\_\_\_\_  
VINCENT HALL                      TRUSTEE

\_\_\_\_\_  
DAVID DUNN                      TRUSTEE

\_\_\_\_\_  
DAVID OWENS                      TRUSTEE