



STILLWATER CITY COUNCIL

REGULAR MEETING *AMENDED AGENDA for FEBRUARY 4, 2019 at 5:30 p.m.

Council Hearing Room, Stillwater Municipal Building, 723 S. Lewis Street, Stillwater, OK

Mayor Will Joyce, Vice Mayor Pat Darlington, Councilors Alane Zannotti, John Wedlake, & Amy Dzialowski

NOTE: The Mayor and City Council will gather in Conference Room 1112B beginning at 5:00 p.m. this date for dinner. No City Council business will be discussed or acted upon at this time. This is not a closed session and members of the public and press are welcome to attend. Meals will only be provided to the City Council and staff.

1. CALL MEETING TO ORDER

2. PLEDGE OF ALLEGIANCE

- a. Jakob Lavicky, Stillwater High School student in the Business Technology class at Meridian Technology. Jakob is an officer in the local Business Professionals of America chapter.

3. CONSENT DOCKET

*Items listed on the consent docket are routine administrative matters that may be approved by a single vote with or without discussion. Councilors may remove individual items from the consent docket and place them on Items Removed from Consent Docket for additional consideration. **The City Council will take action at this meeting (including a vote or series of votes) on these items either collectively as part of the Consent Docket or individually under Items Removed from Consent Docket.***

- a. Final plat for The Canyons Fifth Section located at 5524 N. Perkins Road (CC-19-08)
- b. Request from Stillwater Housing Authority for waiver of 2019 payment in lieu of taxes
- c. Budget amendment reflecting donation from Alice Fancher for Fire Department Education
- d. Budget amendment for acceptance of 2019 State Aid Grant from OK Department of Libraries
- e. Budget amendment for acceptance of 2018 Charitable Trust grant from the Children's Reading Charitable Trust
- f. Approval of minutes: Regular Meeting January 14, 2019
Regular Meeting January 28, 2019

APPROVED 5-0

4. PUBLIC COMMENT ON AGENDA ITEMS NOT SCHEDULED FOR PUBLIC HEARING

The Council will hear comments on agenda items not scheduled for public hearing from speakers who have submitted a written request in accordance with Sec. 2-25, Stillwater City Code. Please approach the podium and state name and address. Each person is entitled to speak for three minutes unless further time is granted by the Council. The Council is not permitted to take action on any item raised by a speaker during the comment period. [Request to speak forms are available here.](#)

5. ITEMS REMOVED FROM CONSENT DOCKET

6. PUBLIC HEARINGS

The City Council will hear public comments, discuss, and take action at this meeting (including a vote or series of votes) on each item listed under Public Hearings unless the agenda entry specifically states that no action will be taken.

- a. Receive public comment regarding a request for a Specific Use Permit from Asheya Properties, LLC to allow a medical marijuana dispensary in the CG, Commercial General district, at property addressed as 1925 N. Boomer Road (CC-19-11)
APPROVED 4-1 WITH COUNCILOR WEDLAKE VOTING NAY
- b. Receive public comment regarding a request for a Specific Use Permit from Brad Pritchett to allow a medical marijuana dispensary in the CB, Commercial Business district, at property addressed as 809 S. Main Street (CC-19-09)
APPROVED 4-1 WITH COUNCILOR WEDLAKE VOTING NAY
- c. Receive public comment regarding a request for a Specific Use Permit from Bonzinni Enterprises dba The Peak Stillwater to allow a medical marijuana dispensary in the CB, Commercial Business district, at property addressed as 507 N. Main Street (CC-19-10)
APPROVED 4-1 WITH COUNCILOR WEDLAKE VOTING NAY
- d. Receive public comment regarding a request for a Specific Use Permit to allow a medical marijuana dispensary in the CG, Commercial General district, at property addressed as 617 E. Redbud (CC-19-12)
APPROVED 4-1 WITH COUNCILOR WEDLAKE VOTING NAY

7. RESOLUTIONS

The City Council will discuss and take action at this meeting (including a vote or series of votes) on each item listed under Resolutions unless the agenda entry specifically states that no action will be taken.

- a. RESOLUTION NO. CC-2019-1: A RESOLUTION ACKNOWLEDGING CITY COUNCIL AUTHORIZATION AND APPROVAL FOR THE SUBMISSION OF AN APPLICATION FOR FEDERAL GRANT FUNDING TO RECONSTRUCT APRON, NORTH PORTION, AT STILLWATER REGIONAL AIRPORT THROUGH THE FAA AIP GRANT 3-40-0090-028-2019 (CC-19-13)
ADOPTED 5-0

8. ORDINANCES

The City Council will discuss and take action at this meeting (including a vote or series of votes) on each item listed under Ordinances unless the agenda entry specifically states that no action will be taken.

First Reading

- a. ORDINANCE NO. 3428: AN ORDINANCE OF THE CITY OF STILLWATER, OKLAHOMA, AMENDING TITLE 37 OF THE STILLWATER CITY CODE "STREETS, SIDEWALKS AND OTHER PUBLIC PLACES" BY THE ADDITION OF ARTICLE V ENTITLED "SHARED ACTIVE TRANSPORTATION"; STATING ITS PURPOSE AND INTENT; PROVIDING DEFINITIONS; SETTING FORTH PERMITTING AND FEE REQUIREMENTS; ESTABLISHING SHARED ACTIVE TRANSPORTATION PROCEDURES; STATING PARKING, SAFETY, MAINTENANCE AND OPERATION REQUIREMENTS; REQUIRING SERVICE TO UNDER-SERVED AREAS OF THE CITY; SETTING FORTH DATA COLLECTION AND REPORTING FUNCTIONS; REQUIRING APPROPRIATE INSURANCE AND OTHER GUARANTEES, AND ALLOWING FOR TERMINATION; REPEALING ANY CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY
ADVANCED 5-0

- b. ORDINANCE NO. 3430: AN ORDINANCE RELATED TO LAND DEVELOPMENT IN THE CITY OF STILLWATER; AMENDING STILLWATER CITY CODE CHAPTER 23, TITLED "LAND DEVELOPMENT CODE, ARTICLE XXV, TITLED "CORRIDOR REDEVELOPMENT AREA PLANNING DISTRICT"; AMENDING SECTION 23-441, TITLED "CORRIDOR REDEVELOPMENT AREA PLANNING DISTRICT" TO INCLUDE CERTAIN PROPERTIES AS MORE PARTICULARLY DESCRIBED HEREIN **ADVANCED 5-0**
- c. ORDINANCE NO. 3431: AN ORDINANCE REZONING TRACTS OF LAND ADDRESSED AS 102, 106, 112, 114, 116, 122 AND 124 SOUTH MAIN STREET AND AS MORE PARTICULARLY DESCRIBED IN THIS ORDINANCE, FROM CG (COMMERCIAL GENERAL) TO T5 (TRANSECT 5) CLASSIFICATION **ADVANCED 5-0**

Second Reading

- a. ORDINANCE NO. 3429: AN ORDINANCE REZONING A TRACT OF LAND LOCATED AT 1309 W UNIVERSITY AVENUE AS MORE PARTICULARLY DESCRIBED IN THIS ORDINANCE, FROM RMI (RESIDENTIAL MULTI-FAMILY INTERMEDIATE) TO RMU (RESIDENTIAL MULTI-FAMILY URBAN) CLASSIFICATION **ADOPTED 5-0**

9. REPORTS FROM OFFICERS & BOARDS

Announcements and remarks about matters of general interest may be made by Councilors, the City Manager, or the City Attorney at this time. Items of City business that may require discussion or action (including a vote or series of votes) are listed below.

- a. Miscellaneous items from the City Attorney
 - i) Request for executive session pursuant to 25 O.S. §307(B)(4) involving confidential communication between the City Council and City Attorney concerning a pending investigation, claim, or action, *Moore v. City of Stillwater*, Case No. CJ-2016-497, Payne County District Court. It is the opinion of the City Attorney that disclosure of this matter will seriously impair the ability of the City Council to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest.
 - ii) *Request for executive session pursuant to 25 O.S. §307(B)(4) involving confidential communication between the City Council and City Attorney concerning a pending investigation, claim, or action involving Cedar Creek Farms LLC. It is the opinion of the City Attorney that disclosure of this matter will seriously impair the ability of the City Council to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest.
- b. Miscellaneous items from the City Manager
- c. Miscellaneous items from the City Council
 - i) Discussion about scheduling items for upcoming meetings

10. QUESTIONS & INQUIRIES

11. APPOINTMENTS

- a. Audit Committee
- b. Board of Adjustment
- c. Stillwater Public Housing Authority

APPOINTMENTS POSTPONED TO 2/11/2019

12. EXECUTIVE SESSION

- a. Confidential communication between the City Council and City Attorney concerning a pending investigation, claim, or action, *Moore v. City of Stillwater*, Case No. CJ-2016-497, Payne County District Court.
- b. *Confidential communication between the City Council and City Attorney concerning a pending investigation, claim, or action involving Cedar Creek Farms LLC.

13. RETURN FROM EXECUTIVE SESSION

- a. No action will be taken on this item.
- b. *No action will be taken on this item.

NO ACTION WAS TAKEN ON ITEMS A. OR B.

14. ADJOURN

APPROVED 5-0

NOTE: Meetings are televised on AT&T U-verse channel 99 and Suddenlink channel 14.

Agendas and most reports are accessible to the public on the internet at stillwater.org on Wednesday afternoons prior to the Monday evening meeting.

The City of Stillwater encourages participation from all its citizens. If participation at any public meeting is not possible due to a disability, please notify the City Manager's office at least 48 hours prior to the meeting by calling 405.742.8290.

On _____, a true and correct copy of this agenda was posted on the kiosk outside City Hall, 723 S. Lewis Street.