

**GROVE CITY COUNCIL  
REGULAR MEETING  
TUESDAY, OCTOBER 18, 2022  
6:00 PM  
MINUTES**

The Grove City Council met in regular session on Tuesday, October 18, 2022 at 6:00 PM with Vice-Mayor, Ivan Devitt presiding. Members present were Steven Thomas, Matt Henderson, and Marty Dyer. Mayor, Ed Trumbull was absent. Also present was City Manager, Debbie Bottoroff; Attorney, Darren Cook; City Treasurer, Lisa Allred and City Clerk, Bonnie Buzzard. Public Works Director, Deric Douthit was absent.

**PUBLIC COMMENTS:**

Vice-Mayor Devitt read a Proclamation from the Oklahoma State Department of Health in its entirety proclaiming the month of October 2022 as 'Children First Program' appreciation month. Chaise Burleson of the Delaware County Health Department was present to receive the Proclamation.

**PUBLIC HEARING:**

Devitt opened the floor for a Public Hearing to take public comments regarding an application by Bobby & Nadalene Arnall, Irene Seubold, and Kathy Bradley to rezone the following described properties from C-3 Commercial Highway to R-1 Single Family Residential:

a. **LEGAL DESCRIPTION:**

The South 471.7' of the West 461.73' of the East 1846.92' of the South Half of the Southwest Quarter (S/2 SW/4) of Section 32, Township 24 North, Range 24 East of the I.B.M. Delaware County, Oklahoma, **AND** The South 471.7' of the West 761.73' of the South Half of the Southwest Quarter (S/2 SW/4) of Section 32, Township 25 North, Range 24 East of the I.B.M. Delaware County, Oklahoma.

b. **LEGAL DESCRIPTION:**

The South 471.7' of the West 461.73' of the East 1385.19' of the South Half of the Southwest Quarter (S/2 SW/4) of Section 32, Township 25 North, Range 24 East of the I.B.M. Delaware County, Oklahoma.

c. **LEGAL DESCRIPTION:**

The South 471.7' of the West 461.73' of the East 923.46' of the South Half of the Southwest Quarter (S/2 SW/4) of Section 32, Township 25 North, Range 24 East of the I.B.M. Delaware County, Oklahoma.

At 6:10 PM Dyer made the motion to open the floor to the Public Hearing to take public comments regarding an application of the above-mentioned property owners and described properties to rezone the properties from C-3 Commercial Highway to R-1 Single Family Residential. Seconded by Thomas. AYE: Thomas, Henderson, Dyer, and Devitt. NAY: None. Motion carried.

The Council entertained no public comments of opposition to the rezoning request. At 6:11 PM Thomas made the motion to close the public hearing. Seconded by Dyer. AYE: Thomas, Henderson, Dyer, and Devitt. NAY: None. Motion carried.

Devitt opened the floor for discussion with respect to an Ordinance rezoning the properties legally described as above-mentioned from C-3 Highway Commercial and Recreational Commercial to R-1 Single Family Residential Zoned District:

a) **LEGAL DESCRIPTION:**

The South 471.7' of the West 461.73' of the East 1846.92' of the South Half of the Southwest Quarter (S/2 SW/4) of Section 32, Township 24 North, Range 24 East of the I.B.M. Delaware County, Oklahoma, **AND** The South 471.7' of the West 761.73' of the South Half of the Southwest Quarter (S/2 SW/4) of Section 32, Township 25 North, Range 24 East of the I.B.M. Delaware County, Oklahoma – Thomas made the motion to approve the Ordinance to rezone the property as described. Seconded by Dyer. AYE: Thomas, Henderson, Dyer, and Devitt. NAY: None. Motion carried.

b) **LEGAL DESCRIPTION:**

The South 471.7' of the West 461.73' of the East 1385.19' of the South Half of the Southwest Quarter (S/2 SW/4) of Section 32, Township 25 North, Range 24 East of the I.B.M. Delaware County, Oklahoma – Thomas made the motion to approve the Ordinance to rezone the property as described. Seconded by Henderson. AYE: Thomas, Henderson, Dyer, and Devitt. NAY: None. Motion carried.

c) **LEGAL DESCRIPTION:**

The South 471.7' of the West 461.73' of the East 923.46' of the South Half of the Southwest Quarter (S/2 SW/4) of Section 32, Township 25 North, Range 24 East of the I.B.M. Delaware County, Oklahoma – Thomas made the motion to approve the Ordinance to rezone the property as described. Seconded by Henderson. AYE: Thomas, Henderson, Dyer, and Devitt. NAY: None. Motion carried.

Dyer made the motion to approve the minutes from the September 20, 2022 regular meeting. Seconded by Henderson. AYE: Thomas, Henderson, Dyer, and Devitt. NAY: None. Motion carried.

Thomas made the motion to approve the purchase order register. Seconded by Dyer. AYE: Thomas, Henderson, Dyer, and Devitt. NAY: None. Motion carried.

Devitt opened the floor for discussion with respect to appointment of Trustee to the Grove Municipal Services Authority. Devitt announced that the Staff advertised for this position and received only one letter of application of re-appointment from Berwin Kock. Devitt made the motion to re-appoint Kock back to the GMSA Board of Trustees. Seconded by Dyer. AYE: Thomas, Henderson, Dyer, and Devitt. NAY: None. Motion carried.

**Trumbull** opened the floor for discussion with respect to an Ordinance repealing Ordinance No. 731 and deleting Section 17-109 'Duty to Consent to Voluntary Annexation' of Part 17, Chapter 1 of the City of Grove Code of Ordinances. Cook reported that the GMSA Staff is requesting that the City revisit this Ordinance because over the course of the six (6) year period of the Ordinance it has created undesirable reactions from the potential customer and cause an easy process of obtaining utilities more difficult due to the requirements of the annexation consent form. Some customers have refused to sign the form and not return for service, and some customers expect immediate annexation and are disappointed to find out it is not immediate. Cook reported that the GMSA Board met and approved to repeal their Resolution and remove the consent to Voluntary Annexation upon recommendation to the Mayor and City Council. Dyer made the motion to approve the Ordinance repealing Ordinance #731 and deleting Section 17-109 'Duty to Consent to Voluntary Annexation' of Part 17, Chapter 1 of the City of Grove Code of Ordinances as presented and discussed. Seconded by Henderson. AYE: Thomas, Henderson, Dyer, and Devitt. NAY: None. Motion carried.

Devitt opened the floor for discussion with respect to a Resolution amending the City of Grove Annexation Plan. Dyer made the motion to approve the Resolution as presented and discussed. Seconded by Thomas. AYE: Thomas, Henderson, Dyer, and Devitt., NAY: None. Motion carried.

Devitt opened the floor for discussion with respect to an Ordinance repealing and replacing Ordinance No. 818 and amend Chapter 5, Section 5-5 of the Zoning Ordinances establishing regulations for the development of Recreational Vehicle Parks. Bottoroff reported that the Staff has researched other cities and towns on various regulations on the development and proposed locations of Recreational Vehicle (RV) Parks. Bottoroff noted that the Planning and Zoning Board met and accepted a Resolution upon recommendation to the Mayor and City Council approval of the proposed Ordinance. Dyer made the motion to approve the Ordinance as presented and discussed. Seconded by Thomas. AYE: Thomas, Henderson, Dyer, and Devitt. NAY: None. Motion carried.

**STAFF REPORTS:**

Bottoroff reported that the Convention Tourism Bureau met and approve the purchase of a synthetic ice-skating rink for the downtown Christmas season. Bottoroff reported that it is approximately a 2,000 square foot project, and that it would require a hard surface area for set-up. The Staff is proposing to set it up along Grand Street or on the employees parking lot at City Hall. Bottoroff entertained questions, comments, and concerns from the Council.

Bottoroff reported that the Staff is requesting Council’s consideration in changing the time of the City Council regular scheduled meeting to 4:30 PM from the current time of 6:00 PM. Bottoroff again entertained comments from the Council. The Council indicated no problems with the change.

Cook reported that the easement has been signed for the Civic Center, and that all the proposed tenants have signed their contract agreements. Cook reported that the closing of the sale of the Civic Center is moving forward. Cook mentioned that no closing date has been set at this time.

Bottoroff reported that Douthit met with the Engineer and Owner of Emery Sapp & Sons regarding some quality control issues with the current pavement rehabilitation project. ESS assured the Staff that all issues will be formally addressed.

**WARD REPORTS:**

Henderson expressed thanks to Deric Douthit, Jeremy Brown, and their crews for the nice work they had done on the drainage project out that the baseball field(s). Henderson noted that they done a great job.

Dyer expressed thanks to the Grove Police Department’s Safety Department for their presence at the Walk of Life event this past Sunday afternoon.

**EXECUTIVE SESSION:**

Cook announced that there is no need for the Council to recess into an Executive Session at this time.

Devitt announced that regarding discussion with respect to agenda item E.1 above-mentioned. No action needed.

At 6:35 PM Dyer made the motion to adjourn. Seconded by Thomas. AYE: Thomas, Henderson, Dyer, and Devitt. NAY: None. Motion carried.