

**CITY OF KREBS
CITY COUNCIL MEETING MINUTES
APRIL 15, 2025**

1. MEETING CALLED TO ORDER by Mayor Tommy Ray Walker

2. SWEARING IN OF NEW COUNCIL MEMBERS. SHERRI DEFRANGE WARD 2, CHUCK NELMS WARD 3, AND LARRY COXSEY WARD 4.

Mayor Walker swears in Sherri DeFrangé as ward 2 councilwoman, Chuck Nelms as ward 3 councilman and Larry Coxsey as ward 4 councilman. New council members raised their right hand and repeated after the mayor the following oath:

I do solemnly swear that I will support, obey and defend the Constitution of the United States and the Constitution of the State of Oklahoma, and will faithfully discharge the duties of my office with fidelity; that I have not paid, or contributed, either directly or indirectly, any money or other valuable thing, to procure my nomination or election, except for necessary and proper expenses expressly authorized by law; that I have not, knowingly, violated any election law of the state, or procured it to be done by others in my behalf; that I will not, knowingly, receive, directly or indirectly, any money or other valuable thing, for the performance or nonperformance of any act or duty pertaining to my office, other than the compensation allowed by law, and I further swear that I will not receive, use or travel upon any free pass or on free transportation during my term of office.

I do solemnly swear that I will support the Constitution and the laws of the United States of America and the Constitution and laws of the State of Oklahoma, and that I will faithfully discharge, according to the best of my ability, the duties of my office during such time as I am ward councilmember for the City of Krebs, Krebs, Oklahoma.

3. ROLL CALL by Cindy J. Cooper, City Clerk	Mayor Tommy Ray Walker-present
Larry Coxsey- present	Chuck Nelms- present
Sherri DeFrangé- present	Dan Heathcock- present

4. PRAYER AND PLEDGE OF ALLEGIANCE led by Dan Heathcock

5. DISCUSS AND ACT TO APPROVE/DISAPPROVE THE MINUTES OF THE MARCH 18, 2025 CITY COUNCIL MEETING

Dan Heathcock makes a motion to approve the minutes of the March 18, 2025 meeting.

Sherri DeFrangé seconds. Mayor Walker calls for a vote. Dan Heathcock- yes, Sherri DeFrangé- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion passed.**

6. DISCUSS AND ACT TO APPROVE/DISAPPROVE THE CLAIMS

Larry Coxsey asked what Wave 11 was for?

Micheal Fulgium wave 11 is our computer systems, like our emails, our security card, virus protection. They take care of all that.

Larry Coxsey all that is billed separately?

Micheal Fulgium, they did it here? Yeah, I think it's billed separate or billed separate.

Larry Coxsey, well, I've just seen several charges on here.

Micheal Fulgium well, they also have been doing some service calls.

Larry Coxsey, but it was all the same date, so that's why I questioned it.

Mayor Walker, yeah, got to detail it out sometimes like that. Anybody else got any questions? Anybody make a motion to approve or disapprove the claim?

Dan Heathcock, I'll make a motion to approve the claim. Sherri DeFrang seconds.

Mayor Walker calls for a vote. Dan Heathcock- yes, Sherri DeFrang- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion passed.**

7. REVIEW CITY OF KREBS FINANCIAL STATEMENT WITH MIKE KERN. DISCUSS RECOMMENDATION ON HOW MUCH MONEY NEEDS TO BE TRANSFERRED FROM THE GENERAL FUND TO THE CAPITAL IMPROVEMENT ACCOUNT

Cindy Cooper, that's in the paperwork I handed out to y'all. What he's going to talk about

Mike Kern Okay. Every month we review the financial statements for the city and I think everybody, I think it's in most people's books, but some it's not because we-

Cindy Cooper, all those are in the handout. They got all theirs.

Mike Kern, yeah, I had to do that over the weekend. So anyway, our total revenues for the nine months ending March 31st. \$1,736,154.63. And then if you can turn over to page five, our total expenses. Look at page three. Turn over to page three for the revenues in the expenses. It should part of the city. You got the city and you got pay KUA. That's the city that we're talking about right now. Like I said, if you turn over two more pages, that'll tell you what the total expenditures were for the nine months ending. That is, \$1,585,172.63 So for the nine months ending March 31st, we do have a positive income of \$150,982. Everybody see that now? It will take a little while for you new folks to understand some of this stuff.

Then we are going to talk about some transfers, and I just handed out the sheets to you about the transfer. Every month, one third of our sales tax is allocated to capital improvements that was voted on by the people. We have to do that. And you'll see on that worksheet; this is the amounts of the sales tax improvement each month for the nine months of this fiscal year. The city has collected \$274,068.47 cents that is allocated to the capital improvement account. And we have not made any transfers for these nine months... Now the capital improvement money is used to spend for the capital outlays and what we've spent so far in nine months of the police department capital was \$19,345, the capital for the fire department \$47,449 40. General government, part of that is the roof, \$32,154.22. We need to transfer \$175,119.85. Now our issue right now is in the actual cash fund, we only have \$27,832.30 but all of our CDs are \$226,423.40. What I would suggest that we are going to have a budget meeting on May 13th one week before the next council meeting, and we'll need to talk about whether we want to allocate or designate those CDs

or if we want to really cash those CDs and transfer it over to the capital improvement. We'll need to talk about that.

Dan Heathcock, will we be meeting down there at the community center?

Mike Kern, yep yep, the only thing on the financial committee meeting, we can't have a quorum, otherwise it's going to have to be subject to the open meeting laws. So, the council needs to decide if they want to have a special meeting on the 14th just to talk about budget items. And that would be fine with me if that's what y'all want to do because we need to talk about the budget and these transfers. The rest of these transfers.

Dan Heathcock, you said May 13th?

Mike Kern, yeah, that's Tuesday. That's a Tuesday before the regular council meeting. We usually try to do it that way, that way. If it's just a regular financial committee meeting and we don't have a quorum, we can only make recommendations. We can't vote on anything. Now if we have a special council meeting, you're going to have to post it and we can vote on things. That's up to the council. I'll do it either way.

Dan Heathcock, but you can have four of us there if it's an open meeting, A budget meeting, right?

Mike Kern If it's an open meeting.

Mayor Walker, it has to be a special meeting. Yes.

Cindy Cooper, we'll have to make it a special meeting. Like we did the budget meetings last year?

Mayor Walker, yeah. That way anybody can come to it. Anybody can come down.

Mike Kern That's up to the council if that's the way you want, do it. Whichever way you want to do it, I'll work with you, whichever you need. I would suggest we probably should have the special meeting. So, we can vote on some of the things, and we want the police chief and the fire chief to turn in proposed budgets to Micheal and Cindy so that they will have that and we can put it on the agenda and put it in our book for the special meeting. Okay. But let's go back here to the transfers. I did get the information from the police department about the IT fund. Part of the fines are allocated to the IT fund and for the nine months, July through March of this fiscal year, those amounts as per police records, \$29,330. 11. Then the training fund amount, again, part of the tickets are allocated for the training fund and for the nine months ending, it's \$9,735 and then that new one for the \$50 allocation for the replacement of police cars and other equipment. The total for the nine months, July through March \$57,582.

Mayor Walker, that is, they have to pay it first. It's not just when they get it?

Mike Kern, correct. They have to pay it. Correct. We have to collect that money. It's not based on just writing the tickets, it's based on money actually received. And so right now we did transfer \$48,256. So, another \$ 9,326 is going to need to be transferred. So those total transfers, those three items, the total of that is \$48,391.11. And right now, in the municipal bond fund we have \$81,580.98. So those transfers should be made with council approval, but that's what the records from the police department is telling us. So that's the information I have for you 'all and you probably should need to vote on making those transfers.

Larry Coxsey, now what percentage is each one of these? Is it a set amount?

Mike Kern, it's a set amount. It's not a percentage.

Cindy Cooper, do you know the dollar amount?

Mike Kern, let me show you on the IT fund, it's \$15 per ticket. Of course, the \$50 one we talked about it.

Micheal Fulgium IT is \$15. Training fund is \$5. And then the \$50 for the....

Mike Kern, the police department tracks all of that. Every single ticket. So those are part of their records. And every month that information, since Michael was new, it hadn't been explained to him just yet. We need to catch up now and then we need to keep going.

Mayor Walker, I have one question. The money that comes from collection that they hadn't paid to fine; they go out and try to collect the money.

Mike Kern I don't know what they do.

Mayor Walker, we hired somebody, some company,

Mike Kern, I think it's Aberdeen people.

Mayor Walker, yeah. And they go out. Is that figured in that this money figured in this?

Micheal Fulgium, we'd have to ask Nancy. Nancy takes care of that part over there.

Mayor Walker, yeah, that's something we need to kind of see from now on too. How much money's actually coming in from the old tickets from years ago.

Dennis Cook, Aberdeen charges a fee.

Mayor Walker, yeah, they charge about what a third of it. I think somewhere around there.

Dennis Cook, *inaudible* take money adds a fee to it.

Mike Kern, we would have to ask Nancy how she keeps track of that part of it.

Mayor Walker, yeah, that'd be good. And Michael, you can learn that too.

Mike Kern, yes, absolutely. But at least we got something going here now. Okay. Any other questions or comments?

Mayor Walker, anybody got any questions?

Larry Coxsey, I was just curious if this is already set policy to transfer this stuff. It's already been voted on and all that stuff?

Cindy Cooper, yes.

Mike Kern, yeah, it's by ordinance. It was set up by ordinance. Okay all I recommend is that we bring this to the council every meeting so that the council is aware of how much money is being transferred

Mayor Walker, and we're transferring it too where?

Mike Kern, you transfer. There's a special cash account for each one of these. The IT fund, the training fund and those police, there's special cash account set up for those. The money goes from the municipal bond money where the money is collected and it gets transferred over. But I just want this to be all the transfers to be in the agenda so that everybody knows what's going on.

Mayor Walker, if you get so much money, do you try to buy a CD with it or what? We don't use it that fast, do we?

Mike Kern, that is something that we'll just have to monitor as we go along. See some of those CDs going back over to the capital improvement that was voted all by the people. We need to work on getting those transfers done and we may have to cash the CDs and put it in the operating account, and then transfer it over there. But that was voted all by the people so we have to do that.

Dan Heathcock, so the total of transfer is \$9,326?

Mike Kern, no, that's just for that one account.

Mayor Walker, \$48,000

Mike Kern \$50 account.

Dan Heathcock, this has already been transferred?

Mayor Walker be here all night.

Mike Kern this needs to be transferred. This is the balance in the court bond cash account right now. So, \$ 48,000 of that \$81,000 needs to be transferred. That make sense to everybody? Are we good? Any other questions or comments?

Dan Heathcock, so you're saying \$48,391.11 needs to be transferred.

Mike Kern, correct. That's the total of those three numbers right above it there? What I'll do is each month I'll bring that information to the counsel. So, like I said again so that everybody knows exactly what needs to be done.

Mayor Walker, how much money and where it's going and everything.

Mike Kern, that's correct.

Larry Coxsey, and this is going to the capital improvements?

Mike Kern, no, no, no, no. This is the IT fund would be classified as capital expenditure. And when we go to the budget, we're going to talk more about capital improvements.

Theoretically in the accounting world, any asset that has a useful life of more than one year should be classified as capital. And what we try to do is, and this can't be hard to do in the budget process, we try to see what amounts each department needs for capital expenditures. The police department, they have the cars and that is a capital expenditure to equip those cars that we classify that as an IT money, but that has to be budgeted as a capital item. Okay. Now the training fund, I don't know if we have actually any kind of a policy and procedure about what that training money can be spent for. I'm not sure about that.

Mayor Walker, just for police training and for girls in the office, you got to go train somewhere.

Mike Kern, when the police go to training, you have to pay for a motel bill and you have to pay for their travel and all that and that would come out of the training and we already know that the \$50 that was approved by the council is going to go towards police vehicles and other police equipment. When we talk about that more in the budget, it's about what needs to be budgeted and in some cases you can't always budget. If something seriously breaks down, you got to replace it. But we try to budget it. Okay. We can't foresee the future. Okay. Any other questions or comments? Thank you.

8. BUSINESS PREVIOUSLY DISCUSSED

- A. DISCUSS AND ACT TO APPROVE/DISAPPROVE RESOLUTION 25-1, A RESOLUTION THAT REQUIRES BUSINESS'S AND PROPERTY OWNERS TO CONTAIN THEIR TRASH AND REQUIRE THAT THEY KEEP THE AREA AROUND DUMPSTERS CLEAR OF TRASH AND THAT THEY ARE RESPONSIBLE FOR PICKING UP ANY AND ALL OF THEIR TRASH THAT HAS BEEN SCATTERED. NO TRASH SHOULD BE ALLOWED TO ACCUMULATE ON FENCE LINES. THIS INCLUDES CARD BOARD.**

Dan Heathcock a question on that Mayor, well it says property owners, not all customers are property owners, so they rent places. Could we change property owners to all customers and then too, bag and contain their trash?

Mayor Walker, whoever owns it is one's responsible for the way I'd look at it. What do you think Chuck?

Chuck Nelms, you'd have a hard time if you had an issue with putting a lien on them or if they don't own the property. Yeah, that property owner got raise to somebody.

Dan Heathcock instead of property owners, could it say all customers?

Larry Coxsey, property owners. That's the only people you can hold responsible.

Cindy Cooper, we can't hold the non-property owners responsible.

Dan Heathcock, can we say to bag and contain right after that to bag and contain their trash?

Mayor Walker, it pretty much says what they need to know there. I mean common sense ought to figure out,

Dan Heathcock I still see some trash still not getting bagged.

Mayor Walker, well, you're not going to get all the trash in the bag anyway, especially with these trucks running around here and they lift it up, it goes everywhere.

Dan Heathcock that was one of the complaints of one of the men when we did their contract last month that when it's not being bagged, then it's flying everywhere.

Mayor Walker, the company one that runs that, so they're the one, they can charge us more money if it overfills or not down where the lid doesn't shut, they charge us more money.

Larry Coxsey, is this going to be pertaining to businesses or is this pertaining to businesses and residential?

Dan Heathcock, can we add to bag and contain?

Cindy Cooper, if you make them, the people that have the dumpsters and stuff, I think when they put bigger things in there that don't fit in the bag, that may be a problem for them, but I see what you're saying with as far as the poly carts and stuff. Republic is looking into some policies, asking some other towns how they are dealing with this and they're going to get back to me on

Dan Heathcock it already says on the back of our water bills that you give us that everybody is to bag the trash and some of them doesn't.

Cindy Cooper we can say that people that have the residential poly carts have to bag theirs, but if you've got a dumpster and you want to throw away a couch cushion, you're probably not going to put it in a bag.

Mayor Walker, yeah. Put a gallon of paint there.

Dan Heathcock, are you separating businesses? When you say business and property owners, is that kind of separate?

Cindy Cooper, yeah.

Dan Heathcock, then can we add to bag and contain right after that?

Mayor Walker, well, it's already in there. You said you read it on back of the water bill so you can't make them watch everybody bag every time

Cindy Cooper, I don't think we can put that in there.

Dan Heathcock, this is a resolution.

Cindy Cooper, I don't think we'd be able to.

Mayor Walker and somebody will have to enforce it so it's something else for the police to do.

Dan Heathcock, I motion that this be accepted. If we can add to bag and contain.

Ronnie May, you're going to have to add an enforcement provision. You'll have to add an enforcement provision and who's going to be in charge of the enforcement?

Dan Heathcock, the codes officer.

Mayor Walker, he'll have a busy job.

Ronnie May, I'm just asking from a practical standpoint, how many customers do you have that have these poly carts?

Mayor Walker, have to have somebody drive around?

Ronnie May not everything fits in the bag when you trying to enforce it, then you're get into a position where you go write the ticket. Who gets the ticket? The landlord or the tenant?

Dan Heathcock, this is talking about the people who put the trash in the poly carts.

Ronnie May, I'm talking about if you have rental houses, are you going to hold the landlord responsible for the tenant not bagging it? Are you going to hold the; you can't write the tenant the tickets under the proposal. You write it to the landlord or the owner of the property. The tenant's paying rent. The landlord could make them do it. But who are you going to write. You're going to have a bunch of opposition to the tickets from landowners. They are going to say, look, I have 10 rent houses here, in Krebs and I can't monitor every one of them. I can tell them. Plus, this is resolution. It's not an ordinance. The resolution is expressing the town's desire, what they want to happen.

Dan Heathcock, okay, so I'll take back my motion.

Larry Coxsey I'll make a motion to approve the resolution 25-1 as read.

Sherri DeFrange seconds.

Mayor Waker calls for a vote. Dan Heathcock- yes, Sherri DeFrange- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion passed.**

9. BUSINESS NOT PREVIOUSLY DISCUSSED

A. COUNCIL APPOINTS VICE MAYOR

Dan Heathcock nominates **Chuck Nelms** for vice mayor

Mayor Walker, you can nominate anybody you want to, but it's up to y'all and I don't guess I get to nominate nobody.

Sherri DeFrange nominates **Larry Coxsey** for vice mayor

Mayor Walker calls for a vote. Dan Heathcock- Chuck Nelms, Chuck Nelms- votes for himself, Sherri DeFrange- Larry Coxsey, Larry Coxsey votes for himself. Mayor Walker breaks the tie voting for Larry Coxsey. **Larry Coxsey is appointed vice mayor.**

B. DISCUSS AND ACT TO APPROVE/DISAPPROVE MAKING THE NEW VICE MAYOR AN AUTHORIZED SIGNER ON THE BANK ACCOUNTS AS FOLLOWS:

8622-General Fund
2617 CDBG
9374 Senior Citizen
4130 Drug Forfeiture

9935 Capital Improvement
2664 IT Fund
7384 Municipal Court
3016 Training Fund

Dan Heathcock makes a motion to make the new vice mayor Larry Coxsey a signer on the bank accounts.

Sherri DeFrange seconds.

Mayor Walker calls for a vote. Dan Heathcock- yes, Sherri DeFrange- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion passed.**

C. DISCUSS AND ACT TO APPROVE/DISAPPROVE REMOVING DAVID BAILEY AS AUTHORIZED SIGNER ON THE BANK ACCOUNTS.

Dan Heathcock makes a motion to remove David Bailey from the bank accounts.

Sherri DeFrange seconds.

Mayor Walker calls for a vote. Dan Heathcock- yes, Sherri DeFrange- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion passed.**

D. DISCUSS AND ACT TO APPROVE/DISAPPROVE REMOVING CONNIE POOLE AS AUTHORIZED SIGNER ON THE BANK ACCOUNTS.

Dan Heathcock makes a motion to remove Connie Poole from the bank accounts.

Sherri DeFrange seconds.

Mayor Walker calls for a vote. Dan Heathcock- yes, Sherri DeFrange- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion passed.**

E. DISCUSS AND ACT TO APPROVE/DISAPPROVE ORDINANCE 25-1, AN ORDINANCE THAT REQUIRES ALL STORAGE CONTAINERS/BUILDINGS, INCLUDING DAVIS BUILDINGS, CONEX BOXES, MILL VAN CONTAINERS, PORTABLE BUILDINGS, SEMI TRAILERS OR ANY OTHER SIMILAR BUILDINGS PROVIDE A SURVEY, REQUEST AND BE GRANTED A BUILDING PERMIT AND ARE SUBJECT TO THE SETBACKS, AREA AND HEIGHT REGULATIONS

Mayor Walker, this is something that planning and zoning board has gone through, right?

Mark Moy, it needs to be addressed.

Mayor Walker, yeah, because they're popping up everywhere.

Mark Moy, we do have some. I mean if anything's brought in on a trailer, technically considered a house trailer by our ordinances.

Mayor Walker, does this mean, I hope it don't mean we can go back, make everybody in town do it.

Mark Moy, can't go back. You start from here. There is a gray area there though, because some of them that's brought in on a trailer.

Mayor Walker address someone talking, are you on the list? Have you signed to talk? Sorry, one of the rules you got to sign before, and if we have time at the end.

Mark Moy, there's a technicality on that because our ordinances say that you can't have anything brought in on trailer. I'll give you the ordinance if you want it.

Sherri DeFrange, can we say that no one can live in a Davis building brought in on trailer.

Mark Moy that is also there

Larry Coxsey in the ordinance that Mark's talking about, it does say anything that's brought in on a trailer, a skid, anything that's mobile like that is considered a mobile home and that is not allowed to be lived in the city of Krebs.

Mark Moy, that is correct. You can use it for storage, but it has to meet the all setbacks.

Cindy Cooper, what's the ordinance?

Mark Moy, 2-A-29, that's most of it. Let's put it that way.

Larry Coxsey, stuff that's been brought in here lately, that still falls underneath that. Like a little Davis building or something like that that's been brought in.

Mayor Walker, yeah, that little tiny house still falls underneath there. We're still trying to catch that guy. He come in there one day, set it up and then left. Can't find him.

Sherri DeFrange, he doesn't have water or sewer connected to it?

Mayor Walker, no water or sewer or anything.

Larry Coxsey, you cannot connect water and sewer to it.

Dan Heathcock, but you can connect electric?

Mark Moy 16-03

Dan Heathcock, no water or sewer, but you can connect electric? It doesn't say you can't

Mayor Walker, no, not supposed to have any. As far as I know.

Cindy Cooper we just put the water because if you had a storage building, you might need light to look in it.

Dan Heathcock, what are you going to do about lines?

Mark Moy, you can have electricity

Cindy Cooper, but not water sewer.

Mayor Walker, that's something we need to talk about too on that. But anything new coming in? I talked to one policeman. He said he'd be watching for them at one up here. He moved it in.

Ronnie May, legal point. I'm reading it, and I'm just looking at it from the way a lawyer would look at it and start picking it apart. You're talking about you buy a Davis building, one of those metal buildings. You know what I'm talking about? Is that under the statute already written?

Mark Moy, anything that's brought in on the trailer.

Ronnie May, what survey are you requesting there? A survey of the property? I mean they're going to be out the expense by those buildings. I don't know what they cost a thousand, couple thousand dollars. What are they going to survey?

Mark Moy, they need to bring it up for a building permit before you bring it into the city ordinance. Therefore, it requires a survey to make sure you're putting it on your property.

Mayor Walker, still got to have setbacks and all that stuff too.

Mark Moy, you got to have setbacks.

Dan Heathcock, when you've got multiple lots on your property. Can you just survey just the section you're going to be putting it on

Mark Moy, in here as long as it meets setbacks.

Ronnie May, that'll be left up to code enforcement to, who's going to determine the survey, whether that meets the qualifications of what's needed.

Mark Moy, it's supposed to come before the planning is zoning. Any building permit's supposed to come before the planning is zoning.

Cindy Cooper, the survey has to be an official survey.

Larry Coxsey people haven't done that in the past. That's why we've got buildings on somebody else's property, other people's properties and on actually city easements and stuff like that. It's in the alley in the alleyways.

Ronnie May, I don't know what some of these are. What's a Conex box?

Larry Coxsey, Conex. Big metal box. Big metal like they transport-

Ronnie May, a mill van container?

Mark Moy, that's the same thing. Conex box, mill vans are the same thing. What you see the military shipping stuff around

Dan Heathcock, if we're going to allow the existing ones that's already in, can we say that at the end of this ordinance here, existing containers slash buildings shall be grandfathered in.

Sherri DeFrange, okay, wait a minute. I know about an existing one that's sitting there, but it doesn't have anything hooked up to it, so I think we need to make sure it doesn't get anything hooked up to it.

Dan Heathcock, well, they shouldn't. No.

Sherri DeFrange, So, think about your rule.

Dan Heathcock, well, any of these goes back on no water or no sewage may be connected, so that should cover it. But as far as having to get a permit and get a survey on existing ones, as long as they're on the property. Unless if a codes officer or whoever comes by and says, wait a minute, this building here is on city property, then I'd say, okay, that's a problem child.

Ronnie May, that's already covered by the city ordinance anyway. If you put a piece of property, personal property, what a box or whatever would be considered on city property, the city finds out about it. The city can handle that situation. It's already in the book, so you wouldn't have to, there's nothing to grandfather. They've got an existing building right now on somebody's property. You got property aligned disputes between individuals and you've got the city; it's called the city property going to them saying you either move it or we're going to write you a ticket and it's already on the books. So, I see what you're doing here is kind looking forward because you're asking about going into effect the next part and discuss F covers that from this point forward, this is going to be in effect and it covers, but it doesn't give everybody free reign to say right now if your building is on someone else's property, that doesn't mean that it's okay.

It's still the law. You've got to move it. If somebody, either a neighbor complains or the city says you're on our property, it's already on the books. So, there's nothing, we're not giving them free access to say what you've already done violated the laws. We're not going to make you conform to it. The law's already on the books for that,

Dan Heathcock, but existing buildings that are already that are okay.

Ronnie May, you still are covered under that ordinance, but they on city property city can go in and say, you're on our property. Better move it.

Chuck Nelms, so what's this one accomplish?

Ronnie May, anything new, I guess? I don't know. Just basically, I don't know what the purpose of it was, but I can see if there's problems with these other buildings. I think what I'm hearing is they're putting in to live in

Sherri DeFrango they can't live in them.

Ronnie May, that's already on the books, right?

Chuck Nelms, isn't there already a rule for this that they're supposed to be in permits anyway?

Cindy Cooper, no.

Mark Moy it's in a gray area. That's the reason why we're trying to get you guys to vote this away. So, it will be in our ordinance. It's in McAlester's. You don't put a Davis building in the McAlester unless you go apply for a building permit.

Chuck Nelms, I thought we did that too.

Mark Moy, it's gray area and that's why I tried to get this put in there,

Chuck Nelms, but it is a building and you got a building permit. How's it not?

Mark Moy, a lot of people are not doing it, they're just coming in setting up a Davis building.

Chuck Nelms, that's our fault. We're not enforcing it. Not that it's not there just not being enforced. Right?

Mark Moy, it's not being enforced.

Chuck Nelms, so why do we need to make another rule when we're just not enforcing what we already got?

Mayor Walker, why not enforce the one we got? Why not enforce the ordinance we got right now?

Chuck Nelms, that's what I'm saying.

Larry Coxsey makes a motion that we table E until we get some more information on it.

Ronnie May, I reached out to the city of McAlester to get a copy ordinance. I didn't hear back from the codes officer, but I'll get a copy of that ordinance and review that and see if-

Dan Heathcock seconds.

Ronnie May, I'll get that to you by the next meeting.

Mayor Walker calls for a vote. Dan Heathcock- yes, Sherri DeFrango- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion to table passed.**

F. DISCUSS AND ACT TO APPROVE AN EMERGENCY CLAUSE REGARDING ORDINANCE NO. 25-1: THAT AN EMERGENCY IS HEREBY DECLARED TO EXIST FOR THE PRESERVATION OF PUBLIC PEACE, HEALTH, AND SAFETY BY WHEREOF IT IS NECESSARY THAT THIS ACT TAKE EFFECT AND BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL

Larry Coxsey makes a motion to table. Dan Heathcock seconds.

Mayor Walker calls for a vote. Dan Heathcock- yes, Sherri DeFrango- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion to table passed.**

G. DISCUSS AND ACT TO APPROVE/DISAPPROVE DECLARING A STRIP OF LAND 50' FROM THE NW CORNER OF LOT 8 BLOCK 15 AND 18' FROM THE NE CORNER OF LOT 8 BLOCK 15 SOUTH OF HARRISON AVE SURPLUS AND OF NO USE OR VALUE TO THE CITY OF KREBS AND AS SUCH DEED OR SELL IT TO PROPERTY

OWNER OF LOT 8 BLOCK 15 MARK KIRBY

Mayor Walker, it's not big enough, you can't build anything on it.

Dan Heathcock what is our ordinance on making it surplus?

Ronnie May state statue on it. I don't know what your city ordinance says on it right now, but municipal real property. I've looked it up under the Title 11 handbook from OMAG. If municipality wishes to sell or lease in its entirety a municipal utility that if you're not doing that here, any real property that's helped entrust the public, a vote of the people may be required to approve for sale or long-term lease. But I think the way I read this; I think that you can basically dispose of it. You're going to have to dispose of it either by a bidding process or you can do a sealed bid or basically put an ad in the paper. But I think that you're going to have to, can't just give it to them. They have to pay something for that.

Mayor Walker, I know you went and looked at it. You got a road here, a road here, and this is in the center of it. What could you use it for? I mean, you can't park there. You can't build there.

Ronnie May, have to have a legal description of that little piece of land and you've got what you've got there. You get that probably a better one. That might've came from the assessor, but after you sent me an email with that question, I went out there and looked at it and talked to the owner that is currently in that house on the corner and it's an odd place, but a stop sign because the stop sign is north of his house, there's a gap in there from the stop sign to where his property line starts and the same way going eastbound. So, people have made that into a, I guess a passing lane. They skip the stop sign and go through there. They'll run through there, he says, and then across the street there's a couple renters. He said he had problems with them using that as parking. It's not being used for anything right now. You've got some barriers up to stop people from going through there and from parking there you can put up, no, there's various ways you can do it. You can put up no parking signs, start pulling cars. That's one way you could do it. The city would maintain the property and put up no parking signs and there's no parking signs. You get tickets and you get car towed. It's not going to stop the problem. People cutting through there. It'll stop them using it as a parking lot.

Mayor Walker, Krebs would just keep it like it is and we'll put a fence around it stays belong to Krebs.

Ronnie May, you can do that.

Mayor Walker, you're not going to build anything on it anyway. We just don't want people having wrecks there. We almost had wrecks twice.

Ronnie May, yeah you could fence that over to the stop sign. Put a sign up that's going to stop parking anyways. Problem is, if you just have no parking signs and don't do anything else with the land. People are still going to cut through there and the police are not going to be there. Of course, all the time. If you see them go through there, and say call the police by the time they get there they're gone.

Mayor Walker, if we put a chain link fence through there.

Ronnie May, I think you can do that.

Mayor Walker, yeah, we can do that. That way. Keep everybody out of it. That way we don't sell it. What do you think about that Mark. Or we can table this again too.

Mark Moy, your easiest thing to do, is put a little bitty guardrail up.

Mayor Walker, Yeah, we can do that too.

Mark Moy, the other side of that deal is, or put no parking signs. You need to see the complete survey and that's all. I'm just going to stop right there. You see.

Larry Coxsey, I'm seeing that Powell owns across into that the people across the street on the north side, so I don't see how we can get by with getting rid of or selling part of her property or his property, whoever it is there.

Mark Moy, your street's running through someone else's property, your existing street right now is running through somebody else's

Larry Coxsey, but not on the original plat.

Mark Moy, this road he's talking about. But the road that's there that everybody drives on is on the other guy's property. Powell

Larry Coxsey and their property extend across that section.

Mark Kirby, Ms. Powell's property doesn't go that far over into the gravel easement. It only goes 17 foot off the blacktop. That's what the plat actually shows and where the measurements are. I had Will Milligan surveyed that twice on my property line, then that gravel parking lot and then the section of Powells where it comes over, where the road went through her land. So, it only comes 17 foot off the black top

Larry Coxsey, across on the south side?

Mark Kirby, on my side from the black top to my side is 17 feet is what it shows. Her land doesn't go that far over and that's just a party spot for the neighbors across the street, park, wherever they want and do whatever they want to do.

Larry Coxsey, I've seen that I understand that

Mark Kirby, it's a racetrack for a corner to come around there off of second Street and go right on the Filmore.

Mark Moy, you need to do something with it.

Mayor Walker yeah before somebody gets hurt over it.

Dan Heathcock, I'll make a motion that the city put a fence around it and just hang on to it.

Mark Moy, a fence is a lot of money.

(?) I was going to say something. At some point in time if everyone's going to get to open to talk. I mean at this point in time, I also live in Krebs down the road as well and that road has been there a long time, but here's the way I look at it as a homeowner and taxpayer in Krebs as well. If we're going to put land to the next person next to it, it really should go up to auction and then for everybody to have access to it because that's the right thing to do. If we're going to hand out to whoever's laying next to whatever, Krebs have a lot of unused land to see if Krebs does, well then sign me up because I want, if you would, no offense to me. We just need it the right way is what I'm saying.

Mayor Walker, I understand what you're saying.

(?) his property value's going to go up no matter what the property value.

Mayor Walker, Madam madam, you're supposed to come up here and talk when you talk.

(?) well, everyone else has been doing that.

Mayor Walker I'm trying to stop it right now. The thing about it is if Krebs keeps it, we won't have any of this problem.

(?) say that again, sir.

Mayor Walker if Krebs keeps that property right now, put a fence around it or guardrail or whatever, we won't have no problem. He ain't going to own it. Nobody else going to own it. Leave it like it is. Not giving away. We're not selling it. We're going to keep it so it belongs to everybody in Krebs, I guess you say.

(?) Well, I know, but how it was written on the agenda was not what you just said for the record. I agree.

Mayor Walker, yeah. Okay. Like I said, from now on, if you got something to say, you're supposed to come up here, tell your name, your address and everything.

Mark Moy the only reason I'm in here is because I'm the chairman of the planning and zoning.

(?) that's fine but if you say nobody is able talk, if you are going to do it for one you need to do it for everybody else regardless of who-

Larry Coxsey I'll make a motion to disapprove declaring that strip of land.

Dan Heathcock I already made a motion to put a fence around it, but we can't do that.

Larry Coxsey all we can do is approve or disapprove. **I'll make a motion to disapprove.**

Sherri DeFrange seconds

Mayor Walker calls for a vote. Dan Heathcock- yes, Sherri DeFrange- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion to disapprove passed.**

H. DISCUSS AND ACT TO APPROVE/DISAPPROVE CHANGING THE MONTHLY COUNCIL MEETING START TIME

Larry Coxsey Make a motion. Or I would like to move it to 6 or 6:30 to match up what the planning and zoning does. That way we don't have a people showing up at different times wanting to go to meetings and it's different. Also, I had this put on there because I work night shifts. It starts at eight and then if a meeting lasts for two hours, then my day shift operator is going have to get paid overtime to hold up for me.

Mayor Walker, yeah. Earlier be better. So, do y'all want to say six o'clock?

Larry Coxsey, **I make a motion that we set the meetings at six.** Sherri DeFrange seconds.

Mayor Walker calls for a vote. Dan Heathcock- yes, Sherri DeFrange- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion passed.**

I. DISCUSS AND ACT TO APPROVE/DISAPPROVE ACTIVELY PURSUING BIDS FOR A CONTRACT BUILDING INSPECTOR

Mayor Walker, that's a rough one. We've been trying for years.

Dan Heathcock, who is license that we know of for all trades inspections.?

Mayor Walker, if we knew that we'd done hired him, but we don't know. We don't know. He can't find anybody who wants to work one thing and how each much are you going to pay him and all that.

Larry Coxsey, the reason that this is put on there is because we've had discussions, planning and zoning we're if a person brings in their survey and they're building plans and

all that and everything's up to par and they get approved, can they do their own water and sewer? Well, we don't have anybody to inspect that or water and electric. No one's inspecting that. Who's going to say that they can't? if we do a contract building inspector that if we can find one, just going to do it, then whatever they put in as what they're going to charge per house or building, you tack that onto your building permit. The city is not losing any money to pay for this contract building inspector. It's all going to get paid through the building permit.

Mayor Walker in other words, wasn't using him just as needed. Not full-time.

Larry Coxsey, not full-time. It's just contract per job.

Mayor Walker, Per job. Yeah. That'd be nice to find somebody. I know one guy, but he's kind of busy.

Dan Heathcock, is this just the residence? Just a residential?

Larry Coxsey, yes, because the commercial is the state.

Larry Coxsey makes a motion to approve opening for contract billing inspector.

Dan Heathcock seconds.

Mayor Walker calls for a vote. **Dan Heathcock**- yes, **Sherri DeFrange**- yes, **Chuck Nelms**- no, **Larry Coxsey**- yes. **Motion passed.**

J. DISCUSS AND ACT TO APPROVE/DISAPPROVE THAT GENE HEATHCOCK COMMUNITY CENTER OF KREBS COOKS TO BE PAID FOR HOURS WORKED, CONTROLLED BY FACILITATOR CATHRINE MENDOZA.

Mayor Walker this is what's going to cook down here at the senior citizens and all that.

That right now they do what, 20 hours a week? Is that what it is? 20 hours a week?

Sometimes they haven't got enough to do for all that. And then other times they got more to do. So, the reason to give them 20 hours, it'll balance out supposedly, but like this, if you want to pay them only when they work, they're going to be losing work because it doesn't take 20 hours to, I mean, two days a week and you got what, five, six hours or so for cooking and stuff and then that leaves a lot more time doing something else. Right now, it just works back and forth

Dan Heathcock, with the extra fundraisers, they've got coming in that they're doing that are having to work longer.

Mayor Walker how many do you have a month?

Dan Heathcock this month is two.

Mayor Walker, two. Well, there's not much money compared to-

Chuck Nelms, do they clock in and out?

Cindy Cooper, no.

Dan Heathcock, they're bringing in bringing it in with each fundraiser. They're bringing in quite a bit of money into the accounts. And so, when they do have to work extra, in my opinion, they should get paid.

Dan Heathcock, do you think they got 20 hours' worth of work down there each week? That's 10 hours a day.

Chuck Nelms, do they clock in and out?

Mayor Walker, no, they don't.

Dan Heathcock, we trust them.

Chuck Nelms, by a fair Labor Standards Act you have to pay an employee by what they work. You require every other city employee to clock in and out. But those, and you're paying them more than what? They're actually working less.

Mayor Walker, they're not full time either though.

Chuck Nelms, right, but if you're paying them more than what. If you're paying them for 20 hours, and they're only working 10, that's illegal. And if they're working 30 hours, and you are only paying them 20 hours. That's illegal.

Dan Heathcock, my understanding that they're working 20 hours a week. Is that correct?

Cathrine Mendoza and I'm the facilitator down at the community center and I've been there for two years now and we have two cooks. We have days where we prepare food, we plan the meal, we shop for food, they go to Walmart, they go to the food bank, and we have a food delivery truck that comes in on Thursdays if we order food supplies. They do more than just cooking Wednesday and Friday. We have a monthly fundraiser a singing every month on a Saturday. We do that too. There are some months that I plan and organize and implement fundraisers more than just one a month. There's quite a bit that they do. Yes. There are pay periods where they are short. They're 40 hours for the pay period. However, in the two years, there's only been three times that they've gotten more than 40 hours. It's not often. I try to monitor their time. If they don't get a lot of overtime or any overtime, however, again, there are those instances where we try to hold these fundraisers so we can generate money for the center, that's what we're there for, to raise money and to provide service for communities. We do those two things and sometimes it's just not possible for them to do it in just a 20 hour pay period or a 20-hour week, they may go over an hour or two. We're just requesting that y'all consider paying them that hour or two over 40 hours. It wouldn't be overtime; it would be just straight pay.

Larry Coxsey, I think that's illegal.

Cathrine Mendoza or the other thing you could do is not pay them the 20 hours per week and then just pay them what they actually work. Meaning that if they do go over 20 hours a week, that they'll get paid for that too. So, you're ending up right back where you are.

Dan Heathcock it still wouldn't be time and a half. It'd just be straight time.

Cathrine Mendoza so, they still end up getting 42 -43 hours in a pay period.

Mayor Walker, pay period is two weeks, right?

Cathrine Mendoza they would just need to get paid for it then.

Cindy Cooper, but they would need to clock in and out, right?

Chuck Nelms, it makes sense. You require your other city employees do it.

Cathrine Mendoza, they come in and work. They start breakfast at five o'clock in the morning. So, are we going to put a time clock down there or where would they clock in at?

Mayor Walker, we could put one down there again.

Cindy Cooper, do we not have an extra time clock back there, Jayme?

Jayme Busby, yes, there is one back there.

Cindy Cooper, that we could take down there so they wouldn't have to...

Mayor Walker, that way they'll get paid for just what they work.

Cathrine Mendoza, I think overall that would be fair. That they get paid for what they actually work and it is a federal law. You have to pay people for what they work.

Cindy Cooper but they can't get overtime. They can't work over.

Dan Heathcock, when they go, they're going to go get groceries at Walmart or the other place or wherever, do they always come to the center first or do they go from their house to the store?

Catherine Mendoza, I believe by law, when you leave your home to go to work, your time starts when you get to that place. So, when they get to Walmart, their time starts. How are they going to clock in?

Mayor Walker, they will have to come over and clock in before they go to Walmart,

Catherine Mendoza, when is their time going to start? When they clock in and then start driving to Walmart?

Mayor Walker, yeah, sounds like it to me.

Catherine Mendoza, they haven't been putting in mileage. Probably need to start doing that. Do y'all decide to leave it as it is or changes to where they are using a time clock. We need to get a time clock.

Mayor Walker, what do y'all think? Pay them for what they work?

Dan Heathcock, I think they're trustworthy. I don't think they need a time clock. They keep their time on paper.

Mayor Walker, but legally you got to have that time clock in there. Like Chuck says they do it for everybody else.

Dan Heathcock, they just have to go from their house to the center to go in and clock in whenever they go to the store or whatever stuff they got.

Mayor Walker, they're getting paid to go from here to Walmart, so they're still making money. That'd be the best way I think, but it's whatever y'all vote on. Is that what y'all would think or make a motion or can we make a motion now

Catherine Mendoza, that would include to them if they did incidentally get an hour or two over 20 a week. If they did, they would get paid up, right?

Mayor Walker, yeah whatever they work. It says here, cooks to be paid for hours work, so yes or no, right? Approve or disapprove?

Cindy Cooper asks Ronnie May do you want to weigh in on this?

Ronnie May, they need to be paid the time they work. Because what's going to happen, I'm just not just talking to city attorney, but from a legal standpoint, you're just going to do the honor system. Then what's going to prevent somebody else, another department going put me on the honor system and then they'll turn in 50 hours.

Dan Heathcock, the facilitator keeps is over them. She keeps up with what they do.

Ronnie May, the only thing a person has is their time. You paid for it, whatever it is that they work that you be paid for. If they have to go to a Walmart run and buy their clock in, then that's going to cost the city because we're having travel time to Walmart shop at Walmart, but they're on the clock. If they leave that place, they're going to Walmart for the city and they get the injured going to wreck or anything. They're on workers comp. They're an employee. Once the city directs them, employees finance has control and they're not independent contractors. Independent contractors be, I'll pick one of my hours, I'll pick one I want to work, I'll pick this. The employees told to be there are certain hours and that employment starts from the time they start the job and if the job includes going to Walmart to shop the City's on the hook. So, if you pay them for the hours, get a time clock, do it, turn it. Eliminate all questions.

Dan Heathcock, their hours changed according to what they're doing and that's **Chuck Nelms**, that's where you work adjust them. If they, they've got an extra 10 hours, she can say, well you don't come in this week to get your time off.

Catherine Mendoza, we kind of do that now. We have already gotten 19 hours planned for this week if we are doing everything that we need to because we actually went to work Sunday, two hours, one and one week, one and a half hours to pick up donated items that we were going to settle up lunch. So, they do more than just cook.

Larry Coxsey makes a motion to table this until we get some more information, like legal stuff. Like said

Dan Heathcock, I'd already made a motion to leave it as it is.

Cindy Cooper, what about Walmart delivery?

Mayor Walker, we might be able to do that.

Catherine Mendoza the Walmart with the city card that we use for the broker. They said we can't use it online. That's what they told before. We can't use it online so we can't order online and then deliver.

Sherri DeFrange, can the city make some kind of arrangement with Walmart? That would certainly make everything easier.

Mayor Walker, Larry's got a motion.

Larry Coxsey, Dan made a motion first.

Mayor Walker, Dan, you made a motion first, right?

Larry Coxsey, he made a motion to leave it as is.

Cindy Cooper, wait a minute, can he make the motion because he's on the board down there.

Mayor Walker, you can't vote on that, he's on the board down there. There wouldn't be legal, would it? Conflict interest there. It is up to one of y'all three to make a motion to do something.

Larry Coxsey, I'm not sure what to do in this situation. That's why I said Table until next month.

Chuck Nelms, makes a motion to don't act on it.

Catherine Mendoza The two years I've been here they've only accumulated probably a total of; I'm going to say six hours. We're talking about six hours, but they've actually worked over the 40 hours. It's only three times in two years. I'm asking that they get paid if it actually happens again. But it wouldn't be that much. It would be very minimal. One to two hours.

Mayor Walker, whatever they work, they'll get paid for. I mean that's simplest it can get.

Chuck Nelms my motion was to make this, to not act on this. So basically, it's 20 hours a week. It's your responsibility to try to get to that, but they're going to be paid what they work because that's what they, they're going getting owed

Catherine Mendoza if it goes over 20 hours they get paid too.

Chuck Nelms, if it happens it happens, you got to pay them.

Larry Coxsey second the motion.

Mayor Walker calls for a vote. Sherri DeFrange- yes, Chuck Nelms- yes, Larry Coxsey- yes.

Motion passed.

K. DISCUSS AND ACT TO APPROVE/DISAPPROVE OF A SPECIAL COUNCIL MEETING TO BE CALLED FOR THE KREBS LAKE SPILLWAY PROJECT SEALED BID OPENING ON APRIL 24, 2025 AT 2:00 PM AT KREBS CITY HALL. INFORMATION FROM THE OPENING OF SEALED BIDS SHALL BE RECEIVED. DISCUSSION OF WHICH BID, IF ANY AWARDED THIS CONTRACT MAY HAPPEN AFTERWARDS. MORE TIME MAY BE NEEDED FOR COUNCIL STUDY, BUT SHALL BE DECIDED AS SOON AS POSSIBLE.

Mayor Walker, well that sounds great, but this project's six months or further behind so we need to do something now with this. And the thing about it is that the other day they sent me a letter telling me that we can go ahead with the project, but the people we hired, the engineer, they have a guy that they get all the bids together and this is how they do it. Now they can do it down here, but they take all the bids. There are four or five bids, well open them up and look at all of them and see which one they think is the best because they know all the workers around the whole state that does that. And when they get that, they come down here on the 24th and in front of everybody else, they will open it up and tell a bid that they think would be the best. But you don't have to vote on this. You can vote on whoever you want to, but it saves time. Plus, these guys, they know every contractor in the state of Oklahoma that does all this. They'd know a lot more than me for sure. Maybe y'all, y'all know too much about fixing the lakes out there and spill waste. There's a lot to it. A lot more than you think. To me it's the best way to go. But like I said, today they come down here the 24th, nobody else is going to see this but them up here so when they come down here, they open it and vote who you want vote. That's all legal. What they tell me.

Dan Heathcock the reason I put it in there is to make everybody aware that they were going to have the SEAL bid opening on that day at that time.

Mayor Walker, I was going to do that once we found out when the bid started. Once they get all the bids in, then I was going to call the meeting. Call the meeting same time, get it all done in one day, then they can go to start to work. They really need to get going on it. We're just lucky they'd give us more time on it. It was going to stop us total and fine us several dollars and dollars because

Chuck Nelms, they've advertised for bids scheduled to be turned in a certain place open on the 24th at two o'clock already. We're deciding whether it's going to be them opening them by themselves or at a special meeting

Mayor Walker yes, and like I say, you could do it, but if they come down here and they don't know who's on the list come down here, you'll have to open it and then have to close it. Then you'll have to come back another day to have to pick whichever one you want. Because like I said, we don't know which ones are best.

Cindy Cooper, when they open the bids, whoever's here, they open the bids in front of them, on that day, the 24th they published in the newspaper also, at two o'clock, they will open the bids here So, anybody that wants to, can come. Dan wanted to call the special meeting

David Nelms, so that you could have a quorum.

Dan Heathcock yes, so we could take care of it, if possible.

Chuck Nelms you are not going to act at that meeting right?

Cindy Cooper if there is nothing on the agenda to act on. What this is asking is if y'all want to have a special meeting on that day. I have not done an agenda. For a special meeting the mayor can call a special meeting or three of the council members can call a special meeting. That is what Dan is wanting. To see if three of you all want to call a special meeting and then I guess whatever you want put the agenda item as.

Mayor Walker, they don't get to look at it until they come down here, when they open it, that will be the first time they see it. You don't want to vote right then because they hadn't had the chance and y'all haven't had a chance to look at it and see what you think about it.

Larry Coxsey makes a motion to disapprove having a special meeting. Chuck Nelms seconds.

Mayor Walker calls for a vote. Dan Heathcock- no, Sherri DeFrango- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion passed.**

Ronnie May point of inquiry so when do you decide who gets it. When are you going to pick the winning bid?

Mayor Walker that's it. We can open the bids. We don't know how to build a lake out there, how to do concrete You have to give time for them to look at it and time for the engineers to look at it. So, we'll have to come back to another meeting. Time is of the essence right now.

Ronnie May, well if times of the essence and you're going to open the 24th but not make a decision. You won't have a quorum. Opening bids and the contractors here and they're not going to leave here with any decision. So that's going to be decided when?

Chuck Nelms if you have multiple bids, you're going to need to see if they met the spec on that bid.

Ronnie May What you do is if they open it, engineering company or consultant or whatever's going to open it, ask them how many days you need to review, get this reviewed. I wouldn't wait until May 20th, the city council meeting. I have to say on the day they're here say, how much time do you need? We'll set up special meeting next week and get that thing voted on.

Dan Heathcock there wasn't a quorum here last time that happened and the gentleman of that company dismissed the contractors that said that they'll be getting with them in a short amount of time. The council will be reviewing it and then voting on it and so he said he excused them, but then he went on ahead and visited with those of us who left and said to and gave their opinion of which one would be best

Chuck Nelms, you had a meeting scheduled a special meeting, he can't dismiss those contractors and tell them to leave because it's an open meeting. You can't tell them to leave.

L. DISCUSS THE UNCOMPLETED OUTSIDE AUDITS FOR 2022, 2023 & 2024

Mayor Walker, we've talked to the auditor and Ralph that does all this and he's got everything he needs for the 22 and 23 and I think he's got half of it, wasn't it? And he was still needing one other deal from

Cindy Cooper, Sarah. The last email Sarah has sent said she still needed something for 24

Larry Coxsey, needs the general ledgers for each fund, for the fiscal year 2024. That way they can continue to get the audits. They're going to try to get the 23 and 24 done at the

same time. They are trying to get everything all finished up because if they don't, don't turn in the 22 audits by December, we lose a year's worth of fuel tax. We haven't got any fuel tax off since 2021.

Mayor Walker, yeah, there's a lot of money riding on that, so we need to get that in as soon as possible.

Chuck Nelms, why is it so far behind?

Mayor Walker, I don't know

Dan Heathcock, what's Ralph's last name.

Larry Coxsey, Osborne

Cindy Cooper, they didn't have for the date for the 22 and 23. They didn't have what they needed from the accountant. They got that about a year ago. Maybe it was May. Do you remember?

Larry Coxsey May of 2024 is when they got it.

Mayor Walker, anyway, we can get the last deal. They'll do them all at once and get it done with us so we can get our money out of the deal. Because once it goes past that, like you said, you don't get the money back.

Larry Coxsey, they sent an email on March 28th requesting this information,

Mayor Walker, right, exactly. So that's all we got to do is get that done and then we'll get our money. I hope it

Chuck Nelms for grants you were applied for

Mayor Walker, what we're doing right now is for the water plant and all that and if everything isn't up to date, you won't get it. That's something we need to get done. Just discuss it is

Larry Coxsey, does anybody know a timeline when we can get those ledgers to them? Mr. Kern?

Mike Kern they've already been sent.

Mayor Walker, they done been sent?

Mike Kern, yep.

Mayor Walker I'll check and make sure then that way we'll have it.

M. DISCUSS EARMARKED SALES TAXES

Larry Coxsey, I had that put on. I had a question earmarked sales tax that we put on for. There's a pamphlet back there. I think it's for water, roads and capital improvement, and I wasn't sure, I hadn't seen any of the documents here that's got capital improvement funds and stuff like that. I just want to know if that's going in there and that's what it's used for and not being used for other things.

Chuck Nelms that's like that's what the one he gave you at the first. It hadn't been transferred.

Larry Coxsey, I hadn't seen this other paperwork, so that's why I put that on there.

N. DISCUSS WHETHER OR NOT KREBS IS OPERATING UNDER THE 'MUNICIPAL BUDGET ACT. SECTION 17-201-17-301 OF TITLE 11 OF THE STATE STATUTE

Mayor Walker, we're doing estimate of needs,

Mike Kern, correct.

Mayor Walker, we're doing estimate of needs.

Larry Coxsey, okay if we're doing an estimate of needs, it's required by the state that you send the estimate of needs to the state officer's office and from my understanding from Mick Dodson, he said, and it shows on a website, people that's turned those in Krebs hasn't turned one in. That also affects you being able to get your grants and stuff like that.

Dan Heathcock, we're not doing the fund and department? The fund and department, that's not the part that we're doing.

Larry Coxsey, if we're not operating underneath the Municipal Budget Act, which is section 17-201 & 17-301 of Title 11, then we are going underneath the estimate of funds, which we have to go through the budgetary and then our estimate of funds needed after we get all complete has to be sent to the state auditor's office and it hasn't been.

Dan Heathcock 203.1 of that law says the two forms of budget format are a purpose-based budget or a fund and departments.

Mayor Walker, where are you getting that from?

Dan Heathcock through a state statute. 11-17- 203.1

Larry Coxsey, that's underneath the Municipal Budget Act. Yeah, that's, we're not operating that way. This town does not operate that way. Okay.

Mayor Walker, estimate of needs? Been operating this way for 20, 30 years or longer probably.

Larry Coxsey, we operate under 300-1 through 3034-2 of Title 68. So, we need to make sure that state officer's office gets our estimate of funds needed. To stay in compliance with the law.

Dan Heathcock, what office is that?

Larry Coxsey State officer's office.

Chuck Nelms, Mr. Kern do you have any input on that?

Mike Kern, the estimate of needs is the budget that we do operate under. I have not turned in those in the past. I do have them, but here's the problem that we're going to run into. If we turn in old ones, are you guys going to sign them?

Dan Heathcock there is the vice mayor.

Larry Coxsey, I understand we need to get in compliance with the law.

Mike Kern, so would you approve a budget that you didn't approve? Would you sign off?

Mayor Walker, no. I'd be checking up what kind of deal I run into there, but it needs to be done. Whatever we're going to,

Mike Kern, I don't have a problem doing it until, one of the reasons I didn't do it before is normally those estimate needs go through the county and the county. If you don't have any millage judgments or anything, the county doesn't have to sign off on that estimate of needs and so I have not turned them in for several of the towns. I don't have a problem turning them in. It's just what we ran into to another city. Like I said, like the question is, if there was a budget for last year and you weren't on the council, are you going to sign off on it?

Mayor Walker, another fine mess we got ourself into.

Larry Coxsey, I'll contact Mr. Dodson and ask him what he needs to for us to discuss.

Mike Kern, we've tried it before. We've tried it before and they didn't give us an answer.

Larry Coxsey, he's answered me on everything I've asked him, so I'll contact him again,

Mike Kern, ask him if this current counsel can sign off on previous years. Ask most counsel if I was a counsel and I wouldn't sign off on it. I didn't approve it.

Mayor Walker, you can check on it, Larry. Check on that and then when we come back next month-

Mike Kern, I've got the form. I showed Michael a copy of the last one, but you guys weren't on the council then either. Well, I mean that's just what it is. I'll send them anything they want, but they want them signed.

Mayor Walker Larry's going to check on his part that way everybody will know for sure what we're doing here.

O. DISCUSS AND ACT TO APPROVE/DISAPPROVE REMOVING OR ADDING, INCREASING OR DECREASING CERTAIN PERMIT FEES AND ACCOUNT DEPOSITS.

Jayme Busby, I'm your utilities billing clerk. I did compare with several other towns and cities. Some of these things we do not charge for and I feel like we could be charging for, I just wanted us to take a look at that. A couple of months ago when we changed the rate for new taps for water and sewer, we talked about changing some of these things and I know we have a new board now, but most of these things I looked up and we do not have regulation or ordinance for most. I feel like that prices need to be set to make things official

Larry Coxsey, do we need to do it ordinance for each individual ones or one ordinance?

Jayme Busby, I think the ones that have to do with water billing could probably go in one that most of the others would have to be separate. I tried to talk to other towns that were the same size as Krebs, so I did talk to Hartshorn and Wilburton and Stewart, Colgate and Winwood. Those are all comparable to our population. I know this has been a long meeting, so if you all need more time to look at this or need more information from me, we can do whatever you want to do.

Larry Coxsey, I'd like some more information on it.

Dan Heathcock makes motion to table. Sherri DeFrange seconds.

Chuck Nelms some of these need to be addressed under the city and some addressed under KUA.

Jayme Busby, I'll try to separate out more and give some more information. If each one of you want to contact me with questions you may have, I'll answer those before we go to next meeting.

Chuck Nelms, I would also like to see recommendations of what you think it should be.

Jayme Busby, I did. They're on there. That last column is what I think it should be.

Mayor Walker calls for a vote. Dan Heathcock- yes, Sherri DeFrange- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion passed.**

P. DISCUSS AND ACT TO APPROVE/DISAPPROVE THE APPOINTMENT OF CHRISTOPHER DEFRANGE TO THE KREBS VOLUNTEER FIRE DEPARTMENT WITH A PROBATIONARY PERIOD OF ONE (1) YEAR

Jim Cortassa, we need some more people. We only have 11 firefighters and two on reserves, so we're trying to get anybody that's willing to come out and help. We're bringing a couple people to the council for approval.

Dan Heathcock has he already been trained? No. He'll have to go through training.

Jim Cortassa, no he will have to be trained.

Larry Coxsey, does the city pay for the training?

Jim Cortassa, a lot of it's free.

Mayor Walker, how many did you say we got right now?

Jim Cortassa, 11.

Mayor Walker, 11. We used to keep about 20 doing.

Cindy Cooper, how many runs did y'all do in March?

Jim Cortassa, oh a lot.

Cindy Cooper, do you know how many? 41 in one month!

Larry Coxsey makes motion to approve. Chuck Nelms seconds.

Mayor Walker calls for a vote. Dan Heathcock- yes, Sherri DeFrangé- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion passed.**

Q. DISCUSS AND ACT TO APPROVE/DISAPPROVE THE APPOINTMENT OF COREY CANTRELL TO THE KREBS VOLUNTEER FIRE DEPARTMENT WITH A PROBATIONARY PERIOD OF ONE (1) YEAR

Larry Coxsey, Now I have a question. Do they live in Krebs or local?

Jim Cortassa, Cory lives on the far side of McAllister over on West Street.

Chuck Nelms, their fire department policies require they live within five miles of the station

Mayor Walker, I got one question. See what the lawyers says. Corey is a policeman too. So, if he comes to become a fireman, say he's on duty at the police station, does he take off and go to the fire department and if he is on the fire department and the police needs him, does he?

Ronnie May he's Krebs? And he's going to be an officer fireman, but he only will be the firefighter when he's not on duty.

Larry Coxsey, is it legal for him to have two positions in the city of Krebs, and be paid for both

Cindy Cooper, the firemen are contract now or they're not? What's it called? Contract, yeah, They're not on payroll.

Ronnie May, it's complete two positions. It's an employee of one and he the contractor on the other and he can contract with the city even though he is employed here, another capacity. I think it's okay to approve it. It's in the book.

Larry Coxsey, I hadn't got to go all the way through that book yet.

Mayor Walker, Got one more question for you now. Didn't we have an old brush truck somewhere?

Jim Cortassa, Yeah, we still have it.

Mayor Walker, where's it at

Jim Cortassa it's over at emergency management right now.

Mayor Walker, I was trying to find all these different vehicles and couldn't find that one.

Jim Cortassa, we have run out of room that's going to be on the budget topic.

Mayor Walker, we got a big yard down there just to park. It sounds like more money to me.

Dan Heathcock, what would be Corey's first thing to be important to him, if he's out fighting a fire and he gets a police call, then-

Cindy Cooper, he's not on duty.

Jim Cortassa if he's on duty then that's his only duty is being a police officer

Dan Heathcock if he's off duty fighting a fire and they call him on an emergency.

Cindy Cooper, he can only wear one hat at a time.

Dan Heathcock okay, well there wouldn't be a conflict of interest

Larry Coxsey, as long as that's all good, then I'll **make a motion to approve**. Sherri DeFrange seconds.

Mayor Walker calls for a vote. Dan Heathcock- yes, Sherri DeFrange- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion passed.**

R. DISCUSS AND ACT TO APPROVE/DISAPPROVE PAYING \$5,598.70 TO BUCK WILSON FRAME & BODY SHOP FOR INVOICE DATED 10/15/21 FOR REPAIRS DONE TO 2016 DODGE CHARGER.

Mayor Walker, they sent us a bill wanting to get paid for this. It's been four years ago.

Larry Coxsey, Dennis, do you know anything on this car?

Dennis Cook, I do.

Larry Coxsey, I mean, my question is do we not have, what kind of insurance do we have on our police cars or do we have full insurance? That made me puzzle we're having while they're requesting \$5,598 bucks.

Chuck Nelms, insurance paid the city.

Dennis Cook, they paid them over \$3,700.

Chuck Nelms, the city has never paid the bill.

Larry Coxsey, Oh,

Mayor Walker, well there was a check cut for their insurance company to pay for that.

Cindy Cooper, we got the check from the insurance company for \$37, whatever that was

Mayor Walker, a new one or is this the old one?

Cindy Cooper, no, that was back then.

Mayor Walker, that check says on it's only good for 90 days, so I didn't,

Cindy Cooper, it was deposited. That check, I believe that was taken care of then.

Mayor Walker, and the other question, what happened to the car?

Dennis Cook, you sold it?

Mayor Walker, I did. Who did I sell it to?

Dennis Cook it was sold and never surplus.

Mayor Walker, I don't know anything about that.

Cindy Cooper, do you know when it was sold

Dennis Cook couple of years ago?

Cindy Cooper, I looked in the records, I went to the back records and I tried to leave y'all the note on that so there was never a PO or anything issued. It does not look like they were paid like Buck Wilson was paid for it. What I found, I don't know what happened to the car, but whenever we had the hailstorm and there were,

Dennis Cook, that's another claim.

Cindy Cooper, do what?

Chuck Nelms, that's a different claim

Mayor Walker, Yeah, this one here, he hit a deer on this.

Cindy Cooper, I know, but let me finish. Whenever I found this stuff from the hail storm and several of those police cars that had been sitting there, and not being used, so that one was listed as one of them that had hail damage then so I saw where we had the car hauler came and took several of them and hauled them off. I don't know if that was one of them because there was handwriting on the other ones that said total, totaled. That 2016 with that VIN number was still here then, but I never could find anything past that. I only know that it was here. I don't know why happened to it

Dennis Cook it was sold. It was never surplus. There were several vehicles sold. One day I come to work and all the cars are gone.

Mayor Walker, so do you have the receipt for it or does she have it?

Dennis Cook, I don't know where they went. Don't know nothing about it. It wasn't surplus.

Mayor Walker, I don't know anything about it either because I didn't sell none of them.

Chuck Nelms, that was the problem. The insurance paid on them, but the city didn't go in and declare them surplus because you got to take them off your assets to remove them from your inventory. That actually never took place

Larry Coxsey, on this. We're actually discussing, that is all different. It's a whole different deal. So, I going to make a motion to table this and find out some more information on it because I ask the question right now, was that vehicle repaired then?

Dennis Cook yes; it was repaired. It was repaired, and that's what the accident happened on October the 12th at 430 in the morning. It was between Talihina and Wilburton on that state highway. A deer ran into him at 430 in the morning. This was during the Covid outbreak. Couldn't get a trooper route. They don't make calls out like that in

Dan Heathcock, so Buck Wilson was the company, they fixed his car for this amount but never got paid.

Dennis Cook, Correct. To my understanding that they fixed, the estimate was created on October the 15th, 2021. Back then in the covid days, we couldn't get parts, couldn't get people working. That's why there was such a delay on it. But the car was repaired and picked up on September 9, 2022. The PO issue, we've never issued a PO for any car that was repaired.

Mayor Walker, how come they wait four years though still? I mean, wait all that and they asked, Ronnie May, the contract five years. Five years to pursue it. So, they're within their statute of limitations. Three a verbal, five on a written, I'm sure the city signed something, but it'd be considered a written contract.

Cindy Cooper, they didn't have any contract. Nobody signed.

Ronnie May, but it's within time would be paid if they haven't been paid, they pursue it otherwise.

Cindy Cooper, I didn't find anything to indicate

They don't know much about it, but all of a sudden, they're want the money for it.

Dan Heathcock, does the city owe the money for the work that Buck did?

Mayor Walker, we don't know. We can't find any paperwork on it.

Dennis Cook the car was repaired and we took it offline. We were buying vehicles about that point and one of those vehicles we replaced that vehicle, took it offline and we were going to use it as a pull car. Other words drive it when we need it, an extra car and come to work one day and they were all gone.

Chuck Nelms, this is right there and they've been chasing since this email thread started in 22. Just this email thread here.

Larry Coxsey, they did the work and stuff. I'm looking.

Mayor Walker, the council at that time though, never did vote to sell a car. It said get Dennis a new car. Didn't say anything about getting the old one fixed. So, we wondering why it got fixed. It was in such bad shape

Chuck Nelms, your city ordinances, if he's got a car out of service, it's an emergency vehicle, the cheapest to repair the car and advise the counsel of what said what he done. He doesn't have to get approval for nothing for an emergency.

Dennis Cook, we've never got approval

Chuck Nelms, Jimmy's got the same authority. If he's got a vehicle that's out of service, he's to repair that vehicle, put it back in service and advise the counsel of his,

Mayor Walker, even though the car is, doesn't matter, totaled out or whatever matter that's the first time I ever heard of that. I'll have to see that.

Dan Heathcock if you take your motion off the table.

Larry Coxsey, I'll take my motion off.

Dan Heathcock, I'll make a motion that the city paid. The city owes this man for fixing his car. I make a motion for the city to pay him.

Mayor Walker, they don't have any proof that they don't even know who brought it out there. They don't know nothing about it.

Chuck Nelms, I'll second it.

Mayor Walker, I mean, kind of weird. Calls for a vote. Dan Heathcock- yes, Sherri DeFrange- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion passed.**

**S. DISCUSS AND ACT TO APPROVE/DISAPPROVE THE MUTUAL AID
INTERLOCAL AGREEMENT BETWEEN THE PITTSBURG COUNTY SHERIFF'S
OFFICE AND THE CITY OF KREBS**

Dennis Cook, this is put on because we have a new sheriff, Frankie McClendon, he's acting sheriff of this county. This will cover our commission cards for Pittsburgh County. In other words, we can go anywhere in Pittsburgh County and catch bad guys. I'm asking the council to approve that. It is just a standard agreement I have set with the city attorney, Ronnie May. He's looked over it. It's the standard one that we use every year.

Dan Heathcock makes a motion that the local agreement between Pittsburg County and Krebs be approved. Chuck Nelms seconds.

Mayor Walker calls for a vote. Dan Heathcock- yes, Sherri DeFrange- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion passed.**

10. COMMENTS FROM THE COUNCIL AND/OR MAYOR

Dan Heathcock I've got something, if you don't mind me. Reads letter from Connie Poole (included in this book). I, have a letter here that was presented that would like to be presented to the Council and the City of Krebs. It says, *at the outset of this election, I prayed for guidance and committed to embracing whatever path God had in store for me. It has become clear that his will is for my time serving the city of Krebs as Ward two councilperson to come to a close. With that I wish to express my sincere gratitude to the citizens of Ward two, for the honor of serving you over the past 14 years. Thank you to the people of Krebs who supported me with your votes and trust throughout these years. I extend my thanks to police, chief Cook, to Krebs Police Department and Fire Chief Cortassa, the Krebs Fire Department for your steadfast commitment to the safety and well-being of our community, to the employees of the City of Krebs. Thank you for everything you do to ensure a smooth operation of our city. A heartfelt thank you to Ronnie Maye and Mike Kern for your guidance and support as the city moves forward. We are truly grateful for your continued dedication to the future of Krebs. To all the previous city council members and mayors, I've had the privilege of serving alongside. Thank you for your support, dedication, and commitment to the city of Krebs. I'm sincerely grateful to David Bailey for your dedication and service, to Danny for your thoughtful approach to the challenges of public service, and to Jason, for your time, dedication, and encouragement during our time serving together. Your contributions have been truly appreciated and I wish you all continue to success in your future endeavors. In remembrance of Pat Layden. I offer my deepest thanks for your friendship, your encouraging leadership, and the lasting guidance you provided, not only to me, but also to the city of Krebs. Your impact will not be forgotten. Congratulations to Chuck, Sherry and Larry- I am confident that you will make thoughtful and impactful decisions for the continued betterment of our city. Tommy, although we may not have always seen eye to eye, I recognize that making difficult decisions is never easy. I wish you continued success and all the best in your ongoing service. Once again, thank you all for the opportunity to serve this wonderful community. May God bless each of you and the city of Krebs. Signed to Connie Pool.*

Mayor Walker, thank you. Alright, anybody make a motion to adjourn?

Larry Coxsey makes a motion to adjourn.

David Bailey, I thought I said mine before I left, but I just thank everybody, it's been challenging. Sometimes a person has to go on and things and I believe the people that took my place is going to be a good person. Good a man for it. And you got Chuck, you'll be good. And Sherri she should do all right. And Danny's going to be Danny. I joking, but I do. I'd like to thank the citizens of Krebs and I've enjoyed it and I wanted to accomplish more, but some things didn't happen that way. So, I take what I've got and go down the road with. I thank God for this town that it's a good town and I expect y'all to keep it going good. And just work together. Everything's possible. Thank y'all.

11. ADJOURN TO KUA

Larry Coxsey makes a motion to adjourn the KUA. Sherri DeFrange seconds.

Mayor Walker calls for a vote. Dan Heathcock- yes, Sherri DeFrange- yes, Chuck Nelms- yes, Larry Coxsey- yes. **Motion passed.**