

**Minutes Town Regular Meeting
January 28, 2013
7:00pm
Kiowa Town Hall**

The meeting was called to order by Mayor Janelle Beaver at 7:00pm.

ROLL CALL: Theresa Ortiz, Jim Ryan and Janelle Beaver were present. Bob Ramey and Ray Goss were absent.

CONSIDERATION OF MINUTES: Motion was made by Ryan to approve the minutes from December 17, 2012 Town Regular Meeting as written, seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried.

TREASURER'S REPORT: Coleene Lewis gave the Treasurers' report for the month of December, 2012. Total Revenue was \$86,527.99. Total Expenses were \$98,560.39. With a loss of \$12,032.40. Motion was made by Beaver to approve the Treasurer Report for the month of December, 2012, seconded by Ryan. Ortiz, Ryan and Beaver voted yes. Motion carried.

Purchase Orders: Motion was made by Beaver to approve the Purchase Orders for the month of January, 2013, seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried.

1. Motel Tax for Hi-Way Inn. Kishor Keval. Motion was made by Beaver to bypass this item, seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried.
2. Town of Kiowa to support CASA. Aaron Williams. Motion was made by Beaver to bypass this item, seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried.
3. Progress of FirstBank. Calvin Carroll. Mr. Carroll said that they were hoping that the Bank would be open by April, 2013. That everything was going as planned. No vote.
4. Contract with ZBird Vending Company. This item was bypassed 12/17/2012. Motion was made by Beaver to bypass this item and to put on February 25, 2013 Agenda, seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried.
5. The Power Plant. Mr. Pope said that everything was running well. No vote.
6. **MONTHLY REPORTS:**
 - a. **MAINTENANCE:** Johnny Patty gave the report for the Maintenance Department. He said everything was running fine. The Maintenance employees have been working on the Handicap area.
 - b. **FIRE:** Fire Chief Patrick Johnston gave the report for the Fire Department. The Fire Department responded to 12 medical calls, 4 grass fires, 4 accidents. Chief Johnston said they were going to have a Chili dinner fund raiser for Body Jameson so that he can buy a hearing aid. It will be February 10, 2013 at the Kiowa School Cafeteria.
 - c. **ANIMAL CONTROL:** JoMae Peck gave the report for Animal Control. Animal Control caught 5 dogs and 9 cats.
 - d. **POLICE:** Police Chief Tony Runyon gave the report for the Police Department. 300 contacts, 6 impounds, 27 service calls, 12 motorist assist, 13 Pittsburg County Sheriffs' Office, 8 Oklahoma Highway Patrol.

7. Executive Session for the purpose of discussion and possible promotion and /or pay raise or disciplinary action for the Treasurer and Town Clerk to receive comptime for monthly and special meetings that are not held during regular business hours. OS TITLE 25 SECTION 307 (B) (1). Motion was made by Beaver to enter into Executive Session for the purpose of discussion and possible promotion and /or pay raise or disciplinary action for the Treasurer and Town Clerk to receive comptime for monthly and special meetings that are not held during regular business hours. OS TITLE 25 SECTION 307 (B) (1), the seven (7) Executive Sessions will be held consecutively with findings after the Board returns, seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried. Time 7:18pm.
8. Findings from Executive Session item #7 on this Agenda. Time 8:17pm. Motion was made by Beaver not to give the Clerk and Treasurer comptime for monthly and special meetings that are not held during regular business hours, seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried.
9. Executive Session for the purpose of discussion and possible promotion and /or pay raise or disciplinary action for Deanna Sexton to be paid salary instead of hourly wage. OS TITLE 25 SECTION 307 (B) (1). Motion was made by Beaver enter into Executive Session for the purpose of discussion and possible promotion and /or pay raise or disciplinary action for Deanna Sexton to be paid salary instead of hourly wage. OS TITLE 25 SECTION 307 (B) (1), seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried. Time 7:18pm.
10. Findings from Executive Session item #9 on this Agenda. Time 8:17pm. Motion was made by Beaver to not put Deanna Sexton on salary, seconded by Ryan. Ortiz, Ryan and Beaver voted yes. Motion carried.
11. Executive Session for the purpose of discussion and possible promotion and /or pay raise or disciplinary action to discuss the Treasurers' salary. OS TITLE 25 SECTION 307 (B) (1). Motion was made by Beaver to enter into Executive Session for the purpose of discussion and possible promotion and /or pay raise or disciplinary action to discuss the Treasurers' salary. OS TITLE 25 SECTION 307 (B) (1), seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried. Time 7:18pm.
12. Findings from Executive Session item #11 on this Agenda. Time 8:17pm. Motion was made by Beaver to increase the Treasurers salary to \$1,700.00 per month for appointed extra duties to check with John Thomas Town of Kiowa Attorney on this and if everything is ok then it will be effective February 1, 2013, seconded Ryan. Ortiz, Ryan and Beaver voted yes. Motion carried.
13. Executive Session for the purpose of discussion and possible promotion and /or pay raise or disciplinary action to discuss the Town Clerks' salary. OS TITLE 25 SECTION 307 (B) (1). Motion was made by Beaver to enter into Executive Session for the purpose of discussion and possible promotion and /or pay raise or disciplinary action to discuss the Town Clerks' salary. OS TITLE 25 SECTION 307 (B) (1), seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried. Time 7:18pm.

14. Findings from Executive Session item #13 on this Agenda. Time 8:17pm. Motion was made by Beaver to increase the Clerks pay to \$1,700.00 per month for appointed extra duties to check with John Thomas Town of Kiowa Attorney on this and if everything is ok then it will be effective February 1, 2013, seconded Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried.
15. Executive Session for the purpose of discussion and possible promotion and /or pay raise or disciplinary action to discuss the Class C Waste Water certification for Chance Stephens. OS TITLE 25 SECTION 307 (B) (1). Motion was made by Beaver to enter into Executive Session for the purpose of discussion and possible promotion and /or pay raise or disciplinary action to discuss the Class C Waste Water certification for Chance Stephens. OS TITLE 25 SECTION 307 (B) (1), seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried. Time 7:18pm.
16. Findings from Executive Session item #15 on this Agenda. Time 8:17pm. Mayor Beaver wanted to bypass this and these items 14, 15, 16 and 17 will be in the special meeting. No vote.
17. Executive Session for the purpose of discussion and possible promotion and /or pay raise or disciplinary action to discuss the Class C Water and Waste Water certification for James Cearley. OS TITLE 25 SECTION 307 (B) (1). Motion was made by Beaver to enter into Executive Session for the purpose of discussion and possible promotion and /or pay raise or disciplinary action to discuss the Class C Water and Waste Water certification for James Cearley. OS TITLE 25 SECTION 307 (B) (1), seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried. Time 7:18pm.
18. Findings from Executive Session item #17 on this Agenda. Time 8:17pm. Mayor Beaver wanted to bypass this and these items 14, 15, 16 and 17 will be in the special meeting. No vote.
19. Executive Session for the purpose of discussion and possible promotion and /or pay raise or disciplinary action for Johnny Patty. OS TITLE 25 SECTION 307 (B) (1). Motion was made by Beaver to enter into Executive Session for the purpose of discussion and possible promotion and /or pay raise or disciplinary action for Johnny Patty. OS TITLE 25 SECTION 307 (B) (1), seconded by Ortiz. Time 7:18pm. Ortiz, Ryan and Beaver voted yes. Motion carried.
20. Findings from Executive Session item #19 on this Agenda. Time 8:17pm. Motion was made Beaver to have Johnny Patty to return to his previous job in Maintenance and PWA and to have his salary put back to the original salary; Randy Gropp will be Maintenance supervisor again, seconded by Ryan. Ortiz, Ryan and Beaver voted yes. Motion carried.
21. Facebook page for the Town of Kiowa. Mary Powell. Motion was made by Ortiz for the Town of Kiowa to have a Facebook page and for Mary Powell to set it up, bring it to the next meeting February 25, 2013 with perimeters and suggestions on who will monitor, seconded by Beaver. Ortiz, Ryan and Beaver voted yes. Motion carried.

22. The cost for the two new doors for the south side of the old Maintenance building. To be paid out of Capital outlay for ADA. Randy Gropp. Motion was made by Beaver for Wagoner's Steel Building to install metal on the west side of the old shop building and doors on the south side not to exceed \$4,950.00, to be paid out of Capital Outlay ADA, seconded by Ryan. Ortiz, Ryan and Beaver voted yes. Motion carried.
23. The use of Fireworks since the laws has changed January 1, 2013. Patrick Johnston. Motion was made by Beaver for the Fire Chief Patrick Johnston to find out the cost and how many would need to be certified also find out what their minimum for a show and to put on February 25, 2013 agenda, seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried.
24. Invoice KIO-12-01-01 in the amount of \$2,160.00 for Engineering Fees for the CDBG Wastewater Collection System Improvements to be paid out of the Grant account. Motion was made by Beaver to approve Invoice KIO-12-01-01 for Mehlburger Brawley Engineering Fees for the CDBG Wastewater Collection System Improvements to be paid out of the Grant account, seconded by Ryan. Ortiz, Ryan and Beaver voted yes. Motion carried.
25. To surplus 1997 Ford F250 4x4 VIN# 1FTHX26G1VEC79368. Fire Department. Motion was made by Beaver to surplus 1997 Ford F250 4x4 VIN# 1FTHX26G1VEC79368, seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried.
26. To advertise in the McAlester News Capital to accept bids for the 1997 Ford F250 4x4 VIN# 1FTHX26G1VEC79368. Motion was made by Beaver to advertise for one (1) week in the McAlester News Capital and to set it out front with a for sale sign, seconded by Ryan. Ortiz, Ryan and Beaver voted yes. Motion carried.
27. Mobile Cop to replace CyberLynxx for the Kiowa Police Officers and the Kiowa Court Clerk. Tony Runyon. Motion was made by Beaver to do more research and to put this on February 25, 2013 agenda, seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried.
28. To have a new heating and air system put in City Hall. Mayor Beaver bypassed this item. No vote.
29. Advertise for Bids for the new heating and air system for Kiowa City Hall, in the McAlester News Capital. Motion was made by Beaver to advertise for bids for a new heating and air system for Kiowa City Hall, seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried.
30. Discussion of the phone conference that Mayor Beaver had with Congressman Mullins. Mayor Beaver said she had been invited to a phone conference with Congressman Mullins and it was very informative, he asked if any of the Cities/Towns had any issues. McAlester and Muskogee Mayors brought up the issues of the internet sales tax because they felt like they were losing money. Congressman Mullins said that was an issue they were working on. No vote.
31. Special Meeting date and time for the evaluation of the Maintenance employees. Motion was made by Beaver to set Friday February 1, 2013 at 3:00pm for the Special Meeting, seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried.

32. Mary Powell to go to OMCCA spring conference on May 23, 24, 25, 2013 in Stillwater, Ok. This conference is for credit toward her certification. The estimated cost of \$1,000.00. Tony Runyon. Motion was made by Ortiz for Mary Powell to go to OMCCA Spring Conference on May 23, 24, and 25, 2013 not to exceed \$1,000.00, seconded by Beaver. Ortiz, Ryan and Beaver voted yes. Motion carried.
33. Purchase vehicle or vehicles for the Police Department. Tony Runyon. Motion was made by Ortiz for the 2013 Dodge Durango to be purchased out of the Drug Seizure Account not to exceed \$33, 621.00 and the 2013 Dodge Charger to be taken out of Capital Outlay General Fund not to exceed \$35,000.00, seconded by Beaver. Ortiz, Ryan and Beaver voted yes. Motion carried.
34. Purchase a used truck for the Maintenance Department. Randy Gropp. Motion was made by Ortiz to purchase a used pickup for the Maintenance Department not to exceed \$12,000.00, seconded by Beaver. Ortiz, Ryan and Beaver voted yes. Motion carried.
35. Remapping of the Flood Plain for the Town of Kiowa. JoMae Peck said by the map on the website it looked like they were progressing with the remapping. No vote.
- New Business: Invoice for Mehlburger Brawley KIO-12-01-02 for Engineering Fees for the CDBG Wastewater Collection System Improvements \$8,640.00 to be paid out of the Grant account. Motion was made by Beaver to approve Invoice KIO-12-01-02 for Mehlburger Brawley Engineering Fees for the CDBG Wastewater Collection System Improvements to be paid out of the Grant account \$8,640.00, seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried.
- 1985 Rescue Truck that was sold to Higgins. Final payment of 4 radios and a check for \$900.00. Motion was made by Beaver to accept the 4 radios and the check as final payment for the 1985 Rescue Truck, seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried.
- The merging of BCI / Allegiance Cable Resolution. Motion was made by Beaver to approve the Resolution for BCI, seconded by Ortiz. Ortiz, Ryan and Beaver voted yes. Motion carried.
- Public Discussion: none.
- Adjourn: Motion to adjourn was made by Beaver, seconded by Ryan. Ortiz, Ryan and Beaver voted yes. Motion carried. Time 9:43pm.