

## **TOWN OF DAVENPORT BOARD OF TRUSTEES MEETING MINUTES**

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The Davenport Board of Trustees met in **Regular Session on Tuesday, February 2, 2010 at 7:00 p.m.**, Davenport Town Hall, 214 Broadway, Davenport, OK.

At least 24 hours prior to February 2, 2010 and on January 29, 2010 at 3:00 p.m. notice was posted in prominent view of the public stating the time, date, and agenda for said meeting.

### **1. Call To Order**

Mayor Scott Bromley called the meeting to order at 7:03 p.m.

### **2. Roll Call of Members**

3 Members Present: Scott Bromley, Mayor  
Marsha Flowers, Trustee  
Jerry White, Trustee

1 Members Absent: Alan McBroom, Trustee

1 Members Vacant: Rita Brashears, Trustee

Staff Present: Jane C. Bromley, Town Clerk  
Marion Iles, Treasurer  
Bill Sides, Chief of Police  
Patrick Taylor, Assistant Chief of Police  
Richard Bailey, Volunteer Fire Chief  
T.J. Smith, Water/Wastewater/Maintenance Lead Operator  
James Jackson, Water/Wastewater/Maintenance Operator

Media: None

Guests: BreAnna Smith  
Taylor Smith  
Susan Robertson  
Jason Mooy  
David Kirk, Lytle Soule & Curlee, P.C.  
Cynthia Ferrell Ashwood, Town Attorney

**TOWN OF DAVENPORT BOARD OF TRUSTEES  
MEETING MINUTES  
Tuesday, February 2, 2010**

---

**3. Consideration of new Board member by appointment or election—  
Discussion/Action**

**Motion** was made by Jerry White and **Second** by Marsha Flowers to approve the appointment of Lora McElroy to fill the unexpired term for Trustee at Large, until April 2013, vacated by Rita Brashears.

**Vote:**

3	Ayes:	Scott Bromley Marsha Flowers Jerry White
0	Nays:	None
1	Absent:	Alan McBroom
1	Vacant:	Rita Brashears

**4. Approval of meeting minutes for January 2010**

**Motion** was made by Marsha Flowers and **Second** by Jerry White to approve the Davenport Board of Trustees meeting minutes for January 2010.

**Vote:**

4	Ayes:	Scott Bromley Marsha Flowers Lora McElroy Jerry White
0	Nays:	None
1	Absent:	Alan McBroom
0	Vacant:	None

**5. Approval of claims**

**Motion** was made by Jerry White and **Second** by Marsha Flowers to approve claims 10651 through 10696.

**TOWN OF DAVENPORT BOARD OF TRUSTEES  
MEETING MINUTES  
Tuesday, February 2, 2010**

---

**Vote:**

4	Ayes:	Scott Bromley Marsha Flowers Lora McElroy Jerry White
0	Nays:	None
1	Absent:	Alan McBroom
0	Vacant:	None

**6. Treasurer's Report**

**No action taken.**

**7. Fundamentals of Employment Law, Marion Iles, March 25, 2010, up to \$319.00  
—Discussion/Action**

Much of the training material does not pertain to Ms. Iles job duties, so Board members did not vote to pay for the expense. Ms. Iles stated that she would request time off from work March 25, 2010, paying the total cost herself, to attend this class.

**No action taken.**

**8. Petitions, Memorials, Hearing of Citizens, Other Communications**

None

- 9. Possible executive session, with Town attorney, Cynthia Ferrell Ashwood and attorney David Kirk regarding pending lawsuit with Integrated Pro Services, pursuant to Title 25 Section 307(B)(4)**
- a. Vote to convene or not convene in executive session**
  - b. Vote to acknowledge return of Board from executive session**
  - c. Compliance statement of executive session**
  - d. Consideration and possible action regarding pending lawsuit with Integrated Pro Services, pursuant to Title 25 Section 307(B)(4)**

**Motion** was made by Jerry White and **Second** by Lora McElroy to convene in executive session.

**TOWN OF DAVENPORT BOARD OF TRUSTEES  
MEETING MINUTES  
Tuesday, February 2, 2010**

---

**Vote:**

4	Ayes:	Scott Bromley Marsha Flowers Lora McElroy Jerry White
0	Nays:	None
1	Absent:	Alan McBroom
0	Vacant:	None

Board members convened in executive session at 7:16 p.m.

David Kirk and Cynthia Ferrell Ashwood joined Board members in executive session.

**Motion** was made by Lora McElroy and **Second** by Marsha Flowers to reconvene in open session.

**Vote:**

4	Ayes:	Scott Bromley Marsha Flowers Lora McElroy Jerry White
0	Nays:	None
1	Absent:	Alan McBroom
0	Vacant:	None

Board members reconvened in open session at 7:51 p.m.

Roll Call of Members was taken as follows:

4	Members Present:	Scott Bromley, Mayor Lora McElroy, Trustee Marsha Flowers, Trustee Jerry White, Trustee
1	Members Absent:	Alan McBroom, Trustee
0	Members Vacant:	None

Mayor Scott Bromley gave a compliance statement declaring that discussion was held during the Executive Session; however, no action was taken.

**TOWN OF DAVENPORT BOARD OF TRUSTEES  
MEETING MINUTES  
Tuesday, February 2, 2010**

---

**No action was taken regarding pending lawsuit with Integrated Pro Services, pursuant to Title 25 Section 307(B)(4).**

**10. Fire Department—Discussion/Action**

**a. Consideration to increase Fire & Ambulance membership fees**

James Caudill and Mike Wayland have completed their EMT training. There are now nine basic EMTs and one intermediate EMT.

At this time, the Fire & Ambulance membership fees are \$50.00 each per year.

**Motion** was made by Lora McElroy and Second by Jerry White to increase the Fire & Ambulance membership fees to \$60.00 each per year, taking effect January 1, 2011.

**Vote:**

4	Ayes:	Scott Bromley Marsha Flowers Lora McElroy Jerry White
0	Nays:	None
1	Absent:	Alan McBroom
0	Vacant:	None

**Motion** was made by Lora McElroy and **Second** by Jerry White to approve Scott Bromley to review and approve the purchase of a 2008 Yamaha Rhino, using funds from Lincoln County sales tax set aside for the Davenport Fire Department to be used as a grass vehicle at fires to travel to places that cannot be reached using other larger FD vehicles.

**Vote:**

4	Ayes:	Scott Bromley Marsha Flowers Lora McElroy Jerry White
0	Nays:	None
1	Absent:	Alan McBroom
0	Vacant:	None

**TOWN OF DAVENPORT BOARD OF TRUSTEES  
MEETING MINUTES  
Tuesday, February 2, 2010**

---

**11. Police Department—Discussion/Action  
a. Police Uniforms, \$250.00**

**Motion** was made by Lora McElroy and **Second** by Marsha Flowers to purchase police uniforms for chief and assistant chief for a grand total of \$250.00.

**Vote:**

4	Ayes:	Scott Bromley Marsha Flowers Lora McElroy Jerry White
0	Nays:	None
1	Absent:	Alan McBroom
0	Vacant:	None

**12. Altex Energy Corporation, Pooling Bonus & Royalty, Dispensing of Funds—  
Discussion/Action**

**Motion** was made by Lora McElroy and **Second** by Jerry White to dispense pooling bonus funds of \$1,378.13 received from Altex Energy Corporation, and all future bonus and royalty funds received, as follows:

<b>Cemetery Savings CD</b>	<b>15%</b>
<b>Cemetery Maintenance</b>	<b>10%</b>
<b>General Fund</b>	<b>75%</b>
<b>Total</b>	<b>100%</b>

**Vote:**

4	Ayes:	Scott Bromley Marsha Flowers Lora McElroy Jerry White
0	Nays:	None
1	Absent:	Alan McBroom
0	Vacant:	None

**TOWN OF DAVENPORT BOARD OF TRUSTEES  
MEETING MINUTES  
Tuesday, February 2, 2010**

---

13. **OK Municipal Court Clerks Association, District Training Friday, February 12, 2010, Jane Bromley, \$0.00—Discussion/Action**

Registration fee is \$40.00; however, the Town of Davenport has a grand total credit of \$192.50 with Oklahoma Municipal League, so \$40.00 can be deducted from this credit to pay for the training.

**No action taken.**

14. **Davenport High School Alumni Association—Discussion/Action**  
a. **Consideration to:**

- i. **Block off and use Broadway in front of fire station for street dance Saturday, May 8, 2010 from 9:00 p.m. to midnight**
- ii. **Block off and use land between Masonic building and Town Hall or South of Fire Station for horseshoe tournament on Saturday, May 8, 2010 from 10:00 a.m. to 4:00 p.m.**

**Motion** was made by Lora McElroy and **Second** by Marsha Flowers to approve the Davenport High School Alumni Association, if they provide security to control drinking, to block off and use Broadway in front of fire station for street dance Saturday, May 8, 2010 from 9:00 p.m. to midnight and disapprove to block off and use land between Masonic building and Town Hall or South of Fire Station for horseshoe tournament on Saturday, May 8, 2010.

**Vote:**

4	Ayes:	Scott Bromley Marsha Flowers Lora McElroy Jerry White
0	Nays:	None
1	Absent:	Alan McBroom
0	Vacant:	None

15. **Unfinished Business**

- a. **Surplus equipment: 1994 Chevrolet 1 ton 4x4 Truck, VIN# 1GBJK34F5RE123991 as Animal Control truck**

Bill Sides is in the process of converting the 1994 Chevrolet 1 ton 4x4 truck, which was previously declared surplus, to the animal control truck.

**TOWN OF DAVENPORT BOARD OF TRUSTEES  
MEETING MINUTES  
Tuesday, February 2, 2010**

---

**16. New Business**

None

**17. Requisitions**

None

**18. Adjourn**

**Motion** was made by Lora McElroy and **Second** by Jerry White to adjourn the meeting.

**Vote:**

4	Ayes:	Scott Bromley Marsha Flowers Lora McElroy Jerry White
0	Nays:	None
1	Absent:	Alan McBroom
0	Vacant:	None

The meeting ended at 8:25 p.m.

Jane C. Bromley, Secretary

Scott Bromley, Chairman