

City of Scranton
**Minutes for the Meeting
of the Governing Body
Tuesday October 7, 2008**

The meeting was called to order by Mayor Burkdoll at 7:00 p.m.

In attendance were councilmen; Eddie Lester, David Barnes, Larry Hulsopple, Jack Mayfield and Ken Croucher, Attorney Todd Luckman, Employees Bobi Morris, Scott Lester and Grant Nutter, Citizens Tom Carnes, Jennifer Burkdoll, Ethan Kahle, Keith & Betsy Crispin, Jeanne Johnson, Frank Stokes, Rodger & Rhonda Franks, Gary DeShazer.

A motion was made by Councilman Lester to approve the minutes for the regular scheduled meeting on September 2, 2008 as amended. Motion was second by Councilman Croucher. Motion carried 5 – 0

Old Business; Councilman Lester made a motion at 7:02 p.m. to go in to a twenty-minute executive session with Attorneys David Cooper and Todd Luckman to discuss legal issue regarding the McDonald lawsuit. Motion was second by Councilman Hulsopple. Carried 5 – 0 Council returned to regular session at 7:22 p.m. Councilman Lester made a motion at 7:23 p.m. to go back in to executive session for ten-minutes with both attorneys for legal issue. Motion was second by Councilman Mayfield. Carried 5 – 0 Council returned to regular session at 7:34 p.m.

Crossroad contract tabled until the next regular scheduled meeting.

Councilman Lester made a motion to remove the NIMS issue from the agenda. Motion was second by Councilman Mayfield. Carried 5 – 0

Councilman Croucher made a motion to approve Resolution 08-03 which is a guaranty agreement made by the City of Scanton in favor of the South West Power Pool, Inc. Motion was second by Councilman Lester. Carried 5 – 0

Councilman Lester made a motion to approve Resolution 08-04 declaring certain structures are dangerous, unsafe or unfit for human habitation. Motion was second by Councilman Mayfield. Carried 5 – 0

Councilman Lester made a motion to table discussion on the open well issue until the October 21st meeting. Motion was second by Councilman Croucher. Carried 5 – 0

Mayor Burkdoll recognized Debra Rice with Washington Electronics. Ms Rice provided brochures and shared information about emergency siren systems with the council. No action was taken.

Bobi Morris explained that a customer had mailed payment on the 5th of the month but due to an error by the USPS it was not received until the 22nd. Councilman Lester made a motion to waive the late fees for S & A Telephone. Motion was second by Councilman Mayfield. Carried 5 – 0

Bobi Morris informed the council that RR #5 is going to increase their water rates effective November 1, 2008. The city attorney needs a copy of the water contract.

Councilman Croucher made a motion to waive the rent on the community building for the Osage County Economic Development to hold a USDA Home Loan Program. Motion was second by Councilman Mayfield. Carried 5 – 0

Ken Croucher made a motion to at 8:05 p.m. to take a five-minute break. Motion was second by Councilman Mayfield. Carried 5 – 0 Council returned to regular session at 8:10 p.m.

Councilman Lester made a motion at 8:12 p.m. to go in to a fifteen minute executive session with Todd Luckman (may call in Scott Lester) to discuss non-elected personnel issue. Motion was second by Councilman Barnes. Carried 5 – 0 Council returned to regular session at 8:27 p.m. Councilman Croucher made a motion at 8:28 p.m. to return to executive session with Todd Luckman to discuss non-elected personnel issue. Motion was second by Councilman Mayfield. Carried 5 – 0 Council returned to regular session at 8:33 p.m. *Note - Bobi Morris was called in to the executive session for a couple of minutes.

Mayor Burkdoll recognized Rodger Franks. Mr. Franks asked if there was a decision about his request to cancel all service except electric at 323 S Brownie Blvd. Councilman Lester made a motion to allow Mr. Franks to discontinue all services except electricity at 323 S Brownie Blvd. Motion was second by Councilman Mayfield. Carried 4 – 1 (Barnes). Councilman Barnes asked the city attorney to draw up an ordinance to allow vacant buildings to have partial service if requested. Motion was second by Councilman Lester. Carried 5 – 0 Mr. Franks requested the approval be retro active to the date of his original request. Councilman Barnes made a motion to make the request for Mr. Franks retro active to October 7, 2008. Motion was second by Councilman Croucher. Carried 5 – 0

Mayor Burkdoll presented the council with a bid on a generator. Council was not interested in purchasing a generator at this time.

Officer Grant Nutter gave the police report. The issue of double fines in the school zone was discussed and the consensus was to have the attorney handle getting the fines changed.

Councilman Lester made a motion at 8:57 p.m. to go in to a five-minute executive session with the city attorney and city clerk present to discuss non-elected personnel issues. Motion was second by Councilman Croucher. Carried 5 – 0 Council returned to regular session at 9:02 p.m.

Councilman Mayfield made a motion to terminate Grant Nutter. Motion was second by Councilman Croucher. Failed 1 – 4 (Hulsopple, Barnes, Lester, Croucher)

Councilman Croucher made a motion to purchase a \$50.00 gift certificate from the Branding Iron restaurant and donate it to the Osage County Economic Development. Motion was second by Councilman Barnes. Carried 5 – 0 City will also donate pens.

Councilman Lester made a motion to approve ordinances 39 & 40 allowing payment of the city debts and payroll. Motion was second by Councilman Barnes. Carried 5 – 0

Councilman Lester made a motion to adjourn the regular scheduled meeting at 9:11 p.m. Motion was seconded by Councilman Barnes. Motion carried 5 – 0

Bobi Morris
City Clerk

Approved November 4, 2008