

CITY OF KREBS  
EMERGENCY  
CITY COUNCIL MEETING MINUTES  
NOVEMBER 12, 2024

AS PER §311(A)(13) OF THE OPEN MEETING ACT, NOTICE IS HEREBY GIVEN THAT THERE IS A SITUATION INVOLVING DAMAGE TO PROPERTY AND THERE IS AN INCREASED LIKELIHOOD OF FURTHER DAMAGE AND POSSIBLE FINANCIAL LOSS TO THE CITY.

1. **MEETING CALLED TO ORDER** by Mayor Tommy Ray Walker
  
2. **ROLL CALL** by Cindy J. Cooper, City Clerk  
Mayor Tommy Ray Walker- present, David Bailey- present, Jason Wagnon- present, Connie Poole- present, Dan Heathcock- present.
  
3. **PRAYER/PLEDGE OF ALLEGIANCE** led by David Bailey
  
4. **DISCUSS AND ACT TO APPROVE/DISAPPROVE DIRT WORK AND DAM REPAIR WHICH MUST BE COMPLETED PRIOR TO DECEMBER 31<sup>ST</sup>, 2024, AS ORDERED BY OKLAHOMA WATER RESOURCES BOARD IN ORDER TO AVOID POSSIBLE FINES**  
**Mayor Walker**, you have the pictures there, the dam is falling apart and the spill way. Several walls have fallen in. We have to cut 600 feet down the dam bottom. All trees must be removed withing 30 feet. On both sides of the spill way dirt and trees need to be removed 30 feet. They will have to come in and build concrete walls on each side. Trying to get some bids for concrete by the council meeting. About another 20 feet of wall has fallen since we looked at it a week or so ago. It's bad and we need to get it done. We could get fined or in trouble over not having water. It has to be done by the end of December.  
**Connie Poole**, we have had this notice since 2023?  
**Mayor Walker** yes.  
**Connie Poole** and we are just now getting ready to take care of it?  
**Mayor Walker** nobody ever looked at it back in those days. Then we had all the problems and luckily found it. First, they went and looked at it, the bigshots, and said it was in satisfactory condition-satisfactory we did not have to do anything. Then they went back and looked at it later and it had gotten worse now it's down to fair. Now we have to do this. It is going to cost some money but we don't have much choice or we are going to get fined a whole lot more than what it is going to cost. Jonathan called a couple of people that never showed up. I got one guy that has worked for Krebs before, Glenn Padgett he is a diesel mechanic, does trac ho work bull dozer. He has given us the only bid I got.

**Connie Poole** why didn't we put a bid in the paper back in the summer and got more bids instead of just one?

**Mayor Walker** that's because nobody did anything about it. This has been going on a couple of years. It's not just because when I got here all this happened. This has been going on several months and years.

**Connie Poole**, I know but we have known about this since 2023.

**Mayor Walker**, I didn't hear you say anything about it.

**Connie Poole**, Jonathan you were aware of this, correct?

**Jonathan Clifton**, they were going to get the engineer to throw it in with the water plant construction because that is where they are going to build the water plant. And we could throw it in with that loan, but he was not able to.

**Mayor Walker** since it was satisfactory we didn't do anything about it for a while is one reason.

**Connie Poole** so this is the only thing we got because we did not put anything out there for anybody else to bid on.

**Mayor Walker**, Connie I hate to tell you this but we have until the end of December, a month and a half.

**Connie Poole**, I know, I have seen it but we have known about this since 2023.

**Mayor Walker**, I did not hear anybody else tell me about it.

**David Bailey** here is where we are at right now. We have got to get this taken care of. What happened shouldn't have happened but it did happen. If we don't start on it, I'm afraid we won't have it finished by December because of weather and this and that. But I'm thinking if we can show improvements the DEQ won't come in and maybe fine us. That is what worries me there. We have got to go on this thing. The pictures are good but when you see it face to face, it is bad. It's bad.

**Connie Poole**, I understand that we need to do that but we are getting someone who does diesel repair he's doing everything right here that's for trees and land.

**Mayor Walker**, he does trees, he does back hoe, he has bull dozer, track hoe, skidders. He does everything. What he done for us was with mechanic work on the tractor but he can do a little bit of everything.

**David Bailey**, I talked to him Connie, and he seems to know what he is doing. He believes he can have his part done in two weeks.

**Mayor Walker**, everybody knows him. Asks anybody you see; he does what he is supposed to.

**Connie Poole** once this part is done what else does need to be done?

**Mayor Walker** the other thing that needs to be done is the concrete. Push all the rocks that have fallen down, push them down to rift raft then build a wall about 200 feet on one side, and about maybe 100 on the other side. Have to go in there tear all that out, put in a foundation, build a concrete wall with some really big rebar in there to hold the wall up. I'm going to have him or whoever go in there and do that first then he can move over to the dam and start working on the trees while this guy is over there getting the concrete ready.

**Connie Poole**, do we have a bid from him at this time?

**Mayor Walker** he was supposed to get a bid together

**Jonathan Clifton**, he said about a week.

**Connie Poole** who is it?

**Mayor Walker** his name is Kenny Cunningham

**Connie Poole** what is the name of his business?

**Jonathan Clifton**, I am not sure.

**Mayor Walker**, he has a partner there is two of them.

**David Baily** where is he from

**Mayor Walker** Hartshorne, I believe. I have talked to people who say he is good. I am trying to do the best I can with what we got. If we spend more time shopping around trying to get more people....

**Connie Poole** if we had known about it, especially if we had known about it as the council people, we could have already jumped on this, and probably already had it repaired and everything done.

**Mayor Walker**, Connie like I said a while ago, I never seen any of you down here trying to help me on this. That not your job or what?

**Connie Poole**, no its not that. You never tell us what needs to be done. Its communication.

**Mayor Walker**, I never heard you come down and asks me either.

**Connie Poole** I should not have to ask you. How am I aware of it unless you tell me, you're the mayor

**Mayor Walker**, you don't know exactly. Do you know bull dozers and all that stuff.

**Connie Poole** that's right I don't.

**Mayor Walker**, I think that's the reason you got me here. If you don't have me for that, what am I doing? I'm trying to make stuff easier for you and shop around and find people. If you want to be the mayor, I'll be the councilman and you be the mayor.

**Connie Poole**, I don't want to be the mayor I just want things done. We have had plenty of time to do this.

**Mayor Walker**, don't you think we want the same thing.

**Connie Poole** yes and we are having to jump at the very end and get people without being bids and we are getting a diesel repair. I know y'all say you know him and everything. To me I would be getting people that is a tree trimmer and all that.

**Mayor Walker**, a tree trimmer?

**Connie Poole**, were you saying timber has to be off.

**Mayor Walker**, it has to be a dozer and a track hoe. Do you know what a track hoe is?

**Connie Poole** no I don't.

**Mayor Walker** and a bull dozer? You got to have a bull dozer. I know Danny knows what it is surely. It takes big equipment. Another thing a couple of people said they would bid on it but it would be at least two to three months before they could get to it and we only have one month. A month and half at the most. Whatever happened, I don't know what happened or how it got done, but the point of it is we need to do this now or we are going to be getting fined. They can fine you up to \$50,000 whatever they want to. That's our water. If we don't have water, we are all in trouble.

**Dan Heathcock**, we don't know how much water it would take before the heavy equipment can't get in there. We just got nine inches of rain the last week and half. If we wait around on this, we might get to much rain to get in there

**David Bailey** what you are going to get is December and some more rough weather. I don't care what we say we are aren't going to make it by December. We can try. We can show we are trying and accomplishing something maybe they will give us a break and not fine us.

**Mike Kern** on page six of the financials I handed out to you, the KUA cash balance as of October, the first checking account. Special surcharges. If you remember all the water bills have a dollar charge on there and it's for repairs. So, we have \$84,000 in that account, so you have money to do this project.

**Mayor Walker**, I don't think it will cost over \$20,000 myself but it shouldn't be anywhere close to that.

**Mike Kern** you were asking me about the money and rightfully so, and we do have it. That is where we would take that money from because that is what it is for.

**Mayor Walker** we still have the water tower money too.

**David Bailey**, we need to do something. I wish we had more time for this but this thing has happened and we got to take care of it.

**Dan Heathcock** this Padgett diesel repair will he be able to get on this pretty quick?

**David Bailey**, he said he will probably start on it Thursday or Friday.

**Dan Heathcock** makes a motion to award Padgett Diesel repair the quote that he gave on invoice to do the work listed on invoice. We have to get it done.

**Connie Poole** seconds.

**Mayor Walker** calls for a vote. Dan Heathcock- yes, Connie Poole- yes, Jason Wagnon- yes, David Bailey- yes. **Motion passed.**

**Mayor Walker** Padgett Diesel Repair and Dirt work. The price is \$8,300. I didn't think he would do it for that.

**David Bailey**, I thought it would be more.

**Mayor Walker** he is a good worker.

**David Bailey** now you are going to try and get some bids on the concrete work, right?

Mayor Walker, I got one guy working on it now, and trying to get a couple more. They have to have insurance too. You can hire all kinds of people to go out there and pour concrete but they don't have insurance. We could get in trouble.

**Connie Poole** that's why we put a bid in so we can make sure those people that are qualified for it are the ones that will put the bids in for the job.

**Mayor Walker**, yea exactly

**David Bailey** well let's get as many bids as we can as quick as possible.

**Mayor Walker** the next council meeting is the way it looks to me. If he is going to take two weeks and that one concrete guy said it will take about two weeks that depends on the rain that cuts us to the middle of December. It's got to be done

**Dan Heathcock** hopes the weather holds up.

**Mayor Walker** he is going to tear all them walls down as soon as he gets all that done the concrete guy can start right behind him.

**David Bailey** if we have to have another emergency meeting to get the concrete guy started whatever.

**Mayor Walker** by the next council meeting I am going to try and have all I can get, insurance reputation all that.

#### 5. COMMENTS FROM THE COUNCIL AND MAYOR

**Connie Poole**, are we going to the OML dinner? No body has mentioned anything to us about it.

**Cindy Cooper**, you have reservations to go, yes.

**Mayor Walker**, all of y'all are going. Jayme, you (Cindy), me, Micheal. Jonathan, are you going?

**Jonathan Clifton** yes.

**Mayor Walker**, Joe already gave everybody that works out in the dirt and the mud a dinner. He gives them all a big dinner every year.

**David Bailey**, are y'all having a Thanksgiving or Christmas dinner? They used to have a Thanksgiving dinner or something like that.

**Billy Robinson**, yes Christmas pot luck.

**Mayor Walker**, usually one of them is kind of a big dinner the other is just a regular dinner. Just my opinion which doesn't count for anything but every year we spend about \$800 on Thanksgiving dinner from Roseanns, Pete's or Angels, where ever we do it at. That's an awful lot of money, but if everyone would bring something we wouldn't have to spend all that money. Since money is pretty tight right now. Whatever you want to do about it.

**David Bailey**, I don't guess that went anywhere.

**Cindy Cooper**, so are we asking if we want to do a pot luck? Is that what you are saying?

**Connie Poole** no one wants to do a pot luck. That's a little bit of saying your appreciation to your employees.

**Mayor Walker**, well I will bring some McDonalds.

**David Bailey**, I can make chili but I will be at in the mountains eating it.

**Dan Heathcock**, that abatement on Chris Martins place looks good.

**Mayor Walker** it ought to, I mowed it.

**Dan Heathcock**, we voted on the back to lots to get mowed too.

**Mayor Walker**, what he had posted on the door is what I went by and it said the house. It didn't say anything about the back two lots.

**Dan Heathcock** when we voted on it, that's what we voted on, we voted for all four lots.

**Mayor Walker** well,

**Connie Poole**, you're mowing it instead of city?

**Mayor Walker**, I hate to say this but... interrupted by Connie

**Connie Poole**, you're mowing instead of the city employees? You're mowing it instead of them?

**Mayor Walker**, I mowed it because I wanted to, I paid for it. It did not cost Krebs one red cent. I just wanted to get it over with, cut the tree down, mowed everything, cut around the house. I am not going to do everyone in town. Since everyone was in such a big hurry to get it done, I went and done it myself. There is a lot of places that needs to be cut that's for sure. I see Kody all over doing stuff. Somone keeps mowing one of those blocks. I was told someone is going to buy one of them. Did you hear anything about that Danny?

**Dan Heathcock**, no but the two lots behind Kit (?) we did vote to be abated.

**Mayor Walker** that's what I'm talking about one lot they keep mowed the other one isn't mowed by your house.

**David Bailey**, Danny isn't there a tree problem in your neighborhood?

**Dan Heathcock**, it's taken care of. That abatement has been done but we also voted on those back two lots to get mowed.

**Mayor Walker**, well once we get time we can cut it down. We are less one employee. They have been having water breaks, roads. A lot of stuff going on. I know cutting all that would be great but they will just have to do it when they get time. They are trying to get ready to have the auction to get rid of all the junk around here. Maybe we can make enough off that to pay for one of these projects. We got a call we had to go look at one by my house. The refrigerator guy, what's his name Dennis?

**Dennis Cook**, Reynolds.

**Mayor Walker**, he got a storage building and put it on this woman's lot. I've never seen so much junk in all my life. They are supposed to move it but say it's too wet now but are supposed to move it. Probably should watch them, they probably won't do it unless you make them do it. They got junk everywhere.

**Dennis Cook**, we have been dealing with Chester Reynolds for twenty something years. He pays the ticket and goes on. He is going to be another one we have to abate, clean it up, haul it off.

**Mayor Walker**, we got him and Patrone. They been twenty something years. We have to have a judge that is going to do something about it. If somebody sees they aren't doing anything to them they are not going to do anything to their house. There is a lot that needs to be done. Right now, we have three projects we need to get. The dam, this right here. They have the bids out on it, opened the bids. Fox engineer is going to be here for the council meeting. They will tell you which ones they think would be best for the job. We got three good bids for sure. They are supposed to come down, let y'all look at it and tell you which one looks the best. There is two of them pretty close together. There is one of them that is like \$300,000 and another one is \$64,000.

**David Bailey**, and one is \$180,000 or something isn't it?

**Mayor Walker**, one is \$117,000 and one of them is about \$130,000 or \$140,000. They are pretty close together so it gives you an idea. They know these people; they work around them.

**Dan Heathcock**, I heard that three of those guys did not get the bid package in on the masonry work, so they only bid the roof only.

**Mayor Walker**, that one guy, the \$64,000 he did not bid the walls or anything.

**Dennis Cook**, you already know what the bids are?

**Mayor Walker**, yes, they opened them here the other day.

**Connie Poole**, how did they open them, they can't open those bids without *inaudible*.

**Mayor Walker**, yes, they can. Use to, it always came to the council.

**David Bailey**, I was fixing to ask you to explain that to me.

**Connie Poole**, yea explain that.

**Mayor Walker**, use to, the twenty something years I been here, they get the bids, come up here and open them in front of y'all. Y'all look at them and pick which ones you want. The way Fox does it, is he hired this company AIP. They are like a foreman. They put the bids out then they come down, open it then look at it and figure which one they think is the best. They do it that way now. Dan was here.

**Dan Heathcock**, I saw that in the paper. Nobody else said anything so I just showed up.

**Mayor Walker**, I have a big book I been reading and reading. There were several blank pages in the front. I moved over from that. Right up front is where the prices and the time. That's why I missed it. It's my fault. Normally when they come to town to do this, they let the mayor in on it but that's the way it goes now though.

**Connie Poole** is that legal for them to do that when we are the ones that are supposed to actually, it be opened in front of us and let us decide and let us ask them which is the best one.

**Mayor Walker**, it comes out to the same answer. They open it up they are not picking one, they let you pick one out of the four. It just saves Fox some bid time to get all this done.

**Dan Heathcock**, we won't have just one name.

**Mayor Walker**, no there will be four of them on there. They might recommend somebody they know for sure. They know more about it than we do. I think it's a pretty good idea, but they

should have given more warning. The water plant is about 70 or 80 percent or something like that, so hopefully soon we will get that ready. Hope to get the bids out soon. We have three big projects we have to stay on or we will wind up behind again.

6. ADJOURN

**Mayor Walker** asks for a motion.

**Dan Heathcock** makes a motion to adjourn. Connie Poole seconds. Mayor Walker calls for a vote. Dan Heathcock- yes, Connie Poole- yes, Jason Wagnon- yes, David Bailey- yes. **Motion passed.**