

**Minutes of the BOARD of TRUSTEES for THE TOWN OF FOYIL Regular Meeting
Foyil Town Hall/Community Center, Foyil, Oklahoma
May 11, 2023**

1. Call to Order:

Meeting called to order by Cindy McMahan, Town Clerk/Treasurer, at 6:00 pm.

2. Roll Call:

Trustees present were William Sylvester, Brad Colbert, Kevin McCombs. Trustees absent Mayor Wayne Johnson, Mike Steele: Meeting was chaired by William Sylvester.

Also present: Mark Ramsey Town Attorney.

3. Approval of regular meeting minutes and special meeting minutes:

Motion by Sylvester, second Colbert to approve minutes of regular meeting and special meeting held on April 13, 2023. Roll call vote on approval of minutes: Sylvester yes; McCombs yes; Colbert yes, 2 absent, Motion carried.

4. Approve financial report:

Motion by Colbert, second McCombs to approve. Roll call vote on motion: Sylvester yes; McCombs yes; Colbert yes, 2 absent, Motion carried.

5. Call to the public:

Mr. Fuir expressing his concern about trashy Winnebago adjacent to his property along Oak St. also, asking about the rules on voting on town issues. Colbert explained that in order to vote in the town, the Oklahoma statutes requires eligible voters to reside within the township. Atty Ramsey addressed the council regarding answering questions from the public.

6. Consideration and possible action to remove Cindy McMahan Town Clerk/Treasurer from RCB account 1342:

Motion by Sylvester, second McCombs to approve. Roll call vote on motion: Sylvester yes; McCombs yes; Colbert yes, 2 absent, Motion carried.

7. Consider and possible action to approve new business:

A representative on behalf of Mr. Nuru who wants to build a gas station at the north end of town along Hwy 28A. This property requires a fence to be built around a retention pond and ODOT is asking him to obtain permission from the council to build the fence. An example of the fence is provided along with a proposed design. Atty Ramsey advised council regarding yes or no

permissions. Motion not to approve the fence by Sylvester, second Colbert. Roll call vote on motion: Sylvester yes; Colbert yes; McCombs abstains, 2 absent, Motion carried not to approve.

8. Consideration and possible action on expenditures for claims/obligations not previously considered and approved, if any:

Motion by Sylvester, second Colbert. Roll call vote on approval of expenditures: Sylvester yes; McCombs yes; Colbert yes; 2 absent, Motion carried.

9. Discussion for action fixing date for public hearing on budget for FY 2023-2024 and authorizing publication of notice required by law:

Motion by Sylvester, second Colbert for action fixing date for public hearing on budget for FY 2023-2024 and authorizing publication of notice to June 8, 2023. Roll call vote on motion: Sylvester yes; McCombs yes; Colbert yes; 2 absent, Motion carried.

10. Discuss and approve or disapprove termination or removal of the Town Clerk and all roles associated with the position and Police Chief:

Clerk announced that Police Chief, Roy Fincel had resigned, presenting to the council his resignation letter effective on May 11, 2023. Also, discussion on whether the current Clerk/Treasurer was hired, elected or appointed. Atty Ramsey provides the council with information regarding the differences and asked if the council wanted him to look into the question further. Sylvester announced the current ordinances for the position of town Clerk/Treasurer is appointed and Ramsey confirmed that in 2021 there was a motion adopted by the town to appoint the position but could not confirm that motion. Colbert made a motion to remove Cindy as Town Clerk/Treasurer, Sylvester second. Roll call vote on motion to remove Cindy: Sylvester yes; McCombs yes; Colbert yes; 2 absent, Motion carried. Cindy McMahan walked away leaving her position at the table.

11. Discuss and approve or disapprove hiring an assistant Town Clerk:

Sylvester made a request for someone to take position, but no action was taken. Atty Ramsey is taking over recording the meeting.

12. Discuss and approve or disapprove conducting an election to fill the position of Mayor from the members of the Town Board of Trustees:

Motion to approve by Sylvester, second by McCombs. Roll call vote on motion: Sylvester yes; McCombs yes; Colbert yes; 2 absent, Motion carried.

13. Accept nominations for and elect a Mayor to serve until the Town Election in April 2025:

Colbert nominates Sylvester for the position of Mayor, second by McCombs. Roll call vote on motion: Sylvester yes; McCombs yes; Colbert yes; 2 absent, Motion carried.

14. Consideration and possible action to add or remove Trustees to RCB account.

Motion to add Brad Colbert and William Sylvester to all Town accounts ending in 1342, second by McCombs. Roll call vote on motion: Sylvester yes; McCombs yes; Colbert yes; 2 absent, Motion carried.

15. Consider and possible action on Chief reports and expenditures:

No action taken.

16. Remarks and Inquiries by Trustees:

No action taken.

17. Adjourned:

Motion to adjourn by Sylvester, second by Colbert. Meeting adjourned at approximately 7:00 p.m.

Submitted by,

William Sylvester
Mayor Town of Foyil