#### **MINUTES**

## OKLAHOMA ENVIRONMENTAL MANAGEMENT AUTHORITY

### April 26, 2022

Pursuant to the legal notice as required by the Oklahoma Open Meeting Act, including the posting of notice and agenda as is required thereof, the Oklahoma Environmental Management Authority met in Special Session Tuesday, April 26, 2022, at 5:00 P.M. in the conference room at the Oklahoma Environmental Management Authority administrative offices located at 1505 South Rock Island Avenue, El Reno, Oklahoma. Said notice and agenda were posted on the front glass of the Oklahoma Environmental Management Authority administrative offices Friday, April 22, 2022, at 4:00 P.M.

Trustees Present:

Steve Snow, Calumet, Trustee
Dave Anderson, County Commissioner, Trustee
Matt White, El Reno, Trustee – Arrived at 5:03 PM
Tim Rooney, Mustang, Trustee
Jeff Sadler, Okarche, Trustee
Albert Gleichmann, Piedmont, Trustee
T. J. McCullough, Union City, Trustee
Rick Cacini, Yukon, Trustee, Chairman

Trustees Absent:

Staff Present:

Joe Weaver, Bass Law Firm David Griesel, General Manager Jennifer Denham, Recording Secretary

Other Present:

Stephen R. Palmer - Attorney

## Item No. 1 Call meeting to order and roll call.

Chairman Cacini called the meeting to order. Jennifer Denham, Recording Secretary called roll and Chairman Cacini declared a quorum at 5:00 P.M.

### Item No. 2 Consider giving Oath of Office to Trustees and Alternate Trustees

None

### Item No. 3 Communications from the public.

None

# Item No. 4 Discussion and consideration of new business of an emergency nature that had not been contemplated at the time of the Agenda preparation, with action as necessary.

No action.

# Item No. 5 Discussion and consideration of SWI Funds Tower Holdings, LLC concerning purchase of Eagle Communications Corp. cell tower lease on OEMA property located at 1515 East Main, Yukon Oklahoma, Canadian County, with action as necessary.

Trustee Gleichmann Motioned and Trustee McCullough seconded the motion to approve. Vote was:

Trustee Snow - Aye

Chairman Anderson - Aye

Trustee White - Ave

Trustee Rooney – Aye

Trustee Sadler – Aye

Trustee Gleichman - Aye

Trustee McCullouah - Aye

Trustee Cacini - Aye

Chairman Cacini declared the motion carried.

### Item No. 6 Consider entering into executive session for the purpose of the following:

Confidential communications between the Board of Trustees and its attorney concerning Connie Holt Ballhorn, Robert Ballhorn, and Connie Holt Bail Bonds, L.L.C. v. Oklahoma Environmental Management Authority, and Robert Cristelli; Case No. CJ-2019-665, District Court of Canadian County, Oklahoma, as the Board of Trustees, with the advice of its attorney, has determined that disclosure will seriously impair the ability of the Board to process the claim or conduct a pending investigation, litigation or proceeding in the public interest.

Trustee Rooney and Trustee McCullough seconded the motion to enter into executive session. Vote was:

Trustee Snow - Aye

Chairman Anderson – Aye

Trustee White - Aye

Trustee Rooney - Aye

Trustee Sadler – Aye
Trustee Gleichman – Aye
Trustee McCullough – Aye
Trustee Cacini – Aye
Chairman Cacini declared the motion carried.

Entered into executive session at 5:05 P.M.

### Item No. 7 Consider entering back into open session.

Trustee McCullough Motioned and Trustee White seconded the motion to enter back into open session. Roll call vote was:

Trustee Snow – Aye
Chairman Anderson – Aye
Trustee White – Aye
Trustee Rooney – Aye
Trustee Sadler – Aye
Trustee Gleichman – Aye
Trustee McCullough – Aye
Trustee Cacini – Aye
Chairman Cacini declared the motion carried.

Entered back into open session at 6:15 P.M.

# Item No. 8 Discussion and consideration of Connie Holt Ballhorn, Robert Ballhorn, and Connie Holt Bail Bonds L.L.C. v. Oklahoma Environmental Management Authority, and Robert Cristelli; Case No. CJ-2019-665, District Court, Canadian County, Oklahoma, with action as necessary.

Trustee White Motioned and Trustee McCullough seconded the motion to authorize OEMA counsel to proceed as discussed in Executive Session. Roll call vote was:

Trustee Snow – Nay
Chairman Anderson – Nay
Trustee White – Aye
Trustee Rooney – Aye
Trustee Sadler – Nay
Trustee Gleichman – Nay
Trustee McCullough – Nay
Trustee Cacini – Nay
Vote was 6-2 against; motion failed

No Action

Item No. /s

Adjournment.

Rick Cacini

Chairman

Tim Rooney

Secretary