

MINUTES OF THE PUBLIC WORKS AUTHORITY MEETING, JULY 16, 2013

Minutes of the regular meeting of the Chairman and Trustees of the Clinton Public Works Authority of Clinton, Oklahoma, Custer County, held in the City Council Room, City Hall on Tuesday, July 16, 2013 at 5:30 p.m. A notice of this meeting with agenda was posted on the bulletin board in the lobby of Clinton City Hall on July 12, 2013.

Chairman Adams called the meeting to order with the following present:

CHAIRMAN: Seth Adams

TRUSTEES: Jason Hulin, Don Rodolph, Wheeler Lowry, Lucas Martinez

CITY MANAGER: Steve Hewitt

CITY CLERK: Lisa Anders

CITY TREASURER: Absent

DEPUTY CLERK: Rhonda Williams

CITY ATTORNEY: Ryan Meacham

NEWS MEDIA: Gerald Green and Mike Smith

OTHERS: Gene McCullough, Julie Menge, Norma Vincent, Randy Carpenter, Jeromy Brush, Cheryl Lowry, David Crabtree others.

Pat Peters of the Church of Christ opened the meeting with prayer and Trustee Wheeler Lowry led the Pledge of Allegiance.

AGENDA ITEM NO. 3: CONSENT AGENDA

- a. Consider approval of minutes of July 2, 2013 and Special Meeting of July 2, 2013

Moved by Trustee Hulin and seconded by Trustee Martinez that Consent Agenda Item No. 3(a) be approved.

Chairman put the motion to a roll call vote:

Aye: Hulin, Martinez, Lowry, Rodolph, Adams

Nay: None

Chairman declared the motion carried.

AGENDA ITEM NO. 4. ACTION ITEMS

4A. CONSIDER AND DISCUSS WATER TREATMENT PLANT FACILITY

City Manager Steve Hewitt said that reports have been reviewed and presentations made regarding a water treatment plant facility but he is looking for more discussion.

Trustee Rodolph said until an engineering study is completed there are no answers.

Motion was made by Trustee Rodolph to hire PEC to do the preliminary study.

Trustee Lowry said there are still a lot of unknown that are coming up. He said that Foss is looking at a disposal well just like the City has discussed and the City has a commitment to Foss through 2051. He suggested waiting to see what Foss does and not spend the money on an engineering firm.

City Manager Steve Hewitt said that the \$160,000 for the preliminary study does not include a test well for a pilot program that DEA may require.

Trustee Lowry suggested waiting and save the money. He asked why the City needs to be in a hurry since the project would be a three year project anyway.

Trustee Rodolph said a decision needs to be made. He said the City is not giving up on Canute because a polyline from Canute to Lake Clinton could be installed. He said the long-term commitment to Foss is in place would not increase the gallons that they can provide to the City. He said that multiple sources of water is needed.

Trustee Lowry said that rationing would not be necessary because people would not be able to afford to pay for the water. He said that the City needs to get water lined up first.

Trustee Rodolph said that it would be necessary to line up water before engineering starts.

Trustee Lowry suggested waiting until the next meeting to make a decision and that would allow Foss to have another board meeting.

Trustee Rodolph asked what would be gained in two weeks.

Trustee Lowry said that Foss is working on drilling their own wells. He asked why the City would want to duplicate the same problems.

Trustee Rodolph said that Foss can't produce more water than they are currently producing.

Trustee Hulin asked which phase Foss is in.

City Manager Steve Hewitt said that Foss is required to move on Phase I.

Trustee Lowry said Foss is pursuing approval from DEQ for a disposal well. He said this seems like the last resort for the City. He suggested looking at other options before going into indebtedness for twenty-five years.

City Manager Steve Hewitt said the determination needs to be made regarding a 2 million or 4 million plant because PEC will need to know as well as DEQ. He said that would be determined in a contract.

Trustee Lowry said if the City is not 100% sure about a water treatment plant, the \$160,000 could go on another problem.

Trustee Rodolph said the study is needed to determine if a plant is needed.

Trustee Hulin said the City's portfolio regarding water is limited. He said the only way to increase it is to get something of our own. He said the City needs to take direction and the engineers say the water is there and the usage could benefit the City for fifty years. He said we are at the mercy of Foss regarding the payment of the allotment. He suggested going with the report. He said the City needs water and needs to go in this direction.

Trustee Lowry said that sales tax will affect people and the City has a 50% stake in Foss.

Trustee Rodolph said the people would get to decide on that with a vote.

City Manager Steve Hewitt said the report would give final numbers and there are options available regarding covering the cost. He said that the Authority could authorize the City Manager to get a contract with the engineers for a 2 million gallon plant for presentation at the next meeting.

Trustee Rodolph withdrew his motion and authorize the City Manager to bring a contract with PEC to the next meeting.

City Manager Steve Hewitt said he is working on solidifying water agreements to bring to the next meeting also.

Trustee Hulin asked about the water wells at the golf course and Acme Brick Park.

City Manager Hewitt said the water wells are not large producers.

Trustee Hulin said he would like to see the City drill wells on City property and not have to pay for water rights.

City Manager Steve Hewitt said he would be researching water wells on the 32 acres the city owns. He said that Acme might be another option. He said that the Oklahoma Water Resource Board would determine the permit but there should not be any issues.

Trustee Rodolph suggested looking on the west side of town. He said a test well would be less expensive and that the volume should be looked at.

Trustee Hulin said originally the City was concerned about water quality but now volume overrides quality.

Trustee Rodolph recommended withdrawing his motion and suggested the City Manager bring back a PEC contract for the next meeting and contracts with land owners regarding water wells. Trustee Hulin asked is earlier the City had drilled wells on City property.

City Manager Hewitt said that one test well was drilled at Acme Brick Park.

4B. DISCUSS WITH LEGAL COUNSEL REGARDING PENDING LITIGATION INCLUDING AN EXECUTIVE SESSION AS AUTHORIZED BY 25 O.S. ss 307B4

Motion was made by Trustee Hulin and seconded by Trustee Lowry to enter into executive session with legal counsel and the City Manager to discuss pending litigation.

Chairman put the motion to a roll call vote:

Aye: Hulin, Lowry, Martinez, Rodolph, Adams

Nay: None

Chairman declared the meeting in executive session at 6:00 P.M.

RECONVENE

Motion was made by Trustee Lowry and seconded by Trustee Hulin to reconvene into regular session.

Chairman put the motion to a roll call vote:

Aye: Lowry, Hulin, Rodolph, Martinez, Adams

Nay: None

Chairman declared the meeting in regular session at 6:40 P.M.

Motion was made by Trustee Hulin and seconded by Trustee Lowry to authorize the City Manager to negotiate with the Town of Canute to purchase raw water and to terminate the Memo of Understanding.

Chairman put the motion to a roll call vote:

Aye: Hulin, Lowry, Rodolph, Martinez, Adams

Nay: None

Chairman declared the motion carried.

AGENDA ITEM NO .5: TRUSTEE REPORT

None

AGENDA ITEM NO. 6: CITY MANAGER'S REPORT

City Manager Steve Hewitt reported that the usage of water has been at a minimum due to the recent rains.

Jeromy Brush of Severn Trent said that 1.75 inches of rain has been received at the lake with no run-off.

AGENDA ITEM NO. 7: AUDIENCE PARTICIPATION

None

AGENDA ITEM NO. 8: ADJOURNMENT

Moved by Trustee Hulin and seconded by Trustee Martinez that the meeting adjourn.

Chairman put the motion to a roll call vote:

Aye: Hulin, Martinez, Lowry, Rodolph, Adams

Nay: None

Chairman declared the meeting adjourned at 6:45 pm.