

MINUTES OF THE REGULAR
MEETING OF THE PORTER PUBLIC WORKS AUTHORITY
WORKS AUTHORITY HELD
THURSDAY, NOVEMBER 5, 2020

1. Call to order.

The meeting was called to order by Chairman Sharon Payne at 9:06 p.m.

2. Roll call, declaration of a quorum being present.

Members present were: Jim Bias, Sam Hendrix, Wayne Collins, and Sharon Payne. Tonya Springsted came into the meeting at 9:08 p.m. A quorum was present.

Others present were: Others present were: Frances Neufeld, Peggy Sprinkles, Samantha Sprinkles, Diane Murray, Jack Murray Lorrie Turnham, Johnny Turham, Jessica Cook, Rachael Cooper, Richard Keck, Bobby Harris, Mary Ann Linzy, Debra Overstreet, Alvin Linzy, Toni Montessi, Chance Harper, Sarah Harper, Cyrilla Peck, Deborah Forbes, Whitney Littlefield, Jackie Jackson, Chris Elliott, Randy Clark, Chisty Wheeland, Jeff Gist, Norma Meyers, Ava Hall, Bradah Littlefield, Leann Johnson, Sarah Bennet, Sheila Robertson, Adam Springsted, Randy Clark, Ron Cates, Kendra Moore, Jackie Todd, and Shirley Herring.

3. Necessary action concerning approval of the consent agenda:

- a) Approval of the minutes of the previous meetings.
- b) Approval of the purchase orders.
- c) Approval of the payroll purchase orders.

Motion was made by Wayne Collins to approve Items (b) and (c) and to move item (a) down toward the end of the meeting. The motion did not receive a second. Motion died for lack of a second. Motion was made by Sharon Payne to approve the consent agenda (items a, b, and c). The motion was seconded by Jim Bias. Voted yes: Tonya Springsted, Jim Bias, Sam Hendrix, and Sharon Payne. Voted no: Wayne Collins. Motion carried.

4. Consideration and possible action on items removed from the consent agenda.

No items were removed from the consent agenda.

5. Appearances or petitions from the audience.

Alvin Linzy appeared before the Board. Mr. Linzy said the Board members should reconsider borrowing money and raising the water rates. He said the Board should try to get grants to pay for the improvements needed for the sewer and water systems.

There were no other appearances or petitions from others in the audience.

6. Consider and take action with respect to a request to rescind the water and/ or sewer rate resolution that was approved by the Trustees on October 15, 2020.

Motion was made by Wayne Collins to rescind the action taken by the Board of Trustees on this item at the meeting held on October 15, 2020. The motion did not receive a second. Motion died for lack of a second. No other motion was made on this item.

7. Consider and take action with respect to a request to rescind the professional services agreement with Public Finance Law Group, as bond counsel, pertaining to the proposed series 2020 clean water SRF note to Oklahoma Water Resources Board (principal forgiveness loan) that was approved by the Trustees on October 15, 2020.

Motion was made by Wayne Collins to rescind the action taken by the Board of Trustees on this item at the meeting held on October 15, 2020. The motion did not receive a second. Motion died for lack of a second. No other motion was made on this item.

8. Consider and take action with respect to a request to rescind the professional services agreements with the Public Finance Law Group, as bond counsel, and Ronald D. Cates, Esq., as authority counsel, pertaining to proposed financings of the water, sewer, and other capital improvements, that was approved by the Trustees on October 15, 2020.

Motion was made by Wayne Collins to rescind the action taken by the Board of Trustees on this item at the meeting held on October 15, 2020. The motion did not receive a second. Motion died for lack of a second. No other motion was made on this item.

9. Consider and take action with respect to a request to rescind the professional services agreement with BOK Financial Securities, Inc. as financial advisor, pertaining to the proposed financings of water, sewer, and other capital improvements, that was approved by the Trustees on October 15, 2020.

Motion was made by Wayne Collins to rescind the action taken by the Board of Trustees on this item at the meeting held on October 15, 2020. The motion did not receive a second. Motion died for lack of a second. No other motion was made on this item.

10. Consider and take action with respect to a request to rescind the professional services agreement for engineering services with Myers Engineering, for engineering services related to the wastewater treatment facility improvements, that was approved by the Trustees on October 15, 2020.

Motion was made by Wayne Collins to rescind the action taken by the Board of Trustees on this item at the meeting held on October 15, 2020. The motion did not receive a second. Motion died for lack of a second. No other motion was made on this item.

11. Consider and take action with respect to a request to rescind the professional services agreement for engineering services with Myers Engineering, for engineering services related to park improvements (splash pad), that was approved by the trustees on October 15, 2020.

Motion was made by Wayne Collins to rescind the action taken by the Board of Trustees on this item at the meeting held on October 15, 2020. The motion did not receive a second. Motion died for lack of a second. No other motion was made on this item. Whitney Littlefield appeared before the Board. Ms. Littlefield said she would hate to see the Authority spend a lot of money installing a splash pad and then have it destroyed by vandals. She said Porter has always had problems with vandals destroying property at the park.

12. Consider and take action with respect to a request to rescind the professional services agreement for engineering services with Myers Engineering, for engineering services related to water storage tank rehabilitation that was approved by the Trustees on October 15, 2020.

Motion was made by Wayne Collins to rescind the action taken by the Board of Trustees on this item at the meeting held on October 15, 2020. The motion did not receive a second. Motion died for lack of a second. No other motion was made on this item.

13. Consider and take appropriate action with respect to a request to rescind the authorization given to BOK Financial Securities, Inc., as financial advisor, to request financing proposals from financial institution(s) with respect to the financing of certain capital improvements that was approved by the Trustees on October 15, 2020.

Motion was made by Wayne Collins to rescind the action taken by the Board of Trustees on this item at the meeting held on October 15, 2020. The motion did not receive a second. Motion died for lack of a second. No other motion was made on this item.

14. Consider and take action with respect to a request to rescind the resolution of the Trustees of the Porter Public Works Authority agreeing to file application with the Oklahoma Water Resources Board (the "OWRB") for financial assistance through the clean water state revolving fund and drinking water state revolving fund programs, with the loan proceeds being for the purpose of financing certain water and wastewater system improvements; approving professional services agreements; and containing other provisions related thereto, all as was approved by the Trustees on October 15, 2020.

Motion was made by Wayne Collins to rescind the action taken by the Board of Trustees on this item at the meeting held on October 15, 2020. The motion did not receive a second. Motion died for lack of a second. No other motion was made on this item.

15. Consider and take action with respect to a request to rescind the resolution of the Trustees of the Porter Public Works Authority (the “Borrower”), approving and authorizing clean water SRF funding from the Oklahoma Water Resources Board (“OWRB”) in the total aggregate principal amount of \$134,404.74; approving the issuance of a promissory note in the total aggregate principal amount of 134,404.74, and authorizing its execution; approving and authorizing the execution of a funding agreement; approving various covenants; approving and authorizing the establishment of a project costs disbursement account and approving and authorizing payment of fees and expenses; approving professional services agreements; and containing other provisions relating thereto, all as was approved by the Trustees on October 15, 2020.

Motion was made by Wayne Collins to rescind the action taken by the Board of Trustees on this item at the meeting held on October 15, 2020. The motion did not receive a second. Motion died for lack of a second. No other motion was made on this item.

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16. Consider and take action with respect to a request to rescind the resolution of the Trustees of the Porter Public Works Authority (the “Authority”), authorizing the issuance of its utility system revenue note, Series 2020 in the aggregate principal amount of not to exceed \$500,000 (the “Note”); waiving competitive bidding and authorizing the note to be sold on a negotiated basis; approving and authorizing execution of an indenture authorizing the issuance and securing the payment of the note; providing that the organizational document creating the authority is subject to the provisions of the indenture; ratifying and confirming the lease pertaining to certain water, sanitary sewer, and garbage systems, and approving and authorizing the execution of an amended lease agreement; establishing the Authority’s reasonable expectation with respect to the issuance of tax-exempt obligations by the Authority in calendar year 2020, and designating the note as a qualified tax-exempt obligation; authorizing and directing the execution of the note and other documents relating to the transaction, including professional services agreements; and containing other provisions relating thereto, all as was approved by the Trustees on October 15, 2020.

Motion was made by Wayne Collins to rescind the action taken by the Board of Trustees on this item at the meeting held on October 15, 2020. The motion did not receive a second. Motion died for lack of a second. No other motion was made on this item.

17. Discussion and possible action concerning:

a) Approval of rate adjustment letter.

Randy Clark with the Oklahoma Rural Water Association said he has conducted a rate analysis for the Porter Public Works Authority. He said he was asked to draft a letter to send to the water customers concerning the rate increase. Mr. Clark said before he can draft the letter, he needs to be able to state what the rates are. He said currently the Authority have several different rate codes. Mr. Clark said the Board needs to have a special meeting to deal with the water rates codes. Jim Bias suggested tabling this item until the Town hires a city administrator. No action was taken on this item.

- b) Clarification and simplification of water and wastewater rates according to new Ordinance 2020-2.

No action was taken on this item.

- c) Extending the effective date of the recently approved sanitary sewer and water rate increases.

Town Attorney Ron Cates said the water and sewer rate ordinance that was approved in the Town meeting held on October 15, 2020, and the water and sewer resolution that was approved in the Porter Public Works Authority meeting held on October 15, 2020, will both need to be changed.

Motion was made by Sharon Payne to extend the effective date of the recently approved sanitary and water rate increase and to instruct Town Attorney Ron Cates to draw up the necessary legal documents to provide this extension. The motion was seconded by Jim Bias. Voted yes: Tonya Springsted, Jim Bias, Sam Hendrix, Wayne Collins, and Sharon Payne. Voted no: None. Motion carried.

- d) Purchasing a new master meter to be installed at Tullahassee to measure the amount of water the Town of Tullahassee purchases from Porter.

Jackie Todd said the current master meter is supposed to record both the high flow and the low flow. He said the meter is working on the low flow only; therefore, it is not recording the total amount of water used. Jackie said a new meter will cost approximately \$900.00. Motion was made by Sharon Payne to purchase a new master meter to be installed at Tullahassee to measure the amount of water the Town of Tullahassee purchases from Porter.

- 18. Reports from department heads.

There were no reports from department heads.

- 19. New business.

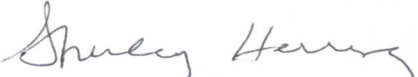
There was no new business to be discussed.

- 20. Adjournment.

Motion was made by Sharon Payne to adjourn. The motion was seconded by Jim Bias. Voted yes: Tonya Springsted, Jim Bias, Sam Hendrix, Wayne Collins, and Sharon Payne. Voted no: None. Motion carried.

Meeting adjourned at 9:48 p.m.


SHARON PAYNE, CHAIRMAN


SHIRLEY HERRING, SECRETARY