

**MINUTES OF A  
SPECIAL MEETING OF THE NEWCASTLE PUBLIC WORKS AUTHORITY  
(OPENING PRAYER & FLAG SALUTE)  
Amended 04-24-09**

**DATE:** April 27, 2009

**TIME:** 6:00 P.M.

**PLACE:** NEWCASTLE MULTI-PURPOSE CENTER  
705 NW 10<sup>TH</sup> STREET

**ITEM 1: RECOGNITION OF NEW TRUSTEE CHRIS TURNER**

The Trustees of the Newcastle Public Works Authority recognized Chris Turner as a new trustee.

**ITEM 2: RECOGNITION OF NEWLY APPOINTED CHAIRMAN AND VICE-CHAIRMAN**

The Trustees of the Newcastle Public Works Authority recognized Karl Nail as the Chairman and James Inskeep as the Vice-Chairman of the Newcastle Public Works Authority.

**ITEM 3: CALL TO ORDER ROLL CALL**

Chairman Karl Nail called the special meeting of the Newcastle Public Works Authority to order at 6:48 p.m.

**PRESENT:** Chairman Karl Nail  
Trustee Cindy Frizzell  
Trustee Linda Molsbee  
Trustee Chris Turner

**ABSENT:** Vice Chairman James Inskeep

**OTHERS PRESENT:** Nick Nazar-City Manager, Ted Haxel-City Attorney, Shirley Guffey-City Clerk

**ITEM 4: DISCUSSION AND POSSIBLE ACTION ON APPROVAL OF THE AGENDA**

Cindy Frizzell made the motion to approve the agenda and Linda Molsbee seconded the motion. Board polled: Turner-yes, Molsbee-yes, Frizzell-yes, Inskeep-absent, Nail-yes. Motion carried.

**ITEM 5: CITIZEN'S COMMENTS**

None

**ITEM 6: DISCUSSION AND POSSIBLE ACTION ON RESOLUTION TO APPROVE APPLICATION TO OKLAHOMA WATER RESOURCES BOARD FOR DWSRF LOAN; TO DESIGNATE AND RETAIN GLEN FLOYD AS BOND COUNSEL; AND TO DESIGNATE WAYNE S. MINYARD AS FINANCIAL ADVISOR**

**Linda Molsbee made the motion to approve application to the Oklahoma Water Resources Board for a DWSRF loan and to designate and retain Glen Floyd as bond Counsel and Wayne S. Minyard as Financial Advisor. Cindy Frizzell seconded the motion. Board polled: Turner-yes, Molsbee-yes, Frizzell-yes, Inskeep-absent, Nail-yes. Motion carried.**

**ITEM 7: DISCUSSION AND POSSIBLE ACTION ON REIUMBURSEMENT RESOLUTION FOR EXPENDITURE FOR DWSRF LOAN**

**Cindy Frizzell made the motion to approve reimbursement resolution for expenditure for DWSRF loan and Linda Molsbee seconded the motion. Board polled: Turner-yes, Molsbee-yes, Frizzell-yes, Inskeep-absent, Nail-yes. Motion carried.**

**ITEM 8: CITY MANAGER'S COMMENTS**

None

**ITEM 9: TRUSTEE'S COMMENTS**

None

**ITEM 10: OLD BUSINESS**

None

**ITEM 11: NEW BUSINESS**

None

**ITEM 12: ADJOURNMENT**

**Cindy Frizzell made the motion to adjourn at 6:50 p.m. and Linda Molsbee seconded the motion. Board polled: Turner-yes, Molsbee-yes, Frizzell-yes, Inskeep-absent, Nail-yes. Motion carried.**

Except for motions, the minutes only constitute an outline of discussion made by the Council/NPWA and legal advice by the City Attorney

\_\_\_\_\_  
Chairman

\_\_\_\_\_  
Trustee

\_\_\_\_\_  
Vice Chairman

\_\_\_\_\_  
Trustee

\_\_\_\_\_

Special CC/NPWA 04/27/09

Trustee

**MINUTES OF A SPECIAL  
MEETING OF THE NEWCASTLE CITY COUNCIL  
(OPENING PRAYER & FLAG SALUTE)  
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**DATE:** April 27, 2009

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**PLACE:** NEWCASTLE MULTI-PURPOSE CENTER  
705 NW 10<sup>TH</sup> STREET

**ITEM 1: SWEARING IN AND OATH OF OFFICE TO NEW COUNCIL MEMBER  
CHRIS TURNER**

Mayor Karl Nail issued the oath of office to the new Council Member Chris Turner.

**ITEM 2: DISCUSSION AND POSSIBLE ACTION ON APPOINTMENT OF  
MAYOR AND VICE-MAYOR**

Cindy Frizzell made the motion to appoint Karl Nail as Mayor and James Inskeep as Vice-Mayor. Linda Molsbee seconded the motion. Council polled: Molsbee-yes, Frizzell-yes, Turner-yes, Inskeep-absent, Nail-yes. Motion carried.

**ITEM 2: CALL TO ORDER/ROLL CALL**

Mayor Nail called the special meeting of the Newcastle City Council to order at 6:04 p.m.

**PRESENT:** Mayor Karl Nail  
Council Member Cindy Frizzell  
Council Member Linda Molsbee  
Council Member Chris Turner

**ABSENT:** Vice Mayor James Inskeep

**OTHERS PRESENT:** Nick Nazar-City Manager, Ted Haxel-City Attorney, Shirley Guffey-City Clerk

**ITEM 3: DISCUSSION AND POSSIBLE ACTION ON APPROVAL OF THE  
AGENDA**

Linda Molsbee made the motion to approve the agenda and Cindy Frizzell seconded the motion. Council polled: Molsbee-yes, Frizzell-yes, Turner-yes, Inskeep-absent, Nail-yes. Motion carried.

**ITEM 4: CITIZEN'S COMMENTS**

None

**ITEM 5: DISCUSSION AND POSSIBLE ACTION ON APPROPRIATION OF  
\$19,000 FOR THE SENIOR CITIZENS KITCHEN REMODELING**

**Cindy Frizzell made the motion to appropriate \$19,000 for the Senior Citizens kitchen remodeling and Linda Molsbee seconded the motion. Council polled: Molsbee-yes, Frizzell-yes, Turner-yes, Inskip-absent, Nail-yes. Motion carried.**

**ITEM 6: DISCUSSION AND POSSIBLE ACTION ON RESOLUTION TO APPROVE APPLICATION TO OKLAHOMA WATER RESOURCES BOARD FOR DWSRF LOAN; TO DESIGNATE AND RETAIN GLEN FLOYD AS BOND COUNSEL; AND TO DESIGNATE WAYNE S. MINYARD AS FINANCIAL ADVISOR**

**Cindy Frizzell made the motion to approve a resolution to approve application to the Oklahoma Water Resources Board for a DWSRF Loan and to retain Glen Floyd as bond counsel and designate Wayne S. Minyard as financial advisor. Chris Turner seconded the motion. Council polled: Molsbee-yes, Frizzell-yes, Turner-yes, Inskip-absent, Nail-yes. Motion carried.**

**ITEM 7: DISCUSSION AND POSSIBLE ACTION ON REIUMBURSEMENT RESOLUTION FOR EXPENDITURE FOR DWSRF LOAN**

**Linda Molsbee made a motion to approve reimbursement resolution for expenditure for DWSRF loan and Cindy Frizzell seconded the motion. Council polled: Molsbee-yes, Frizzell-yes, Turner-yes, Inskip-absent, Nail-yes. Motion carried.**

**ITEM 8: DISCUSSION AND POSSIBLE ACTION ON APPLICATION FOR ASSISTANCE TO FIREFIGHTERS GRANT IN THE AMOUNT OF \$275,000 WITH A REQUIRED MATCH OF \$13,750 FROM THE CITY OF NEWCASTLE**

**Mr. Nazar said this is lumped with the stimulus money and would be used for a new fire engine.**

**Cindy Frizzell made the motion to approve application for assistance to firefighters grant in the amount of \$275,000 with a require match of \$13,750 and Linda Molsbee seconded the motion. Council polled: Molsbee-yes, Frizzell-yes, Turner-yes, Inskip-absent, Nail-yes. Motion carried.**

**ITEM 9: DISCUSSION AND POSSIBLE ACTION ON APPROVAL OF THE EXCLUSIVE COMMERCIAL LISTING AGREEMENT WITH MARY PETTY FOR THE SALE OF THE OLD CITY HALL BUILDING AT 5 NORTH MAIN**

**The City Attorney reviewed and approved the listing agreement.**

**Cindy Frizzell made the motion to approve the exclusive commercial listing agreement with Mary Petty for the sale of the old city hall building at 5 N. Main. Linda Molsbee seconded the motion. Council polled: Molsbee-yes, Frizzell-yes, Turner-yes, Inskip-absent, Nail-yes. Motion carried.**

**ITEM 10: DISCUSSION AND POSSIBLE ACTION ON AN AGREEMENT WITH PINECREST LANDFILL, LLC AND THE CITY OF NEWCASTLE FOR USE OF PROPERTY FOR FIREFIGHTER TRAINING**

Cindy Frizzell made the motion to approve the agreement with Pinecrest Landfill and the City of Newcastle for use of property for firefighters training and Linda Molsbee seconded the motion. Council polled: Molsbee-yes, Frizzell-yes, Turner-yes, Inskeep-absent, Nail-yes. Motion carried.

**ITEM 11: DISCUSSION AND POSSIBLE ACTION ON REQUEST FROM ASCOG FOR A REAP DEOBLIGATION IN THE SUM OF \$576.00 OF THE \$9,900.00 AWARDED FOR THE COMMUNITY BUILDING**

Linda Molsbee made the motion to de-obligate \$576.00 REAP grant money of the \$9,900 awarded for the community building and Chris Turner seconded the motion. Council polled: Molsbee-yes, Frizzell-yes, Turner-yes, Inskeep-absent, Nail-yes. Motion carried.

**ITEM 12: DISCUSSION AND POSSIBLE ACTION ON 2009-2010 SERVICE FEES TO THE OKLAHOMA MUNICIPAL LEAGUE IN THE AMOUNT OF \$6,056.45**

Linda Molsbee made the motion to pay \$6,056.45 in service fees to the Oklahoma Municipal League and Chris Turner seconded the motion. Council polled: Molsbee-yes, Frizzell-yes, Turner-yes, Inskeep-absent, Nail-yes. Motion carried.

**ITEM 13: DISCUSSION AND POSSIBLE ACTION ON REQUEST FOR AUTHORIZING THE ISSUANCE OF A REQUEST FOR PROPOSAL FOR A CEMETERY PLANNER AND RELATED SERVICES**

Linda Molsbee made the motion to authorize the issuance of a request for proposal for a cemetery planner and related services and was seconded by Chris Turner. Council polled: Molsbee-yes, Frizzell-yes, Turner-yes, Inskeep-absent, Nail-yes. Motion carried.

**ITEM 14: DISCUSSION AND POSSIBLE ACTION ON SIGNING DRIVEWAY PERMIT FOR THE CEMETERY**

Cindy Frizzell made the motion to authorize Nick Nazar to sign driveway permit for the cemetery and Linda Molsbee seconded the motion. Council polled: Molsbee-yes, Frizzell-yes, Turner-yes, Inskeep-absent, Nail-yes. Motion carried.

**ITEM 15: DISCUSSION AND POSSIBLE ACTION ON AUTHORIZING CITY STAFF TO PRICE A GATE AND ENTRY WAY FOR THE CEMETERY**

Cindy Frizzell made the motion to authorize city staff to price a gate and entry way for the cemetery and Linda Molsbee seconded the motion. Council polled: Molsbee-yes, Frizzell-yes, Turner-yes, Inskeep-absent, Nail-yes. Motion carried.

**ITEM 16: DISCUSSION AND POSSIBLE ACTION ON AUTHORIZING ABSTRACTING FOR HIGHWAY 37 OVERLAY DISTRICT**

Linda Molsbee made the motion to authorize abstracting for the Highway 37 overlay district and Cindy Frizzell seconded the motion. Council polled: Molsbee-yes, Frizzell-yes, Turner-yes, Inskeep-absent, Nail-yes. Motion carried.

**ITEM 17: DISCUSSION AND POSSIBLE ACTION ON ALLOWING WILCOX, JONES & MCGRATH, INC. TO BID ON EMPLOYEE HEALTH INSURANCE**

No action.

**ITEM 18: DISCUSSION AND POSSIBLE ACTION ON ALLOWING GALLAGHER BENEFITS GROUP TO BID ON EMPLOYEE HEALTH INSURANCE**

No action.

**ITEM 19: DISCUSSION AND POSSIBLE ACTION ON ALLOWING ROGER HICKS AND ASSOCIATES TO BID ON EMPLOYEE HEALTH INSURANCE**

No action.

**ITEM 20: CITY MANAGER'S COMMENTS**

Mr. Nazar reported he had been working on details for the waterline project, the budget and capital improvements.

**ITEM 21: COUNCIL MEMBERS COMMENTS**

None

**ITEM 22: OLD BUSINESS**

None

**ITEM 23: NEW BUSINESS**

None

Cindy Frizzell made the motion to reconvene the City Council meeting and Chris Turner seconded the motion. Board polled: Turner-yes, Molsbee-yes, Frizzell-yes, Inskeep-absent, Nail-yes. Motion carried.

**ITEM 24: A. DISCUSSION AND POSSIBLE ACTION ON ENTERING INTO AN EXECUTIVE SESSION AS PERMITTED UNDER O.S. 307.B.4. FOR CONFIDENTIAL COMMUNICATIONS BETWEEN A PUBLIC BODY AND ITS ATTORNEY CONCERNING A**

**PENDING INVESTIGATION, CLAIM, OR ACTION IF THE PUBLIC BODY, WITH THE ADVICE OF ITS ATTORNEY, DETERMINES THAT DISCLOSURE WILL SERIOUSLY IMPAIR THE ABILITY OF THE PUBLIC BODY TO PROCESS THE CLAIM OR CONDUCT A PENDING INVESTIGATION, LITIGATION, OR PROCEEDING IN THE PUBLIC INTEREST**

**Cindy Frizzell made the motion to enter into executive session with the City Attorney and the city Manager and Chris Turner seconded the motion. Board polled: Turner-yes, Molsbee-yes, Frizzell-yes, Inskeep-absent, Nail-yes. Motion carried.**

**Cindy Frizzell made the motion to come out of executive session at 7:29 p.m. and Linda Molsbee seconded the motion. Board polled: Turner-yes, Molsbee-yes, Frizzell-yes, Inskeep-absent, Nail-yes. Motion carried.**

**B. DISCUSSION AND POSSIBLE ACTION ON ANY ITEMS DISCUSSED IN EXECUTIVE SESSION**

**There was no action on any items discussed in executive session.**

**ITEM 25: ADJOURNMENT**

**Cindy Frizzell made the motion to adjourn at 7:30 p.m. and Chris Turner seconded the motion. Board polled: Turner-yes, Molsbee-yes, Frizzell-yes, Inskeep-absent, Nail-yes. Motion carried.**

Except for motions, the minutes only constitute an outline of discussion made by the Council/NPWA and legal advice by the City Attorney

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Vice-Mayor

\_\_\_\_\_  
Council Member

\_\_\_\_\_  
Council Member

\_\_\_\_\_  
Council Member

**AGENDA OF A  
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(OPENING PRAYER & FLAG SALUTE)**

**Amended 04-24-09**

**DATE:** April 27, 2009

**TIME:** 6:00 P.M.

**PLACE:** NEWCASTLE MULTI-PURPOSE CENTER  
705 NW 10<sup>TH</sup> STREET

**ROLL CALL:** Chairman Karl Nail  
Vice Chairman James Inskeep  
Trustee Cindy Frizzell  
Trustee Linda Molsbee  
Trustee Chris Turner

**ITEM 1:** RECOGNITION OF NEW TRUSTEE CHRIS TURNER

**ITEM 2:** RECOGNITION OF NEWLY APPOINTED CHAIRMAN AND VICE-CHAIRMAN

**ITEM 3:** CALL TO ORDER ROLL CALL

**ITEM 4:** DISCUSSION AND POSSIBLE ACTION ON APPROVAL OF THE AGENDA

**ITEM 5:** CITIZEN'S COMMENTS

**ITEM 6:** DISCUSSION AND POSSIBLE ACTION ON RESOLUTION TO APPROVE APPLICATION TO OKLAHOMA WATER RESOURCES BOARD FOR DWSRF LOAN; TO DESIGNATE AND RETAIN GLEN FLOYD AS BOND COUNSEL; AND TO DESIGNATE WAYNE S. MINYARD AS FINANCIAL ADVISOR

**ITEM 7:** DISCUSSION AND POSSIBLE ACTION ON REIUMBURSEMENT RESOLUTION FOR EXPENDITURE FOR DWSRF LOAN

**ITEM 8:** CITY MANAGER'S COMMENTS

**ITEM 9:** TRUSTEE'S COMMENTS

**ITEM 10:** OLD BUSINESS

**ITEM 11:** NEW BUSINESS

**ITEM 12:** ADJOURNMENT

**DATE AND TIME POSTED:** On or before 6:00 P.M., Thursday, April 23, 2009

**SIGNATURE OF PERSON**

**POSTING NOTICE:** \_\_\_\_\_

Special CC/NPWA 04/27/09

**Shirley Guffey, Secretary**

**NOTICE AND AGENDA OF A SPECIAL  
MEETING OF THE NEWCASTLE CITY COUNCIL  
(OPENING PRAYER & FLAG SALUTE)**

**Amended 04-24-09**

**DATE:** April 27, 2009

**TIME:** 6:00 P.M.

**PLACE:** NEWCASTLE MULTI-PURPOSE CENTER  
705 NW 10<sup>TH</sup> STREET

**ROLL CALL:** Mayor Karl Nail  
Vice Mayor James Inskeep  
Council Member Cindy Frizzell  
Council Member Linda Molsbee  
Council Member Chris Turner

**ITEM 1:** SWEARING IN AND OATH OF OFFICE TO NEW COUNCIL MEMBER  
CHRIS TURNER

**ITEM 2:** DISCUSSION AND POSSIBLE ACTION ON APPOINTMENT OF  
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**ITEM 2:** CALL TO ORDER/ROLL CALL

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BOARD FOR DWSRF LOAN; TO DESIGNATE AND RETAIN GLEN  
FLOYD AS BOND COUNSEL; AND TO DESIGNATE WAYNE S.  
MINYARD AS FINANCIAL ADVISOR

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**PETTY FOR THE SALE OF THE OLD CITY HALL BUILDING AT 5 NORTH MAIN**

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**B. DISCUSSION AND POSSIBLE ACTION ON ANY ITEMS DISCUSSED IN EXECUTIVE SESSION**

**ITEM 25: ADJOURNMENT**

**DATE AND TIME POSTED: On or before 6:00 P.M., Thursday, April 23, 2009**

**SIGNATURE OF PERSON**

**POSTING NOTICE:** \_\_\_\_\_

**TITLE:**

**Shirley Guffey, City Clerk**