

**MINUTES OF A SPECIAL MEETING OF THE
NEWCASTLE PUBLIC WORKS AUTHORITY
(Opening Prayer and Flag Salute)**

DATE: March 22, 2010

TIME: 6:00 P.M.

PLACE: NEWCASTLE MULTI-PURPOSE CENTER
705 NW 10TH

ITEM 1: CALL TO ORDER/ROLL CALL

Chairman Karl Nail called the meeting to order at 6:15 p.m., immediately following the initial meeting of the Newcastle Educational Facilities Authority.

PRESENT: Chairman Karl Nail
Vice-Chairman James Inskeep
Trustee Cindy Frizzell
Trustee Linda Molsbee

ABSENT: Trustee Chris Turner

OTHERS PRESENT: Nick Nazar, City Manager; Ted Haxel, City Attorney; Camille Dowers, City Clerk; Ian Crittenden, City Planner; Dinah Alizadeh, Administrative Assistant; and Jeff Raley, Floyd Law Firm, Attorney for Newcastle Educational Facilities Authority

ITEM 2: DISCUSSION AND POSSIBLE ACTION ON APPROVAL OF THE AGENDA

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

ITEM 3: CITIZENS' COMMENTS

None

ITEM 4: DISCUSSION AND POSSIBLE ACTION REGARDING NPWA RESOLUTION NO. 2010-01 REGARDING POLICIES AND PROCEDURES FOR UTILITY ACCOUNTS

Motion was made by Jim Inskeep and seconded by Cindy Frizzell to approve Resolution No. 2010-01 under Item 4. Board polled: Frizzell, yes; Molsbee, yes; Turner, absent; Inskeep, yes; Nail, yes. Motion carried.

ITEM 5: CITY MANAGER'S COMMENTS

Progress is continuing on the OKC Connection waterline project pending favorable weather conditions.

ITEM 6: TRUSTEES' COMMENTS

Cindy Frizzell commented the waterline easement dirt work needs finishing to be leveled and smoothed to prepare for mowing.

Linda Molsbee commended Dennis Wilcox and expressed her thanks for his work in the water department.

ITEM 7: ADJOURNMENT

Motion was made by Cindy Frizzell and seconded by Jim Inskeep to adjourn. Board polled: Molsbee, yes; Turner, absent; Inskeep, yes; Frizzell, yes; Nail, yes. Motion carried and the meeting was adjourned at 6:15 p.m.

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

Chairman

Vice Chairman

Trustee

Trustee

Trustee

**MINUTES OF A SPECIAL MEETING
OF THE NEWCASTLE CITY COUNCIL**

DATE: March 22, 2010
TIME: 6:00 P.M.
PLACE: NEWCASTLE MULTI-PURPOSE CENTER
705 NW 10TH
ITEM 1: CALL TO ORDER/ROLL CALL

Chairman Karl Nail called the meeting to order at 6:19 p.m.

PRESENT: Mayor Karl Nail
Vice Mayor James Inskeep
Council Member Cindy Frizzell
Council Member Linda Molsbee

ABSENT: Council Member Chris Turner

OTHERS PRESENT: Nick Nazar, City Manager; Ted Haxel, City Attorney; Camille Dowers, City Clerk; Ian Crittenden, City Planner; Dinah Alizadeh, Administrative Assistant; and Jeff Raley, Floyd Law Firm, Attorney for Newcastle Educational Facilities Authority

ITEM 2: DISCUSSION AND POSSIBLE ACTION ON APPROVAL OF THE AGENDA

Motion was made by Jim Inskeep and seconded by Cindy Frizzell to move Items 12 and 15 to follow Item 5 and approve the agenda as amended. Council polled: Inskeep, yes; Frizzell, yes; Molsbee, yes; Turner, absent; Nail, yes. Motion carried.

ITEM 3: CITIZENS' COMMENTS

None

ITEM 4: CONSIDERATION AND POSSIBLE ACTION ON A RESOLUTION ACCEPTING THE BENEFICIAL INTEREST IN THE NEWCASTLE EDUCATIONAL FACILITIES AUTHORITY CREATED BY A TRUST INDENTURE FOR AND ON BEHALF OF THE CITY OF NEWCASTLE, OKLAHOMA, IN ALL RESPECTS IN ACCORDANCE WITH THE TERMS OF SAID TRUST INDENTURE; AND DECLARING AN EMERGENCY (RESOLUTION NO. 2010-02)

Motion was made by Jim Inskeep and seconded by Linda Molsbee to approve Resolution No. 2010-02 under Item 4. Council polled: Frizzell, yes; Molsbee, yes; Turner, absent; Inskeep, yes; Nail, yes. Motion carried.

ITEM 5: CONSIDERATION AND ACTION UPON RESOLUTION RELATING TO THE INCURRING OF INDEBTEDNESS BY THE TRUSTEES OF THE NEWCASTLE EDUCATIONAL FACILITIES AUTHORITY TO BE ACCOMPLISHED BY THE ISSUANCE OF LEASE REVENUE

BONDS, NOTES OR OTHER EVIDENCES OF INDEBTEDNESS ON A TAX-EXEMPT OR TAXABLE BASIS IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$37,000,000 TO PROVIDE FUNDS TO INDEPENDENT SCHOOL DISTRICT NO. 1, McCLAIN COUNTY, OKLAHOMA (“NEWCASTLE PUBLIC SCHOOLS” OR THE “DISTRICT”) REQUIRED TO COMPLETE THE ACQUISITION, CONSTRUCTION, EQUIPPING, REPAIRING AND REMODELING OF SCHOOL BUILDINGS, ACQUIRING SCHOOL FURNITURE, FIXTURES AND EQUIPMENT AND ACQUIRING AND IMPROVING SCHOOL SITES; ESTABLISH A RESERVE FUND, CAPITALIZE INTEREST AND PAY COSTS OF ISSUANCE AND ALL MATTERS RELATED THERETO, INCLUDING BUT NOT LIMITED TO THE WAIVER OF COMPETITIVE BIDDING THEREOF; AND DECLARING AN EMERGENCY (RESOLUTION NO. 2010-03)

Motion was made by Jim Inskeep and seconded by Cindy Frizzell to approve Resolution No. 2010-03 under Item 5. Council polled: Molsbee, yes; Turner, absent; Inskeep, yes; Frizzell, yes; Nail, yes. Motion carried.

(Items 12 and 15 were called and addressed at this time.)

ITEM 6: DISCUSSION AND POSSIBLE ACTION REGARDING CITY OF NEWCASTLE RESOLUTION NO. 2010-04 REGARDING POLICIES AND PROCEDURES FOR UTILITY ACCOUNTS

Motion was made by Jim Inskeep and seconded by Linda Molsbee to approve Resolution No. 2010-04 under Item 6. Council polled: Turner, absent; Inskeep, yes; Frizzell, yes; Molsbee, yes; Nail, yes. Motion carried.

ITEM 7: DISCUSSION AND POSSIBLE ACTION ON ACKNOWLEDGING RECEIPT OF REPORT OF CONFERENCE BETWEEN THE CITY OF NEWCASTLE AS BRIDGE OWNER AND BRIDGE INSPECTION CONSULTANT

(Council Member Linda Molsbee temporarily left the meeting at 7:20 p.m. and returned at 7:25 p.m.)

City Manager Nick Nazar presented the bridge inspection report. Motion was made by Jim Inskeep and seconded by Cindy Frizzell to acknowledge receipt of bridge inspection report under Item 7. Council polled: Inskeep, yes; Frizzell, yes; Molsbee, absent; Turner, absent; Nail, yes. Motion carried.

ITEM 8: DISCUSSION AND POSSIBLE ACTION ON PAYMENT OF INVOICE FOR BRIDGE INSPECTION

Motion was made by Jim Inskeep and seconded by Cindy Frizzell to approve invoice of Mehlburger Brawley for bridge inspection under Item 8 in the total amount of \$2,804.75. Council polled: Frizzell, yes; Molsbee, yes; Turner, absent; Inskeep, yes; Nail, yes. Motion carried.

ITEM 9: DISCUSSION AND POSSIBLE ACTION ON SIGN ORDINANCE REGARDING TEMPORARY SIGNS

Farrah Payton-Snider, proprietor of Main Street Florist, appeared regarding the use of temporary signs. Motion was made by Jim Inskeep and seconded by Linda Molsbee to suspend enforcement of temporary sign ordinance for three (3) months or until the Planning Commission develops a recommendation for approval by the City Council, whichever occurs first. Council polled: Molsbee, yes; Turner, absent; Inskeep, yes; Frizzell, yes; Nail, yes. Motion carried.

ITEM 10: DISCUSSION AND POSSIBLE ACTION ON USE OF COUNTY SALES TAX FUNDS SET ASIDE FOR FIRE DEPARTMENT TO PURCHASE BREATHING AIR COMPRESSOR

Motion was made by Jim Inskeep and seconded by Cindy Frizzell to approve Item 10 and authorize the purchase of breathing air compressor for the Fire Department from sales tax funds set aside by McClain County. Council polled: Turner, absent; Inskeep, yes; Frizzell, yes; Molsbee, yes; Nail, yes. Motion carried.

ITEM 11: DISCUSSION AND POSSIBLE ACTION ON CONTRACT WITH BWR FOR ENGINEERING FOR SAFE ROUTES TO SCHOOL GRANT IN THE AMOUNT OF \$28,750.00, 40% TO BE REIMBURSED BY ODOT

Motion was made by Jim Inskeep and seconded by Cindy Frizzell to approve contract for engineering for Safe Routes to School Grant with the firm of BWR. Council polled: Inskeep, yes; Frizzell, yes; Molsbee, yes; Turner, absent; Nail, yes. Motion carried.

ITEM 12: DISCUSSION AND POSSIBLE ACTION ON CONTRACT WITH BILL FREELS FOR COMPLETION OF ARCHITECTURAL AND ENGINEERING PLANS FOR POLICE STATION IN THE AMOUNT OF \$36,820.00

Appearance was made by Bill Freels regarding architectural services and estimated costs of construction of new police station. Motion was made by Jim Inskeep and seconded by Linda Molsbee to approve Item 12. Council polled: Frizzell, yes; Molsbee, yes; Turner, absent; Inskeep, yes; Nail, yes. Motion carried.

ITEM 13: DISCUSSION AND POSSIBLE ACTION ON BUDGET AND PLANS FOR THE INDEPENDENCE DAY CELEBRATION

Motion was made by Linda Molsbee and seconded by Cindy Frizzell to approve Item 13, to proceed with plans for Independence Day Celebration with a total budget not to exceed \$10,000. Council polled: Molsbee, yes; Turner, absent; Inskeep, yes; Frizzell, yes; Nail, yes. Motion carried.

ITEM 14: DISCUSSION AND POSSIBLE ACTION ON MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF NEWCASTLE AND THE LIFE SPRINGS CHURCH

Motion was made by Cindy Frizzell and seconded by Jim Inskeep to approve Memorandum

of Understanding with Life Springs Church as amended with \$75 per month rent payable by the church, in addition to other conditions and terms presented. Council polled: Turner, absent; Inskeep, yes; Frizzell, yes; Molsbee, yes; Nail, yes. Motion carried.

ITEM 15: DISCUSSION AND POSSIBLE ACTION REGARDING POTENTIAL ENGAGEMENT OF CONSTRUCTION MANAGEMENT FIRM FOR NEW POLICE STATION

Appearances were made by representatives from Nabholz Construction and Clark Construction regarding the qualifications and services of each firm, respectively. Motion was made by Linda Molsbee and seconded by Jim Inskeep to engage the services of Clark Construction as construction management advisor for proposed new police station. Council polled: Inskeep, yes; Frizzell, no; Molsbee, yes; Turner, absent; Nail, yes. Motion carried.

ITEM 16: CITY MANAGER'S COMMENTS

Progress is being made on a number of projects such as the OKC Connection waterline, plans for the new police station, Safe Routes Grant project, pothole work, tree trimming and getting the parks ready for spring.

ITEM 17: COUNCIL MEMBERS' COMMENTS

Linda Molsbee commented on the death of Carol Ann Manous, honoring her for her activity in the community.

Linda Molsbee reported on the Oklahoma Municipal League Legislative Day at the state capitol which she attended with Dinah Alizadeh.

Cindy Frizzell asked that the fountain grass at City Hall be trimmed.

Jim Inskeep reminded everyone to purchase tickets for the Shrine Circus.

ITEM 18: ADJOURNMENT

Motion was made by Cindy Frizzell and seconded by Linda Molsbee to adjourn. Council polled: Molsbee, yes; Turner, absent; Inskeep, yes; Frizzell, yes; Nail, yes. Motion carried and the meeting was adjourned at 8:00 p.m.

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