

OKLAHOMA CITY WATER UTILITIES TRUST
MEETING MINUTES
October 18, 2005

The agenda was posted on the Council Chamber Bulletin Board at 8:22 a.m., October 14, 2005

TRUSTEES PRESENT

Pete White, Chairman
Carl Edwards, Vice Chairman
Cody Graves, Trustee
Patrick Ryan, Surrogate Trustee
James D. Couch, Trustee

TRUSTEES ABSENT

Mick Cornett, Trustee

EMPLOYEES PRESENT

Frances Kersey, City Clerk's Office
Marsha Slaughter, General Manager
Bret Weingart, Water and Wastewater Utilities
Craig Keith, Municipal Counselor's Office
Patsy Atkinson, Water and Wastewater Utilities
Jeanette Sheets, Water and Wastewater Utilities
Marla Adams, Water and Wastewater Utilities
Billy Little, Water and Wastewater Utilities
Pat Yonikas, Water and Wastewater Utilities
George Brooks, Water and Wastewater Utilities
Jim Thompson, City Manager's Office

OTHERS PRESENT

Tim Johnson, Johnson and Associates, Inc.
Phil Hagen, Crafton, Tull and Associates, Inc.

I. Call to Order. 2:08 p.m.

Chairman Pete White presided.

II. Approve minutes of October 4, 2005, Oklahoma City Water Utilities Trust meeting.

APPROVED. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

III. CONSENT DOCKET

A. PLANS, SPECIFICATIONS AND ADDENDA

1. Approve Plans and Specifications for Project PC-0289, Gordon Cooper Realignment, Project DC-0221, Storm Sewer Improvements, Project ~~SD-0669~~ SC-0699. Sanitary Sewer Improvements and Project WC-0532, Waterline Relocation, Oklahoma State Fairgrounds, 500 Land Rush Avenue, and authorize the Secretary to advertise for bids to be received on November 8, 2005.

APPROVED AS CORRECTED AND AUTHORIZED. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

2. Ratify and Approve Addendum No. 1 and award contract, in the amount of \$1,075,128.50 (OCWUT's share), to Rudy Construction Company for Revised Project PC-0257/WC-0364, NE 23rd Streetscape and Waterline Improvements, (Project WC-0364 - NE 23rd Street from Phillips Avenue to Bath Avenue, Project PC-0257 - NE 23rd Street from Broadway Avenue to Bath Avenue); assign GW² Engineering, Inc. as testing laboratory and approve contract and bonds.

RATIFIED, APPROVED, AWARDED, ASSIGNED. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

3. Ratify and Approve Addendum No. 1 for Project WC-0533, New Meter Vault at Oklahoma State University – Oklahoma City Branch (OSU-OKC), in the vicinity of Portland Avenue south of NW 10th Street

RATIFIED AND APPROVED. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

4. Ratify and Approve Addendum No. 1 for Project WC-0538, Hefner Canal Diversion Building Replacement of Gate Stems, 4201 North Stinchcomb Avenue.

RATIFIED AND APPROVED. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

III. B. AMENDMENTS AND CHANGE ORDERS

1. Approve Amendment No. 2, at no cost to OCWUT, for Project PC-0206/Project WC-0453, Street Widening and/or Reconstruction and Water and Wastewater Facilities Reconstruction, Reno Avenue from Mustang Road to Czech Hall Road, Markwell Paving Company, Inc.

APPROVED. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

2. Approve Amendment No. 2, at no cost to OCWUT, and Change Order No. 1, at no cost to OCWUT, for Project PC-0235/Project WC-0463, Street Improvements, NW 10th Street from Morgan Road to Sara Road, Atlas Paving Company.

APPROVED. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

3. Approve Amendment No. 2, in the amount of \$23,713.64, for Project SC-0698, Sanitary Sewer to serve the Oklahoma River Site, SW 15th Street between Portland Avenue and Interstate 44, Cimarron Construction Company; accept the project and place maintenance bond into effect.

APPROVED, ACCEPTED AND PLACED INTO EFFECT. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

4. Approve Amendment No. 2, in the amount of \$433.68, and Change Order No. 2, in the amount of \$5,750, for Project WC-0421, Water Main Replacement, NW 56th Street to NW 63rd Street from North Pennsylvania Avenue to North Villa Avenue, Southwest Water Works, LLC.

APPROVED. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

5. Approve Amendment No. 1 (at no cost to OCWUT) and Change Order No. 2 (at no cost to OCWUT) for Project WC-0469, Phase I, Emergency Waterline Improvements, Western Avenue from NW 142nd Street to NW 150th Street, Wittwer Construction Company, LLC.; accept the project and place the maintenance bond into effect.

APPROVED, ACCEPTED AND PLACED INTO EFFECT. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

- III. B. 6. Approve Amendment No. 1 in the amount of \$79,775.26, for Project WC-0469, Phase IV, Waterline Improvements, Western Avenue from Fairview Farm Boulevard to NW 197th Street, BRB Contractors, Inc.; accept the project and place the maintenance bond into effect.

APPROVED, ACCEPTED AND PLACED INTO EFFECT. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

7. Approve Amendment No. 2, in the amount of \$4,432.84, for Project WC-0524, Water Main to serve the Oklahoma River Site, SW 15th Street between Portland Avenue and Interstate 44, Cimarron Construction Company; accept the project and place maintenance bond into effect.

APPROVED, ACCEPTED AND PLACED INTO EFFECT. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

8. Approve Amendment No. 2, in the amount of -\$971.80, for Project WC-0528, Water Main to serve the Oklahoma River Site, SW 15th Street between Portland Avenue and Interstate 44, Cimarron Construction Company; accept the project and place maintenance bond into effect.

APPROVED, ACCEPTED AND PLACED INTO EFFECT. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

IV. REPORTS

- A. Receive the Status Report of the Water and Wastewater Utilities Department for the month of September 2005.

RECEIVED. Moved by Graves, seconded by Edwards. Ayes: Chairman White,

Edwards, Graves, Ryan and Couch.

- B. Receive the financial obligations and allocation of unrestricted cash for the month of October 2005.

RECEIVED. Moved by Graves, seconded by Ryan. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

- V. Ratify OCWUT payments for the period September 20, 2005 through October 12, 2005.

RATIFIED. Moved by Graves, seconded by Edwards. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

- VI. Approve the Renewal of the eighty (80) acre Land Lease among the United States Department of the Air Force, The City of Oklahoma City and the OCWUT, in the vicinity of SE 67th Street and Douglas Boulevard, N/2SW/4 of Section 25, T11N-R2W, Oklahoma County, for the purpose of conducting local deployment training exercises at a annual consideration of \$1,000, and for a renewal term of five (5) years to expire September 30, 2010.

APPROVED. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

- VII. Approve the Renewal of Lease between the OCWUT and The City of Oklahoma City, by and through the Oklahoma City Police Department, for purposes of a gun range and bomb disposal site, in the vicinity of SE 89th Street and Air Depot Boulevard, a part of Section Thirty-Four (34), T11N, R2W, Oklahoma County, Oklahoma at an annual consideration of \$1.00, and for a renewal term of one (1) year.

APPROVED. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

- VIII. Adopt the Joint Resolution with The City of Oklahoma City adopting an updated standard agreement for leasing property owned or managed by OCWUT for agricultural, grazing, and/or residential purposes, authorizing the General Manager of OCWUT to increase rental rates as determined appropriate using fair market value standards with said increase being phased in such way that no lease rate will increase more than \$5,000 in each contract year and further authorizing the General Manager or designee, subject to review by legal counsel as to form and legality, to continue to execute the agreements on behalf of The City of Oklahoma City and OCWUT.

ADOPTED. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

- IX. Authorize early payoff of water main extension project, in the amount of \$1,286.57, NW 5th Street from May Avenue to Miller Avenue, and approve Agreement for Transfer of water main extension project from Equitable-Crow Southwest Associates Two, the Developer, to The City, OCWD Job No. 2270.

AUTHORIZED. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

- X. Receive the Oklahoma Department of Environmental Quality (ODEQ) permit (No. SL000055050804) for Project SC-0701, Sanitary Sewer Line construction, north of Britton Road and west of Midwest Boulevard, Willow Oaks Estates.

RECEIVED. Moved by Graves, seconded by Edwards. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

- XI. Recommend City Council Adopt the Ordinance amending the Oklahoma City Municipal Code, 2002, by amending Chapter 47, Article I, by creating a new Section 47-12 requiring backwater valves.

RECOMMENDED. Moved by Graves, seconded by Edwards. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

- XII. Approve the Amendment to The Amendment and Restatement of Lease and Easement granting ALLTEL Newco, LLC the right to enter into an agreement to sublease and/or license certain rights to New Cingular Wireless, PCS, LLC for the installation of communication equipment and antennas on a cell tower, in the vicinity of Interstate-240 and Douglas Boulevard, Lake Stanley Draper Reservation.

APPROVED. Moved by Edwards, seconded by Graves. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

- XIII. Approve the Amended Application for privately constructed oversized Sanitary Sewer Main Extension from Marvin R., LLC, and Final Plans, Project SB-0012, gravity main under Policy "B-1", NW 36th Street and Lake Overholser Drive, in the amount of \$760,959 (OCWUT's share).

APPROVED. Moved by Graves, seconded by Couch. Ayes: Chairman White, Edwards, Graves, Ryan and Couch.

XIV. New Business.

None

XV. Comments from Trustees, Staff and Citizens.

None

XVI. Adjournment.

CHAIR ADJOURNED, 2:21 p.m.

ATTEST:

Frances Kersey, Secretary

Pete White, Chairman