**Agenda**
**Public Hearing**
**Mayor and City Council of the City of Perry**
**Perry City Council Chambers**
**729 Cedar Street, Perry, Oklahoma, 73077**
**January 25, 2010**
**6:00 P.M.**

**Meeting Called to Order**
**Roll Call**
**Declaration of Quorum**

1. **Conduct the public hearing on the $123,700.00.00 Community Development Block Grant (CDBG) requesting citizen input on the City making application to the Oklahoma Department of commerce for a Community Development Block Grant to improve the city's water system.**

   **Background:** Public notice has been made in accordance with state and federal law informing the public of this public hearing and of the City's plan to file an application for a $123,700.00 Community Development Block Grant to be used to improve the city's water system. If the grant is received, it will be used to construct and install a new chlorination system and new filter media to better comply with federal and state water standards. The grant must be used to benefit 58% of the low and moderate residents of Perry. The purpose of the hearing is to receive public input on this grant application and proposed project.

2. **Adjourn**

Posted at Perry City Hall & Municipal Council Chambers at the Municipal Court Building

January ____, 2010 _____ P.M.

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Kyla Golay, City Clerk

**Agenda**
**Regular Meeting**
**Perry Municipal Authority Meeting**
**Perry Council Chambers**
**729 Cedar Street, Perry, Oklahoma 73077**
**January 25, 2010**
**Following Public Hearing scheduled for 6:00 p.m.**

Meeting Called to Order
Roll Call
Declaration of Quorum

Opening Prayer

Notwithstanding that an item may indicate for discussion and/or information only, agenda items are for discussion and whatever further action the Chairman and Trustees deem necessary or advisable to discharge their constitutional and statutory powers of government.

## 1. Consent Agenda

All items listed under the consent agenda are deemed non-controversial and routine in nature by the governing body. They will be approved by one motion of the governing body. The items on the consent agenda will not be discussed. Any member of the governing body desiring to discuss an item on the consent agenda may request that it be removed from the consent agenda, and placed in its proper order on the regular agenda. It will then be considered at that time.

**A. Receive and approve the minutes of the Regular PMA meeting of January 4, 2010.**
**B. Receive Departmental Reports:**
1. Airport Board Minutes from December 8, 2009.
2. Water Plant for December 2009.
3. Wastewater Plant for December 2009.
4. Water & Sewer Maintenance Report for December 2009.
5. Electric Department for December 2009.
6. PMA Expenditures for December 2009.

**2. Consider Items Removed from the Consent Agenda for Discussion.**

**3. Consider and act on items removed from the Consent Agenda, if any.**

**4. Comments From Those Assembled.**

**5. Receive Canvas of Bids for Water Plant Improvements.**

**Background:** The bids for the project were received on January 20, 2010. A canvas is included in your packet. Dr. Reely recommends awarding the basin enclosure bid to Rick

Scott Construction of Ponca City, Oklahoma, for $289,700.00 and awarding the sludge collection and valve automation systems bid to Downey of Oklahoma City for $222,632.00. The City will make this award during their meeting.

**Attachment:** Canvas and letter recommending action are enclosed

**Recommendation:** Action on this item will occur in the City Council action.

6. **Consider and Take Action With Respect to a Resolution No. 2010-01 Approving and Authorizing a Drinking Water SRF Loan From The Oklahoma Water Resources Board in the Total Aggregate Principal Amount of not to Exceed $640,000.00; Approving the Issuance of a Promissory Note in the Total Aggregate Principal Amount of not to Exceed $640,000.00, Secured By a Pledge of Revenues and Authorizing Its Execution; Approving and Authorizing the Execution of a Loan Agreement for Drinking Water SRF Loan; Designating a Local Trustee and Approving and Authorizing the Execution of a Trust Agreement; Approving and Authorizing the Execution of a Mortgage With Power of Sale and Security Agreement; Approving and Authorizing the Execution of a Subordinate Lien Sales Tax Agreement; Ratifying and Confirming a Lease Agreement, as Amended, Whereby the City of Perry Leased Its Water, Sanitary Sewer, and Electric Systems To the Perry Municipal Authority; Approving Various Covenants; Approving and Authorizing Payment of Fees and Expenses; and Containing Other Provisions Relating Thereto.**

**Background:** Approval of this resolution authorizes the incurring of an indebtedness of not more than $640,000.00 for the construction of the basin enclosure, sludge collection and valve automation systems project. Such resolution authorizes the execution of the loan documents, approves a mortgage and security agreement and provides for the approval of other agreements and actions necessary to secure the loan from the Oklahoma Water Resource Board. Representatives from Municipal Finance Services and bond counsel should be present to assist with explaining this resolution, the size and structure of the financing.

**Attachment**: Resolution No. 2010-01

**Recommendation:** Take appropriate action, including approval of the resolution after proper sizing of the loan.

7. **Old Business.** Items listed under "Old Business" are matters that have come before the Board of Trustees previously but have not been resolved to the point of requiring final action. They are reported here for purposes of keeping the Council informed.

8. **New Business.** As used herein, shall mean any matter not known about or which could not have been reasonably foreseen prior to the time of posting.

9. **Adjourn.**

Posted at Perry City Hall & Council Chambers

January ____, 2010 _____ P.M.

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Kyla Golay, Secretary

**Agenda**
**Regular Meeting**
**Mayor and City Council of the City of Perry**
**Perry City Council Chambers**
**729 Cedar Street, Perry, Oklahoma, 73077**
**January 25, 2010**
**Immediately following the PMA meeting**

Meeting Called to Order
Roll Call
Declaration of Quorum

Notwithstanding That an Item May Indicate for Discussion And/Or Information Only, All Agenda Items Are for Discussion and Whatever Further Action the Mayor and City Council Deem Necessary or Advisable to Discharge Their Constitutional, Home Rule Charter and Statutory Powers of Government.

## 1. Consent Agenda

All Items Listed under the Consent Agenda Are Deemed to Be Non-controversial and Routine in Nature by the Governing Body. They Will Be Approved by One Motion of the Governing Body. The Items on the Consent Agenda Will Not Be Discussed. Any Member of the Governing Body Desiring to Discuss an Item on the Consent Agenda May Request That It Be Removed from the Consent Agenda, and Placed in its Proper Order on the Regular Agenda. It Will Then Be Considered at That Time.

**A. Approval of Regular Council Meeting Minutes for January 4, 2010.**

**B. Receive Departmental Reports for December 2009 from:**

1. Legal Activity Report for November/December 2009.
2. Senior Citizen's Report.
3. Grace Hill Cemetery.
4. Perry Fire/Ambulance Department 2009 Annual Activity Report.
5. Code Enforcement YTD Report.
6. Perry Main Street Report.
7. Perry Chamber of Commerce.
8. City Expenditures for December 2009

## 2. Items Removed from Consent Agenda for Discussion.

## 3. Consider and act on items removed from the Consent Agenda, if any.

## 4. Comments from Those Assembled.

5. **Receive presentation from Barbara Tarter and Keith Franklin of Land Plan Consultants Inc., on the current status of the Downtown Sidewalk Project.**

   **Background:** Ms. Tarter and Mr. Franklin will be present at the meeting to discuss the current status of the Downtown Project. $727,555.00 is available for the project estimated to cost $951,863.25. However, much of these project costs can be performed by city crews at a cost which is hopefully lower than the estimate. Ms. Tarter and Mr. Franklin will be available for questions.

   **Attachment:** An estimate of the project costs is enclosed.

   **Recommendation:** Receive presentation and direct action, if any.

6. **Consider Discussion and Action on Items of Business pertaining to the CDBG Grant Request, including:**

   **Background:** At the early meeting a public hearing was held regarding this CDBG grant application. Approval of these items is necessary in order to make application for the CDBG Grant:

   a. Discuss and Approve Citizen Participation Plan.

   b. Discuss and consider approval of Resolution No. 2010-01, Affirming its Commitment to take all actions within its power to Facilitate the Receipt of the assistance of community development funds if the City of Perry is awarded a Community Development Block Grant and to administer said grant in accordance with government agencies.

   c. Discuss and consider approval of Resolution No. 2010-02 committing $300,000.00 as local match for the project.

   **Attachments:** Citizen Participation Plan, Resolution No. 2010-01 and Resolution No. 2010-02.

   **Recommendation:** Approval of the Plan and resolutions.

7. **Consider And Take Action With Respect To Resolution No. 2010-03 Approving Action Taken By The Perry Municipal Authority Authorizing Issuance, Sale And Delivery Of A Promissory Note Of The Authority To The Oklahoma Water Resources Board; Approving And Authorizing The Execution Of A Subordinate Lien Sales Tax Agreement; Ratifying And Confirming A Lease Agreement, As Amended, Whereby The City Of Perry Leased Its Water, Sanitary Sewer, And Electric Systems To The Perry Municipal Authority; And Containing Other Provisions Related Thereto.**

   **Background:** Approval of this resolution will authorize the indebtedness by the PMA, by its beneficiary, the City of Perry.

   **Attachment:** Resolution No. 2010-3

**Recommendation:** Approval

**8. Consider Approval of Bids for Water Plant Improvements and Award Bids.**

**Background:** The bids for the project were received on January 20, 2010. A canvas is included in your packet. Dr. Reely recommends awarding the basin enclosure bid to Rick Scott Construction of Ponca City, Oklahoma, for $289,700.00 and awarding the sludge collection and valve automation systems bid to Downey of Oklahoma City for $222,632.00.

**Attachment:** Canvas and letter recommending action are enclosed.

**Recommendation:** Award basin enclosure bid to Rick Scott Construction of Ponca City Oklahoma, for $289,700.00 and award the sludge collection and valve automation systems bid to Downey of Oklahoma City for $222,632.00.

**9. Declare 1992 Ford F-350 Brush Truck with Marco Skid Unit as surplus property, no longer fit for a public purpose.**

**Background:** This truck was purchased by the Perry Rural Fire Association and used for rural firefighting purposes. It has been titled in the City's name for insurance purposes. The Association would like to sell the vehicle and utilize the monies received from its sale for rural firefighting purposes.

**Recommendation:** Declare surplus and permit the sale by the Association.

**10. Report from Police Chief Brian Thomas regarding the implementation of a portion of the Strategic Plan by the Police Department.**

**11. Old Business.** Items listed under "Old Business" are matters that have come before the Council previously but have not been resolved to the point of requiring final action. They are reported here for purposes of keeping the Council informed.

**12. New Business:** As used herein, shall mean any matter not known about or which could not have been reasonably foreseen prior to the time of posting.

**13. Consider Convening into Executive Session to consider the following matters:**

**A. To Confer on a matter pertaining to economic development (Assisted Living Center) as disclosure of the matter may interfere with the development of the project and disclosure may violate the confidentiality of the proposal and the study prepared evaluating the proposal (25 O.S. § 307B.10).**

**B. To Discuss the purchase of certain real property located in Fairway Addition to the City of Perry (25 O.S. §307B.3.**

**Background:** A copy of a confidential feasibility study and contract for purchase of real property are enclosed. Darrel Mackie of Mackie Industries may be present to discuss this project. The Council may be asked at the conclusion of the executive session (and after convening into regular session) to fund and implement the 2nd phase of the feasibility study and direct appropriate funding.

**14. Reconvene into regular session.**

**15. Take any action deemed necessary pursuant to the executive session, including the funding and implementation of the 2nd phase of the feasibility study.**

**16. Adjourn.**

Posted at Perry City Hall & Council Chambers

January ____, 2010 – ____:___ P.M.

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Kyla Golay, City Clerk