

NOTICE: Agenda posted at Bethany City Hall, Warr Acres City Hall and the office of the Bethany/Warr Acres Public Works Authority, Friday, June 28, 2024, at or before 9:00 a.m.

MINUTES

BETHANY/WARR ACRES PUBLIC WORKS AUTHORITY
BETHANY CITY HALL
6700 NW 36th STREET, BETHANY, OK 73008

TUESDAY
July 2, 2024
9:00 A.M.

This meeting was given in accordance with applicable State Statues. Chairman Lloyd called the meeting to order at 9:00 a.m.

ROLL CALL

Present

Chairman Lloyd
Vice-Chairman Elizabeth Gray
Trustee Jon Evans- arrived 9:04 a.m.
Vice-Secretary Roger Godwin

Absent

Secretary Pamela Ramirez

STAFF PRESENT

Jason Horton, General Manager
Sean Fairbairn, Cowan Engineer
Johnny Blassingame, Trust Attorney

OTHERS PRESENT

Lesa LaMar, Deputy City Clerk
Michael Vaughn, Finance Director

2. APPROVE THE MINUTES OF THE BETHANY/WARR ACRES PUBLIC WORKS AUTHORITY MEETING OF JUNE 4, 2024.

A motion was made by Godwin, seconded by Gray to approve the minutes of the Bethany/Warr Acres Public Works Authority meeting of June 4, 2024. Poll vote: Yea's: Gray, Lloyd, Godwin. Motion approved.

3. REPORT OF WRIGHT WATER CORPORATION CONCERNING ONGOING GENERAL MANAGEMENT OF BLUFF CREEK WWTP.

General Manager Jason Horton gave a detailed report of plant operations to the board.

4. ENGINEER'S REPORT.

Sean Fairbairn with Cowan Engineering reported this past month's work and future goals.

5. FINANCE REPORT.

Finance Director Vaughn presented the financial report to the board.

6. DISCUSSION, CONSIDERATION, AND POSSIBLE FINAL APPROVAL OF RESOLUTION 47F WHICH UPDATES AND AMENDS THE SERVICE RATES SET FORTH IN RESOLUTION 47E.

A motion was made by Gray, seconded by Godwin to approve Resolution 47F which updates and amends the service rates set forth in Resolution 47E. Poll vote: Yea's: Lloyd, Gray, Godwin. Motion approved.

7. DISCUSSION, CONSIDERATION, AND POSSIBLE APPROVAL FOR THE PAYMENT OF CLAIMS.

A motion was made by Godwin, seconded by Gray to approve payment of the claims. Poll votes: Yea's: Evans, Lloyd, Gray. Motion approved.

8. TRUST ATTORNEY'S REPORT.

Attorney Blassingame provided the regular monthly Engineer Report.

9. OLD OR NEW BUSINESS.

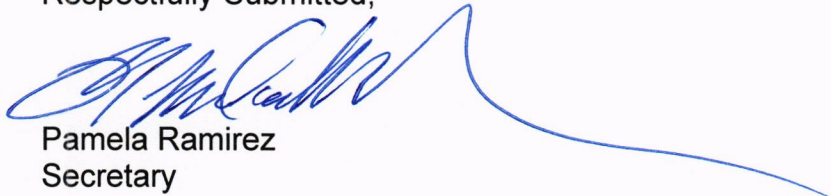
None

10. CALL TO THE PUBLIC.

None

Chairman Lloyd adjourned this meeting of the Bethany-Warr Acres Public Works Authority at 9:15 a.m. There were no objections.

Respectfully Submitted,



Pamela Ramirez
Secretary

Posted at Bethany City Hall, Warr Acres City Hall, and the office of the Bethany-Warr Acres Public Works Authority June 28, 2024, at 9:00 a.m.

AGENDA
BETHANY-WARR ACRES PUBLIC WORKS AUTHORITY
BETHANY CITY HALL
6700 NW 36th Street, Bethany, OK 73008

TUESDAY, July 2, 2024, at 9:00 A.M.

1. Call to order, declaration of a quorum.
2. Approve the minutes of the June 4, 2024, meeting of the Bethany-Warr Acres Public Works Authority.
3. Report of Wright Water Corporation concerning ongoing general management of Bluff Creek WWTP.
4. Engineer's Report.
5. Financial Report.
6. Discussion, consideration and possible final approval of Resolution 47f which updates and amends the service rates set forth in Resolution 47e.
7. Discussion, consideration, and possible approval for the payment of claims.
8. Trust Attorney's Report.
9. Old or New Business.
10. Call to the Public.
11. Adjournment.

RESOLUTION NO. 47f

A RESOLUTION AMENDING RESOLUTION NO. 47e WHICH ESTABLISHED A RATE STRUCTURE AS OF NOVEMBER 1, 2023, FOR SANITARY SEWER USAGE, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to the Operation and Maintenance Contracts by and between the Bethany-Warr Acres Public Works Authority (“Authority”) and the Cities of Bethany and Warr Acres dated as of the 13th day of May, 1975, as subsequently amended, under Article II, Sections 7-10 thereof the Authority is authorized to fix and maintain schedules of rates, fees and charges for the use of the wastewater treatment and other facilities of the Authority sufficient to comply with covenants and other requirements of Bond Indentures and other agreements securing repayment of indebtedness of the Authority, said schedule of rates, fees and charges to be administered and collected by said Cities for and on behalf of the Authority; and

WHEREAS, it is deemed necessary in order to comply with applicable rules and regulations of the Environmental Protection Agency to adopt a schedule of charges and fees for the use of the Authority’s wastewater treatment system that is fair, equitable, and will assure that all persons, businesses and other entities will share equally in the cost of the treatment of wastewater produced, on a proportionate basis;

NOW, THEREFORE BE IT RESOLVED BY THE TRUSTEES OF THE BETHANY-WARR ACRES PUBLIC WORKS AUTHORITY:

SECTION 1. The following schedule of rates, fees and charges for the use of the Authority’s wastewater treatment facilities is hereby adopted, authorized and approved:

A. Residential Rates:

1. All persons who discharge a domestic sewer waste into the Authority's sewer system shall be assessed a sewer use charge as hereinafter provided.
2. For single residences, multiple residences or mobile home parks with metered water service, the fees or charges for sanitary sewer services shall be paid monthly as follows:

WITHIN BETHANY OR WARR ACRES – a minimum \$8.81 per unit, plus \$1.85 per one thousand gallons of the winter average.

OUTSIDE BETHANY AND WARR ACRES – a base rate of \$15.64 per unit plus \$3.09 per one thousand gallons of the usage for bills issued April through March. Thereafter, rates will increase on April 1st each year for five years by the greater of 3% or the change in the Consumer Price Index for All Urban Consumers published by the Bureau of Labor Statistics for the Dallas-Fort Worth Region.

As used in this Resolution, “winter average” shall mean the average water usage for the three winter months of December, January and February last preceding the computation.

3. For residential units which do not have metered water service, or for new customers with metered water service, or for which a winter average cannot be determined regardless of cause, the fees or charges for sanitary sewer services shall be paid monthly as follows:

WITHIN BETHANY OR WARR ACRES – a minimum of \$8.81 per unit, plus the equivalent usage of 5,000 gallons times \$1.85 per thousand gallons, for a total of \$18.05 per month.

OUTSIDE BETHANY AND WARR ACRES – a minimum of current base rate per unit, plus the equivalent usage of 5,000 gallons times the current per thousand gallon charge. Current base rates and per thousand gallon charges are determined in accordance with paragraph (A)(2).

The charge to the new customers shall not be less than \$31.09 or the current Outside minimum calculated using 5,000 gallons, dependent upon customer class, until such time as a winter average can be determined and the appropriate fees and charges calculated in accordance with paragraph (A)(2).

4. Rates shall be reviewed annually in March and adjusted in April to reflect any changes in sewer fees and charges based upon re-computation of winter averages. Rates will then be in effect for twelve (12) months, or until reviewed the following March.

B. Business Rates:

For businesses, eleemosynary institutions, or industry, the fees or charges for sanitary sewer services shall be paid monthly as follows:

WITHIN BETHANY AND WARR ACRES – a minimum \$10.58, plus \$2.12 per thousand gallons of water usage during the last preceding month.

OUTSIDE BETHANY AND WARR ACRES – a minimum base rate of \$17.68 per unit plus \$3.37 per thousand gallons of water usage during the last preceding month for bills issued April through March. Thereafter, rates will increase on April 1st each year for five years by the greater of 3% or the change in the Consumer Price Index for All Urban Consumers published by the Bureau of Labor Statistics for the Dallas-Fort Worth Region. Provided that where water usage is not available for the last preceding month, the charges shall be the then-current base rate plus the then-current per gallon charge times the usage assessed similar businesses discharging into the Authority sewer system, until such time as accurate water usage can be determined.

C. Fee Exemption:

The Cities are authorized, but not required, to grant the owners or operators of multiple dwelling unit complexes an exemption for being charged for individual dwelling units which are certified as “uninhabitable.” Each City may establish its own rules, regulations and procedures for filing an application for exemption and making determinations on habitability. The Cities shall submit a report to the Trust on exemptions, if any, in effect during the preceding month, and said report shall be submitted at the time for remitting collections to the Trust.

SECTION 2. The schedule of rates, fees and charges for the use of the Authority’s wastewater treatment facilities set out herein supersedes any and all previous rate schedules. Provided that the Authority may adjust said rate schedule periodically as provided herein, and as required to adequately secure the repayment of the indebtedness of the Authority.

SECTION 3. The schedule of rates, fees and charges herein set forth is recommended to the governing bodies of the Cities of Bethany and Warr Acres for their adoption and implementation, pursuant to the Operation and Maintenance Contracts between the Authority and said Cities. Further, the rates, fees and charges herein shall be adopted by each city in a manner consistent with its ordinances and charter. Provided that pursuant to Article II, Sections 7-10 of said Operation and Maintenance Contracts, as amended, nothing herein shall prevent the Cities from collecting sums in addition to the Minimum Schedules herein set forth with written consent of the Authority and as may be permitted by applicable laws, rules and regulations.

SECTION 4. The schedule of rates, charges and fees herein set forth are and become effective on _____.

PASSED AND APPROVED this _____ day of July 2024.

BETHANY-WARR ACRES
PUBLIC WORKS AUTHORITY

By: _____
Chairman

ATTEST:

Secretary