

**MINUTES  
YALE WATER & SEWAGE TRUST AUTHORITY  
REGULAR MEETING  
111 N. "B" STREET, YALE, OKLAHOMA  
AUGUST 9, 2022  
6:30 P.M.**

1. **CALL TO ORDER** – The regular meeting of the Yale Water & Sewage Trust Authority was called to order at 6:44 p.m. on Tuesday August 9, 2022 by Chairman Jason Brown.
2. **ROLL CALL** – Those present were Brian Porter, Jr., Jason Brown, Larry Brown and Richard Adsit; Paul Rosenquist was absent.
3. **CONSENT AGENDA** – Richard Adsit made the motion to approve the consent agenda as presented, Brian Porter, Jr. seconded the motion as follows: Yea: Adsit, Larry Brown, Porter, Jason Brown Nay: None.
  - a. **Approval of Minutes**
    - i. **Regular Meeting – July 12, 2022**
    - ii. **Special Meeting – July 15, 2022**
  - b. **Approval of Claims**
  - c. **Financial Statements**
4. **ITEMS REMOVED FROM THE CONSENT AGENDA** – None
5. **PUBLIC APPEARANCES** – None
6. **MISCELLANEOUS**
  - a. **Presentation from Oklahoma Municipal Power Authority on North Line Crew.** – Jennifer Rogers and Jim McAvoy presented with information on a July 2023 line crew in the North part of the state. It would be a 4-man crew on a 7-year contract available for 8 cities. Would advise on 5-year plan with budgeting, the fee structure is revenue neutral with a true-up process and is for strictly line work.
7. **EXECUTIVE SESSION**
  - a. **An Executive Session to discuss confidential communication between the City Commission and the City Attorney concerning a pending investigation, claim or action pursuant to the advice of the City Attorney that disclosure will seriously impair the ability of the City Commission to process the claim or conduct the pending investigation, litigation or proceeding in the public interest pursuant to Title 25, Section 307 (B)(4) of the Oklahoma Statutes.** – Jason Brown made the motion to enter into executive session, Richard Adsit seconded the motion which passed as follows: Yea: Adsit, Larry Brown, Porter, Jason Brown Nay: None. The meeting entered into executive session at 7:08 p.m.  
  
Jason Brown made the motion to exit executive session, Richard Adsit seconded the motion which passed as follows: Yea: Adsit, Larry Brown, Porter, Jason Brown Nay: None. The executive session was closed at 7:37 p.m.
8. **RETURN FROM EXECUTIVE SESSION**
  - a. **Consideration, discussion and action to approve, accept and enter into a settlement agreement of the litigation between Blue Mark Energy, LLC and the Yale Water and Sewage Trust in Case# CJ-2021-1868, Tulsa County District Court, State of Oklahoma and further to authorize the Chairman of the Yale Water and Sewage Trust to execute such settlement agreement.** – Jason Brown made the motion that the Yale Water & Sewage Trust Authority enter into a settlement agreement with BlueMark Energy, LLC to settle Case# CJ-2021-1868 filed in the District Court of Tulsa County, which settlement agreement requires the City of Yale to apply for an Oklahoma Winter Storm Grant in the amount of \$1,409,503.45 and that BlueMark Energy, LLC will receive up to \$1,180,541.93 of any grant, that the City of Yale will receive the remainder of any grant proceeds up to the original grant application amount of \$1,409,503.45 and that any grant funds received above \$1,409,503.45 will be remitted to BlueMark Energy and that the Chairperson and the Clerk are directed and authorized to sign and execute the Settlement Agreement. Richard Adsit seconded the motion which passed as follows: Yea: Adsit, Larry Brown, Porter, Jason Brown Nay: None.

9. **ADJOURNMENT** – Richard Adsit made the motion to adjourn, Brian Porter, Jr. seconded the motion which passed as follows: Yea: Adsit, Larry Brown, Porter, Jason Brown Nay: None.

The regular meeting of the Yale Water & Sewage Trust Authority was adjourned at 7:40 p.m. on Tuesday August 9, 2022.

Signed:

  
Deanna Couch, Trust Clerk

Signed:

  
Jason Brown, Chairman

**NOTICE OF THIS MEETING WAS POSTED THE 5<sup>TH</sup> DAY OF AUGUST 2022 AT 4:30 P.M. AT YALE CITY HALL AND THE YALE SENIOR CITIZENS CENTER.**