

**MINUTES OF MEETING OF THE BOARD OF TRUSTEES
BLACKWELL MUNICIPAL AUTHORITY
October 5, 2009**

Pursuant to the legal notice as is required by the Oklahoma Open Meeting Act, including the posting of notice and agenda on October 2, 2009, as is required by the terms thereof, the Blackwell Municipal Authority of the City of Blackwell met in regular session at 7:10 p.m. in the Council Room of City Hall located at 221 West Blackwell, Blackwell, Oklahoma with Chairman Cordell presiding:

Present: John Mark Cordell, Chairman
Nita Carroll, Trustee
Max Wirtz, Trustee
Piccola Hudsonpillar, Trustee
Brad Bechtel, Trustee
Mark Skiles, City Manager
Cynthia Neumayer, Trust Secretary
Mary Ann Karns, City Attorney

Absent: None.

Others present: Dewayne Wood, Asst. Police Chief; Ken Fulton, Veolia Water; Bruce Jones, Blackwell Journal; and 7 citizens in the audience.

1. MEETING CALLED TO ORDER:

Chairman Cordell called the meeting to order at 7:10 p.m.

2. CONSENT AGENDA:

(A) Minutes of 09/21/09 Meeting.

(B) Payment of Outstanding Claims for September.

Items A and B as contained on the Consent Agenda were found to be non-controversial and routine in nature by the Trustees. Motion made by Carroll, seconded by Bechtel to approve consent agenda as presented. Roll, yeas: Cordell, Carroll, Wirtz, Hudsonpillar and Bechtel. Nays: none. Motion carried.

3. Business: Discussion and Action on:

- (A) **Resolution No. 10-05-09MA, a Resolution of the Blackwell Municipal Authority, Acknowledging the City of Blackwell's Declaring the Groundwater, Surface Water and Soil Contamination in the City Associated with the Operations of the Blackwell Zinc Smelter to be a Nuisance; Authorizing its Legal Counsel to Join the City of Blackwell in Filing a Lawsuit to Abate the Source of the Nuisance, Protect its Resources and Recovering Damages to the Property of the BMA; and Committing the BMA's Resources to the Same.**

Motion was made by Bechtel, seconded by Wirtz to approve Resolution No. 10-05-09MA. Roll, yeas: Cordell, Carroll, Wirtz, Hudsonpillar and Bechtel. Nays: none. Motion carried.

4. Management Comments. None.

5. New Business. None.

6. Adjournment. There being no further business Chairman Cordell adjourned the meeting at 7:12 p.m.

Cynthia Neumayer, Trust Secretary