

**SALLISAW MUNICIPAL AUTHORITY
REGULAR MEETING**

October 9, 2023

**Time: Immediately Following the
Meeting of the Board of City Commissioners**

**Council Chambers
113 North Elm Street
Sallisaw, Oklahoma**

A G E N D A

- 1. Meeting Called to Order**
- 2. Declaration of a Quorum**
- 3. Consider Approval of Minutes of Regular Meeting of September 11, 2023**
- 4. Discuss and Consider Approval of Regular Meeting Dates for Calendar Year 2024**
- 5. Discuss and Consider Approval of Resolution 2023-03, A Resolution Amending The Landfill Rates And Fees Section Of The Master Fee Schedule, Establishing Certain Rates And Fees For The Sallisaw Municipal Authority, And Superseding Previous Resolutions**
- 6. Discuss and Consider Approval of Items Related to ODOT North Highway 59 Electric and Fiber Optic Utility Relocation**
 - (a) Accept Bids Received**
 - (b) Award of Contract to Kiowa Line Builders, Inc, of Tipton, Missouri, the Low Bidder, in the Amount of \$649,534.01**
- 7. Administrative Reports**
- 8. Adjourn**

Posted: OCTOBER 6, 2023

Time: 10:00 A.M.

Kim Jamison

MINUTES

SALLISAW MUNICIPAL AUTHORITY

REGULAR MEETING

SEPTEMBER 11, 2023

The Sallisaw Municipal Authority met in a regular meeting on September 11, 2023, in the Council Chambers, 113 North Elm, Sallisaw. Notice of the meeting was given by emailing Sequoyah County Times; by emailing KXXMX; by posting at city hall on September 8, 2023 at 10:15 a.m.; by posting on the city's website; and, by giving notice to the City Clerk.

Members present:	Ernie Martens, Ronnie Lowe, Josh Bailey, Julian Mendiola, Kristin Peerson,	Chairman Trustee, Ward 1 Trustee, Ward 2 Trustee, Ward 3 Trustee, Ward 4
Members absent:	None	
Staff present:	Keith Skelton, Kim Jamison, Robin Haggard, Keith Miller, Terry Franklin, George Bormann, Clint Smith, Jessica Robertson, Christian Sizemore, Chris Carter, Ben Spyres, Kayle Griffin, Blakely Smith, Jarrett Cannon,	General Manager Secretary Director of Finance Building Development Director Chief of Police Economic Development Director Superintendent - Telecommunications Business Support Manager Network Manager Senior Code Inspector Computer Technician Chief Accountant Superintendent - Electric Patrolman
Others present:	Lynn Adams; KC Holzhammer; Others Unidentified.	

Meeting Called to Order

Chairman Martens called the meeting to order. The meeting began at 6:54 p.m.

Declaration of a Quorum

A quorum was declared present.

Consider Approval of Minutes of Regular Meeting of August 14, 2023

Motion was made by Lowe, seconded by Peerson, for approval of minutes. Vote: Lowe aye; Peerson aye; Bailey aye; Mendiola aye; Martens aye. Motion carried 5-0

Discuss and Consider Approval of Purchase Order No. 99001, Issued to Techline Inc. of Cleveland, Oklahoma, *in an Amount Not to Exceed \$40,000.00* For the Purchase of Materials for the South Cedar Electric Line Extension

Motion was made by Mendiola, seconded by Lowe, for approval of the purchase order no. 99001 in an amount not to exceed \$40,000.00. Vote: Mendiola aye; Lowe aye; Bailey aye; Peerson aye; Martens aye. Motion carried 5-0.

Consider Acknowledgement and Approval of Purchase Order No. 99015, Issued to RW and Son Pipeline Construction, Inc. of Fort Smith, Arkansas, in the Amount of \$26,450.00 For Emergency Repair of A Sludge Valve And Installation Of A Concrete Vault At The Wastewater Treatment Plant

Motion was made by Lowe, seconded by Peerson, to acknowledge and approve purchase order no. 99015 in the amount of \$26,450.00. Vote: Lowe aye; Peerson aye; Bailey aye; Mendiola aye; Martens aye. Motion carried 5-0.

Discuss and Consider Approval of Purchase Order No. 99028, *in an Amount not to Exceed \$100,000.00*, Issued to Calix, for the Purchase of Calix Equipment for Telecommunications

Motion was made by Bailey, seconded by Peerson, for approval of purchase order 99028 in an amount not to exceed \$100,000.00. Vote: Bailey aye; Peerson aye; Lowe aye; Mendiola aye; Martens aye. Motion carried 5-0.

Discussion on Landfill Activities and Future Needs of the Facility; Possible Direction to Staff.

The manager said that he was still having conversations with the company from Arkansas concerning them bringing tonnage to the landfill. They are still working on getting approval from the Arkansas Department of Environmental Quality for their transfer station. The process is taking longer than anticipated. The methane collection project is proceeding well. We are working with a new company, Northern Biogas and we are seeing progress. As for Cell 8 construction, we are closer to putting out bids. We are still working on the Corp of Engineer issue for Phase II. The final 2023 WIYOS Rule (Waters of the US) has been issued. The rule will

become effective upon publication in the Federal Register. We still expect to perform some type of mitigation before we can proceed with Phase II. Commissioner Bailey asked if we had received any pushback from the landfill rate changes. The manager advised that we had not, but rates had only been in effect since September 1st (10 days).

Administrative Reports

Administrative report from Keith Skelton. Chunk your Junk was last Saturday. I haven't received a load count and will email them when received. As far as rates go, the new Master Fee Schedule went into effect September 1st, so no bills with the new rates implemented have been received.

We will have to adjust Diamondnet rates as video rates are outrageous. The mayor noted that he was still receiving complaints about the electric cost adjustment. Keith stated that he and Robin had attended a meeting in Tahlequah with GRDA and that GRDA advised that the PCA was caused by log jams in the transmission system. There is great need for generation but not sufficient transmission. This is causing the PCA rate to stay elevated. We will look at GRDA coming to a meeting and making a presentation to the Board.

Adjourn

Motion was made by Lowe, seconded by Peerson, to adjourn the meeting there being no further business. Vote: Lowe aye; Peerson aye; Bailey aye; Mendiola aye; Martens aye. Motion carried 5-0. The meeting ended at 7:17 p.m.

Approved this 9th day of October 2023.

Secretary to the Authority

(SEAL)

AGENDA ITEM COMMENTARY

Meeting Date: October 9, 2023
Board: Sallisaw Municipal Authority
Subject: 2024 Meeting Dates

ITEM TITLE: Discuss and Consider Approval of Regular Meeting Dates for Calendar Year 2024

INITIATOR: City Clerk

STAFF INFORMATION SOURCE: City Clerk

BACKGROUND: Meetings are scheduled for the 2nd Monday of each month immediately following the meeting of the Board of City Commissioners. After reviewing the 2024 calendar, one conflict was found. The 2nd Monday in November falls on Veteran's Day. Staff recommends the regular meetings be held on the 2nd Monday of each month and the November meeting be held on Tuesday, November 12th, immediately following the Board of City Commissioners meeting.

EXHIBITS: 1. 2024

KEY ISSUES: None.

FUNDING SOURCE: N/A

RECOMMENDATION: Approval of 2024 Regular Meeting Dates as presented

JANUARY

S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

FEBRUARY

S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29		

MARCH

S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

APRIL

S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

MAY

S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

JUNE

S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

JULY

S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

AUGUST

S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

SEPTEMBER

S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

OCTOBER

S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

NOVEMBER

S	M	T	W	T	F	S
				1	2	
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

DECEMBER

S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

AGENDA ITEM COMMENTARY

Meeting Date: October 9, 2023
Board: Sallisaw Municipal Authority
Subject: Landfill Rates and Fees

ITEM TITLE: Discuss and Consider Approval of Resolution 2023-03, A Resolution Amending The Landfill Rates And Fees Section Of The Master Fee Schedule, Establishing Certain Rates And Fees For The Sallisaw Municipal Authority, And Superseding Previous Resolutions

INITIATOR: Commissioner Bailey

STAFF INFORMATION SOURCE: Master Fee Schedule

BACKGROUND: Commissioner Bailey has requested this be placed on the agenda for further discussion.

EXHIBITS: 1. 2023.03.SMA.MFS_SMA Resolution landfill only

KEY ISSUES: Landfill rates and fees and the generation of sufficient landfill revenue.

FUNDING SOURCE: NA

RECOMMENDATION: Discussion and possible adoption of Resolution 2023-03.

RESOLUTION 2023-03

A RESOLUTION AMENDING THE MASTER FEE SCHEDULE, ESTABLISHING CERTAIN RATES AND FEES FOR THE SALLISAW MUNICIPAL AUTHORITY, AND SUPERSEDING PREVIOUS RESOLUTIONS

WHEREAS, certain rates and fees of the Master Fee Schedule have previously been adopted by the Sallisaw Municipal Authority in prior resolutions; and

WHEREAS, certain rates and fees charged at the Sallisaw Landfill Facility now need to be adjusted or added to the Master Fee Schedule; and

WHEREAS, the General Manager of the Authority has reviewed these rates and fees with the Trustees and the Trustees of the Sallisaw Municipal Authority have determined it is necessary to adopt changes to certain landfill rates and fees; and

WHEREAS, the Board of Trustees may at any time adjust or amend all or portions of the Master Fee Schedule and set certain rates and fees in separate resolutions if needed.

NOW, THEREFORE, BE IT RESOLVED BY THE TRUSTEES OF THE SALLISAW MUNICIPAL AUTHORITY AS FOLLOWS:

Section 1: The amendment to the Landfill Rates and Fees of the Master Fee Schedule, as provided in Exhibit "A" attached hereto, including any rates and fees mutually decided upon and discussed during discussion, is hereby adopted and shall be amended in its entirety to reflect the new version as attached to this resolution.

Section 2: That all provisions of any resolution of the Sallisaw Municipal Authority in conflict with the provisions of this resolution be repealed, and all other provisions not in conflict with the provisions of this resolution shall remain in full force and effect.

Section 3: Effective Date. The rate and fee adjustments and amendments of this resolution shall become effective on October 10, 2023.

PASSED AND APPROVED by the Trustees of the Sallisaw Municipal Authority, Sallisaw, Oklahoma on the 9th day of October 2023.

SALLISAW MUNICIPAL AUTHORITY

By: _____
ERNIE MARTENS, Chairman

ATTEST:

Kim Jamison, Secretary
(SEAL)

Landfill Rates and Fees	Rate	Rate Change	Note
Municipal Solid Waste (MSW 1 & 10)	\$41.00		Per ton (Change 9/1/2023)
Minimum Charge	\$35.00		Per load
Non Hazardous Industrial Waste (NHIW -15)	\$60.00		Per ton
NHIW-Minimum Charge	\$60.00		Per load
Non-Friable Asbestos	\$100.00		Per Ton
Contaminated Soil	\$50.00		Per ton
Contaminated Soil - Minimum Charge	\$50.00		Per load
Shingles	\$45.00		Per ton
Shingles - Minimum Charge	\$40.00		Per load
Shingle Pull Off, using dozer	\$45.00		Dozer pull off (9)
Shingle Pull Off, using excavator	\$75.00		Excavator pull off (12)
Shingle Pull Off, using backhoe	\$45.00		Backhoe pull off
Dead Animals (14)	\$50.00		Per ton
Dead Animals - Minimum Charge	\$35.00		
Shredder Fluff (6)-No Contract	\$34.00		Per ton
Shredder Fluff - Minimum Charge	\$30.00		
Chicken Waste (8)	\$175.00		Per load
Chicken Waste - Minimum Charge	\$50.00		
Sludge Material from Wastewater Plants	\$22.00		Per ton
Sludge - Minimum Charge	\$15.00		
State of Oklahoma Solid Waste Fee (SSF). This fee is charged on solid waste when applicable.	\$1.25		Per ton. This fee charged on solid waste when applicable
Penalty for nonpayment of landfill invoices	10% of unpaid balance		Applied monthly
Landfill Facility Use Deposit (Contract Customer). Deposits may be required for certain customers who pose a payment risk.	Minimum of monthly tonnage costs x 2 or greater		
Copy of Landfill Invoices (outside what is provided with statements).	Minimum charge of \$10.00 + \$0.25 per page		
Tires and White Goods -- NO LONGER ACCEPTED			

AGENDA ITEM COMMENTARY

Meeting Date: October 9, 2023
Board: Sallisaw Municipal Authority
Subject: 2023 Highway 59 ODOT Project

ITEM TITLE: Discuss and Consider Approval of Items Related to ODOT North Highway 59 Electric and Fiber Optic Utility Relocation

INITIATOR: SMA Staff

STAFF INFORMATION SOURCE: Allgeier, Martin and Associates, Inc.

BACKGROUND: Bids were opened for this project on September 28, 2023. Four (4) bids were received; Capital Electric Line Builders, Inc., Hutton Contracting, LLC, Kiowa Line Builders, Inc., and Primoris T&D Services, LLC. Bids were then turned over to the engineer for review and recommendation.

Bids Received:

- Kiowa Line Builders: \$649,534.01
- Primoris T&D: \$850,276.89
- Capital Electric Line Builders: \$1,121,444.08
- Hutton Contracting: \$3,220,846.75

EXHIBITS:

KEY ISSUES: With the Highway 59 North widening project, the city is required to relocate its electric and fiber utility lines.

FUNDING SOURCE: Agreed upon loan between ODOT and SMA

RECOMMENDATION: Acceptance of bids received.

Approval of award to Kiowa Line Builders, Inc. in the amount of \$649,534.01

SALLISAW MUNICIPAL AUTHORITY

SALL-23-1LM

2023 HWY 59 ROAD MOVE – ELECTRICAL & FIBER

BID TABULATION

(Bids Received 2:00 P.M., September 28, 2023)

<i>Bidders:</i>	<i>New Units</i>	<i>Removal Units</i>	<i>Install Fiber</i>	<i>Total Proposal Price</i>
KIOWA LINE BUILDERS, INC.	\$ <u>477,340.73</u>	\$ <u>132,118.03</u>	\$ <u>40,075.25</u>	\$ <u>649,534.01</u>
PRIMORIS T&D SERVICES, LLC	\$ <u>474,818.68</u>	\$ <u>235,419.47</u>	\$ <u>140,038.74</u>	\$ <u>850,276.89</u>
CAPITAL ELECTRIC LINE BUILDERS, INC.	\$ <u>754,734.89</u>	\$ <u>234,823.08</u>	\$ <u>131,886.12</u>	\$ <u>1,121,444.08</u>
HUTTON CONTRACTING CO., INC.	\$ <u>1,764,991.00</u>	\$ <u>810,241.75</u>	\$ <u>645,614.00</u>	\$ <u>3,220,846.75</u>
B & L ELECTRIC , INC.	\$ <u>NO BID</u>	\$ <u>NO BID</u>	\$ <u>NO BID</u>	\$ <u>NO BID</u>
BBC ELECTRICAL SERVICES, INC.	\$ <u>NO BID</u>	\$ <u>NO BID</u>	\$ <u>NO BID</u>	\$ <u>NO BID</u>
CHAIN ELECTRIC COMPANY	\$ <u>NO BID</u>	\$ <u>NO BID</u>	\$ <u>NO BID</u>	\$ <u>NO BID</u>
HENKELS AND MCCOY, INC.	\$ <u>DECLINED</u>	\$ <u>DECLINED</u>	\$ <u>DECLINED</u>	\$ <u>DECLINED</u>
MICHELS POWER, INC.	\$ <u>DECLINED</u>	\$ <u>DECLINED</u>	\$ <u>DECLINED</u>	\$ <u>DECLINED</u>
PIKE ELECTRIC, LLC	\$ <u>DECLINED</u>	\$ <u>DECLINED</u>	\$ <u>DECLINED</u>	\$ <u>DECLINED</u>
RE-CON COMPANY, INC.	\$ <u>DECLINED</u>	\$ <u>DECLINED</u>	\$ <u>DECLINED</u>	\$ <u>DECLINED</u>

RECOMMENDATION

The low proposal of **KIOWA LINE BUILDERS, INC.** in the amount of **\$649,534.01** is hereby recommended for acceptance.

ALLGEIER, MARTIN and ASSOCIATES, INC.

By Brent CorwinDate October 3, 2023

ACCEPTANCE

The Owner hereby accepts the foregoing Proposal of the Bidder, KIOWA LINE BUILDERS, INC.
_____ for the construction of the following:

Construction Units:

SALL-23-1LM, 2023 HWY 59 ROAD MOVE - ELECTRICAL & FIBER

Bid Schedule No. 1: Distribution Assemblies \$ 609,458.76

Bid Schedule No. 2: Fiber Assemblies \$ 40,075.25

TOTAL CONTRACT PRICE: \$ 649,534.01

CORPORATE SEAL

KIOWA LINE BUILDERS, INC.
Contractor

Vice Secretary

By _____
Vice President

SALLISAW MUNICIPAL AUTHORITY
Owner

City Clerk

By _____
Title

Date of Contract

NOTICE OF AWARD

TO: KIOWA LINE BUILDERS, INC.
801 HWY 5 SOUTH
TIPTON, MO 65081

PROJECT DESCRIPTION:

SALLISAW MUNICIPAL AUTHORITY: 2023 HWY 59 ROAD MOVE - ELECTRICAL & FIBER
SALL-23-1LM

The OWNER has considered the BID submitted by you for the above described WORK in response to its Invitation to Bid dated SEPTEMBER 28, 2023 and Information for Bidders.

You are hereby notified that your BID has been accepted for items in the amount of \$ 649,534.01.

You are required by the Information for Bidders to execute the Agreement and furnish the required CONTRACTOR'S PERFORMANCE BOND, PAYMENT BOND and certificates of insurance within ten (10) calendar days from the date of this Notice to you.

If you fail to execute said Agreement and to furnish said BONDS within ten (10) days from the date of this Notice, said OWNER will be entitled to consider all your rights arising out of the OWNER'S acceptance of your BID as abandoned and as a forfeiture of your BID BOND. The OWNER will be entitled to such other rights as may be granted by law.

You are required to return an acknowledged copy of this NOTICE OF AWARD to the OWNER.

Owner: SALLISAW MUNICIPAL AUTHORITY

By: _____

Title: _____

Date: _____

ACCEPTANCE OF NOTICE

Receipt of the above NOTICE OF AWARD is hereby acknowledged.

Contractor: KIOWA LINE BUILDERS, INC.

By: _____

Title: _____

Date: _____