



rural water  
McCurtain County RWD #5

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TTY/TDD- 711

State of Oklahoma McCurtain Co., SS  
his instrument was filed for record  
7:45 o'clock AM

NOV 07 2025

and duly recorded in book \_\_\_\_\_ page \_\_\_\_\_  
Trish R. Latta, County Clerk  
Deputy  
*Deana Latta*

### Notice

As required by Section 311, Title 25 of the Oklahoma Statutes, notice is given that the Board of Directors of Rural Water District No. 5 of McCurtain County will meet at 4:00 p.m. November 12, 2025, at the water office for a regular monthly board meeting.

### Order of Business

1. Call meeting to order.
2. Roll Call (Declare a quorum).
3. Recognition of Guests
4. Proof of Posting of Meeting.
5. Consideration & Approval of Consent Agenda.
  - a. Approval of Minutes for the Minutes of September 9<sup>th</sup> & September 18<sup>th</sup> meetings.
  - b. Approval of Bills and Disbursement.
  - c. Approval of Financial Report.
  - d. Approval of New Benefit Units.
  - e. Approval of New Transfer of Benefit Units.
  - f. Approval of Submittals from the 2022A loan fund
6. Discussion/Consideration/Approval/Rejection of Manager's Report. Presented by Rod Pratt.
7. Discussion on receipt of DEQ permit No. WL000045250882 20'x62' Standpipe at Sugarberry Trail & Lukfata Fork Trail & DEQ permit No. WL000045250462 for 8" Water Line Extension along Willow Bend Rd.
8. Discussion/Consideration/Approval/Rejection of the bid reviewal results from David Wyatt on bids for the 8" Line Ext Government Mountain East and West Feed Pinehill Pump Station & the 20'X62' tall Standpipe Eagle Mountain Ph5.
9. Comments from the Public. (Limit of 3 minutes per individual and must pertain to agenda items)
10. Mike Burrage, Rena Latta & Suzie Whitehead to address the board regarding First Bank.
11. Discussion/Consideration/Approval/Rejection to modify the Board's prior action from the September 9, 2025, Regular Meeting regarding closure of First Bank, including possible action to leave the First Bank accounts open.
12. Discussion/Consideration/Approval/Rejection to purchase a note pin voice recorder for the district to use to aid in the writing of minutes.
13. Discussion/Consideration/Approval/Rejection of the districts Open Records Act Policy and possible rate changes to the production fees for commercial request or request involving excessive disruption.
14. The Board will discuss and vote on whether or not to adopt the following rule/regulation/policy regarding recording the Open Meeting part of District Board Meetings, the purpose of which is to avoid/prevent disruption and interference with the Board conducting the business of the District: Individuals (one or more) seeking to record the Open Meeting part of any Board Meeting shall coordinate among themselves namely those desiring to make a sound and/or video recording, such that the recording (sound and/or video) shall be

performed on a shared single device that has a single integrated microphone. The individuals seeking to record the Open Meeting part of any Board meeting shall agree among themselves that each shall receive a copy of the recording within 5 business days of the date of recording and that they shall also provide a copy of the recording to anyone that requests a copy.

15. Discussion/Consideration/Approval/Rejection to enter Executive Session.
16. **Executive Session No.1 (Legal)**- The board will conduct an executive session with its legal counsel pursuant to Title 25, Oklahoma Statutes, Section 307 (B)(4) concerning pending investigations by legal counsel relative to claims by and against the District. Legal counsel has advised the Board that disclosure to third parties of the report to be made by legal counsel to the Board during executive session would seriously impair the ability of the Board and its legal counsel to process claims and/or conduct the continuing investigation into the claims and potential litigation.

The subject of the executive session will be for the Board to discuss with legal counsel the statutory powers of the District pursuant to Title 82, Oklahoma Statutes, Section 1324.11(A)(1-2) which provides in part as follows:

A. Rural water, sewer, gas and solid waste management districts formed pursuant to this act shall be operated without profit, but the rates, fees, rents or other charges for water, gas and other facilities, supplies, equipment or services furnished by the district **shall be sufficient at all times**:

1. **To pay** all operating and maintenance **expenses necessary or desirable for the prudent conduct of its affairs** and the principal of and interest on the obligations issued or assumed by the district in the performance of the purposes for which it was organized; and
2. **For the creation of adequate reserves** for the retirement of indebtedness, **maintenance and other purposes necessary and expedient to meeting all obligations of the district**.

#### **17. Executive Session No. 2 – (Personnel)**

Consideration, discussion, and possible action to enter into Executive Session pursuant to 25 O.S. § 307(B)(1) to discuss the employment, compensation, and benefits of individual employees regarding the annual performance bonus and the compensation of Dusty Payne position change.

18. Discussion/Consideration/Approval/Rejection to reconvene in Open Session.
19. Consideration and possible action to approve annual performance bonuses for district employees and compensation of Dusty Payne, as discussed in Executive Session.

#### **Old Business:**

20. Update from Dusty Payne on excessive Manganese in the water supply.

#### **21. New Business**

(Any matter not known about or which could not have been reasonably foreseen prior to the time of posting.)

22. Consideration & Approval to Adjourn.

I certify that the Notice and Agenda was posted in prominent view at McCurtain County Rural Water No. 5. no later than 4:00pm on the 7th of November 2025.

I certify that the Notice and Agenda was posted on the district's website <https://hochatownwater.com>.

Sarah Cash  
Signature

Sarah Cash

Printed name of the person posting meeting agenda.