

**NOTICE AND AGENDA OF SPECIAL MEETING OF THE  
RURAL WATER, SEWER AND SOLID WASTE MANAGEMENT  
DISTRICT NO. 1, LOGAN COUNTY, OKLAHOMA**

Pursuant to the Oklahoma Open Meeting Act (25 O.S. Sec. 301, et seq.), notice is hereby given that the Board of Directors for the Rural Water, Sewer and Solid Waste Management District No. 1, Logan County, Oklahoma (Logan-1 or District) will hold a Special Meeting as follows:

DATE: September 23, 2014

TIME: 7:30 p.m.

PLACE: District Office  
5113 S. Sooner Road  
Guthrie, OK 73044

**SPECIAL MEETING AGENDA**

1. Call to order
2. Notice of meeting posted
3. Roll call
4. Discussion/vote to enter into Executive Session:

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(a) Executive Session for the purpose of discussing confidential communications among a quorum of the Rural Water, Sewer and Solid Waste Management District No. 1, Logan County, Oklahoma Board of Directors, concerning a pending investigation, claim, or action as to which the District, with the advice of their Attorney, has determined that disclosure will seriously impair the ability of the District to process the claim or conduct the pending investigation, litigation or proceeding in the public interest pursuant to Title 25, Sec. 307(B)(4) of the Oklahoma Statutes (Open Meeting Act). The executive session will be for the purpose of discussing the status of pending litigation (*Love's Travel Stops & Country Stores, Inc. vs. Rural Water, Sewer and Solid Waste Management District No. 1, Logan County, Oklahoma*, Western District of Oklahoma, Case No. 14-CV-777-R) and evaluating a proposal provided by Love's attorney which would or could result in settlement of the pending suit filed by Love's against the District and facilitate the District providing water service to Love's.

(b) Executive Session for the purpose of discussing confidential communications among a quorum of the Rural Water, Sewer and Solid Waste Management District No. 1, Logan County, Oklahoma Board of Directors, concerning a pending investigation, claim, or action as to which the District, with the advice of their Attorney, has determined that disclosure will seriously impair the ability of the District to process the claim or conduct the pending investigation, litigation or proceeding in the public interest pursuant to Title 25, Sec. 307(B)(4) of the Oklahoma Statutes (Open Meeting Act). The executive session will be for the purpose of discussing the recent decision entered by Judge Corley in the case of *Logan-1 v. City of Guthrie* (Logan County District Court, Case. No. CJ-2008-139) in which judgment was entered against Logan-1 in the approximate amount of \$573,492.60. Discussion will include the subjects of (1) authorizing legal counsel to file an appeal of the judgment, (2) reviewing objections and other papers filed in response to a garnishment issued by Guthrie, (3) reviewing a motion to stay execution pending appeal and (4) receive a report and recommendation from legal counsel regarding available options to the District.

5. **Actions/Subjects Anticipated For the Open Session of the Special Meeting:**

(a) Discussion and possible action by the Board of Directors of Rural Water, Sewer and Solid Waste Management District No. 1, Logan County, Oklahoma regarding whether or not to approve, in substance or in its entirety and by the same title or any other title, an Agreement between Love's Travel Stops & Country Stores, Inc. and Rural Water, Sewer and Solid Waste Management District No. 1, Logan County, Oklahoma, if successfully negotiated in accordance with terms and conditions determined in the foregoing Executive Session, for the purpose of resolving and dismissing all claims in pending federal litigation (*Love's Travel Stops & Country Stores, Inc. vs. Rural Water, Sewer and Solid Waste Management District No. 1, Logan County, Oklahoma*, Western District of Oklahoma, Case No. 14-CV-777-R) between the parties, and authorizing the District's Attorney to file such pleadings and take such other actions as are necessary, appropriate, and in the best interests of the District in connection with executing and implementing of such Agreement. This discussion and agreement referenced above will include whether or not to adopt a plan and agreement for the construction of a water main extension sufficient to serve the reasonable water needs of Love's, for the District to contribute and invest in the water main extension, and to obtain any necessary financing associated with the cost of the water main extension.

(b) Discussion and possible action by the Board of Directors of Rural Water, Sewer and Solid Waste Management District No. 1, Logan County, Oklahoma regarding whether or not to approve authorizing legal counsel for the District (Steve Harris, Attorney for District) to commence an appeal of the judgment entered in Logan-1 v. City of Guthrie (Logan County District Court, Case. No. CJ-2008-139), and to proceed with other actions including but not limited to further pursuit of objections to the pending garnishment, further assertion of available exemptions, further pursuit of a motion to stay execution pending appeal, and coordination with the District's state and federal lenders regarding their mortgage interest in assets which Guthrie has attempted to garnish or attach.

Relative to (a) and (b) above, copies of the proposal received from Love's and a copy of the judgment will be available for review and examination.

7. **Adjournment:**

THIS NOTICE OF MEETING AND AGENDA WAS POSTED ON THE FRONT DOOR OF THE OFFICE OF RURAL WATER, SEWER AND SOLID WASTE MANAGEMENT DISTRICT NO. 1, LOGAN COUNTY, OKLAHOMA, 5113 South Sooner Road, Guthrie, Ok on \_\_\_\_\_, AT (TIME) \_\_\_\_\_.

Signed: \_\_\_\_\_  
District Manager