

MINUTES  
LAWTON CITY COUNCIL REGULAR MEETING  
OCTOBER 11, 2016 – 6:00 P.M.  
NEW CITY HALL  
COUNCIL CHAMBERS/AUDITORIUM

Fred L. Fitch, Mayor  
Presiding

Also Present:  
Jerry Ihler, City Manager  
Frank V. Jensen, City Attorney  
Traci Hushbeck, City Clerk  
COL Samuel Curtis, Fort Sill Liaison

Mayor Fitch called the meeting to order at 6:03 p.m. Notice of meeting and agenda were posted on the City Hall notice board as required by law. Invocation was given by Charles Barnett, followed by the Pledge of Allegiance.

ROLL CALL

PRESENT:

Bob Morford, Ward One  
Keith Jackson, Ward Two  
Rosemary Bellino-Hall, Ward Three  
Dwight Tanner, Jr., Ward Five  
Cherry Phillips, Ward Six  
V. Gay McGahee, Ward Seven  
Doug Wells, Ward Eight

ABSENT:

Jay Burk, Ward Four

PROCLAMATION FOR WHITE CANE SAFETY DAY

Mayor Fitch proclaimed October 15, 2016 as White Cane Safety Day. He presented the proclamation to members of the Lawton Council of the Blind.

PROCLAMATION FOR ADOPT A SHELTER DOG MONTH

Mayor Fitch proclaimed October 2016 as Adopt a Shelter Dog Month. He presented the proclamation to Russell Anderson, Animal Welfare Supervisor.

AUDIENCE PARTICIPATION:

Valerie McMahan, 1403 NW Ozmun, stated she feels they need cameras as well as a security guard at Highland Cemetery at night when the cemetery is closed. Her son's grave has been vandalized four times. She stated a security guard could watch and alert the police.

Mayor Fitch stated staff will visit with the Highland Cemetery Board. He knows this has been a problem.

Ihler stated staff has met about this issue and they will speak to the cemetery board about assisting with the purchase of cameras and he has spoken with the police chief about increasing patrol at the cemetery.

Aaron Michael Merivel Dixon, 307 NW Ridgeview Way, stated he would like to speak about a fundraising effort to benefit the Lawton Police Department. This is a sticker program which will be provided by six locations. It will be \$5 for the blue sticker, \$20 for the silver sticker and \$100 for the gold sticker. The business would have a lock box with a three tier receipt. The Michael Dixon Trust is sponsoring this and they would pay for all the stickers and paraphernalia and take care of the pickup and receipts. An accountant would deposit the money in an account set aside by the Lawton Police Department. The participating businesses would be Scott's House of Flowers, The Silver Spoon, Saltwater Grill, Helen's Antiques, Lawton Veterinary Hospital and a box would also be at the police department. He stated there are bigger stickers for businesses and homes and there are smaller stickers for cars.

Jensen stated the council would not take action tonight but there could be an item on a future agenda to accept these donations into a specific account.

Deana Miller, 304 Maple Street, Elgin, OK, stated she is a single mother and she has been harassed by an individual so much that it is affecting her job at Fort Sill. It has been going on since 2014 and she cannot get anyone to help her. She has been to the police department and has documentation starting from 8/19/14 when she started stalking her because she married her ex-husband. She is here because she killed her dog and she keyed her car.

Tanner questioned if there was anything the council can do.

Jensen stated he is not sure if any officer or detective has presented a case to the city prosecutor.

Ms. Miller stated she has taken information to the prosecutor and nothing has been done. She has been charged for harassment and fined but it has not stopped.

Jensen stated they need to have a joint meeting between the city prosecutor's office and the detectives that have worked on this. They will either have enough evidence to prove a charge or get a protective order, which is handled by the county.

Ms. Miller stated she had a protective order which was dismissed in February because she did not have enough evidence.

Jensen stated that is handled by a special judge at the county. He can put together a meeting with city agencies on any potential charges that are still pending. That is the scope of the city's jurisdiction and authority.

Mayor Fitch stated the City Attorney has outlined a procedure and they will move forward to fully understand what has happened. He stated the council cannot take any action tonight.

CONSIDER APPROVAL OF MINUTES OF LAWTON CITY COUNCIL REGULAR MEETINGS OF SEPTEMBER 13 AND SEPTEMBER 27, 2016.

MOVED by Wells SECOND by McGahee to approve the minutes of Lawton City Council regular meetings of September 13 and September 27, 2016. AYE: Morford, Jackson, Bellino-Hall, Tanner, Phillips, McGahee, Wells. NAY: None. MOTION CARRIED.

CONSENT AGENDA

MOVED by Wells SECOND by McGahee to approve the consent agenda. AYE: Morford, Jackson, Bellino-Hall, Tanner, Phillips, McGahee, Wells. NAY: None. MOTION CARRIED.

1. Consider the following damage claims recommended for approval: Forrest and Cynthia Pever in the amount of \$2,706.62 (**Res. 16-75**) and Curtis Hamm in the reduced amount of \$400.00 (**Res. 16-76**). Exhibits: Legal Opinions/Recommendations, Resolution 16-\_\_\_ and Resolution 16-\_\_\_.
2. Consider the following damage claim recommended for denial: Roy and Margie Sullivan in the amount of \$266.63 and Kimberly and Alfred Chapman in the amount of \$250.00. Exhibits: Legal Opinions/Recommendations.
3. Consider accepting donations of \$2,330.00 to purchase three police canine bullet/stab resistant vest(s). Exhibits: None.
4. Consider setting the date of November 22, 2016, to hold a public hearing to close the 10 foot utility easement along the rear of Lots 11-13, Block 31, Wyatt Acres Addition, Part 15, located on NW Taylors Landing, between NW Allison Lane and NW Micklegate Boulevard. Exhibits: Application, Location Map and Plat Map.
5. Consider approving an addendum to contract (CL15-006) Annual Audit – City of Lawton with BKD, LLP of Oklahoma City, OK to include supplemental audit services of the Lawton Urban Renewal Authority (the Authority or LURA) for the fiscal years ended June 30, 2015 and June 30, 2016. Exhibits: Engagement letter addendum for auditing services to include LURA for the fiscal years ended June 30, 2015 and June 30, 2016 on file in Finance Administration office.
6. Consider extending contract (CL16-004) Manhole Rings and Cover to HD Supply Waterworks, LTD., of Owasso, OK. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
7. Consider extending contract (RFPCL15-059) Employee Physical/Drug Screen Testing to (section A - Physicals) to Comanche County Memorial, The Center for Occupational Health of Lawton, OK and (section B – Drug/Alcohol Testing) to Allied Labs, Inc. Lawton, OK. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.

8. Consider extending contract (CL16-002) Patching Material to Quadex, Inc. of North Little Rock, AR. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
9. Consider extending the Requirement Contract for Flourosilicic Acid to Pencco Inc. of San Felipe, TX. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
10. Consider approving appointments to boards and commissions. Exhibits: None

**Arts and Humanities Council**

Shelly Ray  
504 NW Columbia Avenue  
Lawton, Oklahoma 73507  
Unexpired Term 06/30/17

**Housing Authority**

Mark Ashton  
1618 NW 34<sup>th</sup> Street  
Lawton Oklahoma 73505  
10/27/19

11. Consider approval of payroll for the periods of September 26 – October 9, 2016.

**NEW BUSINESS ITEMS:**

12. Receive a presentation from OpTerra ES (formerly Chevron ES) of potential projects identified for a proposed third amendment to the 2008 Chevron energy performance contract, and as part of the presentation: (1) consider authorizing staff to proceed with finalizing a third amendment to the original Chevron contract for council approval, (2) discuss utilizing a lease purchase agreement as a funding option, and if desired, (3) authorize staff to request bids for a lease purchase agreement. Exhibits: Summary of findings and projects titled “Reinvesting in Infrastructure & New Tools (Phase 3)” will be provided at Council Meeting.

Jeffery Howland and Neil Craig from OpTerra Energy Services presented a power point presentation to the council. (On file in the City Clerk’s office).

Wells questioned if they had already bid this out.

Mr. Craig stated yes.

Wells stated he would like to have a separate meeting to look at these costs. He cannot support something that is going to have a net savings of \$15,000 over 15 years and will put the City in debt \$3 million. We are currently furloughing employees and in the past three years we have not given merit increases twice and the revenue in the budget this year is down. There is no funding source for this and it would be through a loan indebting the city. He feels they need to table this item and have a special council meeting to look at the costs by individual project. He stated with

the telephone system, we have no choice as we were notified as of October 1st that AT&T would not support the plexar system any longer and they extended that for six months. He stated as much as all these projects are needed, we really don't have any funds without putting the City in debt and taking that repayment out of the general fund. He just doesn't know why we would want to get the City further in debt.

MOVED by Wells SECOND by Tanner to table and discuss at a special council meeting.  
AYE: Morford, Jackson, Bellino-Hall, Tanner, Phillips, McGahee, Wells. NAY: None.  
MOTION CARRIED.

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

Bellino-Hall announced a fundraising event for the free clinic. A spaghetti dinner and silent auction will be held on Thursday, October 13<sup>th</sup> between 5:00 p.m. – 7:00 p.m. at the VFW on 103 NE 20<sup>th</sup> Street.

There being no further business to consider, the meeting adjourned at 7:02 p.m. upon motion, second and roll call vote.

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FRED L. FITCH, MAYOR

ATTEST:

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TRACI HUSHBECK, CITY CLERK