

MOVED by Burk SECOND by Wells to approve the consent agenda with the exception of items #5 and #7. AYE: Morford, Jackson, Burk, Tanner, Zarle, Haywood, Wells. NAY: None.
MOTION CARRIED.

1. Consider the following damage claims recommended for approval: Gerarda Nowlan in the amount of \$211.08, Southwestern Bell Telephone in the amount of \$1,716.06 (**Res. 15-10**), Margaret Dawley in the amount of \$420.00 (**Res. 15-11**) and Ashley Goode in the amount of \$15,258.10 (**Res. 15-12**). Exhibits: Legal Opinion/Recommendation, Resolution No. 15-____, Resolution No 15-____ and Resolution No. 15-____.
2. Consider adopting a resolution ratifying the action of the City Attorney and the City Manager in making payment on the judgment in the Workers' Compensation case of Craig Lyman in the Workers' Compensation Court of Existing Claims, Case No. 2014-03436K. Exhibits: **Resolution No. 2015-13**.
3. Consider adopting a resolution approving the compromise settlement and making payment in the workers' compensation claim of Jay Head. Exhibits: **Resolution No. 2015-14**.
4. Consider approving contract with Jimmy Arterberry to participate in the Lawton Arts & Humanities Council's (LAHC) FY14-15 Native American Program "Sharing the Spirit" and authorize the Mayor and City Clerk to execute the agreement. Exhibits: Contract on file in City Clerk's office.
5. Consider approving a professional services agreement with Michael S. Bates, Labor Relations Consulting Services of Tulsa, Oklahoma, L.L.C. for consultation services, and authorize the Mayor and City Clerk to execute the agreement. Exhibits: Professional Services Agreement.

Jackson stated in his opinion, we have asked consultants to come down and evaluate our wage system numerous times during the sixteen years he has been on the council. The reports are still out there and are probably still valid. He feels this is a waste of money. Even when the reports come in after these evaluations, usually they start evaluating and the pay increases come at the top level and by the time they get to the lower echelon of employees, the money has run out. He wanted an opportunity to vote no on this because he feels it is a waste of money.

Wells stated he would basically agree with Councilmember Jackson, but he is not sure if we are required to do these either by city code or union contracts.

Long stated there is a requirement placed on him and his dutiful obligation to provide the council will a comprehensive salary evaluation every year. It does not stipulate what form it has to be in.

Mayor Fitch questioned the charge on this.

Long stated it would amount to approximately \$7,500 for the time required. They would also pay travel expenses.

Wells questioned if this was required by union contracts or code.

Jensen stated they are not.

MOVED by Jackson SECOND by Wells to deny the professional services agreement with Michael S. Bates, Labor Relations Consulting Services of Tulsa, Oklahoma, L.L.C. AYE: Morford, Jackson, Burk, Tanner, Zarle, Haywood, Wells. NAY: None. MOTION CARRIED.

6. Consider approving the Professional Services Contract for Consultant Brokerage services concerning employee health benefits held by Higginbotham Insurance Agency, Inc. for one additional year. Exhibits: Contract extension form.
7. Consider approving an application for Economic Development Assistance – Retail submitted by MVG Development to assist with the improvement to the intersection of SW 38th Street and SW Lee Boulevard per City Council Policy 1-10. Exhibits: Application and Agreement.

Jackson stated he has a hard time with us assisting in this, he feels this is a cost that should be incurred by that developer and it should not come out of taxpayers pockets.

Richard Rogalski, Community Services Director, stated this is for the Walmart Neighborhood Market project located at the NW corner of Lee and 38th Street. During the building permit review of the new Wal-Mart Neighborhood Market located on the northeast corner of SW 38th Street and SW Lee Boulevard, there were a number of public improvements that were required as a condition of approval. These improvements are to provide emergency vehicle preemption for the signal lights; the installation of pedestrian signal heads and push-button actuators; and the installation of painted crosswalks and ADA curb ramps on three corners of the intersection. For these improvements, the developer has submitted an application for Economic Development Assistance – Retail in the amount of \$45,463.50, being one-half of the construction cost for these items. This project meets the criteria as a Neighborhood Retail Project and is located within an Enterprise Zone. While this is normally the case with any large development project, the developer, MVG Development, felt that the improvements required for the existing intersection of SW 38th Street and SW Lee Boulevard, were beyond the norm. The projected annual retail sales are estimated to be \$18 million in the first year. Being primarily a grocery store and pharmacy with a gas station, it would be expected that much of the sales would be transfer sales from within the Lawton community. However, even based on only 15% of the sales being new revenue, the 4.125% sales tax contributed to the City of Lawton would be \$111,375. The \$45,463.50 in assistance requested amounts to only 41% of this amount.

Wells stated they discussed this at the Lawton Economic Development Authority (LEDA) and he feels anytime the City is requiring any developer to do things that are a city requirement, not part of the normal plans, they have a right to expect to be reimbursed for some of the costs. Those things would not have been done at that intersection if the city had not required. He feels this should be approved. They fall under the criteria and they submitted the application.

Rogalski stated the developer is in attendance if anyone has questions.

Jackson stated he did review the LEDA minutes and it was not a unanimous vote.

Wells stated the vote to approve was 6-3.

Jackson stated at the time this was initially brought to council he voted no. He feels this is just a part of the development of the project and taxpayers should not be funding this.

Burk stated when he got on the council 8 years ago we did not have an Economic Development Assistance application and he chaired the committee along with all kinds of retail and industrial people in Lawton and everywhere else in Oklahoma was offering these incentives in their community. They felt it was very important to offer the same incentives to those that were going to other communities. There have been those that have not met the criteria, but there have been a lot that have and look at all the development in this city over the past 8 years. These small incentives have made a huge impact on our local economy because they use local contractors to do the work. He feels this is something we should be doing.

Rogalski stated there were a number of other public improvements that were required which the developer felt directly served their property, but when they looked at the intersection improvements they felt these were more community improvements so they asked if the city would split these 50/50, so they isolated these costs which came to a little over \$90,000.

Morford confirmed it would not be over \$45,000.

Rogalski stated yes, that is the maximum, but it could be less.

Mayor Fitch stated they have met all the criteria and this is coming out of hotel/motel economic development funds, it is not sales tax money. This is being paid by tourists and guests. He stated we will be receiving the \$45,000 within 2 months in sales tax which employs 90-95 people. Walmart has been a good corporate citizen and provides a lot of jobs.

Wells stated that side of town has really been helped and that parking lot is full all of the time.

MOVED by Wells SECOND by Morford to approve an application for Economic Development Assistance – Retail submitted by MVG Development to assist with the improvement to the intersection of SW 38th Street and SW Lee Boulevard per City Council Policy 1-10.

Tanner stated he agrees with both Jackson and Wells. He thought you negotiated incentives up front and this is a tail end incentive. This is something that was added on after the fact, having these upgrades to the intersection. We put in a crosswalk that drops off into an open field.

Mayor Fitch stated these are requirements that we are putting on new construction and we do have sidewalks that go to nowhere, but we have been trying to make sidewalks a must on all residential and commercial properties and if we don't do this now we will eventually be spending \$90,000 plus.

Jackson stated there are lots of good citizens that live on the east side of Cache Creek that would like to have a Walmart of any size.

Wells stated once we get that new nine mile sewer line in there will be some development on that side of town.

VOTE ON MOTION: AYE: Morford, Burk, Tanner, Zarle, Haywood, Wells. NAY: Jackson. MOTION CARRIED.

8. Consider granting a revocable permit for the construction of a subdivision entry sign for Scissortail, Part 1, which is located on the west side of NE Flower Mound Road, approximately ½ mile north of East Gore Boulevard. Exhibits: Revocable Permit is on file in City Clerk's Office. Exhibits: Application and Site Plan.
9. Consider approving Amendment No. 6 to the August 12, 2008, contract with Black and Veatch Corporation for professional engineering services for modifications to the design of Work Package No. II for the Wastewater Treatment Plant Improvements. Exhibits: Amendment to the Agreement.
10. Consider accepting a permanent easement and a temporary easement from John E. Barnes, Jr., Linda T. Dauber, and Paul E. Barnes, Co-Trustees of the John E. Barnes, Sr. Family Trust, Dated October 20, 2005 for right of way needed for the South Wolf Creek Trunk Expansion #3 Project #14-2SSES authorizing the Mayor and City Clerk to execute the documents and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office
11. Consider accepting a settlement agreement and a permanent easement from 2020 Development of Lawton, Inc. for right of way needed for the SE 45th Street Reconstruction (Between Lee & Gore) Project #2006-12, authorizing the Mayor and City Clerk to execute the documents and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office.
12. Consider accepting a settlement agreement and two permanent easements from The Richards Family Group, LLC for right of way needed for the SE 45th Street Reconstruction (Between Lee & Gore) Project #2006-12, authorizing the Mayor and City Clerk to execute the documents and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office.
13. Consider accepting a settlement agreement and two permanent easements from Frank L. Richards 1992 Trust for right of way needed for the SE 45th Street Reconstruction (Between Lee & Gore) Project #2006-12, authorizing the Mayor and City Clerk to execute the documents and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office.

14. Consider accepting a settlement agreement, two permanent easements and a temporary easement from Frank L. Richards 1992 Trust for right of way needed for the SE 45th Street Reconstruction (Between Lee & Gore) Project #2006-12, authorizing the Mayor and City Clerk to execute the documents and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office.
15. Consider accepting a settlement agreement and a permanent easement from Eastern Hills Development Co. of Lawton, Inc. for right of way needed for the SE 45th Street Reconstruction (Between Lee & Gore) Project #2006-12, authorizing the Mayor and City Clerk to execute the documents and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office.
16. Consider accepting a warranty deed from Raymond H. Durham, a single person, for right of way needed for the SW 52nd Street Project# 2012-4, authorizing the Right of Way Agent to execute the document and authorizing the Mayor and City Clerk to make payment for the same. Exhibits: Document is on file in the City Clerk's office.
17. Consider accepting a warranty deed from Albert Rivas, a single person, for right of way needed for the SW 52nd Street Project# 2012-4, authorizing the Mayor and City Clerk to execute the document and authorizing payment for the same. Exhibits: Document is on file in the City Clerk's office.
18. Consider approving the purchase of: (1) 100' Aerial Platform Fire Apparatus from Sutphen Corporation of Dublin, Ohio; and (2) associated equipment from various vendors to be determined in accordance with city code and/or purchasing policy, as appropriate. Exhibits: Equipment Maintenance Superintendent recommendation, Sutphen Price Sheet Discounts.
19. Consider extending contract (CL14-018) Lease of Hydraulic Excavator to CL Boyd Company Inc. of Oklahoma City, OK for an additional year. Exhibits: Department recommendation, Contract Extension Form, Price Sheet.
20. Consider awarding contract (CL15-025) Ozone Analyzers to Xylem Water Solutions Inc., USA of Charlotte, NC. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
21. Consider approval of payroll for the period of January 5 - 18, 2015.

OLD BUSINESS ITEMS:

22. Consider awarding contract (CL15-026) Large Diameter PS46 Closed Profile PVC Pipe (Item #1 - 36' Closed Profile, PS 46 PVC Pipe and Item #2 - 42' Closed Profile, PS 46 PVC Pipe) to HD Supply Waterworks, LTD of Owasso, OK. Exhibits: Department recommendation, Abstract of Bids, Price Bid Sheet.

Wells stated it appears that staff has provided the answers to questions council had when this was tabled.

MOVED by Wells SECOND by Morford to award contract (CL15-026) Large Diameter PS46 Closed Profile PVC Pipe (Item #1 - 36' Closed Profile, PS 46 PVC Pipe and Item #2 - 42' Closed Profile, PS 46 PVC Pipe) to HD Supply Waterworks, LTD of Owasso, OK. AYE: Morford, Jackson, Burk, Tanner, Zarle, Haywood, Wells. NAY: None. MOTION CARRIED.

23. Consider awarding contract (CL15-026) Large Diameter PS46 Closed Profile PVC Pipe (Item #3 - 48' Closed Profile, PS 46 PVC Pipe and Item #4 - 54' Closed Profile, PS 46 PVC Pipe) to Oklahoma City Winwater of Oklahoma City, OK. Exhibits: Department recommendation, Abstract of Bids, Price Bid Sheet.

Wells stated staff has provided the information they asked for and it appears to be sufficient to justify.

MOVED by Wells SECOND by Morford to award contract (CL15-026) Large Diameter PS46 Closed Profile PVC Pipe (Item #3 - 48' Closed Profile, PS 46 PVC Pipe and Item #4 - 54' Closed Profile, PS 46 PVC Pipe) to Oklahoma City Winwater of Oklahoma City, OK. AYE: Morford, Jackson, Burk, Tanner, Zarle, Haywood, Wells. NAY: None. MOTION CARRIED.

NEW BUSINESS ITEMS:

24. Hold a public hearing and adopt a resolution declaring the structure located at 402 NW Ferris Avenue to be dilapidated pursuant to Lawton City Code, Division 6-5-1, ordering the owner to abate the nuisance, authorizing summary abatement, and authorizing the City Attorney to commence legal action in district court to abate the nuisance. Exhibits: Resolution 15-__ and exhibits for the property.

Anthony Griffith, Neighborhood Services Supervisor, reported the numerous violations of city code existing on the property are documented on the Property Maintenance Evaluation Sheet. He stated the property has been without utilities since January 30, 2012. Griffith presented photographs of the property. He stated there are several dead trees on the property that pose a danger to pedestrians. There are several animals that live inside of the structure and there is a strong odor of cat urine and spoiled cat food. The neighbors have complained of the infestation of fleas and rodents.

Tanner stated he spoke with Ms. Ivey, the property owner, and the house is in poor condition. There were animals living inside the house. The next door neighbor, Mr. Shanklin, and his daughters have requested they put this property to the forefront of the D&D list because of these issues. He stated Ms. Ivey is on a fixed income and she wants to do these repairs but she can't afford to. He has spoken to the Shanklins and has come up with a proposal. There is a program through the Housing and Community Development Division that helps with these situations. He spoke with Mr. Libby and he has said that she does qualify for an emergency \$5,000 grant for the outside and a \$5,000 grant for the inside, but it will take time for her to fill out the paperwork. They need to address the flea issue immediately and he has spoken to Ms. Ivey and suggested that she adopt these animals out and she has agreed. With the help of the Human Society the dog has been picked up today and the cats will be picked up tomorrow. He suggested they table this issue.

Morford questioned if Ms. Ivey lives close by.

Tanner stated yes. She goes there every day. In January 2012 during an ice storm a limb fell and pulled the electrical wire away from the house and she cannot afford to have an electrician fix the meter box and that is why the electricity has been off since 2012. He stated it will take some time to apply for the housing funds. He is proposing that they table this item with the following triggers. They allow Ms. Ivey time to remodel the structure and bring it up to code. The inside of the structure will be completely clean and sanitized within 30 days of today date, verified by Neighborhood Services. Her children have agreed to help her clean the house out and he will personally pay for the city to bring a dumpster out to put this stuff in and haul it off. The next trigger is that the owner obtain the necessary funds to retain a licensed contractor to complete the required repairs and remodel in order to bring the structure up to code no later 90 days from today's date, and all the repairs and remodel be completed no later than 180 days from today's date.

PUBLIC HEARING OPENED.

Kelly Shanklin, 406 NW Ferris, stated she understands that Ms. Ivey will have to apply for these funds, but she has had it with the rodents and fleas and she has fought them for two years. She wants something done with this property and it is going to take more than 60 days to get this house fixed. During the summer the stench is just horrendous and she would like to see something done as fast as they can.

Mayor Fitch questioned if the funding was \$5,000 for the exterior and \$5,000 for the interior.

Tanner stated the available funds for emergency assistance is \$10,000, but there is also \$25,000 that is available, so there is a total of \$35,000 that she would qualify for because of her income. Out of the \$25,000 she would have to pay 5% back, which is \$1,250. This whole deal may fall apart, but he just wanted to give Ms. Ivey an opportunity to at least try.

Burk stated he understands that it is difficult on a fixed income, but that is what the D&D is all about. It is giving them time to start the process with staff working with them to get through this process. Just because it is put on the D&D does not mean it will be torn down, it means it is time to start the remodel and getting the necessary permits and applying with HUD and staff will help with that. This is one where the Shanklins and everyone in that area has had enough.

Jackson stated this is a neighborhood of his youth, he lived at 407 Euclid for twelve years. It is actually a historic Lawton house that overlooks the park and he would like to save the house but it has to be cleaned up. He will go along with whatever Councilmember Tanner and the council want to do.

Mayor Fitch questioned if \$35,000 was enough to remodel this house and bring it up to code.

Burk stated it will take a huge amount of money just on electrical upgrades. The house is in poor condition and he believes that \$35,000 won't even touch it to get it to where it is livable. He is

concerned with how the pets have destroyed the inside of the home. Neighborhood Services have the people to keep on top of the situation and take care of her.

Haywood questioned if Ms. Shanklin and her father feel this home could be fixed.

Ms. Shanklin stated they tried to buy the property a couple years ago and it is going to take a lot of money. She would hate to see it torn down, but she cannot live the way she has for the past three years.

Mayor Fitch questioned if Ms. Shanklin was in agreement with the time frame if it is put on the D&D list, which would give her approximately six months.

Ms. Shanklin stated when it starts getting warm she will see fleas that have been dormant all winter. That is her problem.

Tanner stated the animal issue was the first issue he addressed. The dog was gone today and the four cats will be picked up tomorrow. Ms. Ivey will have 30 days to go in and clean that house up and sanitize it and it will be supervised by Neighborhood Services and if they don't do that we will bring it back and it goes on the D&D list.

Morford stated they will have to treat the yard.

Wells stated if they place it on the D&D list they will have thirty days to get permits. If they do that then staff will work with them.

Tanner stated the process is a little more rigorous if placed on the D&D list.

Wells stated staff understands what the council's intentions are which is to give her thirty days to get it cleaned and apply with HUD. They will not put pressure on her to do other things until those dates are met.

Griffith stated he has talked with Councilmember Tanner about his three point proposal. He stated on the D&D list they come up with the most stringent list and will be much more expensive. If the owner volunteers to do the repairs there are certain things that they would not require.

Morford requested Councilmember Tanner go over the timeline.

Tanner stated the first 30 days the inside of the house has to be totally cleared out. Within 90 days she will have to have this funding taken care of and a total of 180 day from start to finish to have that house ready to move into.

Morford questioned if this was realistic.

Tanner stated in talking with Mr. Griffith it is achievable if everything works out perfectly. If it is not cleaned out in 30 days it will come back to council and will go on the D&D list.

PUBLIC HEARING CLOSED.

MOVED by Tanner SECOND by Wells to table. AYE: Morford, Jackson, Burk, Tanner, Zarle, Haywood, Wells. NAY: None. MOTION CARRIED.

25. Consider discussing gaining the support of and entering into cooperative agreements with other communities in SW Oklahoma to seek federal and state grants for regional cloud seeding. Exhibits: None.

Jackson stated Lawton and southwest Oklahoma has been in a drought for several years and we are getting in bad shape. He wanted to ask the council if they could have a dialogue with surrounding cities and counties to discuss the possibility of cloud seeding. There was a cloud seeding effort made in the 1970's that, he believes, was very successful. He believes in cloud seeding but he does not believe that the City of Lawton should incur this cost alone and he believes other counties and cities around the area should also participate. There is a study being done which is funded by the 2015 sales tax extension program which will give us options, but it takes so long to get that underway and he feels a discussion needs to be had about the possibility of cloud seeding. It was done in Wichita Falls with some degree of success. He suggested they also pursue state grants.

Mayor Fitch stated Councilmember Jackson is not talking about expending any funds at this time, he is talking about opening up the conversation with surrounding communities and seeing if there is any interest in going together and at the appropriate time it would come back to council with any associated costs.

Jackson stated he would just like to open up the dialogue.

Morford questioned when they will get the results of the water study.

Jerry Ihler, Public Works Director, stated we will receive the final report at the end of September, but we will have some intermittent reports to give council an update.

Wells questioned why Wichita Falls seems to move so much faster than us. They are out drilling wells and they seem to be going out and doing a lot of things that would be within our control within the city limits. We are always waiting for a study to be done.

Ihler stated if the council wants to provide some funding they can go ahead and start some test wells that they can drill.

Wells stated that we are getting desperate and they need to figure out a way to come up with some money.

Haywood questioned the status of Waurika.

Ihler stated Waurika is at 29% capacity.

Mayor Fitch stated they are looking at changing out the intake so they can utilize more of what usable water is down there.

Ihler stated they will be coming to the council soon with some hard data and some hard costs on their dredging project to clear the silt away from their intake structure. They are looking at gaining access to approximately 25,000 acre feet. Our share would be approximately 15,000 acres.

Zarle stated water needs to be the top priority of anything we are doing.

Mayor Fitch suggested that staff come up with some costs of drilling wells in this community and where these areas are that would have wells with usable water.

Ihler stated that is part of the study, they are looking at the water quality of some of the wells. There are not too many wells in the community. The consultant is looking at the water quality and what we can use it for, such as drinking water or irrigation. There will be some treatment costs associated with that and will there be a regional area that we can pump certain wells to and get them to that location to be treated and get it to the distribution system or will we have localized areas with multiple smaller treatment capacities. All of these things are going to be looked at. The final report is due in September but that does not include any test wells. They will come back and provide numbers to drill some test wells if that is the direction the council wants to move in.

Morford questioned the difference between a test well and a producing one. If they drill a test well and it is good, can we go back in.

Ihler state if they get good results from the test wells and the quality of the water and the production of the well, then you would go in and do a full blown well with casing all the way. The numbers that he saw were in the neighborhood of \$800,000 for five test wells.

Jackson stated water is the most important thing they have going on right now and they need to change their line of thinking back to we have a water problem and start addressing it at every council meeting and they need to get a water update. We will be in stage 4 very soon. There are wells in town now and he questioned why we couldn't test those preexisting wells that are already in place.

Ihler stated he understands that the Lawton Enhancement Trust Authority (LETA) is going through the process of hiring someone to take a look at the well at 2nd & Ferris.

Burk stated LETA wanted to do something to see if that well was viable and what it could be used for. The biggest thing is getting that water to a location where it can be treated and then get into the water supply. That is the huge expense. Just to do the testing at 2nd & Ferris was \$9,000 and it already has a casing. Some of the wells in town would not produce enough water. The biggest problem in every community is funding.

Jackson questioned at what cost do we continue to idle?

Wells stated Wichita Falls did a great job informing the citizens and they were able to raise their rates and come up with the funds to spend millions of dollars on reuse and other things. We need to get citizens to understand just how dire this is becoming. We may have to raise rates to come up with the money to do some of these things.

MOVED by Jackson SECOND by Morford to approve a discussion with regards to entering into cooperative agreements with other communities in SW Oklahoma to seek federal and state grants for regional cloud seeding. AYE: Morford, Jackson, Burk, Tanner, Zarle, Haywood, Wells. NAY: None. MOTION CARRIED.

FINANCE REPORT

Brooks Mitchell, Finance Director, presented revenue and expenditure highlights for period ending December 31, 2014. (On file in the City Clerk's office).

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

COL Waters stated Fort Sill has opened their income tax assistance center which is a free service for military retirees and military personnel and their families. He stated they are increasing the access measures at Fort Sill and they have adjusted the dated to February 17th. He reviewed the process for acquiring back ground checks prior to visiting the Visitor Control Center. There are three types of passes, a four day pass, a thirty day pass and a one year pass.

Mayor Fitch stated applications are available in City Managers office.

Tanner stated he represented the City on a couple of Martin Luther King events. He attended the viewing of the movie Selma and also attended the Unityfest which was hosted by our parks and recreation department. He congratulated two students from St. Mary's Catholic School who represented Lawton at the spelling bee in Duncan. Nicholas Saliba came in first and Gwenyth Tanner came in second. They will be representing their school at the state spelling bee in Norman.

Burk stated his daughter made all-state choir and she is also the lead in the musical Footloose at McArthur High School.

The Mayor and Council convened in executive session at 7:43 p.m. and reconvened in regular, open session at 8:17 p.m. Roll call reflected all members present.

EXECUTIVE SESSION ITEM:

26. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending damage claim of Kailee King and, if necessary, take appropriate action in open session.

Jensen read the title of item #26. No action was taken.

27. Pursuant to Section 307B.2, Title 25, Oklahoma Statutes, consider convening in executive session to discuss negotiations for a Collective Bargaining Agreement for FY 2015-2016 between the Police Union, IUPA Local 24, and the City of Lawton, and, if necessary, take appropriate action in open session. Exhibits: None.

Jensen read the title of item #27.

MOVED by Wells SECOND by Burk that for fiscal year 2015-2016 negotiations of the IUPA Local 24 to appoint Tim Wilson as the City's chief negotiator, further move to appoint Jim Russell and Assistant Chief Apple to the negotiating team with Kelea Fisher, Bryan Long and Chief Smith to serve as alternate members. AYE: Morford, Jackson, Burk, Tanner, Zarle, Haywood, Wells. NAY: None. MOTION CARRIED.

28. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending grievance from the International Association of Fire Fighters (IAFF), Local 1882 over the recently enacted tobacco free ordinance and take action in open session, if necessary. Exhibits: Union Grievance.

Jensen read the title of item #28.

MOVED by Burk SECOND by Zarle to authorize the City of Lawton to participate in mediation with IAFF Local 1882 in an attempt to resolve this grievance and further move to appoint Councilperson Wells as council representative to attend any such mediation sessions that may be scheduled. AYE: Morford, Jackson, Burk, Tanner, Zarle, Haywood, Wells. NAY: None. MOTION CARRIED.

29. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss a pending investigation by the Oklahoma State Board of Veterinary Medical Examiners concerning the Lawton Animal Shelter, and if necessary, take appropriate action in open session. Exhibits: None. **THIS ITEM WAS STRICKEN**

There being no further business to consider, the meeting adjourned at 8:20 p.m. upon motion, second and roll call vote.

FRED L. FITCH, MAYOR

ATTEST:

TRACI HUSHBECK, CITY CLERK