

MINUTES
LAWTON CITY COUNCIL REGULAR MEETING
MARCH 27, 2012 – 6:00 P.M.
NEW CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

Mayor Fred L. Fitch
Presiding

Also Present:
Larry Mitchell, City Manager
Frank V. Jensen, City Attorney
Traci Hushbeck, City Clerk

Mayor Fitch called the meeting to order at 6:00 p.m. Notice of meeting and agenda were posted on the City Hall notice board as required by law. Invocation was given by Pastor Shane Hall, First Baptist Church, followed by the Pledge of Allegiance.

ROLL CALL

PRESENT: Bill Shoemate, Ward One
Michael Tennis, Ward Two
Rosemary Bellino-Hall, Ward Three
Jay Burk, Ward Four
George Moses, Ward Five (Arrived @ 6:25 p.m.)
Richard Zarle, Ward Six
Stanley Haywood, Ward Seven
Doug Wells, Ward Eight

ABSENT: None

PRESENTATION OF MARCH 2012 CITIZEN OF MONTH TO JEANNE MCKENTY

Karen Woodward, Mayor's Commission on that Status of Women introduced Jeanne McKenty as the citizen of the month for March 2012.

Mayor Fitch presented a Certificate of Commendation from the Mayors Office.

PROCLAMATION FOR WELCOME HOME VIETNAM VETERANS DAY

Mayor Fitch proclaimed Friday, March 30, 2012 as Welcome Home Vietnam Veteran's Day. Bryan Long, Assistant City Manager, read the proclamation.

PRESENTATION OF OKLAHOMA MUNICIPAL LEAGUE HONOR ROLL OF SERVICE.

Carolyn Stager, Executive Director of Oklahoma Municipal League and Mayor Fitch presented certificates and 25 year service pins to City of Lawton employees Donald Daniel, Bobby Dodd, Clinton Cobb, Jr., Carolyn Jeffries, Mark Mitchell, Melody Mort and Kevin Putney.

AUDIENCE PARTICIPATION:

Mike Hodges, 829 NW 41st Street, stated Ronnie Smith, Sr. has been a vital part of the community for over 37 years as a friend, advisor, police officer, police chief and a volunteer firefighter. He stated he is also a Vietnam Veteran. He stated on March 6, 2012 Ronnie was given three options to either resign, retire or be prepared to be discharged. He stated he resigned. He started a petition on March 7, 2012 in an effort to try and get Ronnie Smith, Sr. reinstated as chief of police. He presented the City Council with a petition that has 3,397 signatures. He questioned why Ronnie Smith, Sr. has become the fall guy when he is not the only one responsible for rehiring a particular police officer. He stated everyone makes mistakes, but it is up to people to correct their mistakes. He requested that the city council and the City Manager admit the mistake and correct the mistake by reinstating Ronnie Smith as the police chief. He stated he is tired of paying for all of these lawsuits.

Michael Underwood, 4634 Meadowbrook, stated he does not have a bone to pick with the City Manager. He stated it is unfair that Ronnie Smith cannot speak for himself and after serving this community for 37 ½ year and putting his life on the line, he is kicked to the curb for something he had no control over. That is not the way to treat city employees. He stated they give veterans second chances. The City Manager signed off on rehiring the police officer. He stated the police officer got cleared by internal affairs but yet the officer was terminated and he does not believe it is fair. It could have been handled in house and with more discretion. He questioned why this had to end up in front of the TV cameras and newspaper giving Lawton a bad wrap. He suggested that a couple of council members get together with Ronnie Smith and the City Manager and get this ironed out. He requested Ronnie Smith be rehired and that they look at rehiring the police officer so that they don't spend hundreds of thousands of dollars in lawsuits and attorney fees when they could be spending that money on roads.

Jerry Orr, 1407 NW 31st Street, stated he came to this town in 1957 and they called the downtown area the impact zone. He has known Ronnie Smith since he came on the force and he has worked very closely with him on youth programs. He has taken care of the gang problem in a hurry. He requested that the council take these things into consideration and work this out.

Jack Sayre, 18706 NE Bishop Road, stated he came to Fort Sill in 1955 and he has watched this city grow. He stated he had a renter move out of his home on December 6th and they had all the utilities cut off. Last week he went to check on this house and some school kids had opened the outside faucets. The water had run all night. He questioned who would be held responsible for the City's mistake if that meter is still leaking. He has watched every year as there are more burdens on the poor people in this town. They cannot afford these big bills.

Mayor Fitch stated Mr. Sayre could address these concerns with Revenue Services staff.

Dwight Tanner, Jr., 613 W. Gore, stated he has been thinking about ordinance that was passed at the last meeting eliminating water leak adjustments. He stated the council felt that all of the citizens should not be responsible for everyone's water leaks.

Mayor Fitch stated this issue cannot be brought back to the council for six months.

Mr. Tanner stated all of the utility companies have programs where you can donate to help those who cannot pay their utility bills. He questioned if the city council would consider a program like that where people can donate if they like. The council can appoint a volunteer committee who could give out vouchers to people who request help.

Mayor Fitch stated staff could look at that option.

CONSIDER APPROVAL OF MINUTES OF LAWTON CITY COUNCIL REGULAR MEETING OF MARCH 13, 2012.

MOVED by Wells SECOND by Haywood to approve the minutes of Lawton City Council regular meeting of March 13, 2012. AYE: Haywood, Wells, Shoemate, Tennis, Bellino-Hall, Burk, Moses, Zarle. NAY: None. MOTION CARRIED.

CONSENT AGENDA: The following items are considered to be routine by the City Council and will be enacted with one motion. Should discussion be desired on an item, that item will be removed from the Consent Agenda prior to action and considered separately.

Mayor Fitch stated items #1 and #19 need to be considered separately.

MOVED by Burk SECOND by Wells to approve the consent agenda with the exception of items #1 and #19. AYE: Wells, Shoemate, Tennis, Bellino-Hall, Burk, Moses, Zarle, Haywood. NAY: None. MOTION CARRIED.

1. Consider authorizing the City Attorney to pay for 2008 property taxes for subject property located at 1907 SW “D” Avenue in order to protect the City’s dilapidation lien by keeping the property off of the 2012 Tax Sale. Exhibits: None.

Jensen stated this item was placed on the agenda by his office and the council may reconsider whether or not to approve this item.

Steven Greb, Assistant City Attorney, stated over the past year the City has been in litigation on a dilapidated property and the City prevailed in that litigation, but the owner appealed it and the case is now in the Court of Civil Appeals. In the meantime the property has gone unpaid and the property is set to go to tax sale in June. If the property sells at tax sale we would lose our position as far as the lien and our ability to foreclose on the property and be reimbursed for our costs. The City has two boarding and securing liens and three mowing and clearing liens totaling \$1,100. If we were to abate the building we are looking at an additional \$500. Just to redeem the 2008 taxes would be \$600, but since then penalty and interest fees have accrued and the amount is now \$908. He feels that since they are now looking at paying upwards of \$1,000 they need to consider if this is in the best interest of the City to appropriate these funds. He stated staff is now recommending that the City not pay the taxes.

Jensen stated even if this goes to a tax sale the property is still dilapidated and we don’t want to risk the funds to potentially collect on our liens later.

MOVED by Wells SECOND by Zarle to disapprove. AYE: Shoemate, Tennis, Bellino-Hall, Burk, Moses, Zarle, Haywood, Wells. NAY: None. MOTION CARRIED.

2. Consider approving a resolution authorizing and calling for an election in the City of Lawton, State of Oklahoma, for the purpose of setting the dates for the 2012 primary and general municipal elections of the Mayor and designated City Council seats and authorizing the Mayor to issue an election proclamation. Exhibits: **Resolution No. 12-30** and Election Proclamation.
3. Consider transferring \$2,000 from Council Contingency to Mayor/City Council Training & Travel to cover expenses for the balance of FY 2011-2012 budget year. Exhibits: None.
4. Consider adopting a resolution setting the E-911 fee for the period of July 1, 2012, through June 30, 2013. Exhibits: **Resolution No. 12-31**.
5. Consider accepting a grant from the Corporation for National and Community Service, CNCS, for the Retired and Senior Volunteer Program (RSVP) for Fiscal Year 2012-2013 funding. Exhibits: Contract on File in City Clerk's Office.
6. Consider accepting a grant from the OKDHS Aging Services Division for the Retired and Senior Volunteer Program (RSVP) for Fiscal Year 2012-2013 funding. Exhibits: Contract on File in City Clerk's Office.
7. Consider approving an agreement with The Pioneer Club of Lawton, Oklahoma for the construction and maintenance of a Pioneer Memorial at Elmer Thomas Park to be sponsored by the Pioneer Club of Lawton, Oklahoma. Exhibits: Copy of Design Silhouette and Cooperative Agreement for Construction and Maintenance of the Pioneer Club Lawton, Oklahoma.
8. Consider setting the date of May 8, 2012, to hold a public hearing to close the 5-foot alley between Lots 11 and 12, Block 9, Industrial Addition and the adjacent 20-foot alley located approximately at 101 SE D Avenue. Exhibits: Application and Location Map.
9. Consider accepting an 8-inch waterline to serve the Enterprise Rent-A-Car located at 6103 NW Cache Road and waiving the maintenance bond requirement. Exhibits: Location Map.
10. Consider accepting an 8-inch waterline to serve the EZ Go Store located at 6439 NW Cache Road and waiving the maintenance bond requirement. Exhibits: Location Map.
11. Consider accepting the deceleration lane for Laugh Out Loud located at 6720 NW Quanah Parker Trailway and waiving the maintenance bond requirement. Exhibits: Location Map.

12. Consider accepting the recommendation of the Lawton Impact Fee Oversight Committee and authorize staff to proceed with the required engineering, easement acquisition, and construction of two sewer line upgrade projects in east Lawton using designated water/sewer impact fees. Exhibits: Proposed Project Location Maps. March 7, 2012 Impact Fee Oversight Committee meeting minutes are on file in the City Clerk's Office
13. Consider acknowledging receipt of a permit for the construction of a waterline and appurtenances from the Oklahoma Department of Environmental Quality to serve the SW 2nd Street Enhancement Phs IV Project #2011-4, City of Lawton, Comanche County, Oklahoma. Exhibits: Permit to Construct dated February 17, 2012.
14. Consider approving plans and specifications for the Carwash Facility Project #2012-1 and authorizing staff to advertise for bids. Exhibits: None.
15. Consider adopting **Street Light Resolution No. 475** to authorize the installation of street lights at the location listed in the Resolution. Exhibits: Street Light Resolution No. 475.
16. Consider awarding contract (CL12-029) Water Line Fittings & Valves Item 1 to American Waterworks Supply of Norman, OK. Exhibits: Department recommendation, abstract of bids, price sheet.
17. Consider awarding contract (CL12-029) Water Line Fittings & Valves Items 2 - 23 to Water Products of Oklahoma from Owasso, OK. Exhibits: Department recommendation, abstract of bids, price sheet.
18. Consider approving contract extension on month to month basis for (RFPCL09-039) Cellular Telephone Service to US Cellular of Tulsa, OK. Exhibits: Department Recommendation, Price Sheet, Contract Extension Form.
19. Consider rejecting bid (CL12-030) Sale of Airport Fire Truck from Larry Burk Farm of Lawton, OK. Exhibits: Department recommendation, abstract of bids, price sheet.

Jerry Ihler, Public Works Director, stated this is a 1981 crash rescue truck that was at the airport fire station and it got to the point where they could not purchase parts for the equipment. They put it out for bid and they only received one bid for \$1,200. Staff is recommending council reject the bid because the salvage value is about four times the amount of the bid.

Larry Burk, 3207 Burk Road, stated he is a retired City of Lawton firefighter and he has spoken with the fire chief from the City of Geronimo and he has a letter of support for this idea. He stated it will take some money to make it a viable and usable truck. He stated he was assigned to this specific truck when he was a driver and he is the only one who has displayed any interest in this truck and he would like to see it help the neighboring community.

Mayor Fitch questioned if the City of Geronimo was purchasing the truck.

Mr. Burk stated staff from the City of Geronimo supports this purchase, but he has offered to purchase the truck.

Wells questioned how many gallons the truck held.

Mr. Burk stated 1,000 gallons.

Moses questioned how Mr. Burk is going to get parts and keep it up if it is obsolete.

Mr. Burk stated he just needs to get into it and see what it needs, but he stated that he could have the parts machined.

Ihler stated in the past, they have allowed surrounding cities to purchase equipment for \$1. He stated they were not aware that the City of Geronimo was interested in this truck. He stated they could save Mr. Burk some money if they get with Geronimo and sell it directly.

Mr. Burk stated that he is not sure that Geronimo has a place to store this truck. He stated he has a barn.

Wells stated they have a citizen who is a retired firefighter who has made an honest bid for a piece of equipment and he is willing to fix the truck so that the surrounding communities can use it to fight fires. He feels they need to honor this bid.

Haywood stated this truck will belong to Mr. Burk.

Mitchell stated there is a provision in the city code that allows the City Manager to make these arrangements with other governmental entities. Had they known that this bid was coming from another community they could have done this differently.

Wells stated this is not from another community. This is a bid from an individual who is going to fix the equipment and let the other community use it.

Mitchell stated they could save Mr. Burk \$1,199 if they defer this decision until the next meeting where they can bring back an item to sell to the town of Geronimo.

Wells stated Mr. Burk is willing to pay the \$1,200 because he is going to store this on his property.

Tenis stated the next time they need to put a minimum bid out there.

MOVED by Wells SECOND by Moses to award the bid to Larry Burk for \$1,200. AYE: Tenis, Bellino-Hall, Moses, Zarle, Haywood, Wells, Shoemate. NAY: None. ABSTAIN: Burk.
MOTION CARRIED.

20. Consider approval of payroll for the period of March 5-18, 2012.

NEW BUSINESS ITEMS:

21. Receive a presentation from city staff on the current condition of the city's lake levels, discuss alternative revisions to the city's pumping and water conservation policies and provide direction to staff for future implementation. Exhibits: None.

Ihler stated they would like to provide the current status of lake levels at Lake Ellsworth and Lake Lawtonka. He stated they would also like to educate the council on the water conservation and pumping policies. He stated they would also like to receive some feedback with regards to making some changes to the existing policy.

Ihler presented a series of slides (on file in City Clerk's office).

Wells questioned when the pumps go on from Ellsworth to Lawtonka.

Ihler stated it depends on the elevation of Lake Lawtonka. If the elevation of Lawtonka is below 1340, that triggers pumping from Ellsworth to Lawtonka.

Wells stated that in June 2011 to December 2011 we were pumping from Ellsworth to Lawtonka.

Ihler stated that is correct.

Wells questioned if we were pumping from Waurika or strictly from Ellsworth.

Ihler stated in July 2011 we started pumping from Waurika to Ellsworth then from Ellsworth to Lawtonka.

Ihler stated that they would like to look at some revisions to their pumping policies as well as revisions to our water conservation policy. He stated they feel the elevations at Lawtonka are good. Over the years they have stayed between the normal pool elevation so they haven't pumped a bunch of water over from Ellsworth to Lawtonka and then have to open the gates and release it. They do not want to change anything as far as the trigger points on when they start pumping but they would like to add a small section that gives staff some discretion in implementing the policy during drought conditions. He stated they would like that same discretion added to the Waurika to Ellsworth pumping policy as well as change the elevation of when they pump from Waurika to Ellsworth. He stated they would like to raise that level to 1229 so they are able to start pumping a little earlier.

Wells stated as he remembers, they would pump about 22 million gallons a day from Waurika.

Ihler stated they are currently pumping 25-26 million gallons a day.

Wells questioned how much we pump over to Lawtonka.

Ihler stated 28 million gallons a day. He stated when they pump from Waurika to Ellsworth the southeast plant is pulling off an average of 6 million gallons a day, so they are probably only getting an average of 20 million to Ellsworth.

Wells stated in summer, evaporation took away about 20 million gallons.

Ihler stated in the heat of the summer at Lake Lawtonka we lose about 25 million gallons a day and at Ellsworth we lose about 50 million gallons a day.

Wells stated we can't get enough water to maintain any level at Ellsworth. It is going to keep dropping because of evaporation.

Ihler stated it cannot keep up with evaporation and demand in pump transfer.

Wells questioned at what point Ellsworth gets so low that we can't pump from there anymore.

Ihler stated that elevation is 1213 and that is about 3 ½ feet less than what they project by the end of this year. He stated they did build a bypass line that allows them to take Waurika water and go directly to the wet well that they pump out of from Ellsworth to Lawtonka. However they can only get about half of what they would be pumping now.

Wells stated Ellsworth would go dry.

Moses questioned if they use a model that accounts for evaporation and the different configuration of these lakes so they can predict the run off and the amount of elevations they will get and accommodate evaporation and pumping policies. Can they simulate all that under various policies to see what the effects would be of the changes in policy.

Ihler stated they do have a simple version of an excel spreadsheet that takes into account evaporation and pumping policies.

Moses questioned if they had a dynamic model that models the system.

Ihler stated not really.

Moses stated that causes him a little heartburn in terms of approving a policy without seriously thinking about it. You can't predict these variables very well unless you have taken a look at them. He can't disagree that they really need to think about possible revisions to these policies to maximize the amount of water we have available given the rainfall we do have. He is also concerned about the court case we had and the restraints it imposed upon what we can do at the lakes.

Ihler stated when he says that it is not dynamic, the model that they run with the excel spreadsheet does not take into account rainfall. He stated a lot of assumptions have to be made.

Moses questioned the basic differences between all of the alternatives.

Wells stated because of evaporation we can never get ahead, all we can do is maintain Lawtonka with Ellsworth dropping and eventually Lawtonka will drop too because we can't pump enough water over there. The real solution is to build another pipeline from Waurika to be able to pump more water up.

Ihler stated if they were going to spend that kind of money it would be better served by increasing the capacity of the southeast plant because we can only treat 10 million gallons a day and get it into our system. It is 44 miles from Waurika to Ellsworth.

Wells stated they should be looking at a capital outlay program in the future to double the size of the southeast plant.

Mitchell stated we have been working with OML and the legislature the past few years to get some regulation changes that would allow us to reuse water coming out of the wastewater treatment plant. We discharge approximately 10 million gallons a day that just goes down the river. He stated they are trying to discuss with council being a little more conservative in our water policy. We have been fairly liberal in the way we are using water and our policies have not been very restrictive when it comes to going from voluntary water conservation to a mandatory policy.

Moses stated it is a smart thing to do because he does not think anyone can predict what we will see in the next few years. He would be interested in knowing what a dynamic model would tell us and what the variation would be between what the current model is saying and what the dynamic model would tell us. If it is significant enough it might be worth getting a hold of a dynamic model that would allow us to look at these various policy changes and account for all of those variables and what they would predict. If there is a significant enough payoff to modeling this system dynamically to see if it is telling us more information that will help us make judgments about these kinds of policy changes.

Shoemate stated a year or so ago the Oklahoma Water Resources Board was looking at creating more lakes around the state and he questioned if this would fit in with the southeast water treatment plant or is school land available between Geronimo and Walters to create another lake.

Ihler stated the OWRB is looking at a comprehensive state water plan and he does not believe they have completed that plan. He cannot recall any additional lakes being built in southwest Oklahoma.

Haywood stated Representative Don Arms was going to present a house bill to prevent water from going to the Red River. He questioned if all of our pipes were underground.

Ihler stated they are all underground approximately 5' – 10' deep.

Haywood questioned if Temple and Walters had separate pipes.

Ihler stated at the Lawton relief station there is a small storage tank and pipelines go from that tank to Temple and Walters.

Mayor Fitch stated when we were purchasing the remaining water rights at Waurika, they were talking about close to \$200 million to build another lake like Waurika and it would probably take fifteen years to get it built and filled. That is probably out of the question.

Ihler stated under the conservation policy stage 1 is voluntary conservation and the current policy says when Lawtonka get 81% or 1340 we go into voluntary conservation. He stated as an alternative they may want to incorporate either/or depending on Ellsworth elevation. Instead of just looking at Lawtonka when implementing the stages of conservation you can look at either/or. A second alternative is to take the combination of the total storage in both lakes and use the percentages for stages 1, 2 or 3, that way you take into consideration the overall volume of those two lakes. A third alternative is to add an intermittent stage, and never have less than three stages but never have more than five stages.

Ihler reviewed proposed changes in water conservation policy. (on file in City Clerk's office)

Wells stated he would like to see how these changes would affect the budget.

Mitchell stated that would be hard to determine. If there is a sever drought and we implement this policy, we have an enforcement responsibility. Just because we are going to stage 3 it doesn't mean everyone will follow that policy.

Wells stated people just need to understand that as we go to these things there is a lot of money involved in the budget process.

Moses stated in looking at these policies he is not sure what the cost impact would be. He does not know how you predict that with a static model. He would be more comfortable in going with the least aggressive alternative and seeing how it works. If things get worse then you go to the next one.

Tenis stated water conservation should not be contingent on how much money the city is losing.

Wells stated we have not gone to these stages and he agrees with council member Moses in that he is not sure they need to go that severe. They need to look at the least aggressive and see how the rainfall goes.

Mitchell stated the only way you get from stage one to stage two is if the elevation of the lake drops. He is concerned that if they do not start now, by the time you change your policy it is too late. He recommends alternative three where they do the combination of both lake elevations and when you hit a percentage you go to the next stage. He stated if we don't have rainfall in May and June we are already in trouble.

Wells stated that Ellsworth is already down to 49%, so when we combine those we are already starting off in a hole when we are still able to fill Lawtonka. So he is not sure why the

combination of the two lakes should be the factor when there is not a problem with Lawtonka, the problem is with Ellsworth. There is nothing we are going to do about Ellsworth because anything we pump up to there is going to go over to Lawtonka and evaporation is going to continue to drop Ellsworth.

Ihler stated he feels they need to look at the combination of both lakes. He feels you cannot wait until Lawtonka gets down to 35% to determine when you are going to change your policies because it is too late.

Moses stated you could go to alternative 2 which is a little more aggressive by design and if its implementation in a year or so shows you are building water supplies it tells you are being overly aggressive and you can back off at some later date. He does not want them to take a severe step without having a finer understanding of the dynamics of this system.

Ihler stated they are not asking for any changes tonight. He stated the next meeting they would like to come back with changes to the pumping policies.

Moses stated they need to be very cautious and flexible with the changes.

Mayor Fitch stated they are dealing with an unknown variable. No matter what they do with the policies, if we get plenty of rain we are okay. He stated if they don't make the changes and they wait we may be too far behind if we have a July or August like last year.

Ihler stated he is concerned that if we don't take action in the near future, where will we be in two years if the drought continues. There is enough water in the lakes to get through the next year or more, but where does that leave us if we are in a five year drought.

Burk stated he read a report that was done in the 1960's and it was going over these same issues. He stated they need to look at a policy change, but they also need to look at how we can help ourselves in the future and maybe we need to work on our storage lakes like Ellsworth. He believes they need to put in some effort to make sure the lakes are being used to their fullest ability to be able to hold the water we need.

Tenis questioned the option of dredging.

Ihler stated OWRB and the city staff went out and did a grid system and they determined that the original creek that used to go through east cache creek before the lake was built, has silted in. He stated dredging is a very costly operation for what you gain.

Well stated he understands that staff will be bringing back the policy to start pumping at 1229 rather than 1228, but he would like to have a workshop to discuss any other policy changes.

Ihler stated the pumping policies are very minor and he would like to bring that back at the next meeting. He stated they can still take a look at alternative two and three and try to get some answers to the questions from the council.

Moses stated he would like to see staff survey other cities with regards to a model and see what might work for us.

Ihler stated he agrees that a dynamic model would be something that would be useful.

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

Burk stated the grand opening for the new playground at Elmer Thomas Park has been scheduled for Saturday, May 5, 2012.

Wells stated there have been a tremendous amount of water breaks in the past six months to a year and public works does not have the staff to go back and fix the ground after they are done. It can take six months for staff to go back and fix yards that are torn up. He suggested we may want to consider contracting this out when we get behind.

Haywood suggested they look at a summer program when college kids could help out.

Moses stated he attended a neighborhood watch meeting where he discussed the growing problem of keeping rental property up to standard with the rest of the neighborhood. He stated this could be a general issue across the city. He stated Sgt. DeLozier, Lawton Police Department, also attended the meeting and he was very impressed with the way he handled questions from the citizens.

Haywood stated if a landlord does not keep up his property it should be reported to neighborhood services.

Mayor Fitch stated that Fort Sill has put properties off limits. Numbers show we have sufficient housing but many of those are below standard which may hurt us when applying for new housing programs.

Mitchell invited the council to attend a luncheon the next day for those employees who received their service awards.

The Mayor and Council convened in executive session at 8:22 p.m. and reconvened in regular, open session at 9:22 p.m. Roll call reflected all members present.

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

22. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending case in Comanche County District Court of City of Lawton v. International Union of Police Associations, ALF-CIO, Local 24, and Charles Todd Palmer, CV-2011-173, and if necessary, take appropriate action in open session. Exhibits: None.

Jensen stated the title of item on 22. No action was taken.

23. Pursuant to Section 307B3 and C10, Title 25, Oklahoma Statutes, consider convening in executive session for the purposes of conferring on matters pertaining to economic development, including the purchase/transfer of property, incentive proposals, and financing in connection with the Lawton Downtown Redevelopment Project and other development projects under consideration in the City, and take appropriate action in open session as necessary. Exhibits: None.

Jensen stated the title of item on 23. No action was taken.

There being no further business to consider, the meeting adjourned at 9:23 p.m. upon motion, second and roll call vote.

FRED L. FITCH, MAYOR

ATTEST:

TRACI HUSHBECK, CITY CLERK