MINUTES
LAWTON WATER AUTHORITY SPECIAL MEETING
FEBRUARY 9, 2010 - 6:00 P.M.
WAYNE GILLEY CITY HALL COUNCIL CHAMBER

The meeting was called to order at 6:00 p.m. by Chairman, John P. Purcell, Jr. Notice of meeting and agenda were posted on the City Hall notice board as required by law.

ROLL CALL

PRESENT: Bill Shoemate, James Hanna, Jay Burk, Robert Shanklin, Richard Zarle, Stanley Haywood, Doug Wells.

ABSENT. Janice Drewry.

ALSO PRESENT: Larry Mitchell, City Manager; Frank Jensen, City Attorney; Traci Hushbeck, City Clerk.

BUSINESS ITEMS:

1. Consider approving the first option to renew request from John Perry in accordance with the Lease and Concession Agreement for Ralph's Resort between the Lawton Water Authority, and John Perry. Exhibits: Letter of request from Mr. John Perry to exercise his first (1st) five (5) year option.

Kim Shahan, Parks and Recreation Director, stated this is the first option to renew for Mr. Perry at Ralph's Resort, which is on Lake Ellsworth. His contract started January 1, 2000. He is request to renew his first option. Staff is recommending approval.

Shanklin questioned if he had been out there for 25-30 years.

Shahan stated he has been out there for ten years on this contract. This is the only contract he knows of with this operation.

Shanklin stated he has been there at least 25 years.

Jensen stated this contract did go out for bid when Mr. Perry got the contract.

Shanklin stated the 2% is next to nothing. He has had several people call him to say that it should be at least 5%. He questioned the percentage at School House Slough.

Shahan stated it is 3%.

Shanklin stated they are just giving it away. He was hoping Mr. Perry might be there so he could ask him if 4% would preclude him from being able to keep his operation going. There is not reason they should be giving away our assets.

Burk suggested they table this item until Mr. Perry can be present.

Shanklin stated he does not want to pursue this if other councilmember are not interested.

Burk and Hanna stated they would like to table this issue and discuss at the next meeting.

MOVED by Shanklin, SECOND by Zarle, to table to February 23, 2010. AYE: Hanna, Burk, Shanklin, Zarle, Haywood, Wells, Shoemate. NAY: None. MOTION CARRIED.

2. Consider authorizing the early termination of the Surface Sub-lease Grazing Agreement for Tract 2 between the Lawton Water Authority and Lance John based on the need for the tract as an emergency disposal site for debris caused by the recent severe ice storm, and approving written notification to the Lessee to vacate the tract within thirty days. Exhibits: Page 10 of Surface (Grazing) Sub-lease Agreement

Jerry Ihler, Public Works Director, stated since the agenda has been put together and staff has met with ODEQ, they have revised what they want to do with this lease. Instead of terminating the lease they are asking to amend the lease. The amendment would be to provide a site for the City to use as a disposal site for tree limbs south of the landfill on this property. He stated they will be utilizing about 75 acres which would reduce Mr. John's area from 280 acres to 205 acres. Mr. John has until September 30th of this year remaining of this lease and he has agreed to this amendment. Mr. John has paid for the full year, so they will reimburse him $514 as a result of amending this lease.

MOVED by Burk, SECOND by Hanna, to amend the lease and reimburse Mr. John $514. AYE: Burk, Shanklin, Zarle, Haywood, Wells, Shoemate, Hanna. NAY: None. MOTION CARRIED.

There being no further business to consider, the meeting adjourned at 6:08 p.m. upon motion, second and roll call vote.

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JOHN P. PURCELL, JR., CHAIRMAN

ATTEST:
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TRACI HUSHBECK, SECRETARY