

MINUTES
LAWTON WATER AUTHORITY SPECIAL MEETING
AUGUST 11, 2015 - 6:00 P.M.
NEW CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

The meeting was called to order at 6:01 p.m. by Chairman Fred L. Fitch. Notice of meeting and agenda were posted on the City Hall notice board as required by law.

ROLL CALL

PRESENT: Bob Morford, Keith Jackson, Jay Burk, Dwight Tanner, Jr., Cherry Phillips, Stanley Haywood, Doug Wells.

ABSENT: Rosemary Bellino-Hall

ALSO PRESENT: Jerry Ihler, City Manager; Frank Jensen, City Attorney; Traci Hushbeck, City Clerk.

CONSIDER APPROVAL OF MINUTES OF JULY 14, 2015.

MOVED by Wells, SECOND by Haywood, to approve the minutes of July 14, 2015. AYE: Morford, Jackson, Burk, Tanner, Phillips, Haywood, Wells. NAY: None. MOTION CARRIED.

NEW BUSINESS ITEM:

1. Consider approving a First Amendment to the Sublease Agreement between the City of Lawton Water Authority and Celco Partnership d/b/a Verizon Wireless and a Memorandum of Lease and authorize the Chairman and Secretary to execute the amendment and memorandum. Exhibits: First Amendment to Lease Agreement and Memorandum of Lease is on file in the City Clerk's Office.

Steven Greb, Assistant City Attorney, stated this agenda item as well as the companion item on the City Council agenda is misleading in a couple of respects and the error is entirely his. It refers in some places to a lease agreement and it should have referred to a sublease agreement and it also refers to a communication tower when it should be referring to a water tower. Verizon has leased space on our water tower on Rogers Lane and last December they requested additional space in order to install an emergency backup generator. The First Amendment to Lease Agreement substitutes a new Exhibit A, which more accurately describes the existing property being leased and additionally depicts the description of the generator lease area.

Wells questioned how much they were paying us per month.

Greb stated he could not answer that.

Wells stated he was working at 911 when the lease agreement came up and we have two or three places in town where we do that and he thinks that each one pays \$1,500 a month for lease space on those towers. It was a good thing to do but because of security around 9-11 they felt it might not be a good idea to let companies put things on our towers so we stopped doing it, but we have maintained the leases.

Phillips questioned if this interferes with the workings of the water tower.

Ihler stated it does not interfere with the operation of the tower. At times when we have to paint the tower it does create a small inconvenience.

MOVED by Wells, SECOND by Morford, to approve a First Amendment to the Sublease Agreement between the City of Lawton Water Authority and Celco Partnership d/b/a Verizon Wireless and a Memorandum of

Lease and authorize the Chairman and Secretary to execute the amendment and memorandum. AYE: Morford, Jackson, Burk, Tanner, Phillips, Haywood, Wells. NAY: None. MOTION CARRIED.

There being no further business to consider, the meeting adjourned at 6:07 p.m. upon motion, second and roll call vote.

FRED L. FITCH, CHAIRMAN

ATTEST:

TRACI HUSHBECK, SECRETARY