

MINUTES
LAWTON CITY COUNCIL REGULAR MEETING
JANUARY 24, 2017 – 6:00 P.M.
NEW CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

Fred L. Fitch, Mayor
Presiding

Also Present:
Jerry Ihler, City Manager
Tim Wilson, Deputy City Attorney
Traci Hushbeck, City Clerk

Mayor Fitch called the meeting to order at 6:05 p.m. Notice of meeting and agenda were posted on the City Hall notice board as required by law. Invocation was given by Minister Aaron Myers, First Baptist Church, followed by the Pledge of Allegiance.

ROLL CALL

PRESENT:

Bob Morford, Ward One
Keith Jackson, Ward Two
Caleb Davis, Ward Three
Jay Burk, Ward Four
Dwight Tanner, Jr., Ward Five
Cherry Phillips, Ward Six
V. Gay McGahee, Ward Seven
Doug Wells, Ward Eight

ABSENT: None

PRESENTATION OF OKLAHOMA MUNICIPAL LEAGUE HONOR ROLL OF SERVICE

Mayor Fitch and Jerry Ihler, City Manager, presented certificates and 25 year service pins to German Arango, Water Superintendent, Sherri Poolaw, Sewer Rehab, Mike Porter, Engineering, Justin Pitts, Landfill Superintendent and Francis Drapeau, Building Construction.

LAWTON ALTERNATE WATER SUPPLY EVALUATION: GROUNDWATER UPDATE – GARVER ENGINEERING

Kyle Kruger and Michael Graves, Garver Engineering, presented a power point presentation on the alternative water supply feasibility study. (On file in the City Clerk's Office)

AUDIENCE PARTICIPATION: None

CONSIDER APPROVAL OF MINUTES OF LAWTON CITY COUNCIL REGULAR MEETINGS OF NOVEMBER 22 AND DECEMBER 6, 2016.

MOVED by Wells SECOND by McGahee to approve the minutes of Lawton City Council regular meetings of November 22 and December 6, 2016. AYE: Morford, Jackson, Davis, Burk, Tanner, Phillips, McGahee, Wells. NAY: None. MOTION CARRIED.

CONSENT AGENDA

Mayor Fitch stated the Lawton Courtyard Apartments claim on item #1 will be addressed separately. Jackson requested item #9 and Tanner requested item #10 be considered separately.

MOVED by Burk SECOND by Morford to approve the consent agenda with the exception of items #1 (Lawton Courtyard Apartments claim), #9 and #10. AYE: Morford, Jackson, Davis, Burk, Tanner, Phillips, McGahee, Wells. NAY: None. MOTION CARRIED.

AUDIENCE PARTICIPATION: Anyone having an item of business to present to the City Council that does not appear on the agenda, please come forward at this time.

1. Consider the following damage claims recommended for denial: Bonnie Sue McCarthy in the amount of \$840.00 and Lawton Courtyard Apartments in the amount of \$11,888.40. Exhibits: Legal Opinion/Recommendations.

Kelea Fisher, Assistant City Attorney, stated this claim was filed by Akhtar Umer Shehzad, the manager of Lawton Courtyard Apartments, located at 4759 NW Motif Manor Boulevard. Mr. Shehzad claims that on August 5, 2016 a city employee was called out to pick up a 20-yard dumpster located at that apartment complex and during that process the employee damaged an overhead cable. His claim is in the amount of \$11,888.40 and he is requesting that the council replace the entire security system for that complex and not just the damaged cable. She is recommending denial of the claim. (She projected an aerial view of the complex). Mr. Shehzad wrote a statement that at 9:00 a.m. he called the solid waste collections division to request that the 20-yard dumpster on the property be emptied. He stated at 9:23 a.m. one of his cameras lost feed due to the wire being broken by a city truck. She stated the driver of the truck, Christopher Sterns, is in attendance. He informed staff that he entered the complex from the south entrance and proceeded past the apartment building #2 and made a left into the center of the complex and then he pulled in front of the dumpster, backed up to the dumpster, attached the dumpster to the truck and pulled forward and left the complex. She stated it would not make sense as to how he would have damaged that wire located behind the dumpster. The only way it would have occurred is if the employee entered into the complex with the arm all the way extended to the top and the employee stated he did not do that. The only other way would be if he attached that dumpster to the truck and at its highest point, backed up into that wire. This would be impossible because they went out and measured those cables. There are cables located at both ends of the complex. The cable was hanging 15'4" from the ground and the hydraulic arm, when it is fully extended, measures at 14'9.5". Even if it was fully extended, it was too short to have damaged the cable. The National Electric Code requires overhead cable to be either 18' from the ground and the National Electric Safety Code states that those cables should be hung 15'6" from the ground. If those were hanging lower than that then he was in violation of those code sections. The other issue with the claim is that Mr. Shehzad is asking the City to replace his entire security system and cameras costing \$11,000, not just the one cable that was damaged. He

was asked if he had estimates to repair the one cable and he stated he did not because the companies told him that a new camera would not be compatible with the old system. The claims investigator called those companies and she was informed that Mr. Shehzad never asked for an estimate for the one cable, but asked for an estimate to replace the entire system. She stated Mr. Shehzad has nine cameras on the property along with a security recording system and on that date they were recording what that truck was doing and where he was located. When he was asked for that footage they were told that it has been recorded over and it could not be retrieved. She stated Mr. Shehzad has an eye witness that was there and saw the city employee damage the cable. Staff went out and interviewed Mr. Shehzad and the maintenance worker separately and their stories were not the same. There is no evidence that the city employee damaged the cable and she cannot recommend that the council pay this claim.

Wells questioned how far away the wire was from the dumpster. He stated it looks to be approximately 30 feet.

Fisher stated 30-40 feet.

Wells stated the one scenario is that he picked up the dumpster and backed it up 30-40 feet. The only other choice is that when he came in he had the arm fully extended.

Fisher stated the driver said he did not do that and even if he did, the arm fully extended is shorter than the height of the wire.

Akhtar Umer Shehzad, the manager of Lawton Courtyard Apartments, located at 4759 NW Motif Manor Boulevard, stated the City broke the wire and damaged the side of the wall and roof. He stated the supervisor came out and he was told to file a claim and he didn't seem hesitant about who was to blame. Why would he make an allegation against the city saying that they broke the wire? He has a witness, his employee, who is in attendance and he can tell the council what he saw, and he saw the driver break the wire. He stated they just want the security system fixed and the camera companies he talked with told him that a new camera would not be compatible with the hardware he has. He told Ms. Fisher that if she can find someone to fix the wire then that is all he wants done. He stated the truck came in the wrong way and that is what caused the wire to break.

Chris Alexander, employee of Courtyard Apartments, stated he did not see when the driver came in to get the dumpster, but he came in the opposite direction and turned around where he was facing the wire. When he dropped the dumpster he pulled forward and dropped the hook on the dumpster and that is where it caught the cable and pulled it down. The driver stopped on the way out and spoke to Mr. Shehzad about the situation.

Fisher stated Mr. Alexander is stating that it did not happen when we picked up the dumpster, but when we were dropping off the dumpster. When they first provided this information to staff they stated that this happened at 9:23 a.m., so they were initially alleging that this occurred when we picked up the dumpster, not dropping it off. The driver stated that he did not come into the complex the way Mr. Alexander has described.

Chris Sterns, Solid Waste Collections Division, stated he cannot enter the complex the way Mr. Alexander stated. He cannot make the turn with the trailer bed attached because there are cars parked in the area.

Tanner stated the driver is saying he went in on the east side and Mr. Alexander is saying he went in from the west side.

Wells questions if Mr. Sterns stopped and talked to the manager.

Sterns stated after he picked up the container he was leaving the landfill when dispatch called him and said that there was a report that he may have damaged their cable and was asked to stop and make contact.

Wells stated it was when he went back, not when he was leaving right then.

Sterns stated he had already emptied the container and dropped it off and he pulled back around to the front of the south side of the building.

Wells questioned if he pulled in the east side when he brought it back and set it down as he normally would.

Sterns stated yes.

Phillips questioned if he would have been able to pull in the west entrance if no cars were parked in those spaces.

Sterns stated that if no cars were there they could, but that is not how they drop the container off.

Jackson questioned if Mr. Sterns empties this dumpster on a regular basis or was this a one-time deal.

Sterns stated it is picked up on a regular basis.

Tanner stated it is odd that the cameras are working and then they are not working at the time of this incident. He questioned if the camera could actually see when they pick up and drop off the container.

Mr. Shehzad stated that he was told that if he could retrieve that footage there would be no question about this claim, but because their system is old it recycles the footage every four or five months.

Tanner questioned what Mr. Shehzad and the driver spoken about when the driver stopped at his office.

Mr. Shehzad stated that he told him that he made a mistake and that he was sure the City would take care of it.

Tanner questioned why Mr. Shehzad would not go ahead and retrieve the camera footage to prove that the driver actually damaged the cable.

Mr. Shehzad stated he did not know how to retrieve the footage out of the system and he made contact with the company but they were delayed in getting back with him and when they did finally contact him the system had already recycled over that footage.

Wells questioned what it was recorded on.

Mr. Shehzad stated it is on a hard drive that recycles every five months. He stated the only trucks that go through there are the dumpster trucks and they have had the dumpster emptied over 100 times and there has never been an issue.

McGahee stated there were some bucket trucks working in the area at that time.

Mr. Shehzad stated the bucket truck has not moved for two years and is completely inoperable.

Burk stated he has seen moving trucks and 21-foot trucks in that complex unloading. These are pretty tall trucks. He is confused why he would exit the opposite direction of how the dumpster faces.

Mr. Shehzad stated when he picked up the dumpster he was not in the opposite direction but this is when he dropped the dumpster off.

Phillips stated she would like to hear from the driver about the discussion he had with Mr. Shehzad.

Sterns stated when he stopped to make contact with Mr. Shehzad he claimed that he had damaged his cable line and he apologized even though he did not think he did it because his truck is not tall enough to hit the line. They went into Mr. Shehzad office and he was shown that the monitor was out. He told Mr. Shehzad that he would call his supervisor to investigate the allegations.

Phillips questioned if he would have known at the time that he hit the cable.

Sterns stated yes, he has to watch for all types of things like trees, cables, etc. because it can damage the vehicle.

Fisher stated when they filed the claim they told her that they made the call at 9 a.m. and that at 9:23 a.m. the camera went out. That would mean that the driver came to the property at 9 a.m., picked up the dumpster and made it to the landfill and back by 9:23 a.m. That just didn't happen. They have also established that the arm on the truck is too short and it would not have snagged that cable.

Mayor Fitch stated the arm was too short, the cable was too low according to standards and then they want a whole new system when only one cable was damaged.

Mr. Shehzad stated he does not want a whole system, he just wanted it repaired. If they can repair just one cable then go ahead and get an estimate and get it repaired. There are no other trucks that come through there that can even reach that wire. That is the truck that damaged the wire and that is why they have this issue.

Mayor Fitch questioned if Mr. Shehzad filed the claim for \$11,888.40?

Mr. Shehzad stated he submitted two quotes that the companies gave him and he submitted the lower one.

Mayor Fitch stated Mr. Shehzad submitted a claim for a whole new system.

Mr. Shehzad stated that is what the company recommended. He questioned why the city didn't call the company and get an estimate to get it repaired.

Mayor Fitch questioned if Mr. Shehzad has fixed the cable.

Mr. Shehzad stated no, that camera is still broken.

Wells stated they waited three months to file the claim. He questioned when the investigator went out.

Minnie Beamesderfer, Claims Investigator, stated she went out shortly after the incident happened and then they later filed the claim and she went out several different occasions.

Wells questioned if she asked to see the video footage.

Beamesderfer stated she was told they did not have the footage. She stated with regards to the quotes Mr. Shehzad received, he never told the companies that there was a damaged cable, he told them that he needed to know what it would cost to replace the entire system. She was told that it would cost approximately \$300 to replace the cable.

Tanner questioned if the dumpster was there because of construction or is that just for everyday use of the complex.

Mr. Shehzad stated they are doing remodeling work. He stated the claims investigator never asked him for the footage. He would have given it to her. He stated if it only costs \$300 to fix the cable, then why hasn't the city fixed it?

Tanner stated the question is if the city driver damaged the cable. He stated if they had the footage then it would be more definitive, but right now it is a difficult decision.

Wells stated the city would not go ahead and have it fixed because we are not accepting the responsibility.

Mr. Shehzad stated the city is responsible and did cause the issue. There are no other big trucks going through there that can reach that high. It happened when they were picking up the dumpster and the city broke the cable.

Wells stated the city truck cannot reach the cable.

Mr. Shehzad stated he must have gone up on the curb on the side. The city is responsible.

Davis stated this is in his ward and he has done research on this claim and has spoken to staff several times. He stated the arm is not high enough, by 6 ½ inches to reach. He stated Mr. Alexander stated that the cable caught when the arm was coming down, so it would be more than 6 ½ inches short if it was on its way down. He is in construction and he knows the practices these guys go by and they are going to drop the dumpster the same way every time. He stated it does not make sense that the driver would choose to come in the harder route. He stated it does not show good faith turning in a claim for nearly \$12,000 against the citizens of Lawton that could go towards roads and sidewalks, when \$300 would have fixed it. That causes him to question the entire story. The facts just aren't adding up.

Mr. Shehzad stated the city did break the wire.

MOVED by Davis SECOND by Burk to deny the claim of Lawton Courtyard Apartments in the amount of \$11,888.40. AYE: Morford, Jackson, Davis, Burk, Tanner, Phillips, McGahee, Wells. NAY: None. MOTION CARRIED.

Jackson stated the claimant does have a right to contest this in district court.

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 George Cheatham in the Workers' Compensation Court of Existing Claims, Case No. 2015-03122A. Exhibits: **Resolution 17-04**.
3. Consider accepting donation of Kidde Battery Powered Smoke Alarms from the Lawton Home Depot, (Store #3914). Exhibits: None.
4. Consider approving the renewal of the annual agreement between the Delta Nutrition Project and the City of Lawton. Exhibits: Lease Agreement.
5. Consider authorizing staff to declare one (1) 1998 Ford E350 Ambulance, one (1) 2000 Ford E450 Ambulance, and one (1) 1994 Dodge Ram 3500 Ambulance as surplus equipment and approve the sale of the units via internet auction service with the funding generated through their sale to be deposited back into the Fire Cost Recovery account. Exhibits: None.
6. Consider authorizing staff to utilize Fire Cost Recovery funding to purchase one (1) 2008 International 4300 Ambulance at a cost of \$38,000 from Southwest Ambulance Sales, LLC. Exhibits: Cost comparison quotes of similar units.

7. Consider authorizing staff to prepare an Agreement with Williams Creek Partners LLLP to remodel/ renovate the Deer Park/ Apple Run Apartment complex as an affordable housing project for very low/ low-income households. Exhibits: None.
8. Consider approving revised construction plans for the waterline along SW 6th Street to serve Coleman American Moving and Storage located at 2115 SW 6th Street. Exhibits: Location Map.
9. Consider approving plans and specifications for the SW 52nd Street Reconstruction Project (Gore Boulevard South to railroad tracks) and authorize staff to advertise for bids. Exhibits: None.

Jackson stated that 52nd street from Gore to Lee is one of the most used streets in town. He stated if we are going to do this job he has a hard time doing just three lanes and there is little opportunity to change it later.

Wells stated it is the worst street in his ward and his constituents would gladly accept three lanes.

Jackson stated this happens to be a street that all citizens use and he would like to explore the possibility of other financing if it is feasible. He feels we are missing an opportunity if there is financing available.

Phillips questioned if it was school land on the west side.

Wells stated for five lanes we would end up in acquisition of right of way. Right now we only have to buy one house on the east side of the road. On the west side to get the extra land we would have to work with the schools system and we have been working with them for a year and half to get the signed contract to allow us to do the project. He would hate to start that all over again.

Ihler stated they budgeted \$4.7 million and originally they looked at designing this project for five lanes and as they got into the project it was clear there was not enough funding. They have the right of way for five lanes. This project has a large amount of drainage and the cost estimate with the drainage work and five lanes is approximately \$6 million and they just didn't have that in the budget. They have the design and are actually constructing it so that in the future they can expand it to five lanes, but with the money available now they just couldn't do it.

Wells stated they can look at this again in the future.

MOVED by Wells SECOND by McGahee approve plans and specifications for the SW 52nd Street Reconstruction Project (Gore Boulevard South to railroad tracks) and authorize staff to advertise for bids. AYE: Morford, Jackson, Davis, Burk, Tanner, Phillips, McGahee, Wells. NAY: None. MOTION CARRIED.

Jackson stated the public is asking why we are going three lanes and he wanted the public to understand the reasoning.

Ihler stated they also looked at what they have to the north, the thoroughfare from Lee all the way to Cache Road and north of Gore is just three lanes and that was part of the thought.

10. Consider authorizing the use of unencumbered and available 2012 CIP sales tax funds for the East Gore Boulevard/ I-44 Pedestrian Bridge Project #2016-04 State Project TAP3-2988(004) TP, JP No 32988(04). Exhibits: ODOT letter dated October 4, 2016 on file in the City Clerk's Office.

Tanner stated that ODOT is allowing us \$700,000 to build this much needed pedestrian bridge across I-44 because we have had several deaths in the past few years. He has had questions about the \$600,000 and if we can look into some other alternatives to raising this match and not pulling it out of the CIP. He stated after they build this pedestrian bridge they will need sidewalks to meet up with it from both sides. He proposed that the council table this issue and look into these issues a little further.

MOVED by Tanner SECOND by Jackson to table to the February 14, 2017 meeting. AYE: Morford, Jackson, Davis, Burk, Tanner, Phillips, McGahee, Wells. NAY: None. MOTION CARRIED.

11. Consider authorizing staff to prepare a Request for Proposal (RFP) for the following insurance products for the City of Lawton's plan year 2017-2018. These products would include Flexible Spending, Section 125, Basic and Supplemental Life and Cobra administration. Exhibits: None.
12. Consider terminating contract CL16-013 Sodium Hydroxide with (primary vendor) DPC Industries of Cleburne, TX and (secondary) FSTI, Inc. of Austin TX. Exhibits: Department Recommendation, contract requirements.
13. Consider extending for an additional year contract (RFPCL15-023) for Jail Inmate Phone System to Legacy Inmate Communications of Cypress, CA. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
14. Consider approving appointments to boards and commissions. Exhibits: None.

Mayor's Commission On The Status of Women

BJ South
1216 NW Lake Avenue
Lawton, Oklahoma 73501
01/24/2019

Luanne J Gallagher
638 McBride Avenue
Fort Sill, Oklahoma 73503
01/24/2019

15. Consider approval of payroll for the period of January 3 - 16, 2017.

NEW BUSINESS ITEMS:

16. Hold a public hearing and adopt a resolution declaring the structures located at 1506 NW Smith Ave, 5336 NW Cherry Ave, 1211 NW Bessie Ave, 1304 NW Williams Ave, 1712 NW Smith and 1001 SE Alta Lane to be dilapidated pursuant to Section 6-5-1 Lawton City Code, 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 and exhibits for the property.

1506 NW Smith Ave

Joshua Leach, 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 December 2005. Leach presented photographs of the property

PUBLIC HEARING OPENED. No one appeared to speak and the public hearing was closed.

MOVED by Jackson SECOND by Morford, to adopt **Resolution 17-05** declaring the structure located at 1506 NW Smith Ave to be a dilapidated public nuisance. AYE: Morford, Jackson, Davis, Burk, Tanner, Phillips, McGahee, Wells. NAY: None. MOTION CARRIED.

5336 NW Cherry Ave

Leach reported the numerous violations of city code existing on the property are documented on the Property Maintenance Evaluation Sheet. Leach presented photographs of the property

PUBLIC HEARING OPENED. No one appeared to speak and the public hearing was closed.

MOVED by Wells SECOND by McGahee, to adopt **Resolution 17-06** declaring the structure located at 5336 NW Cherry Ave to be a dilapidated public nuisance. AYE: Morford, Jackson, Davis, Burk, Tanner, Phillips, McGahee, Wells. NAY: None. MOTION CARRIED.

1211 NW Bessie Ave

Leach reported the numerous violations of city code existing on the property are documented on the Property Maintenance Evaluation Sheet. Leach presented photographs of the property

PUBLIC HEARING OPENED. No one appeared to speak and the public hearing was closed.

MOVED by Jackson SECOND by Morford, to adopt **Resolution 17-07** declaring the structure located at 1211 NW Bessie Ave to be a dilapidated public nuisance. AYE: Morford, Jackson, Davis, Burk, Tanner, Phillips, McGahee, Wells. NAY: None. MOTION CARRIED.

1304 NW Williams Ave

Leach reported the numerous violations of city code existing on the property are documented on the Property Maintenance Evaluation Sheet. Leach presented photographs of the property

PUBLIC HEARING OPENED. No one appeared to speak and the public hearing was closed.

MOVED by Jackson SECOND by Morford, to adopt **Resolution 17-08** declaring the structure located at 1304 NW Williams Ave to be a dilapidated public nuisance. AYE: Morford, Jackson, Davis, Burk, Tanner, Phillips, McGahee, Wells. NAY: None. MOTION CARRIED.

1712 NW Smith

Leach 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 December 2013. Leach presented photographs of the property

PUBLIC HEARING OPENED. No one appeared to speak and the public hearing was closed.

MOVED by Jackson SECOND by Morford, to adopt **Resolution 17-09** declaring the structure located at 1712 NW Smith to be a dilapidated public nuisance. AYE: Morford, Jackson, Davis, Burk, Tanner, Phillips, McGahee, Wells. NAY: None. MOTION CARRIED.

1001 SE Alta Lane

Leach 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 February 2015. Leach presented photographs of the property

PUBLIC HEARING OPENED. No one appeared to speak and the public hearing was closed.

MOVED by Burk SECOND by Wells, to adopt **Resolution 17-10** declaring the structure located at 1001 SE Alta Lane to be a dilapidated public nuisance. AYE: Morford, Jackson, Davis, Burk, Tanner, Phillips, McGahee, Wells. NAY: None. MOTION CARRIED.

17. Consider an ordinance amending Sections 7-24-1-2401 and 7-24-4-2453, Article 7-24, Taxicabs, of Chapter 7, Lawton City Code, changing the regulations on rates charged by taxicab companies, and declaring an emergency. Exhibits: Ordinance No. 17-__ and Current rate card.

Burk stated the committee met quickly after the last council meeting and they met with both taxi cab companies and decided that there was a number of things they wanted to address but the first issue was to make it where the cab companies could compete financially with this internet company. They decided that the City does not want to tell them how much they have to charge and both companies agreed to set their own fees and all they have to do is turn it in to the City and if they need to change they come back to change it with the City. They also talked about

doing away with the test and that they were on a level playing ground with this internet company. They still want to propose more changes to the code but these few things will get them operational. They will schedule a second meeting with the cab companies and make sure they are happy with everything else they have talked about. He has asked staff to push these changes through as quickly as possible.

Phillips questioned if they discussed the zones.

Burk stated yes and their goal is to do away with all of the zones and they will charge by the mile. They are also asking if they can give an estimate of what the customer will be charged before they take the ride.

Tanner questioned if they were doing away with the requirement of having the old style radios.

Burk stated that will be up to them if they want one or not. It will not be required.

Davis stated he received a question about the ride estimate. The new internet company has a \$5 show up fee if you refuse their cab. If our cabs show up and they are refused and they can't charge a \$5 fee then it is still not a level playing field.

Burk stated the local companies want to have the upper hand over this internet company and that is a business decision that they will make if they want to charge a fee to show up. All those things are on the table to discuss. He is letting them make the decision on what they want to change to help them be competitive in the market. He stated both companies see this as something that needed to be changed and more changes will be brought back to council.

Davis stated that they will have the flexibility to decide if they want to do a \$5 show up fee or not.

Burk stated they will decide if they want to charge a fee.

Tanner stated this is user friendly and we are getting the local businesses involved and he feels this is excellent.

MOVED by Burk SECOND by Tanner to adopt **Ordinance 17-03**, waive the reading of the ordinance, read the title only and declaring an emergency. AYE: Morford, Jackson, Davis, Burk, Tanner, Phillips, McGahee, Wells. NAY: None. MOTION CARRIED.

(Title read by City Attorney)

Ordinance 17-03

An ordinance amending Sections 7-24-1-2401, and 7-24-4-2453; Article 7-24, taxicabs, Chapter 7, Lawton City Code, 2015; by deleting the definition of rate card and adding the definition of fare schedule and establishing requirements for the taxicab companies to submit to the city a fare schedule which shall be posted in each taxicab, to submit changes in fare schedule to the city, and to provide an estimate of fares to potential passengers prior to the trip; providing for severability, and declaring an emergency.

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

McGahee invited the council and citizens to the community proclamation signing ceremony and reception in celebration of Black History Month on Wednesday, February 1st at 5:30 p.m. in the auditorium.

Phillips stated she attended a meeting called Dreamwork/Teamwork. They teach children to follow their dreams.

Tanner stated he also attended the Team work makes the Dream work event.

Burk announced the Lawton Enhancement Trust Authority banquet will be held on Friday, February 17th @ 6:30 p.m. at the Hilton Garden Inn. He asked council to RSVP to the City Clerk's office. He stated at 4:30 p.m. on Friday, January 27th the Garcia home, located at 5415 SW Trevor Circle, will be unveiled to the family. He stated there were many local companies that were a part of the construction of this home.

J.I. Johnson, Finance Director, presented revenue and expenditure highlights for periods ending November 30 and December 31, 2016. (On file in the City Clerk's office).

The Mayor and Council convened in executive session at 7:45 p.m. and reconvened in regular, open session at 8:29 p.m. Roll call reflected all members present.

EXECUTIVE SESSION ITEMS:

18. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss a pending action involving an employee wage and benefit issue, and, if necessary, take appropriate action in open session. Exhibits: None.

Wilson read the title of item #18. No action was taken.

19. Pursuant to Section 307B.2, Title 25, Oklahoma Statutes, consider convening in executive session to discuss negotiations for a Collective Bargaining Agreement for FY 2017-2018 between the International Union Police Associations (IUPA), Local 24, and the City of Lawton, and, if necessary take appropriate action in open session. Exhibits: None.

Wilson read the title of item #19.

MOVED by Wells SECOND by McGahee for fiscal year 2017-2018 negotiations with IUPA Local 24, move to appoint Tim Wilson as the City's chief negotiator and further move to appoint Bart Hadley, Chase Massie and Assistant Chief Apple to the City's negotiating team with Kelea Fisher and Chief Smith to serve as alternate members. AYE: Morford, Jackson, Davis, Burk, Tanner, Phillips, McGahee, Wells. NAY: None. MOTION CARRIED.

20. Pursuant to Section 307B.2, Title 25, Oklahoma Statutes, consider convening in executive session to discuss negotiations for a Collective Bargaining Agreement for FY 2017-2018 between the International Association of Fire Fighters (IAFF), Local 1882, and the City of Lawton, and, if necessary take appropriate action in open session.
Exhibits: None.

Wilson read the title of item #20.

MOVED by Burk SECOND by Jackson for fiscal year 2017-2018 negotiations with IAFF Local 1882, move to appoint Tim Wilson as the City's chief negotiator and further move to appoint Bart Hadley, Chase Massie and Deputy Chief Adams to the City's negotiating team with Kelea Fisher and Chief Burk to serve as alternate members. AYE: Morford, Jackson, Davis, Burk, Tanner, Phillips, McGahee, Wells. NAY: None. MOTION CARRIED.

There being no further business to consider, the meeting adjourned at 8:32 p.m. upon motion, second and roll call vote.

FRED L. FITCH, MAYOR

ATTEST:

TRACI HUSHBECK, CITY CLERK