MINUTES
LAWTON CITY COUNCIL REGULAR MEETING
MARCH 13, 2018 – 6:00 P.M.
LAWTON CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

Fred L. Fitch, Mayor Presiding	Also Present: Jerry Ihler, City Manager Frank 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 Dr. James Gorum, New Zion Missionary Baptist Church, followed by the Pledge of Allegiance.

ROLL CALL

PRESENT:	Bob Morford, Ward One Keith Jackson, Ward Two Caleb Davis, Ward Three Dwight Tanner, Jr., Ward Five Sean Fortenbaugh, Ward Six Onreka Johnson, Ward Seven Randy Warren, Ward Eight
ABSENT:	Jay Burk, Ward Four

PRESENTATION OF CERTIFICATE OF APPRECIATION TO DR. WAYNE H. HANEY

Russell Anderson, Animal Welfare Superintendent, presented a certificate of appreciation to Dr. Wayne Haney.

AUDIENCE PARTICIPATION:

Sterling Bailey, 3413 Abilene Drive, stated he wanted to let the council know that he has filed a complaint in district court against the City of Lawton regarding his food trailer. He has been closed down and harassed for three years.

CONSIDER APPROVAL OF MINUTES OF LAWTON CITY COUNCIL REGULAR MEETING OF FEBRUARY 13, 2018.

<u>MOVED by Jackson SECOND by Warren</u> to approve the minutes of Lawton City Council regular meeting of February 13, 2018. AYE: Morford, Jackson, Davis, Tanner, Fortenbaugh, Johnson, Warren. NAY: None. MOTION CARRIED.

CONSENT AGENDA:

Davis requested item #3 be considered separately.

MOVED by Warren SECOND by Jackson to approve the consent agenda with the exception of item #3. AYE: Morford, Jackson, Davis, Tanner, Fortenbaugh, Johnson, Warren. NAY: None. MOTION CARRIED.

1. Consider the following damage claims recommended for approval: Lance and Sheri Wright in the reduced amount of $2,400.00 **(Res. 18-13)**, Jacqueline Washington in the amount of $1,925.00 **(Res. 18-14)**, and Lisa and Rocky Carson in the amount of $1,710.87 **(Res. 18-15)**. Exhibits: Legal Opinions/Recommendations, Resolution 18-___, Resolution 18-___ and Resolution 18-___.

2. Consider approving the proposed Memorandum of Understanding (MOU) between the City of Lawton and Comanche County Health Department (CCHD) to participate in the planning and transport of medication as part of a Mass Immunization/Prophylaxis Strategy (MIPS), and authorizing the Mayor and City Clerk to execute the agreement. Exhibits: Memorandum of Understanding.

3. Consider adopting a Resolution to grant permission to the Lawton Economic Development Corporation (LEDC), a 501-C6 not-for-profit corporation supported and led by local business and community leaders, to use the Official City of Lawton Seal in the *Lawton-Fort Sill Economic Review and Forecast* publications that are published annually. Exhibits: Resolution 18-__.

Davis stated he had several questions about this and several of them are still unanswered. He is requesting that this be postponed until the next council meeting.

MOVED by Davis SECOND by Tanner to table. AYE: Jackson, Davis, Tanner, Fortenbaugh, Johnson, Warren. NAY: Morford. MOTION CARRIED.

4. Consider approving a professional services agreement in the amount of $13,250.00 for sound, stage, lighting and PyroMusical choreography to LimeLight Productions, LLC. This professional services contract is in addition to the previously awarded RFP, Pyrotechnic Fireworks Production (RFPCL18-015) for the community fireworks display on June 30th, 2018 in Elmer Thomas Park as part of the City's annual Freedom Festival. Exhibits: Operating and Professional Services Agreement.

5. Consider adopting Street Light Resolution No. 492 to authorize the installation/removal of street lights at the locations listed in the Resolution. Exhibits: Street Light Resolution No. 492.

6. Consider Acceptance of construction of Fire Station #8 - Project # 2013-11 located on Bishop Rd between 57th Street and 67th Street pending completion of minor punch list items, approval for Change Order # 1 for contract changes necessitated during

construction by The Ross Group Construction Corp. and placing the Maintenance Bond into effect. Exhibits: Change Order No. 1.

7. Consider accepting bids and awarding a construction contract to Wynn Construction Co., Inc., for the Wastewater Treatment Improvements Work Package III Project 2008-11. Exhibits: A copy of the agreement is on file in the City Clerk's office.

8. Consider accepting bids and awarding a construction contract to Young Contracting, Inc., for the replacement of sodium hypochlorite tanks at Medicine Park Water Treatment Plant, Project No. 2017-5. Exhibits: A copy of the agreement is on file in the City Clerk's office.

9. Consider approving an agreement (CL18-019) with Element Markets, LLC for the sale of carbon credits produced from greenhouse gas emission reductions generated by the Landfill Gas Collection & Control System (GCCS), approving the revenues from the carbon credit sales be deposited into an account for maintenance and operation of the GCCS and authorizing the Mayor and City Clerk to execute the Agreement. Exhibits: Carbon Credit Purchase and Sale Agreement are on file in the City Clerk's office.

10. Consider extending contract for (CL16-017) Precast Concrete Manholes to Primary Structure of Guthrie, OK for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.

11. Consider awarding contract for Sodium Hydroxide to Petra Chemicals of Dallas, TX. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.

12. Consider extending contract for (CL16-018) Mowing & Litter Control Area 2 to Rob's Lawn Care of Cache, OK for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.

13. Consider approval of payroll for the periods of February 25 – March 11, 2018.

OLD BUSINESS ITEMS:

14. Submit citizen appointments and set parameters for the Citizens' Charter Review Committee to include (1) the scope of the committee's review (2) a timeline for completion of the committee's work (3) assigning City staff to assist the committee (4) conducting the meetings under the Open Meeting Act, and (5) other parameters desired by the Council. Exhibits: None.

Mayor Fitch stated that his appointment is George Moses, Councilmember Burk's appointment is John Purcell and Councilmember Warren's appointment is Jo Peters.

Fortenbaugh stated he has appointed Amanda Brewer from ward 6.

Johnson stated she has appointed Tamika Green.

Tanner stated he would also like to have some alternates just in case someone gets sick or cannot make the meetings. He has someone to appoint but he also has three alternates and all of these folks live in ward 5. All four wanted to be on the committee and he chose the person who asked first. He has selected Angela Stone with alternates Allan Hampton, Wynona Alberty and Vince Cambron.

Davis stated he has appointed Linda Walters.

Mayor Fitch questioned if the council has come up with any questions to submit to the committee. He requested that those be submitted at least by the next week.

Jensen stated the reason he put the scope of the committee's review on the agenda item is that the scope can be to review anything in the charter or they can narrow it down. He just wants to get some clear direction of what the committee's work will be.

Mayor Fitch stated they are going to take a look at everything within the charter and they are going to look at what citizens bring to them that is or is not currently in the charter.

Warren stated he does not think they should narrow it, but they should leave it open to whatever people feel like they want to talk about. His only concern is that the city attorney give them a deadline date so that they know the very last council meeting that they could possibly vote on the proposals. He would like the committee to be done two council meetings before that so they can have one meeting for discussion.

Mayor Fitch stated whenever the committee meets and comes back to the council with their recommendations, the council has the right to refuse any item or add any other item. He feels this will cover all the bases. He requested Jensen address the time frame.

Jensen stated he has emphasized a couple of times during the meeting that this is the most important part to him because he has to look forward. The goal is to have this on a November election so we can piggyback onto an existing election. For the November election we have to have the resolution to the election board on August 22nd. He has no idea how much they may have to research and then draft. He has to assume the worst case scenario from a drafting standpoint. They may have research to do and they may have a lot of drafting to do. He would like to look at a timeframe in June. There could be a lot of debate on the council floor when the recommendations are made and there could be additional things to be drafted. They would have to have a resolution on the first meeting in August at the very latest.

Mayor Fitch stated they want to be able to piggyback on an election because a stand alone election that involves voters of the entire city would cost approximately $40,000 because you must run the ballot questions in the paper for 21 consecutive days and if you have a lengthy ballot that will cost a lot of money. If they can run this with another city wide election that would cut the cost in half to approximately $20,000.

Davis stated to get the recommendation from the committee in a timely manner as part of the parameters of this citizens charter review committee he would like to see the council give the committee a timeline for each item. The first item and the reason this was formed was Mr. Tanner's item and that would be the first item that would take priority and he thinks the council needs to give the committee a date that gives legal enough cushion.

Mayor Fitch stated Mr. Jensen will meet with the committee and make them aware of the timeframe that we are involved with. These items would come to council and then he would do his research.

Davis stated Mr. Jensen or the council should give some direction and a date for the recommendations expected to be on the November ballot to give the council time to discuss it and then give it back to legal.

Jensen stated he is not going to give any direction unless he is authorized by the council. He is assuming he will attend the meetings and he can see what the volume is and then he can say the first part or the latter part of June. His authority to impose a deadline should be part of the motion.

Mayor Fitch stated Mr. Jensen will be in attendance because they will need to refer to the charter.

Davis questioned if they are setting the parameters of this citizens committee by individual motions or are they taking all of these ideas and make one motion at the end of this discussion.

Mayor Fitch recommended they take all of these items and combine them into one but leave some leeway so that Mr. Jensen can make some changes along the way as a ruling of legality.

Jensen stated it is not just legal that is involved in this process, but they need the ability to bring in certain staff to address certain subject areas because he does not have all the expertise. There should be an official assignment to somebody saying that we will call in the appropriate city staff to address questions and plans, etc. that the committee has.

Davis stated the other recommendations on the parameters that he would like to see is the ward from which the item originates, if that ward representative could be the chairman of that committee meeting as they have probably talked to their council member and understand the issue more thoroughly than maybe the other members do. The originating ward, where applicable, the chairman would be the appointee of that ward.

Mayor Fitch stated that would be a council decision.

Tanner stated he agrees with this. His proposal to change the charter and send out to a vote of the people, all the groundwork has already been laid, it has been worked on for two years. When the charter review committee gets together, since his item will be the first one discussed, he feels it would be streamlined because most of the legal work has been done, unless this committee proposes some changes. He agrees with Council Member Davis that the proposal made by the ward five council member be chaired by the appointee of ward five. If Council Member Jackson has something he wants changed on the charter or something a citizen that represents his ward wants changed, then that person will chair that particular item.

Mayor Fitch questioned if Council Member Tanner will direct his wishes to his representative or will he come before the committee and talk about his proposal.

Tanner stated he would like to come before the committee and share his thoughts and his reasoning behind wanting to set residency requirements. He stated that Councilmember Davis is recommending that if all the wards propose a change to the charter, then their ward appointee would be the chairman for that particular charter change.

Mayor Fitch questioned why they would need a chairman for every item that would be put on the agenda for change.

Warren stated they will need to have an overall chairman to run the meeting, so maybe the word "presenter" would be a better way to describe that person who would lead the discussion on that particular item.

Davis stated the chairman of the committee basically guides how thoroughly they discuss or research an item, so his recommendation would be that the chairman would be the appointee from that ward. This would be the chairman, not a member to present the item and they would be the chairman for the duration of that particular item because that member would meet with their council member multiple times and understand the issue more thoroughly.

Mayor Fitch questioned if this would be the chairman of the overall committee.

Davis stated the committee would not have a set chairman. Whatever item that is before the committee, that would determine who the chairman was.

Mayor Fitch stated you still have to have an overall chairman or this thing is going to be very confusing.

Davis stated it would be more confusing when you have someone that doesn't have any idea about an item, especially when you get into a situation where the chairman is against a particular item. The chairman, in a large part, sways the way a committee will go. For fairness to each council member and each ward representative, he feels this serves well that there not be one chairman to guide the entire committee through the entire process. You deal with one item at a time.

Mayor Fitch stated they will probably be discussing multiple items at every meeting. You will have numerous chairmen throughout the course of this meeting. He suggested they let the committee work it out as to who will be the chairman.

Tanner questioned how they would decide who that chairman is.

Mayor Fitch stated it has never been decided by the council before, it has always been decided after the committee was formed. Those people meet and decide who will be the chairman. That is how most committees are put together.

Jackson stated he feels they are making this way too complicated.

Tanner stated he agrees. They have the ultimate citizens committee sitting right here and all of these items could be discussed in open council right here. Any citizen that wants to participate could come to the podium right here in the auditorium. The council members are the ultimate citizen committee and they can discuss any charter change ideas openly as a body that is already elected and citizens can come and they can discuss these ideas.

Morford stated they already did this and Council Member Tanner did not like the results so that is why they are going to a charter review committee.

Tanner stated all he is asking is that the proposal he put forth to set residency requirements for the top level city officials to be sent out to a vote of the people and let the ultimate citizen committee, which are the citizens of Lawton, decide the issue. This proposal to form a citizens charter review committee has come forth and it does seem confusing at this point in time about how they are going to make this work.

Mayor Fitch stated they have selected the nine people that are going to be put in place for this committee. In years past, the council stays out of it until all of the recommendations come back to the council after all the open meetings.

Tanner stated every committee member that he has appointed will fight vigorously for the proposition that he has made to send out to a vote of the people.

Mayor Fitch stated they can say what they want, but you will only have one vote.

Tanner stated all they are doing is creating “mini me’s”, so he does not know why they just don’t keep it at the council level, discuss these items, take a vote on it, and if his item fails again then he will live with that. He wants to go along with this process because he wants to be a team player, but it is very confusing.

Mayor Fitch stated the council needs to come to an agreement and a vote on what they want to send in the way of parameters to the advisory committee. Someone needs to make a motion.

Jackson stated this is a little complicated and everyone has made their citizen appointment to this committee and he feels they need to approve this committee.

<u>MOVED by Jackson SECOND by Warren</u> approve the submission of appointments to the committee.

Tanner stated he agrees and have them come back no later than June. He questioned if the council needs to vote on these items before they actually put all this work on legal staff.

Jensen stated they need to vote and give some definite clear direction to the committee.

Mayor Fitch stated the council is going to vote on what they want to see on the ballot and then staff will research it all.

Jensen stated as far as he understands right now, the scope of the committee's review will be whatever they want to review and whatever they receive from the citizens.

Mayor Fitch stated that is correct.

Jensen stated the timeline will be that they will allow him to set a definite deadline so that they can meet the August 22nd deadline for a resolution.

Morford stated they will also get to appoint their own chairman and they take care of all the parameters. He questioned if they need to set a date like June 6th or something definite.

Jensen stated they can do that or let him play it by ear depending on what the volume is. The 1st of June or the 30th of June could mean a lot to the committee. He stated they could give him the authority to say that this date is when they need it by.

Mayor Fitch suggested they give Jensen the authority to set that date.

Davis stated the amended motion would be to authorize the city attorney to provide a deadline to the committee for submission to make it on the November ballot.

<u>MOVED by Jackson SECOND by Warren</u> approve the submission of appointments to the committee and to authorize the city attorney to provide a deadline to the committee for submission to make it on the November ballot. AYE: Morford, Jackson, Tanner, Fortenbaugh, Johnson, Warren. NAY: Davis. MOTION CARRIED.

15. Consider an ordinance amending Section 19-6-606, Article 19-6, Chapter 19, Lawton City Code, 2015, pertaining to the operation of golf carts in the primitive camping area located on the eastside of Lake Lawtonka, known as The Ponds, adding a regulation prohibiting the operation of golf carts in The Ponds, and providing for severability. Exhibits: Ordinance 18-__.

Jack Hanna, Parks and Recreation Director, distributed a map of The Ponds area. He stated they had a Lakes and Lands Commission meeting and a safety issue was brought up as well as the traffic flow in this primitive campsite which is all tent camping. This ordinance will prohibit golf carts in this area.

Tanner stated this item was discussed at the Cleveland School neighborhood watch meeting. An elderly couple spend a lot of time out at Lake Lawtonka and they had concerns about this because they have friends that go to this primitive area and they would like to have access to use the road to drive around in their golf cart to stop off at the individual campsites. He stated this proposal is to stop access to the road itself.

Hanna stated that is what the Lakes and Land Commission discussed. There has been a lot of traffic in that area and last summer there was an incident where someone either got hit or about got hit by a golf cart. There is mainly foot traffic in this area. This is a safety issue and it will preserve the area as a campsite for tents.

Tanner stated the Lawton Police Department brought this to the Lakes and Land Commission because there were golf carts going off road and driving into the campsites late at night and disturbing the campers. He is for limiting that activity but he would at least like to keep the road way open for these golf carts. Council Member Fortenbaugh is on the commission and he did discuss this issue with him.

Fortenbaugh stated the commission vote was unanimous on this recommendation to staff. There is a lot of bad activity late at night out there and people have been injured and the ambulance had a hard time locating them.

Tanner stated they were off road inside the campsite. He would like to amend the ordinance to keep the road open and allow the golf carts to use the road, but prohibit them from actually driving into the campsite itself.

<u>MOVED by Tanner SECOND by Jackson</u> to adopt **Ordinance 18-05** but amend it to allow golf carts to use the road way, waive the reading of the ordinance, read the title only. AYE: Jackson, Davis, Tanner, Fortenbaugh, Johnson, Warren. NAY: Morford. MOTION CARRIED.

(Title read by City Attorney) Ordinance 18-05

An ordinance amending Section 19-6-606, Article 19-6, Chapter 19, Lawton City Code, 2015, pertaining to restriction of the operation of golf carts in the primitive area known as the ponds on the eastside of Lake Lawtonka, adding a regulation that would limit golf carts in the primitive camping area known as The Ponds on the east side of Lake Lawtonka to access on the road way only and not outside of the road way, and providing for severability.

16. Consider an ordinance pertaining to Refuse Fees and Charges amending Section 22-1-4-144, Division 22-1-4, Article 22-1, Chapter 22, Lawton City Code 2015, by authorizing funds generated by the landfill gate fee to be used for the collection of bulk solid waste at one- or two-family residential properties that do not have active utility accounts, providing for severability and establishing an effective date. Exhibits: Exhibits: Ordinance 18-__.

Tanner stated this is a recommendation from a council committee formed six or seven months ago. There was an issue with citizens going out to the landfill and a policy that had not been enforced for 20-30 had started being enforced and some of the debris that the citizens were bringing out to the landfill was labeled as demolition and construction debris. The committee was formed to address that issue and they also came up with a gate fee of $1 and 90% of that is split evenly among the wards to be spent on infrastructure improvement projects and 10% goes to the Lawton Enhancement Trust Authority (LETA) to help with clean up along the roadway that goes to and from the landfill. He had a constituent who complained that ward five was not clean and he does not understand why we can't go down the road on trash day, like we use to, and pick the trash up. You wouldn't think that picking trash up would be such a difficult item. We have bond holders and we have made an agreement with these bond holders that we will not give away free services. When he sees this mattress or couch on the side of the road he just can't call up the city manager to send solid waste out to pick it up. They have to get neighborhood services involved and they will send them a letter and give them an opportunity to abate the problem and in some instances this problem was not even brought to the council members attention for two or three months and by this time the neighbors are very upset and they want to expedite this procedure to pick up this bulky item. In order to do this, somebody has to pay for this, so the committee's proposal is to amend this ordinance to allow individual council members to use their ward money in these instances when we want to expedite this process of picking up these bulky items on the side of the road. This is going to be up to the council member's discretion whether they would like to use this money from their ward accounts for this type of activity. He would like to approve this but they need to strike a line out where it says that "this proposed ordinance would expand the authorized use of funds in this account to include cost of pickup of bulk solid waste at one and two family residential". He wants to say properties in general, he does not care if it has a house on it or it doesn't have a house on it. He wants to get this bulk trash picked up for the citizens in ward five and he wants it done quickly.

Warren stated they are talking about using city funds to pick up garbage on private property.

Tanner stated they will still send the property owner a bill, if the property owner does not pay at that point in time then the money has to come from somewhere because if it doesn't then we are not keeping our agreement with the bond holders giving away free services.

Warren questioned if we have the ability to recoup that money if we don't go through the process.

Jensen stated we have to follow statutory process and if you don't go through the process of the ten day notice requirement then a lien would not be valid.

Warren questioned if the motion would involve allowing that ten day process to take place.

Tanner stated they are not abolishing that, this is just another tool we would be able to use to expedite the trash pickup.

Warren stated as long as the city attorney has said that we can still file the lien.

Jensen stated that is not what he is saying. If you don't follow the statutory process and give them the ten days to clean it up themselves, then that lien would not be valid, we would have no right to file a lien. His legal opinion to the committee was that you have to have a funding source because we have made agreements to bond holders that we will not give away services. You would not be able to do it on the 8th day and still be able to file a lien.

Morford stated it would be ten days before we would pick up the debris.

Tanner stated not necessarily. The bulk trash committee changed up the way that we pick up bulk trash. The way we were doing it, people would call in and then we would send the bulk trash truck to pick it up. Now they have set it up where it is in zones. They had fallen behind on bulk trash pickup and it was 2-3 weeks before they could get out to pick it up. They had discovered that the employee that drives the bulk trash truck would work until noon and take his lunch break and then spend the rest of the day maintaining his equipment. The committee recommended that we buy some equipment that did not need as much maintenance so that this person could spend more time out in the field picking up bulk trash. Now we are not as far behind.

Morford questioned how they get around the ten day process.

Tanner stated this is just another option that an individual council member for that ward would have at their disposal. This gives you an option to expedite the procedure and they would go ahead and send the property owner the bill, they may or may not pay, but at this point in time since they did not do the statutory 10 day notice, then that is where the ward accounts would come into play. You could spend that money out of your ward account to pick this bulk trash up thereby satisfying the agreement with our bond holders. It is very complicated to pick up trash in the city of Lawton.

MOVED by Tanner SECOND by Davis to adopt **Ordinance 18-06**, amending the ordinance to include all properties within the city limits, waive the reading of the ordinance, read the title only and establishing an effective date of thirty days from today. AYE: Morford, Davis, Tanner, Fortenbaugh, Johnson. NAY: Jackson, Warren. MOTION CARRIED.

(Title read by City Attorney) Ordinance 18-06

An ordinance pertaining to refuse fees and charges amending Section 22-1-4-144, Division 22-1-4, Article 22-1, Chapter 22, Lawton City Code 2015, by authorizing funds generated by the landfill gate fee to be used for the collection of bulk solid waste at properties within the city limits that do not have active utility accounts, providing for severability and establishing an effective date.

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

Fortenbaugh reported that W. Gore past 67th Street is back open again.

Tanner read the following apology: I would like to apologize for my outburst at the last city council meeting and to share some of the circumstances that led to it. In the past council meetings that were chaired by the Mayor, other council members were present, city staff like the city manager, chiefs, high ranking city officials. Certain unprofessional comments from my peers and my equals were made to me. Such as on occasion a council member, after I had asked some questions, stated twice in the same meeting, “I just want to kill this guy”. She was talking about me. Another occasion was when after I told a fellow council member, hey, everything is going to be alright, the council member stated, he said f--- you, I’ll kick your f----- a---, you don't know who your f----- with. That was his response to me telling him hey, it's going to be okay.

Mayor Fitch requested that Council Member Tanner not go into so much detail.

Tanner continued: the Mayor has told me in several open meetings to shut my mouth, shut up, etc. In all the mentioned incidences, the Mayor, who is the chair of council meeting, in charge of keeping order, never put these threats or insulting comments in check. Now I have been taught it's to a man's glory to overlook an offense that we should turn the other cheek, pursue peace with our neighbors. Treat other people how you want to be treated and double standards in treatment of others shouldn't be tolerated. My daddy taught me to stand up to bullies and that's what I felt like I was trying to do at the last council meeting. Unfortunately I got it all wrong, went about it the wrong way. I should have done it in a calm manner without losing my poise. Therefore I apologize to the citizens of Lawton, the city council, mayor, city staff, for my outburst of angry frustration at our past city council meeting. It was inappropriate, unprofessional and I fully intend to govern myself accordingly in the future. Lawton is a wonderful city with great people. It's my home and its where, with my wife Tally, we are raising our children. My goal is to help Lawton, not to hurt it by my behavior. So I ask you, citizens, elected officials, city staff, to please forgive me.

Davis stated he accepts Council Member Tanner's apology and thoroughly understands his frustration. He stated over 200 people contacted him about the last city council meeting and they were gravely concerned over possible civil rights violations by being denied representation in ward five and he did not have time to thoroughly look into that but he assured those folks they are looking into that because no one should be denied representation to their government. He thanked those citizens and city staff who were out picking up trash and he appreciates their efforts.

Ihler reminded the council of the question and answer session with the young professionals group next Tuesday. He distributed the list of questions that will be asked. He stated he has not received any feedback with regards to the meeting with OML representatives as it relates to parliamentary procedures. They have requested five topics to be discussed at the meeting scheduled for 1:15 on March 26th.

Ihler presented revenue and expenditure highlights for period ending December 31, 2017. (On file in the City Clerk's office).

The Mayor and Council convened in executive session at 7:12 p.m. and reconvened in regular, open session at 8:45 p.m. Roll call reflected all members present.

EXECUTIVE SESSION ITEMS:

17. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending case in United States District Court of <u>Margie M. Robinson, as the Personal Representative of the Estate of Christina Dawn Tahhahwah,</u>

Deceased vs. City of Lawton, and eleven police/correctional officers, CIV-16-869-F, and if necessary, take appropriate action in open session. Exhibits: None.

Jensen read the title of item #17.

MOVED by Jackson SECOND by Morford to authorize the City to participate in mediation in that case and to appoint council members Warren and Burk as the City's representatives at the mediation. AYE: Jackson, Morford, Davis, Tanner, Fortenbaugh, Johnson, Warren. NAY: None. MOTION CARRIED.

18. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, consider c onvening in executive session to review the employment of Jerry Ihler as City Manager, and in open session take other action as necessary. Exhibits: None.

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

There being no further business to consider, the meeting adjourned at 8:46 p.m. upon motion, second and roll call vote.

____
FRED L. FITCH, MAYOR

ATTEST:
____
TRACI HUSHBECK, CITY CLERK