

MINUTES  
LAWTON CITY COUNCIL REGULAR MEETING  
APRIL 26, 2022 – 2:00 P.M.  
LAWTON CITY HALL  
COUNCIL CHAMBERS/AUDITORIUM

Stan Booker, Mayor

Also Present:  
Michael Cleghorn, City Manager  
John Ratliff, City Attorney  
Traci Hushbeck, City Clerk

Mayor Booker called the meeting to order at 2:00 p.m. Notice of meeting and agenda were posted on the City Hall notice board as required by law. Invocation was given by Officer Loui Pohawpatchoko, followed by the Pledge of Allegiance.

ROLL CALL

PRESENT: Mary Ann Hankins, Ward One  
Kelly Harris, Ward Two  
Linda Chapman, Ward Three  
Jay Burk, Ward Four  
Allan Hampton, Ward Five  
Sean Fortenbaugh, Ward Six  
Onreka Johnson, Ward Seven

ABSENT: Randy Warren, Ward Eight

**PROCLAMATIONS:**

**National Therapy Animal Day**

Mayor Booker proclaimed April 30, 2022, as National Therapy Animal Day. He presented the proclamation to representatives of Paws with Love Therapy Dogs.

**Presentation of Outstanding Citizen of the Month to Summer Hurley-Jacks (Stricken)**

**Lawton Area Transit System 20th Anniversary**

Mayor Booker recognized the Lawton Area Transit System on their 20<sup>th</sup> Anniversary. He presented the certificate to Ryan Landers, General Manager of LATS.

**Safe Digging Month**

Mayor Booker proclaimed April 2022 as Safe Digging Month. He presented the proclamation to Representatives from Summit Energy and OKIE811.

## **REPORTS: MAYOR/CITY COUNCIL**

Mayor Booker stated he was notified that Albert Johnson Sr. had passed away.

Mary Ann Hankins commended Jason Poudrier, Arts & Humanities Administrator, on how he handled the situation with the storm during the symphony.

Burk reported the groundbreaking for the sidewalk project was held last week and that Trash Off will be held this Saturday from 9 a.m. to 2 p.m. at McMahon Auditorium. He stated on Friday they will be planting a tree at Kids Zone in honor of National Arbor Day. He stated this will be an annual event.

Hampton stated there will also be a car show on Saturday from 7:30 a.m. to 3:30 p.m. at the Comanche County Fairgrounds.

Johnson stated the Ranch Oaks Association is preparing for their 2<sup>nd</sup> annual Memorial Observance which will be held on May 28<sup>th</sup> in the Ranch Oak area. She stated names can be submitted until May 21<sup>st</sup> for \$10 a name.

## **AUDIENCE PARTICIPATION:**

Joe Bailey, 2723 NE Euclid, stated that flushable wipes are not a problem for the sewer system and that is just misinformation.

Else Swear, 7805 NW Fulco Avenue, stated she has been calling parks and recreation to request some tennis nets for 76<sup>th</sup> and Andrews Park.

## **CONSENT AGENDA:**

Mayor Booker stated items #4, #11, #12, #13 and #14 will be considered separately.

MOVED by Burk SECOND by Hampton to approve the consent agenda with the exception of items #4, #11, #12, #13 and #14. AYE: Hankins, Harris, Chapman, Burk, Hampton, Fortenbaugh, Johnson. NAY: None. MOTION CARRIED.

1. Consider adopting a resolution approving the joint petition settlement and making payment in the workers' compensation claim of Justin Dipprey. **Resolution 22-80**
2. Consider authorizing the execution of a "First Amended Form of Incumbency and Authorization Certificate" in relation to: (1) the 2017 Lease Purchase Agreement between the City of Lawton and Banc of America Public Capital Corp and (2) the Escrow and Account Control Agreement [with Bank of America NA as the escrow agent] for the purpose of updating City individuals authorized to execute documents related to the agreements.
3. 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 2022 primary and general municipal elections for designated City Council seats and authorizing the Mayor to issue an election proclamation. **Resolution 22-81**

4. Consider approving the Youth and Family Affairs Committee Nomination of a \$75,000 grant for Lawton Public Schools to conduct summer S.T.E.M. academies.

Mayor Booker stated this was placed on the agenda before the Youth and Family Affairs Committee met. During their meeting last night, they reviewed the grant from LPS, and the committee is recommending that the grant be approved subject to an on-site interview.

MOVED by Hankins SECOND by Harris to approve the grant recommendation of \$75,000 for Lawton Public Schools S.T.E.M academies. AYE: Hankins, Harris, Chapman, Burk, Hampton, Fortenbaugh, Johnson. NAY: None. MOTION CARRIED.

5. Consider amending Council Policy 1-05 Recognition of Employees Upon Retirement; establishing tiers for the monetary gift based upon years of service, clarifying procedures for payment, and establishing an effective date.
6. Consider approving an “Agreement for Funding and Limited Support of the Lawton Youth Sports Trust Authority,” and authorize the execution of the Agreement by the Mayor.
7. Consider adopting a resolution setting the E-911 fee for the period of July 1, 2022, through June 30, 2023. **Resolution 22-82**
8. Consider approving a Memorandum of Understanding with IAFF Local 1882 amending Section 13.10 of the current collective bargaining agreement to cover the period for which the annual public safety sales tax incentive applies in fiscal years 22-23, 23-24, 24-25, and updating the reference to the current resolution of intent concerning CIP expenditures.
9. Consider approving a request to enter into a memorandum of understanding with Cameron University and the City of Lawton authorizing the utilization of the Lawton Police Department’s Training Facility to train their new officers in the Council of Law Enforcement and Training’s Basic Academy (CLEET) which has been authorized by formal board action.
10. Consider approving plans and specifications for the Water SCADA Improvements Project PU2201 and authorizing staff to advertise for bids.
11. Consider awarding contract (RFPCL22-039) Concession Lease -Grandview Sports Complex and the associated ‘Lease and Non-Exclusive Concession Operation Agreement’, to LaSill Optimist Club of Lawton OK, for a one-year term.

Johnson stated she will be abstaining from items #11 - #14 because she is a member of the LaSill Optimist Club of Lawton OK.

Harris stated there is a discrepancy with the contract, one part says 22% and the other says 23%.

Keith Neitzke, Leisure Services Administrator, stated it should be 23%.

MOVED by Burk SECOND by Harris to approve awarding contract (RFPCL22-039) Concession Lease -Grandview Sports Complex and the associated ‘Lease and Non-Exclusive Concession

Operation Agreement’, to LaSill Optimist Club of Lawton OK, for a one-year term, amending paragraph 2-3 to 23% and amending the date of approval to April 26, 2022. AYE: Hankins, Harris, Chapman, Burk, Hampton, Fortenbaugh. NAY: None. ABSTAIN: Johnson. MOTION CARRIED.

Mayor Booker stated items #12 and #13 have the same issue.

12. Consider awarding contract (RFPCL22-040) Concession Lease -Ahlshlager Park and the associated ‘Lease and Non-Exclusive Concession Operation Agreement’, to LaSill Optimist Club of Lawton OK, for a one-year term.

MOVED by Burk SECOND by Chapman to award contract (RFPCL22-040) Concession Lease -Ahlshlager Park and the associated ‘Lease and Non-Exclusive Concession Operation Agreement’, to LaSill Optimist Club of Lawton OK, for a one-year term, amending paragraph 2-3 to 23% and amending the date of approval to April 26, 2022. AYE: Hankins, Harris, Chapman, Burk, Hampton, Fortenbaugh. NAY: None. ABSTAIN: Johnson. MOTION CARRIED.

13. Consider awarding contract (RFPCL22-041) Concession Lease - Eastside Park and the associated ‘Lease and Non-Exclusive Concession Operation Agreement’, to LaSill Optimist Club of Lawton OK, for a one-year term.

MOVED by Burk SECOND by Chapman to award contract (RFPCL22-041) Concession Lease - Eastside Park and the associated ‘Lease and Non-Exclusive Concession Operation Agreement’, to LaSill Optimist Club of Lawton OK, for a one-year term, amending paragraph 2-3 to 23% and amending the date of approval to April 26, 2022. AYE: Hankins, Harris, Chapman, Burk, Hampton, Fortenbaugh. NAY: None. ABSTAIN: Johnson. MOTION CARRIED.

14. Consider extending (RFPCL21-021) Concession Lease McMahon Park to LaSill Optimist Club of Lawton, OK and authorize the City Council and Mayor to enter into a Concession Lease Agreement for same.

MOVED by Burk SECOND by Chapman to extend (RFPCL21-021) Concession Lease McMahon Park to LaSill Optimist Club of Lawton, OK and authorize the City Council and Mayor to enter into a Concession Lease Agreement for same, amending page one to 23%, paragraph 2-3 to 23% and amending the date of approval to April 26, 2022. AYE: Hankins, Harris, Chapman, Burk, Hampton, Fortenbaugh. NAY: None. ABSTAIN: Johnson. MOTION CARRIED.

15. Consider awarding CL22-036 Liquid Oxygen to Matheson Tri-Gas, Inc. of Irving, TX.
16. Consider extending contract (CL21-002) Emergency Generator Maintenance to Elite Power Services, Inc. of Edmond, Ok. for an additional year.
17. Consider extending the contract (CL21-025) Mowing & Litter (9 Items) with Teen Challenge of Lawton, OK for Items 1-7 & 9 and Lawn Wizards of Lawton, OK for Item 8 for an additional year.

18. Consider approving appointments to boards and commissions.

**Parks & Recreation Commission**

Linda Neal  
325 NW Ridgeview Way  
Lawton, OK 73505  
01/01/2024

Michael Scott  
2406 NW Crosby Park Blvd  
Lawton, OK 73505  
UT 01/01/2023

**Board of Adjustment**

Tony Layton  
15 SW B Avenue  
Lawton, OK 73501  
5/24/2025

Jessie Cross  
6302 SW Oakmont  
Lawton, OK 73505  
5/25/2025

**Cemetery Board**

Berry Beauchamp  
5/26/2028

**FISTA Development Trust Authority**

Brian Henry  
3703 NE Fieldcrest Drive  
Lawton, OK 73507  
UT 6/30/2024

**Lawton Enhancement Trust Authority (LETA)**

Kerry Sweeney  
2608 NW Lake Front Drive  
Lawton, OK 73505  
6/30/2025

**Library Board**

Frantzie Couch  
1611 NW 38<sup>th</sup> Street  
Lawton, OK 73505  
5/31/2024

Elouise Love  
708 SW Sedalia Avenue  
Lawton, OK 73501  
5/31/2024

**STAFF REPORT:**

Joe Don Dunham, Finance Director, presented revenue and expenditure highlights for the period ending March 2022. (On file in the City Clerk's office).

The Mayor and Council convened in executive session at 3:07 p.m. and reconvened in regular, open session at 4:52 p.m. Roll call reflected all members present.

Mayor Booker stated they need to waive the rules and reconsider items #11-#14. The City Attorney is requesting those items be tabled for further review.

MOVED by Burk SECOND by Fortenbaugh to waive the rules and reconsider items #11, #12, #13 and #14. AYE: Hankins, Harris, Chapman, Burk, Hampton, Fortenbaugh. NAY: None. ABSTAIN: Johnson. MOTION CARRIED.

MOVED by Burk SECOND by Harris to table items #11, #12, #13 and #14. AYE: Hankins, Harris, Chapman, Burk, Hampton, Fortenbaugh. NAY: None. ABSTAIN: Johnson. MOTION CARRIED.

**EXECUTIVE SESSION:**

19. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending action in Comanche County District Court titled Gerald Ihler v. City of Lawton, CJ-2020-185, and if necessary, take appropriate action in open session.

Ratliff read the title of item #19.

MOVED by Fortenbaugh SECOND by Harris to reject the settlement offer submitted to the City by Jack Dawson, attorney representing Gerald Ihler, in the case of Gerald Ihler v. City of Lawton. AYE: Hankins, Harris, Chapman, Burk, Hampton, Fortenbaugh, Johnson. NAY: None. MOTION CARRIED.

20. Pursuant to Section 307C.11, Title 25, Oklahoma Statutes, consider convening in executive session for purposes of receiving a presentation from the FISTA Trust Authority pertaining to the potential redevelopment of the retail portion of the Central Plaza (formerly Central Mall), including the possible transfer of property, financing, and creation of a proposal to entice businesses to remain or to locate within the Central Plaza property, the public disclosure of which would interfere with the potential redevelopment and violate the confidentiality of the businesses involved, and if necessary, take appropriate action in open session.

Ratliff read the title of item #20. No action was taken.

21. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss a pending claim regarding Republic Paperboard LLC, and if necessary, take appropriate action in open session.

Ratliff read the title of item #21. No action was taken.

There being no further business to consider, the meeting adjourned at 4:56 p.m. upon motion, Second and roll call vote.

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STAN BOOKER, MAYOR

ATTEST:

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TRACI HUSHBECK, CITY CLERK