

MINUTES
LAWTON CITY COUNCIL REGULAR MEETING
JULY 9, 2013 – 6:00 P.M.
NEW CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

Doug Wells, Mayor Pro Tem
Presiding

Also Present:
Bryan Long, City Manager
Frank V. Jensen, City Attorney
Traci Hushbeck, City Clerk
COL Glenn Waters, Fort Sill Liaison

Mayor Fitch called the meeting to order at 6:29 p.m. Notice of meeting and agenda were posted on the City Hall notice board as required by law. Invocation was given by Pastor Wendall Buck, Lawton First Church of the Nazarene, followed by the Pledge of Allegiance.

ROLL CALL

PRESENT:

Bob Morford, Ward One
Keith Jackson, Ward Two
Rosemary Bellino-Hall, Ward Three
Jay Burk, Ward Four
Dwight Tanner, Jr., Ward Five
Richard Zarle, Ward Six
Stanley Haywood, Ward Seven

ABSENT:

None.

AUDIENCE PARTICIPATION

Dick McKean, 2415 NW 34th Street, stated he has proposed to move \$550,000 from the hotel/motel fund to the museum which would release \$550,000 back to the general fund to be used as needed. He would like to see the hotel/motel tax out in the open so they can all look at it. Right now it is on automatic pilot. It has percentages next to the amounts as it comes in. The hotel/motel tax should be available as a possible source of funds. The funds need to be used to improve tourist routes in the city and he would suggest a visitor's bureau in Elmer Thomas Park. He feels they need to have surveillance cameras around town. He stated we need to find water. He stated he also feels the money should not go to any organization if it will be used for pay raises and wages.

Herbert Derricott, 6212 NW Cheyenne Drive, questioned if he would be able to speak on item #22 regarding the trash pick up.

Mayor Pro Tem Wells stated he has Mr. Derricott's request to speak form and he will be called up during that item.

CONSIDER APPROVAL OF MINUTES OF LAWTON CITY COUNCIL REGULAR
MEETING OF JUNE 25, 2013.

MOVED by Jackson SECOND by Burk to approve the minutes of June 25, 2013. AYE: Morford, Jackson, Bellino-Hall, Burk, Tanner, Zarle, Haywood, Wells. NAY: None. MOTION CARRIED.

CONSENT AGENDA:

Mayor Pro Tem Wells stated items #1 and #6 will be discussed. Morford requested item #7 be discussed separately.

MOVED by Burk SECOND by Morford to approve the consent agenda with the exception of items #1, #6 and #7. AYE: Morford, Jackson, Bellino-Hall, Burk, Tanner, Zarle, Haywood, Wells. NAY: None. MOTION CARRIED.

1. Consider approving an Outside Water Sales Contract with Clint and Tiffany Kirk, and authorize the Mayor and City Clerk to execute the Contract. Exhibits: Location Map. Contract is on file in the City Clerk's Office.

Mayor Pro Tem Wells questioned if staff has thought about a moratorium on outside water sales due to our water situation within the city.

Jerry Ihler, Public Works Director, stated he has had no discussion with anyone regarding a moratorium. He stated that is something they could look at as we go through the summer and the lakes become less full. Right now we are at stage one and at 62%. He stated he does think the outside waters sales contracts addressed this issue.

MOVED by Wells SECOND by Bellino-Hall to approve an Outside Water Sales Contract with Clint and Tiffany Kirk, and authorize the Mayor and City Clerk to execute the Contract. AYE: Morford, Jackson, Bellino-Hall, Burk, Tanner, Zarle, Haywood, Wells. NAY: None. MOTION CARRIED.

2. Consider adopting a resolution approving the compromise settlement and making payment in the workers' compensation claim of Paul McCuiston. Exhibits: **Resolution 13-41.**
3. Consider approval of the Retainer Agreement for Legal Services between the City of Lawton and John C. Mackey, Jr., and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Agreement is on file in the City Clerk's Office.
4. Consider renewing the professional services agreement with Mackey Law Firm, to provide professional property research services to the City of Lawton, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Agreement is on file in the City Clerk's Office.

5. Consider renewing the professional services agreement with John C. Mackey, for various matters involving real property, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Agreement is on file in the City Clerk's Office.
6. Consider approval of an Agreement in Principal with the Lawton Fort Sill Chamber of Commerce for a Contract for Services with Bill Phelps & Associates, LLC, beginning July 1, 2013 through June 30, 2014, for the purpose of providing professional consulting/lobbyist services to the City and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Consultant Agreement.

Bellino-Hall questioned if it was correct that we are paying this lobbyist \$4,000 a month plus expenses.

Long stated we pay half of that amount. We partner with the chamber of commerce to jointly sponsor this lobbyist.

Bellino-Hall questioned if the money from the chamber was from hotel/motel tax.

Long stated that is correct.

Bellino-Hall questioned why we need a lobbyist. We have the most influential person in the legislature, T. W. Shannon, living in Lawton and he is open to discussion. We have great people who sit on commissions up there such as Brad Burgess who sits on the transportation commission. She stated it really irritated her when the chamber did not fund the pig and lamb show in January because it did not have the money. These kids spend months getting ready for this and thank God private citizens did get it funded. While this city is having financial problems she cannot vote to support a lobbyist. The Oklahoma Municipal League, who we pay big bucks, should be helping us out. She cannot support this.

MOVED by Bellino-Hall SECOND by Zarle to not approve an Agreement in Principal with the Lawton Fort Sill Chamber of Commerce for a Contract for Services with Bill Phelps & Associates, LLC.

Mike Dudley, 1006 B Avenue, stated council and staff have struggled with the city budget and have reduced city services, increased utility bills and frozen wages. In addition to the \$50,000 that is paid to OML, the council is now being asked to sign a contract to pay at least \$24,000 for a lobbyist in Oklahoma City. In the last three or four years the lobbyist biggest claim to fame is that they got the legislation changed where general employees do not have a union. He does not feel this is good stewardship with our money. They could take that \$25,000 and put one employee back to work. If the chamber wants the lobbyist they can pay the \$50,000.

Jackson stated he is a good steward for taxpayer money and there is a lot of business and legislation being dealt with on the state level each and every day. We started paying for a lobbyist back in the mid 1980's and he believes that Lawton and other communities need someone there to watch over our interests. He stated we get a greater return on our dollar.

Bellino-Hall stated she had not seen any written reports that say this is what I lobby for or this is what we were successful for. It makes no sense to her when we have local representatives who can do the same thing for us. It is not a good stewardship of our money.

Debra Burch, President of Lawton Fort Sill Chamber of Commerce, stated they do receive reports. Primarily, Mr. Phelps comes to board meetings and provides an oral report. He is always at the legislative focus groups where they decide what the legislative agenda will be. She stated Mr. Phelps will call them when a vote is coming up and they will send out calls to action to the members of the chamber to let them know. They do not tell them how to vote, they tell them what is on the table and tell them what the chambers position is and ask them to contact their representatives and let them know.

Bellino-Hall questioned if someone at the chamber could watch as the legislation comes up rather than paying someone \$4,000 a month.

Ms. Burch stated Mr. Phelps has particular skills that they do not have and one of those is that he is on site and will actually go around and visit with the different legislators, not just the ones from our area. He can get in places quicker than chamber staff because of the relationships he has built over the years. They depend heavily on him to let them know what is happening in committee meetings. They do have members that are in Oklahoma City on a regular basis and they sit on the legislative affairs committee.

Bellino-Hall stated she does not believe this is worth \$50,000 a year.

Burk stated for a couple of years he served as Mayor Pro Tem and was able to go to the capitol with the Mayor and sit in on the Council of Mayors. He stated Mr. Phelps was there because a lot of the state agenda is derived from those types of meetings. He has seen Mr. Phelps in action going up and down the hallways talking to people. He can walk right into legislator's offices to talk about our personal agendas and that is not easy, you can't just get in. He knows we are in tough times but this is an area where we need someone there for us. He stated Speaker Shannon is busy and he needs someone to come to him and say these are the concerns of Lawton, Oklahoma. He has spoken with our legislators about how important it is for us to have that connection on a daily basis. We don't have anybody at the chamber that can do this. Lawton needs to be involved in the conversation, not just Oklahoma City and Tulsa. He suggested they not make a decision tonight, but get together some things that Mr. Phelps has done over the past few years and bring it back.

Long stated Mr. Phelps was unable to be here tonight and did indicate that he would appreciate the opportunity to come back and share those very things with the council.

Burk stated he would like Mr. Phelps to come back and in his opinion this is something they need to approve because of the tight economy across the state and we don't want to be left out.

Haywood stated it is important to have someone in Oklahoma City at all times. We don't know what is going on and if we don't have someone there we will get left out. We will lose a lot of money if we don't have someone there.

Burk stated in the past couple of years we were left out of ODOT funding. In the eight year plan we got zero dollars and no projects in Comanche County. We fought that and we have several projects going on today because we had somebody up there telling us that we have been left out.

Jackson stated after listening to the chamber representative it sounds like they are getting their money's worth but maybe we are not getting half our money's worth in the way of reports. Maybe they need to come and report to the council as well. Maybe the council needs to sit in on some of these committee meetings because it sounds a little one sided right now. The council needs to have some representation on that committee.

Long stated Mr. Phelps does conduct meetings with him and the Mayor. Traditionally in the past the council has not been interested in having a report delivered. He is sure Mr. Phelps would be happy to do that.

Mayor Pro Tem Wells stated they might want to be aware of when these briefings are held so that some members may attend.

SUBSTITUTE MOTION by Burk SECOND by Haywood to approve an Agreement in Principal with the Lawton Fort Sill Chamber of Commerce for a Contract for Services with Bill Phelps & Associates, LLC. AYE: Jackson, Burk, Haywood, Wells. NAY: Morford, Tanner, Zarle, Bellino-Hall. TIE VOTE (Continued to next meeting).

7. Consider approving an Agreement between the Lawton Chamber of Commerce Inc., and the City of Lawton to fund activities by the Chamber designed to encourage, promote and foster tourism, economic and industrial development in the City of Lawton, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Agreement and Proposed Budget.

Morford stated he needs some information on the way hotel/motel tax is set up and the percentages used. He is not against this item, but the hotel/motel tax seems to be a great maze out there and no one can tell him for sure what happens.

Mayor Pro Tem Wells stated there is resolution on how the hotel/motel tax is split and the council decides what they want to do and the chamber either agrees or disagrees with that. He stated there are enough new council members that they may want to bring it back up for discussion.

Morford questioned if this was in concrete.

Mayor Pro Tem Wells stated it can be brought back to council and changed at any time.

Burk stated he helped structure the agreement and he would be happy to sit down to go over it. City staff oversees every invoice that comes in from the chamber.

MOVED by Burk SECOND by Jackson to approve an Agreement between the Lawton Chamber of Commerce Inc., and the City of Lawton to fund activities by the Chamber designed to encourage, promote and foster tourism, economic and industrial development in the City of Lawton, and authorize the Mayor and City Clerk to execute the Agreement. AYE: Jackson, Bellino-Hall, Burk, Tanner, Haywood, Wells. NAY: Morford, Zarle. MOTION CARRIED.

8. Consider adopting a resolution setting the E-911 fee for the period of July 1, 2013, through June 30, 2014. Exhibits: **Resolution 13-42.**
9. Consideration and approval of a resolution approving the incurrence of indebtedness by the Lawton Water Authority (the “authority”) issuing its utility system revenue note, series 2013 (the “note”); providing that the organizational document creating the authority is subject to the provisions of the indenture authorizing the issuance of said note; waiving competitive bidding with respect to the sale of said note and approving the proceedings of the authority pertaining to the sale of said note; ratifying and confirming a lease agreement, as amended, pertaining to the city’s water, sanitary sewer, and refuse systems; and containing other provisions relating thereto. Exhibits: **Resolution 13-43.**
10. Consider approving a contract with Creek Side Triple B LLC for the management and operations of Robinson’s Landing on Lake Lawtonka. Exhibits: Contract with Creek Side Triple B LLC, Aerial Photo, Legal Description.
11. Consider approving a permanent access easement for a public sidewalk along NW 26th Street from RDSL Properties Management, LLC, owner of Jack in the Box located at 2601 NW Cache Road, and authorize the Mayor and City Clerk to execute the permanent access easement. Exhibits: Location Map. Permanent Access Easement is on file in City Clerk’s office.
12. Consider accepting the storm sewer improvements, easements and maintenance bond to serve the EZ-GO Store #19 located at SW 52nd Street and Lee Boulevard. Exhibits: Location Map. Easements and Maintenance Bond on file in the City Clerk’s office.
13. Consider approving plans and specifications and authorizing staff to advertise for bids for the Medicine Park Water Treatment Plant (MPWTP) Clearwell Project #2013-6. Exhibits: Plans & Specifications are on file in the Public Works Administration Office.
14. Consider approving an agreement for euthanization services with the Town of Chattanooga and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Agreement (On file with the City Clerk).
15. Consider awarding a construction contract to Archer Western Construction, LLC for the WWTP Improvements Work Package No. 2 Project #2008-11. Exhibits: None.
16. Consider approving plans and specifications and authorizing staff to advertise for bids for the SE Flower Mound Sewer Line Upgrade Project # 2012-5. Exhibits: Location Map.

17. Consider extending contract (RFPCL10-049) Banking Services with IBC Bank of Lawton, OK. Exhibits: Department Recommendation and Contract Extension Form.
18. Consider extending contract (RFPCL11-036) Emergency Generator Maintenance with Elite Power Services, Inc. of Edmond, OK. Exhibits: Department Recommendation, Contract Extension Form, Price Bid Sheet.
19. Consider extending contract (RFPCL12-043) Credit/Debit Card Acceptance Program with Bank of Oklahoma of Tulsa, OK. Exhibits: Department Recommendation, Contract Extension Form, Price Bid Sheet.
20. Consider approving appointments to boards and commissions. Exhibits: None.
21. Consider approval of payroll for the periods of June 24- July 7, 2013.

NEW BUSINESS ITEMS:

22. Consider and discuss once a week trash pickup verses twice a week trash pickup and take appropriate action if necessary. Exhibits: None.

Mayor Pro Tem Wells stated he argued against going to once a week during budget discussions and he is still against it. They are proposing to cut a service to the citizens of Lawton that they greatly appreciate and the majority of residents want us to keep. Refuse collection makes \$3 or \$4 million a year for the City. He stated \$300,000 is not a whole lot of money on a \$90 million budget. He does not know why we would cut a service 50%. They have already cut down bulk pick ups from four to two a year so we could do some recycling. A lot of citizens cannot afford the extra \$5 for a second trash can. In the 2010 census, 51% of the community of Lawton is considered low income and \$5 is food for some families. They are talking about trash sitting in poly carts three to four days longer and it will attract flies and maggots. You will find trash piled up along houses which will invite rats and snakes. This will hurt beautification efforts. He feels cutting this service will be a terrible mistake. During budget sessions they talked about cutting 35 positions with some amount of money expected to be saved. He stated the City Manager has come up with cutting 29 positions that saved that amount of money. The City Manager thought they were talking about a certain amount of money, but he thought they were talking about the amount of positions, which was 35. The difference is six positions and they could use those six positions for those drivers. The first six that we cannot afford to let go otherwise, don't fill them and count those as cuts. We have about a 10% vacancy rate in the City over a years' period, if we took every position and held them open for two months before we advertise, that would be roughly \$4,000 on each position, and 75 positions would be \$300,000. The 100 accounts are budgeted 100% and we know there are going to be vacancies. If there are 10% vacancies, that is probably \$2-\$3 million extra in the 100 accounts. If someone quits and get pay offs, that will come out of that account so it is not like we have that amount of money left over, but there would be \$300,000 to cover this.

Jackson stated our garbage service in Lawton has been working for a number of years. He stated he feels that it was a good move to go to the poly cart system. We are in the business of providing the service to the taxpayers and he cannot support cutting this service in half without

cutting the bill in half. He has been on the council off and on for many years and there is only one or two other issues that have been addressed that has brought up more interest amongst the taxpayers than this one. He has been cornered by more people about this issue and he feels they are right.

Bellino-Hall stated she does not look at sitting on this council as a popularity contest. Part of the job is to be good stewards of people's money. She looks at how this makes sense financially. She asked Mr. Ihler about the cost. One of the garbage trucks costs us \$225,000. We buy two every eight years. We spend \$17,200 a year per truck for maintenance. That is not fuel, personnel, workers comp or claims. Cutting to once a week will make a difference. She stated Norman, Edmond, Moore and Walters has once a week pick up. From an economic and monetary standpoint it does not make sense to be spending money on twice a week pick up. She does not feel we should have a tipping fee if we go to once a week. We also need to look at recycling. The average family has about 25 lbs a month in recyclables. If we went to once a week and seriously looked at curbside recycling we would save money in the long run.

Mayor Pro Tem Wells stated Councilmember Bellino-Hall's numbers are arguable. Duncan charges \$5 a month per customer which would be \$2 million in Lawton if we did the same thing. That is what recycling, at a minimum, would cost us. Over four years you would have paid for recycling the amount it is going to take in six or ten years to dig two more pits. That is much more expensive than building at the landfills, it is not cheaper. He feels recycling is wonderful, but only when we figure out how we can afford it or it becomes something that the city can at least break even on. Twice a week pick up is a service that citizens enjoy and want and he does not care what Edmond or Oklahoma City does, this is Lawton. Our ordinance says that every resident in Lawton will pay a minimum bill, whether they use it or not. Just because we have the power to do something does not mean we should do it.

Bellino-Hall stated just because we have always done it does not mean we always need to continue doing it. We need to look at it more objectively than on an emotional basis. It is expensive to run twice a week and every city is having financial problems. We need to look carefully at our finances and that is our job.

Jackson stated in order to be good stewards of the community you need to be good stewards to the taxpayers. As far as the trucks, we have a system set up that pays with our rolling stock fund. If you go to once a week garbage pickup, there will be additional trash dumped in the county bar ditches. There will be citizens that get tired of looking at their trash bags stored away for the next delivery service and will throw them in the back of their truck and they will be thrown out in the bar ditch. This is something the citizens want to maintain and he is in support of it.

Burk stated he has been a lot of places in this country looking at recycling programs. He and Dr. Bellino and others got people to buy the recycling bins so that we could put across the city so that people could use them. Now they are constantly overflowing. A lot of communities are going to curbside recycling and there is a reason for that. A huge amount of your trash can be recycled, especially if you have a dirty murf where everything can be brought to one location. He stated Denver started a voluntary program at no cost to the citizens. They went through the capital improvement plan and set aside \$2 million to start a program with Waste Management.

They use that money as a floating fund. The city gets a percentage of the money and the recycler gets a percentage of the money. That fund is up and down on a constant basis. Before the poly carts our city was dirty and it was a tough change, but it was the right thing to do. Once a week trash pick is coming whether we do it now or later. Citizens are paying more than \$16 for trash pick up. They are paying for the rolling stock and the cost is not going to go down. Staying with twice a week, you are going to pay more. The last CIP they had to approve \$5.5 million for two cells. That does not include the land that had to be purchased. Citizens are paying for this by property tax, CIP program, sales tax or on utility bills, and it is much more than \$16. He feels that most citizens want to recycle if given the opportunity. He is not against the twice a week pick up and a lot of people want it, but it is the little guy that has two people living in his house that will end up paying more for the rest of us that need it twice a week. That \$15 will not be enough in a few years.

Herbert Derricott, 6212 NW Cheyenne Drive, stated there has been trash dumped on his vacant lots already and what will happen if they go to once a week pick up. He is tired of hauling this to the dump. What happens if someone goes on vacation and that trash can will sit out there for over a week? The council should represent the citizens of Lawton. They need to think about what they are doing to the citizens.

Mayor Pro Tem Wells stated they have had one company come in and present a dirty murf concept. He questioned how much trash we dump a year.

Ihler stated 600 tons a day.

Mayor Pro Tem Wells stated that company stated with a dirty murf they would take all that trash and some would go back to the landfill but we had to pay them \$20 a ton to take that trash.

Jackson stated he is in favor of recycling and they should have someone start studying a recycling program and get the ball rolling.

Dan Tucker, 6916 SW Beta, stated he has issues with not only trash pick up but the volume of trash pick up. When his can gets full and he sits his trash bags outside he then gets in trouble with neighborhood services for having junk and debris in his yard. We are doing an excellent job of trash collection and it is making money. They want to take the money from that and put it someplace else. If they are going to charge more for a service, then charge for that service, he does not want it on his water or trash. Find something else to tack it on to.

MOVED by Jackson SECOND by Wells to retain a twice a week trash service. AYE: Morford, Jackson, Tanner, Zarle, Haywood, Wells. NAY: Bellino-Hall, Burk. MOTION CARRIED.

23. Discuss a request to modify Article 7-33 of Chapter 7, Lawton City Code, 2005, pertaining to the placement and licensing of donation boxes and recycling bins within the City of Lawton and provide direction to staff as deemed necessary. Exhibits: Ordinance No. 13-17 and Letter requesting revisions.

Richard Rogalski, Community Services Director, stated last fall staff noticed there was a proliferation of some donation boxes around town and they realized there was no city code that regulated that proliferation. Staff put something together and brought it to council in December and council tabled the issue and set up a committee to address the issue. At the April 9th meeting, City Council approved Ordinance No. 13-17, setting the regulations for donation boxes and recycling bins within the City of Lawton. The ordinance provided 60 days from its effective date for owners of any existing bins/boxes to come into compliance with the new regulations and obtain the proper licenses. The 60 day time period expires on July 8th. Recently, American Recyclers, through their attorney John Kinslow, approached staff with a request to modify the code. This item gives the council the option of directing staff to look at this ordinance again.

Mayor Pro Tem Wells stated he was a member of this committee and he felt they came up with an excellent ordinance that provided for the appearance in the community and was fair to everyone that might want to put boxes out there. They have allowed five boxes for everybody and the distance is the same for everyone. They have shown no partiality for anyone. He does not have any desire to discuss this item again.

Burk stated he and Councilmember Zarle were also on the committee. They asked this group to make some changes in what they were doing and he was told they would be done instantly and there are still boxes sitting out next to the road in east Lawton. He stated he has no desire to change this ordinance because he feels this is right for our citizens and it is equitable across the board.

Zarle stated he does not wish to address this issue.

Morford questioned who American Recyclers was.

Mayor Pro Tem Wells stated they are a private commercial company that set these boxes in the community. At the time there was no ordinance and we ended up with fifty of the red boxes in town. They say donation boxes, but they are not really what we would think of as donation boxes where you could write the donation off on your taxes. This is strictly a commercial operation where the materials are collected and sent overseas to be shredded.

Tanner stated he would like to hear from their attorney, Mr. Kinslow.

John Kinslow, Attorney for American Recyclers, stated American Recyclers is a trade name for Western Recyclers which is based in Houston. They have these donation boxes all over Texas and Oklahoma. They have 109 in Southwest Oklahoma. His client does a good job of policing these boxes to make sure there is no debris left there. Out of the 100 boxes left they take 40,000 lbs of used clothing a month to Houston where it is processed to sell overseas or it is recycled. It is the same operation as Salvation Army and Goodwill.

Burk stated none of the money stays in this community. He stated \$10,000 goes to one organization in this community. There is no way that this does not affect the operation of our non profits that help under privileged citizens in our community. He does not agree with hurting these other organizations that have been in our community for years and provide services and

employment for handicapped individuals. He just can't understand how Mr. Kinslow can come here and argue this issue.

Mr. Kinslow stated the Salvation Army and Goodwill does the same thing as his client. They also recycle clothes and it is a money generating operation for them. This operation generates about \$12,000 a year for Habitat for Humanity. They have one employee here. They are running a business that helps this community and helping other people. He stated they have heard complaints that the boxes are misleading and his client is ready to change the color and abide by the ordinance. There are some changes they would like to have to allow them to increase the number of boxes so that they can run a profitable operation and have them closer than the one mile separation. They are requesting the council reconsider and give them time to make their case and suspend the enforcement during that time.

Mayor Pro Tem Wells stated it is not a question of profit or non-profit, it is a question of the appearance in the community. There are 75 to 100 of these ugly boxes sitting on every corner you come to and that is not what the community wants. They came up with a fair ordinance that allows everyone the same opportunity and it makes the community look better.

MOVED by Wells SECOND by Zarle to not discuss the ordinance. AYE: Morford, Jackson, Bellino-Hall, Burk, Zarle, Wells. NAY: Tanner, Haywood. MOTION CARRIED.

Tim Hushbeck, representing Salvation Army Board, stated the Salvation Army wants to support this ordinance. They employ people locally at their two stores and Goodwill also has two stores as well as a donation center so there are ample locations for people to make donations. At the Salvation Army stores they not only sell items, but they give vouchers to people in need. Clothing and the donations that are made local get used locally here. They use the money raised at the thrift store to run a soup kitchen, shelter and boys and girls club. All of these things enhance this community. He stated they do bail and sell unusable clothing for rags. The \$10,000 that is given to Habitat for Humanity is virtually one truck load of clothing going out of here. The fact that the boxes are red does hurt the Salvation Army because their logo is iconic.

Tanner questioned if the Salvation Army has seen a significant decrease in donation of clothing.

Mr. Hushbeck stated it is hard to say because their business is very cyclical. Some of the slow times, like during the winter months, are when it would be crucial. In the thrift store business, the main selling point is clothing.

Tanner stated he is in full support of the Salvation Army, but what happens to these clothes if there is not a convenient spot for people to drop off? They may send them to the dump.

Mr. Hushbeck stated anything is possible, but they do get a huge volume of clothing and they could always use more.

Tanner stated if people are not taking the time to carry their clothes to the Salvation Army and Goodwill, they are going to throw them in the trash.

Mayor Pro Tem Wells stated the people who are going to donate clothes are going to take them to a box or Salvation Army or Goodwill. Those who are not interested in donating are going to throw them in the trash.

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

Mayor Pro Tem Wells welcomed COL Waters and Councilmember Tanner.

Haywood stated he is a former member of the Board of Directors for Habitat for Humanity and that is why he voted the way he did. They do a lot of good things for this town and he supports them 100%. He also supports Salvation Army and Goodwill as well.

Long stated as he has analyzed the budget book, there were a couple of projects that were planned for last year and have not been encumbered moving into the future. Those projects are the McMahon ball fields, two pavilions and a restroom in Elmer Thomas Park. He stated he will be working to establish where we might be able to fund those items from. He will bring back a recommendation to the council.

Tanner thanked those who supported him in his campaign.

The Mayor and Council convened in executive session at 8:05 p.m. and reconvened in regular, open session at 8:37 p.m. Roll call reflected all members present.

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

24. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, consider convening in executive session to review the employment of Nathan M. Johnson as Municipal Judge, and in open session take other action as necessary. Exhibits: None.

Mayor Pro Tem Wells read the title of item #24. No action was taken.

There being no further business to consider, the meeting adjourned at 8:37 p.m. upon motion, second and roll call vote.

FRED L. FITCH, MAYOR

ATTEST:

TRACI HUSHBECK, CITY CLERK