

@@ITEM 2010-7-8 Special Meeting

MINUTES
LAWTON CITY COUNCIL SPECIAL MEETING
JULY 8, 2010 – 6:00 P.M.
WAYNE GILLEY CITY HALL COUNCIL CHAMBER

Mayor Fred L. Fitch
Presiding

Also Present:
Larry Mitchell, City Manager
Frank V. 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.

ROLL CALL

PRESENT:

Bill Shoemate, Ward One
Michael Tennis, Ward Two
Janice Drewry, Ward Three
Jay Burk, Ward Four
Robert Shanklin, Ward Five
Richard Zarle, Ward Six
Stanley Haywood, Ward Seven (arrived @ 6:10 p.m.)
Doug Wells, Ward Eight

ABSENT: None

The Mayor and Council convened in executive session at 6:01 p.m. and reconvened in regular, open session at 6:48 p.m. Roll call reflected all members present.

1. Pursuant to Section 307B.2, Title 25, Oklahoma Statutes, consider convening in executive session to discuss (1) negotiations for a Collective Bargaining Agreement for FY 2009-2010, between the American Federation of State, County and Municipal Employees (AFSCME) Local 3894, and the City of Lawton and (2) a June 28, 2010 interest arbitration decision issued by a neutral arbitrator, and, if necessary, take appropriate action in open session. Exhibits: None.

Jensen read the title of item 1. He stated that as the City Attorney, he has advised the City Council that they cannot legally award a contract based upon this arbitration award during this fiscal year for the arbitration award for an agreement last fiscal year. He is stating that under both Oklahoma Statutes and the Oklahoma Constitution they cannot legally do that.

MOVED by Drewry, SECOND by Tennis, to adopt **Resolution 10-63** rejecting both a request for funding and a request for approval necessary to implement the June 28, 2010 arbitration decision between AFSCME Local 3894 and the City of Lawton for the fiscal year 2009-2010 contract for

the reasons specified in the resolution. AYE: Zarle, Shoemate, Tennis, Drewry, Fitch. NAY: Haywood, Wells, Burk, Shanklin. MOTION CARRIED.

There being no further business to consider, the meeting adjourned at 6:51 p.m. upon motion, second and roll call vote.

/s/ Fred L. Fitch
FRED L. FITCH, MAYOR

ATTEST:

/s/ Traci L. Hushbeck
TRACI HUSHBECK, CITY CLERK