FISTA Development Trust Authority
Board Meeting Minutes

May 2, 2023 at 3:15 p.m.
FISTA
428 SW C Avenue, Lawton, Oklahoma

Trustees Present: Barry Ezerski, Clarence Fortney, Brian Henry, Albert Johnson Jr., David Madigan, and Ron Nance

Ex-Officio Present: Vincent Saylor and Assistant Treasurer Dani Blackburn

Trustees Absent: Mark Brace, Phil Kennedy, and Randy Warren

Ex-Officio Absent: Yvonne Landmark

Staff Present: Brittany Brown

Guests: R.L. Smith, Reginald Brown, Jason Wells and Nena Hardy

I. **Call to Order/Roll Call**

II. **Introduction of Guests**

III. **Business**

A. Consider approval of minutes of the Trust meeting on April 4, 2023
ACTION: Mr. Madigan moved to approve the minutes of the Trust meeting on April 4, 2023; Mr. Henry seconded the motion. The motion passed unanimously; a copy of the minutes attached and on file in the Office of the City Clerk.

B. Consider approval of minutes of the Trust special meeting on April 19, 2023
ACTION: Mr. Ezerski moved to approve the minutes of the Trust meeting on April 19, 2023; Mr. Madigan seconded the motion. The motion passed unanimously; a copy of the minutes attached and on file in the Office of the City Clerk.

C. Consider approval of February 2023 financials
ACTION: Assistant treasurer presented. Mr. Henry moved to approve the February financials; Mr. Johnson Jr. seconded the motion. The motion passed unanimously; a copy of the financials attached and on file in the Office of the City Clerk.

D. Chair to appoint FY24 FISTA Nominating Committee
ACTION: No action

E. Consider approval of an Extension of Service Agreement with Cornerstone Government Affairs, Inc., for FY 2023 - 2024 to provide consulting services to assist the Trust in dealing with federal and state governments and governmental and regulatory authorities and authorize the Chair and Secretary to execute the Extension of Service Agreement.
ACTION: Mr. Henry moved to approve the Extension of the Service Agreement; Mr. Ezerski seconded the motion. The motion passed unanimously; a copy of the Extension of Service Agreement with Cornerstone Government Affairs, Inc., for FY22-23 is on file in the Office of the City Clerk.

F. Consider approval of the amended Limited Funding and Support Agreement between the City of Lawton and FISTA Trust for FY 22-23, including any floor amendments that may be made thereto, and upon Lawton City Council approval, authorize the Chair and Secretary to execute the Agreement.
RECOMMENDED ACTION: Mr. Henry moved to approve the amended Limited Funding and Support Agreement; Mr. Madigan seconded the motion. The motion passed unanimously; a copy of the amended Limited Funding and Support Agreement for FY22-23 is on file in the Office of the City Clerk.

G. Consider approval of the renewed Agreement with Hatch, Croke & Associates, CPAs, for accounting services during FY 23-24 and authorize the Chair and Secretary to execute the Agreement.
RECOMMENDED ACTION: Mr. Nance moved to approve the renewed Agreement with Hatch, Croke & Associates, CPAs; Mr. Johnson Jr. seconded the motion. The motion passed unanimously; a copy of proposed renewed Agreement for accounting services for the period of FY 23-24 is on file in the office of the City Clerk.

H. Consider approval of the renewed Agreement with Robert D. Turner, CPA, for external auditing services for the period FY 22-23 and authorize the Chair and Secretary to execute the Agreement.
RECOMMENDED ACTION: Mr. Ezerski moved to approve the renewed Agreement with Robert D. Turner, CPA; Mr. Nance seconded the motion. The motion passed unanimously; a copy of the proposed renewed Agreement for external auditing services for the period FY 22-23 is on file in the Office of the City Clerk.

I. Consider approval of Change Order No. 20 to the FISTA Phase 1 reconstruction project at the former Sears building in Central Plaza adding the amount of $3,705 for taking the north and east wall of Elec. Room 191 to the deck, and authorize the Chair and Secretary to execute the Change Order.
RECOMMENDED ACTION: Mr. Johnson Jr. moved to approve Change Order No. 20 adding the amount of $3,705; Mr. Henry seconded the motion. The motion

passed unanimously; a copy of Change Order No. 20 and supporting documents are on file in the Office of the City Clerk.

J. Consider approval of Change Order No. 21 to the FISTA Phase 1 reconstruction project at the former Sears building in Central Plaza adding the amount of $4,280 for the addition of a quad power receptacle for each data rack in Rooms 104 & 175 and a quad power receptacle on the south wall in Room 175 for the alarm system, and authorize the Chair and Secretary to execute the Change Order.
RECOMMENDED ACTION: Mr. Ezerski moved to approve Change Order No. 21 adding the amount of $4,280; Mr. Henry seconded the motion. The motion passed unanimously; a copy of Change Order No. 21 and supporting documents are on file in the Office of the City Clerk.

K. Consider approval of Change Order No. 23 to the Phase 1 reconstruction project at the former Sears building in Central Plaza adding the amount of $29,053 for additional low voltage work including fiber/network cable run from AT&T demark to the existing data racks, door button release in the FISTA offices, added security monitor cameras at reception desk in room 172, video cams for both operable gates and added wireless internet access points, and authorize the Chair and Secretary to execute the Change Order.
RECOMMENDED ACTION: Mr. Madigan moved to approve Change Order No. 23 adding the amount of $29,053; Mr. Henry seconded the motion. The motion passed unanimously; a copy of Change Order No. 23 and supporting documents are on file in the Office of the City Clerk.

L. Consider approval of a proposal to repair the damaged EPDM wall flashing and install new flashing along the east wall of FISTA 1.
RECOMMENDED ACTION: Mr. Madigan moved to approve the cheaper proposal by Ford Roofing presented for repairs and installation of EPDM wall flashing; Mr. Ezerski seconded the motion. A copy of Brox Industries and Ford Roofing proposals are on file in the Office of the City Clerk.

IV. Reports

FISTA Staff – Mrs. Brown talked about the AUSA event being hosted at the FISTA May 2, 2023
InTouch/Insight Property Manager – Mr. Wells presented, spoke about events occurring in the mall this month, tenant renewals and the new HVAC unit received.
Consultants – No Report
Trustees/Committees

Construction-Mr.Ezerski – announce the last HVAC unit was installed
Nominating-Mr. Kennedy – working on the Slate of Officers by June
Budget-Mr.Fortney – working on FY24 budget, will be a special meeting held sometime in May

Security and Clearance-Mr. Johnson – Joey Johnson visit June or July, bringing on IT Directors from GPTC and Cameron University to provide insight on IT needs
Anechoic Chamber-Mr. Saylor – talks with NTS and what software is needed, looking at construction costs of the chamber
Commercial Counter UAS-Mr. Fortney – looking into existing tenants interested on partnering or providing insight
Strategic Plan-Mr.Brace – No report

V. Adjourn

This Notice of Meeting and Agenda was sent via email on May 1, 2023, at _12:12_ pm. to the following locations:

Lawton City Hall
Lawton Constitution

The FISTA Development Trust Authority encourages participation by all City of Lawton citizens. If participation at any public meeting is not possible due to a disability, notification to the City Clerk at (580) 581-3305 at least 48 hours prior to the scheduled meeting is encouraged to make the necessary accommodations. The 48-hour time period may be waived if an interpreter for the deaf (signing) is not the necessary accommodation.