

FISTA Development Trust Authority
Special Board Meeting Minutes

Lawton City Hall-Auditorium
212 SW 9th Street, Lawton, Oklahoma 73501
August 8, 2022 @ 9:00 a.m.

Trustees Present: Michael Cleghorn, Barry Ezerski, Clarence Fortney, Brian Henry, Phil Kennedy, David Madigan and Vincent Saylor. Also, in attendance was Teira Cole and James Taylor.

Trustees Absent: Mark Brace, Jay Burk, Jennifer Ellis, Albert Johnson Jr., Ron Nance and Jace Zacharias

Guests: Kim McConnell, Nena Hardy, Jason Wells, Eric Swanson and Greg Gibson

I. Call to Order/Roll Call

II. Business

- A.** Consider approval of minutes of the Trust meeting on July 5, 2022

RECOMMENDED ACTION: Mr. Henry moved to approve the minutes of the Trust Meeting on July 5, 2022; Mr. Ezerski seconded the motion. The motion passed unanimously; a copy of the minutes attached and on file with the office of the City Clerk.

- B.** Consider approval of May and June 2022 financials

RECOMMENDED ACTION: Mr. Kennedy presented the financials. Mr. Madigan moved to approve the May and June 2022 financials; Mr. Henry seconded the motion. The motion passed unanimously; a copy of the financials attached and on file with the Office of the City Clerk.

- C.** Consider approval of FY23 Slate of Trustees

RECOMMENDED ACTION: Mr. Ezerski moved to approve the FY23 Slate of Trustees; Mr. Kennedy seconded the motion. The motion passed unanimously; a copy of the Slate attached and on file with the Office of the City Clerk.

- D.** Consider approval of Change Order No. 9 to the Phase 1 reconstruction project at the former Sears building in Central Plaza adding the amount of \$6,415 for removal of 26 existing roof ventilators that will not be used in the reconstructed space and covering with galvanized caps and authorize the Chair and Secretary to execute the Change Order.

RECOMMENDED ACTION: Mr. Madigan moved to approve Change Order No. 9 adding the amount of \$6,415 and authorize the Chair and Secretary to execute the Change Order; Mr. Ezerski seconded the motion. The motion passed unanimously; copy of the change order is attached and on file with the Office of the City Clerk.

- E.** Consider approval of Change Order No. 10 to the Phase 1 reconstruction project at the former Sears building in Central Plaza adding the amount of \$1,396 for replacement of the defective water shut-off valve located next to the interior fire risers and authorize the Chair and Secretary to execute the Change Order.

RECOMMENDED ACTION: Mr. Henry moved to approve Change Order No. 10 adding the amount of \$1,396 and authorize the Chair and Secretary to execute the Change Order. Mr. Kennedy seconded the motion. The motion passed unanimously; copy of the change order is attached and on file with the Office of the City Clerk.

- F.** Consider approving an amendment to the Agreement for Funding and Limited Support between the City of Lawton and Trust for FY 2022 – 23 requiring the Trust to complete and submit its annual audit to the city within 120 days of the end of the fiscal year, thereby enabling the City to complete and submit its annual audit to the State of Oklahoma in a timely manner.

RECOMMENDED ACTION: Mr. Madigan moved to approve the amendment to the Agreement for Funding and Limited Support requiring completion of the Trust's annual audit within 120 days of the end of the fiscal year and authorize the Chair and Secretary to execute the amended Agreement. Mr. Kennedy seconded the motion. The motion passed unanimously; copy of the amended Agreement attached and on file with the Office of the City Clerk.

III. Reports

Mr. Taylor reported the progress of the construction in FISTA 1 and the meetings forthcoming during the month of August.

Mr. Cleghorn stated new sidewalks on West Gore Boulevard are almost complete. Lee Boulevard road and water line improvements are underway. He also mentioned there are more than 100 job vacancies at the City of Lawton.

Mr. Ezerski shared the Burns Flat visit was informational and is excited to see what collaboration can be done between Lawton and Burns Flat.

IV. Adjourn

The Chairman adjourned the meeting by motion.