

MINUTES
SPECIAL CALLED MEETING
CITY TRANSIT TRUST
DECEMBER 13, 2005 - 6:00 P.M.
WAYNE GILLEY CITY HALL COUNCIL CHAMBER

The meeting was called to order at 6:00 p.m. by Chairman John P. Purcell, Jr. Notice of meeting and agenda were posted on the City Hall notice board as required by law.

ROLL CALL

PRESENT: Bill Shoemate, Rex Givens, Janice Drewry, Keith Jackson, Robert Shanklin, Jeffrey Patton (arrive @ 6:05 p.m.), Stanley Haywood, Randy Warren. ABSENT: None

ALSO PRESENT: Larry Mitchell, City Manager; John Vincent, City Attorney; Traci Hushbeck, City Clerk; Col. Sonny Uberti, Fort Sill Liaison

CONSIDER APPROVAL OF MINUTES OF CITY TRANSIT TRUST MEETING OF AUGUST 9, 2005.

MOVED by Warren, SECOND by Drewry to approve the Minutes of August 9, 2005. AYE: Givens, Drewry, Jackson, Shanklin, Haywood, Warren. NAY: None. ABSENT: Patton. ABSTAIN: Shoemate. MOTION CARRIED.

BUSINESS ITEMS:

1. Consider approving Resolution Number 2005- ___ approving the certifications and assurances required under Master Agreement (FTA MA 12) between the City Transit Trust and the Federal Transit Administration (FTA) for Federal Fiscal Year 2006 and authorizing the Chairman and Secretary to execute of the same. Exhibits: Resolution Number 2005-___, Certifications and assurances and Master Agreement 12 are on file in City Clerks Office.

Debra Jones, Senior Planner, stated this is the annual certification through a master agreement with FTA that says the Trust will abide by all applicable federal codes, laws and regulations in operating the transit operation known as LATS. The City Attorney has looked at the master agreement and there is no change from last year.

MOVED by Shanklin, SECOND by Haywood, to approve Resolution No. 05-02 approving the certifications and assurances required under Master Agreement (FTA MA 12) between the City Transit Trust and the Federal Transit Administration (FTA) for Federal Fiscal Year 2006 and authorizing the Chairman and Secretary to execute of the same. AYE: Drewry, Jackson, Shanklin, Haywood, Warren, Shoemate, Givens. NAY: None. ABSENT: Patton. MOTION CARRIED.

2. Pursuant to Title 51, Oklahoma Statutes, Section 307B(4) consider convening in executive session to discuss the pending litigation, Yelder vs. McDonald Transit Associates, Inc., Case No. CV 05611; and if necessary, take appropriate action in open session. Exhibits: None.

The Mayor and Council convened in executive session at 6:04 p.m. and reconvened in regular, open session at 6:08 p.m. Roll call reflected all members present.

Vincent read the title of Item 2 shown above. He said the Trust did receive a briefing on the case.

MOVED by Givens, SECOND by Haywood, that based upon Trust determination to reply to McDonald Transit as a matter for them to handle and the City of Lawton does not wish to participate in this litigation. AYE: Patton, Haywood, Warren, Shoemate, Givens, Drewry, Jackson, Shanklin. NAY: None. MOTION CARRIED.

There being no further business, the meeting adjourned at 6:10 p.m. upon motion, second and roll call vote.

JOHN P. PURCELL, JR., CHAIRMAN

ATTEST:

SECRETARY