



City of Lawton

City Council

Agenda

Lawton City Hall
212 SW 9th Street
Lawton, Oklahoma
73501-3944

Tuesday, January 25, 2022

2:00 PM

**Lawton City Hall
Council Chambers/Auditorium**

"Official action can be taken only on items which appear on the agenda. The Council may adopt, approve, ratify, deny, defer, recommend, amend, strike, or continue any agenda item. When more information is needed to act on an item, the Council may refer the matter to the City Manager or the City Attorney. The Council may also refer items to standing committees of the Council or a board, commission, or authority for additional study. Under certain circumstances, items are deferred to a specific later date or stricken from the agenda entirely."

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

REPORTS: MAYOR/CITY COUNCIL

AUDIENCE PARTICIPATION: Anyone having an item of business to present to the City Council that does not appear on the agenda please come forward at this time.

CONSENT AGENDA:

The following items are considered to be routine by the City Council and will be enacted with one motion. Should discussion be desired on an item, that item will be removed from the Consent Agenda prior to action and considered separately.

1. Consider accepting a donation of five hundred dollars (\$500.00) by an anonymous donor for the Lawton Police Department as an appreciation to the department and officers for all they do for the community. [21-798](#)
2. Consider accepting a donation of one thousand two hundred dollars (\$1,200.00) by Kuon Sook Dorschler for the Lawton Police Department as an appreciation to the department and officers for all they do for the community. [21-795](#)
3. Consider authorizing staff to apply for a grant from Oklahoma Department of Environmental Quality to be used for the purchase of waste management equipment. [22-03](#)

Attachments: [ODEQ Solid Waste Equipment-Application-FY23](#)

4. Consider approving a resolution amending the City of Lawton FY21-22 budget, as amended, by appropriating \$9,771.48 received from GEICO Casualty Co. to the Electronic Maintenance Division's Repair and Maintenance account for the repair of a traffic signal pole at 67th and Cache Road. [22-01](#)

Attachments: [01.25.22 67th and Cache Traffic Pole Repair Resolution](#)

5. Consider a Resolution ratifying the assignment of CenterPoint Energy Resources Corp's (doing business as CenterPoint Energy Oklahoma Gas) natural gas transport, sales and distribution franchise to Summit Utilities Oklahoma, Inc., purchaser of CenterPoint's natural gas utility business and assets. [22-10](#)

Attachments: [CenterPoint - Summit Assignment](#)
[Ordinance 14-08](#)
[Resolution Ratifying Assignment of CenterPoint Lawton Franchise](#)

6. Consider approving the selection of CDBL, Inc. for Construction Manager at Risk (CMAR) Services for the 'McMahon Auditorium and Renovation Phase 1 Project, Project No. EN2108P1'. [21-780](#)

7. Consider approving the selection of CMSWillowbrook, Inc. for Construction Manager at Risk (CMAR) Services for the City Hall Renovation Project, Project No. EN2004A. [21-781](#)

8. Consider award of construction contract to MTZ Construction, Inc. for the Larrance Street Drainage Improvements (S.W. B Ave to S.W. D Ave) - Project No. EN1406A. [21-700](#)

Attachments: [50077770 Contract Award Recommendation Ltr 11-05-2021.pdf](#)
[Larrance Street Drainage Improvements Contract Revised - Signed.pdf](#)

9. Consider award of construction contract to Charlie's Backhoe Demolition & Septic, LLC, for the Gore Blvd. Waterline and Sewerline Reconstruction - 82nd ST to 67th ST- Project No. EN1208A. [22-11](#)

Attachments: [50074179 Contract Award Recommendation Ltr 12-2-2021_Final.pdf](#)
[Gore Blvd WS Construction Contract - Charlie Signed.pdf](#)

10. Consider awarding contract (CL22-022) Sludge Dewatering Polymer for Item No 1 to Polydyne, Inc. of Riceboro, GA and Item Nos. 2a, 2b and 2c to Thornton, Musso, and Bellemin of Columbia, TN as the primary vendor and to Polydyne, Inc. of Riceboro, GA as the secondary vendor. [21-789](#)

Attachments: [CL22-022 Abstract](#)
[Price Sheet - Polydyne](#)
[Price Sheet - TMB](#)
[Memo to AWARD CL22-028 Sludge Dewatering Polymer](#)

11. Consider extending the contract (RFPCL20-010) Maintenance of Public Grounds with Bedrock Nursery of Lawton, OK for an additional year. [22-15](#)

Attachments: [Department Recommendation](#)
[Contract Extension](#)
[Price Sheets](#)

UNFINISHED BUSINESS:

12. Consider a request to pay a fee in lieu of stormwater detention for a commercial building permit located at 1700 NW Ft. Sill Blvd. in the amount of \$20.00. [22-06](#)

Attachments: [Site Plan](#)
[FIL Letter](#)
[FIL Memo](#)
[Site Review](#)
[Building Permit](#)

13. Consider approving an amendment to the Agreement for Funding and Limited Support for the FISTA Development Trust Authority for the 2021-2022 fiscal year to provide an additional \$2.0 million to be used for the renovation of the space formerly known as the “Sears Building” to prepare the space for DoD contractors and other industrial development tenants. [22-07](#)

Attachments: [FISTA Funding Limited Suupport Agreement 2021-22 Amended](#)
[Amended Budget FYE 6-30-22](#)

14. Consider an ordinance pertaining to refuse procedures, amending Section 22-1-4-141, Division 22-1-1, Article 22-1, Chapter 22 and Sections 22-4-1-401, 22-4-1-403, 22-4-1-404, 22-4-1-405, 22-4-1-406, 22-4-1-407, 22-4-1-410, 22-4-1-412, and 22-4-1-415, Division 22-4-1, Article 22-4, Chapter 22, Lawton City Code 2015, revising and adding definitions and revising procedures for the collection and disposal of refuse, trash, and Bulky Waste, providing for severability and establishing an effective date. [21-344](#)

Attachments: [1.25.22 Article 22 4 REFUSE Revised final.doc](#)

BUSINESS ITEMS:

15. Consider approving a resolution amending Appendix A, Schedule of Fees and Charges, Lawton City Code, 2015, removing the optional house-side residential cart collection fee for non-disabled, establishing fees for refuse cart relocation, premium cart collection, overloaded cart collection, short-term container service, premium bulky waste collection, and excess residential bulky waste collection, and establishing an effective date. [22-02](#)

Attachments: [1.25.22 Solid Waste Fees Resolution.docx](#)

16. Consider accepting a proposal and agreement with Preservation and Design Studio for the evaluation and preparation of a biddable scope of work for the repair of the Highland Cemetery Entrance Arch for an amount not to exceed \$20,000.00, authorize the Mayor and City Clerk to execute the agreement, and amend the City of Lawton FY21-22 budget, as amended, by appropriating up to \$75,000.00 to the Cemetery Care Fund's Repair and Maintenance account for the repairs. [21-797](#)

Attachments: [Proposal and Agreement](#)
[01.25.22 Cemetery Arch Resolution](#)

17. Discuss water main installation along SW 67th Street south of SW Bishop Road and direct staff as necessary. [21-761](#)

Attachments: [82-19](#)
[1982 Annexation Map](#)
[AIC from June 27, 2017 meeting](#)
[Location Map](#)

18. Consider approving the terms and form of a proposed amendment to the existing Lease-Purchase Agreements to provide for a partial repayment of the same from funds held in the impact fee account and authorize staff to send a letter informing the parties to said Lease-Purchase Agreements of the amendment terms and process, requiring a response to the same by February 28, 2022, as a condition of participation. [22-14](#)

Attachments: [Lease Purchase Amendment-Final Draft](#)
[Amendment Letter](#)

STAFF REPORTS:

19. Receive a report on the Ad Valorem Streets and Roads Project. [22-04](#)

Attachments: [Go BOND Series Projections - Final.pdf](#)

20. Summary of current Novak implementation [22-08](#)

Attachments: [Novak Recommendations Summary](#)

Finance Report [21-595](#)

Attachments: [Finance Report December 2021](#)

EXECUTIVE SESSION ITEMS:

21. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending claim of CINTAS Corporation, and if necessary, take appropriate action in open session. [22-09](#)

22. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending action in United States District Court titled City of Lawton v. Engie Services, U.S., Inc. f/k/a OpTerra Energy Services, Inc., CIV-21-455-R, and if necessary, take appropriate action in open session. [22-16](#)
23. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending case styled City of Lawton vs. Darryl D. Dunn; Christine J. Downs; United States Postal Service; McDonald's USA, LLC, successor by merger to System Capital Real Property Corp.; Family Video Movie Club, Inc.; BancFirst, successor by merger to Security Bank & Trust Co.; and KRSB, LLC, entered in Case No. CJ-2021-473, in the District Court of Comanche County, State of Oklahoma, and, if necessary, take appropriate action in open session. [22-20](#)
24. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, consider convening in executive session to review the employment of Nathan Johnson as Municipal Court Judge, and in open session take other action as necessary. [22-13](#)

ADJOURNMENT

"The City of Lawton encourages participation from all of its 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 City may waive the 48-hour rule if interpreters for the deaf (signing) is not the necessary accommodation."