



City of Lawton

City Council

Agenda

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

Tuesday, February 8, 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 approval of the minutes of the Lawton City Council regular meeting of January 11, 2022. [22-39](#)

Attachments: [11Jan22](#)

2. Consider the following damage claims recommended for approval: Marcos Rodriguez, dba MRod LLC, in the reduced amount of \$368.40 and Carlene King in the reduced amount of \$972.92. [22-35](#)

Attachments: [DC-2021-036, Rodriguez, Marcos-Memorandum](#)
[DC-2021-040, King, Carlene-Memorandum](#)
[DC-2021-040, King, Carlene-Resolution and Warrant of Attorney](#)

3. Consider the following damage claim recommended for denial: Tammy Cook in the amount of \$812.26. [22-36](#)

Attachments: [DC-2021-038, Cook, Tammy-Memorandum](#)

4. Consider adopting a resolution approving the joint petition settlement and making payment in the workers' compensation claim of Ramon Ortega. [22-37](#)
Attachments: [Ortega, Ramon, Resolution](#)
5. Consider approving and executing a new Water Sales Agreement with Pecan Valley Water District (formerly Pecan Valley Water Association). [22-32](#)
Attachments: [Pecan Valley Rural Water District Boundaries](#)
[Pecan Valley RWD Contract](#)
6. Consider accepting a deed to the private road near the intersection of SW 67th Street and West Gore Boulevard in Lawton from Darryl D. Dunn and Christine J. Downs (current owners) and amending the budget to accept \$7900 in repair costs as part of a settlement agreement, and dismissing the lawsuit regarding the road (CJ-2021-473) with prejudice to all parties. [22-33](#)
7. Consider approving a resolution amending the City of Lawton FY21-22 budget, as amended, by appropriating \$25,000.00 received from the Comanche County Commissioners to the Library Division's Library Books account for library-related purchases. [22-27](#)
Attachments: [02.08.22 County Library Funding Resolution](#)
8. Consider approving a memorandum of understanding with the Tillman County Sheriff's Office and the City of Lawton authorizing the utilization of the Lawton Police Department's Training Facility to train their new officers in the Council of Law Enforcement and Training's Basic Academy (CLEET) and authorize the Mayor and City Clerk to execute the memorandum. [22-23](#)
Attachments: [MOU between Tillman County Sheriffs Office and LPD for CLEET Academy](#)
9. Consider approving Amendment No. 5 to the 2017 Ad Valorem Street and Roads Program (Residential), Phase I - Project No. EN1707P1 with Freese and Nichols, Inc. to provide additional services for splitting the Phase II into two (2) separate sub-projects. [21-794](#)
Attachments: [Contract Amendment No. 5 and Exhibit - 2017-07 Ad Valorem Ph2-FNI Signed.pdf](#)
10. Consider awarding a construction contract to MTZ Construction, Inc. for the On-Call Citywide Sidewalk - Project No. EN2107. [22-18](#)
Attachments: Project EN2107 On-Call Citywide Sidewalk Contract-MTZ Construction-Signed.pdf
Bid Tab for EN2107 - On-Call Citywide Sidewalk.pdf
EN2107 Award Recommendation.pdf

11. Consider rejecting all proposals for (RFPCL22-024) Landfill Compactor Lease-Purchase Agreement. [22-22](#)
Attachments: [Recommendation Memo](#)
12. Consider awarding RFPCL22-003 Utility Billing & Invoice Mailing Services to Data Prose of Coppell, TX. [22-21](#)
Attachments: [RECOMMENDATION MEMO](#)
[Price Sheet - Data Prose LLC](#)
[Abstract](#)
13. Consider awarding CL22-023 Fluorosilicic Acid to Pencco, Inc. of San Felipe, TX. [22-12](#)
Attachments: [AWARD CL22-023 Fluorosilicic Acid](#)
[CL22-023 Abstract](#)
[CL22-023 Price Sheets](#)
14. Consider awarding CL22-025 Electro Fusion Polyethylene Pipe Fittings to Rainmaker Sales Inc. of Shawnee, OK. [22-05](#)
Attachments: [AWARD CL22-025 Electro Fusion Poly Pipe Fittings](#)
[Abstract CL22-025](#)
[CL22-025 Bid Results](#)
15. Consider approving appointments to boards and commissions [22-31](#)
Attachments: [Board Appointments- 02-08-22](#)

BUSINESS ITEMS:

16. Hold a public hearing and to consider a change of zoning from the C-3 Planned Community Shopping Center District to the C-5 General Commercial District zoning classification. The property is located at 7220 NW Sun Blvd, Lawton, OK 73505. [22-25](#)
Attachments: [Exhibits for Council \(7220 NW Sun Blvd\) 2021-0125](#)
[CPC 1.13.22 Minutes](#)
17. Hold a public hearing and to consider a change of zoning from the R-1 Single-Family Dwelling District to the C-1 Local Commercial District zoning classification and a change to the 2030 Land Use Plan from Professional Office/Transition to Commercial located at 3323 and 3321 NW Cache Road, Lawton, OK 73505. [22-26](#)
Attachments: [Exhibits for Council \(3323 NW Cache Road \)\(HTeaO\) 2022-0125](#)
[CPC 1.13.22 Minutes](#)
18. Consider temporarily suspending City Council Policy 1-6, Council Rules and Procedure, to allow reconsideration of an ordinance pertaining refuse collection procedures. [22-41](#)

19. 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. [22-29](#)

Attachments: [2.8.22 Article_22_4__REFUSE Revised final.doc](#)

20. 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. [22-30](#)

Attachments: [2.8.22 Solid Waste Fees Resolution.docx](#)

STAFF REPORTS:

EXECUTIVE SESSION ITEMS:

21. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss a pending claim regarding Republic Paperboard LLC, and if necessary, take appropriate action in open session. [22-40](#)
22. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss an action relating to litigation against the manufacturers and distributors of opioids in an effort to hold them accountable for their marketing practices alleged to have caused public nuisance and monetary damages suffered by municipalities, specifically, the City's pending litigation as part of In Re: National Prescription Opiate Litigation MDL No. 2804, and if necessary take action in open session. [22-49](#)
23. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, consider convening in executive session to review the employment of Michael Cleghorn as City Manager, and in open session take other action as necessary. [22-38](#)

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."