

NOTICE AND AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
FEBRUARY 12, 2019 - 6:00 P.M.
LAWTON CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATION OF OUTSTANDING CITIZENS OF COMANCHE COUNTY TO SHYKIRA SMITH AND NANCY FERRELL & LUCY

PROCLAMATION RECOGNIZING GARVER ENGINEERING

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.

CONSIDER APPROVAL OF MINUTES OF LAWTON CITY COUNCIL REGULAR MEETINGS OF OCTOBER 23, 2018 AND JANUARY 8, 2019.

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 the following damage claims recommended for approval: Jack and Darlene Irene Tyler in the amount of \$35.00, Johnsie Goodwin in the amount of \$500.00 (**Res 19-04**), Kenneth and Andrea VanGorder in the amount of \$2,500.00 (**Res 19-05**), and Christi and Justin Wilson in the amount of \$856.77 (**Res 19-06**). Exhibits: Legal Opinion/Recommendation, Resolution 19-____, Resolution 19-____, and Resolution 19-____.
2. Consider the following damage claim recommended for denial: Enrique Cintora in the amount of \$4,053.78. Exhibits: Legal Opinion/Recommendation.
3. Consider adopting a resolution ratifying the action of the City Attorney and the City Manager in making payment on the judgment in the Workers' Compensation case of Richard Franz in the Oklahoma Workers' Compensation Commission, Case No. CM2017-03922K. Exhibits: **Resolution 19-07**.
4. Consider approving a request for the City of Lawton to waive fees for the bi-annual Lawton Fort Sill Open Streets events to be scheduled for the spring and fall of 2019 to include the provision of necessary services as appropriate. Exhibits: None.
5. Consider accepting a \$8,000.00 donation to the Library from the Friends of the Library to be designated for library-related activities. Exhibits: None.
6. Consider accepting Fiscal Year 2018-2019 grant funds in the amount of \$500.00 from the Corporation for National and Community Services for the Retired and Senior Volunteer Program. Exhibits: Federal CNCS Notice of Grant Award.

7. Consider approving a budget resolution to amend the McMahon Fund to include investment interest and to amend the Hunt & Fish Fund to include revenue received from the Elk Hunt that was approved by Council on August 14, 2018 after the 18-19 Budget was approved. Exhibits: Budget **Resolution 19-08**, Budget Amendment Form FY 2018-2019, McMahon Fund and Hunt & Fish Fund.
8. Consider adopting a resolution to support an Oklahoma Affordable Housing Tax Credit application by Cornerstone Associates LLC (Cornerstone), to the Oklahoma Housing Finance Agency for the proposed Legacy Senior residence apartment complex to be located on an approximate 4 acre parcel at OH Arnold Park, which is located in northeast Lawton. Exhibits: **Resolution 19-09** and Location Map.
9. Consider adopting a Resolution authorizing the installation and/or removal of traffic control measures on: NW Kingswood and Stonegate Place and NW 31st and Atlanta. Exhibits: **Resolution 19-10** and Traffic Commission Minutes and Traffic Issue Requests.
10. Consider acknowledging receipt of Tier I permit from the Oklahoma Department of Environmental Quality for the construction of 896 linear feet of 8-inch PVC pipe, 456 linear feet of 6-inch PVC pipe for sanitary sewer line and all appurtenances to serve Eisenhower Middle School located at 5702 W Gore Boulevard, in the NE/4 of Section 33, T2N, R12W, Comanche County, Oklahoma. Exhibits: Permit to Construct is on file in the City Clerk's Office.
11. Consider acknowledging issuance of permits for the construction of waterline and sewer line and appurtenances from the Oklahoma Department of Environmental Quality to serve the Larrance Street Reconstruction – Gore Blvd. to D Ave. & Gore Blvd. and Railroad Street Intersection Improvements Project #2014-06, City of Lawton, Comanche County, Oklahoma. Exhibits: Permit to Construct dated January 15, 2019 is on file in the City Clerk's Office.
12. Consider extending contract for Items No. 1-5 and 9 of Fire Hydrants Contract to American Waterworks Supply Inc. of Norman, OK; and Items No. 6 and 7 to Ferguson Waterworks of Oklahoma City, OK. Exhibits: Department Recommendation, Contract Extension Forms, Price Sheets.
13. Consider extending the requirement contract for Sodium Hydroxide to Petra Chemical Company of Dallas, TX for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
14. Consider awarding a contract to Accord Systems to handle all Affordable Care Act (ACA) reporting for calendar year 2018 on behalf of the City of Lawton and authorize the Mayor and City Clerk to execute the contract. Exhibits: Accord Customer Agreement.
15. Consider extending the contract for the City of Lawton's Employee Assistance Program (EAP) to Deer Oaks for an additional year as authorized by the contract, and make the extension retroactive to July 1, 2018 to account for the payments made for the contract's services since that time. Exhibits: Contract Extension Form. Deer Oaks Contract (2016) is on file in the City Clerk's Office.

16. Consider approving the City of Lawton’s revised life insurance and accidental death and dismemberment policy with Mutual of Omaha, and make the approval retroactive to July 1, 2018 to account for the payments made for the contract’s services since that time. Exhibits: Mutual of Omaha Policy and Certificate Revised July 1, 2018 is on file in the City Clerk’s Office.
17. Consider extending the contract with Zurich American Insurance Co. of Dallas, TX, the City’s provider of Employee Accidental Death Insurance for an additional year as authorized by the contract, and make the extension retroactive to July 1, 2018 to account for the payments made for the contract’s services since that time. Exhibits: Zurich 2017 Application and 2018 Endorsement.
18. Consider awarding contract (RFPCL19-014) Fire Service Cost Recovery & Billing to Fire Recovery USA of Roseville, CA. Exhibits: Department Recommendation, Abstract of Proposals, Price Sheet, Copy of Proposed Contract.
19. Consider approving appointments to boards and commissions. Exhibits: None.
20. Consider approval of payroll for the periods of January 14 – February 11, 2019.

NEW BUSINESS ITEMS:

21. Consider Change Order #9 to the contract between Flintco, LLC and the City of Lawton for construction of the Public Safety Facility. Exhibits: Change Order #9 - Public Safety Facility.
22. Consider an ordinance pertaining to the Lawton Emergency Medical Services Code, amending Sections 7-5-1-536, 7-5-1-537, 7-5-1-538, 7-5-1-539 and repealing and reserving Section 7-5-1-542, Division 7-5-1, Article 7-5, Chapter 7, Lawton City Code, 2015, by reorganizing the emergency medical services committee, stating requirements for compliance with the Oklahoma Open Meeting Act, renaming “EMSC Disciplinary Panel” to “EMSC Oversight Panel”, reorganizing said panel, deleting language concerning meetings, providing for severability and establishing an effective date. Exhibits: **Ordinance 19-02.**
23. Consider adopting an ordinance amending Section 17-1-4-137, Lawton City Code, 2015, by providing an option for City Department Directors to allow their introductory employees to apply for other open positions within the same department; providing for severability and establishing an effective date. Exhibits: **Ordinance 19-03.**
24. Consider adopting an ordinance amending Section 17-1-6-167, Lawton City Code, 2015, by establishing an option for the City Manager to utilize employees on terminal leave on a limited basis for transitional purposes; clarifying longevity benefits of employees taking terminal leave; and, correcting a grammatical error; providing for severability and establishing an effective date. Exhibits: **Ordinance 19-04;** July 27, 2006 City Attorney’s Legal Opinion.

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

EXECUTIVE SESSION ITEMS:

25. Pursuant to Section 307B.2, Title 25, Oklahoma Statutes, consider convening in executive session to discuss negotiations for a Collective Bargaining Agreement for FY 2018-2019 and FY 2019-2020 between the International Union of Police Associations (IUPA), Local 24, and the City of Lawton, and, if necessary, take appropriate action in open session. Exhibits: None.
26. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss a pending action/claim involving A.E. Construction Co. and liquidated damages, and take appropriate action in open session as necessary. Exhibits: None.
27. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending damage claim of John Arthur Moser, Jr. and, if necessary, take appropriate action in open session. Exhibits: None.
28. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending case in United States District Court of Chu H. Pae vs. City of Lawton, CIV-16-1198-G, and if necessary, take appropriate action in open session. Exhibits: None.

ADJOURNMENT