

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
APRIL 11, 2017 - 6:00 P.M.
LAWTON CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PROCLAMATION FOR SAFE DIGGING MONTH

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 MEETING OF JANUARY 10, 2017.

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 approving a Master Services Agreement with Fidelity Cablevision, Inc., for the purpose of providing high speed internet and a private Metro Ethernet (Metro E) service, and authorize the Mayor and City Clerk to execute the agreement. Exhibits: Master Services Agreement is on file in the City Clerk's office. "Exhibit E" – Access Service Request – Fidelity Communication Service Order attached.
2. Consider approving a Master Services Agreement and a Service Level Agreement with Quasar Data Center LTD, for the purpose of providing an instant computing infrastructure, provisioned and managed over the Internet, as well as providing a cloud platform service for storing the City's electronic data, providing a secondary off-site data recovery location as a backup in the event the City's primary data center is disabled, and authorize the Mayor and City Clerk to execute the agreements. Exhibits: Master Services Agreement and a Service Level Agreement are on file in the City Clerk's office. Quasar Cloud Quote Sheet attached hereto.
3. Consider approving a Cooperative Agreement between the City of Lawton and the Oklahoma Department of Wildlife Conservation (ODWC) to fund restroom, dock, sidewalk and parking improvements at Ralph's Resort at Lake Ellsworth, and authorize the Mayor and City Clerk to execute. Exhibits: ODWC Cooperative Agreement.
4. Consider declaring as surplus four city-owned properties, including Woods Park, Airport Park, North Legion Park, and unused property near Lake Ellsworth, authorizing staff to establish a reserve price for each property and to sell these properties by competitive bid. Exhibits: Park Location Map and Aerials.

5. Consider setting the date of May 23, 2017, to hold a public hearing to close a portion of SW 15th Street, located between Blocks 5 and 6, Waldman Addition, from the north right-of-way line of SW G Avenue to the south right-of-way line of the Stillwater Central Railroad. Exhibits: Application and Location Map.
6. Consider awarding a contract for the City of Lawton's Employee Dental Insurance to Delta Dental and authorize the Mayor and City Clerk to execute the contract. Exhibits: Delta Dental Contract.
7. Consider approving an agreement between the City of Lawton, and Skulls Unlimited International, Inc. ("SUI"), for the purchase and removal of euthanized animal carcasses from the City of Lawton Animal Welfare Division and authorize the Mayor to execute the Agreement. Exhibits: Agreement.
8. Consider approving an agreement with City of Grandfield to provide services by the Lawton Animal Welfare Division to receive animals for the purpose of adoption, re-homing, sending to rescue, euthanization, or other means of disposal, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Agreement.
9. Consider approving Amendment No. 7 to the August 12, 2008 contract with Black and Veatch Corporation for professional engineering services for the design of Wastewater Treatment Plant Improvements Work Package No. III. Exhibits: Amendment to the Agreement is on file in the City Clerk's office.
10. Consider extending (CL16-018) Mowing & Litter Control Area 2 with Rob's Lawn Care of Cache, OK for an additional year and not extending (CL16-018) Mowing & Litter Control Area 1, currently held by Lawn Wizards of Lawton, OK and rebidding this portion of the contract. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
11. Consider extending contract for (RFPCL16-015) City-wide Hardware/Software Support to Abtech Technologies of Carlsbad, CA for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
12. Consider extending contract for (CL16-022) Mowing & Litter Control Areas B, D and E to Teen Challenge of Lawton, OK for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
13. Consider awarding contract for (RFPCL17-007) Installation of Custom Shade Sails to RTA Playground Construction, Inc of Pekin, IN. Exhibits: Department Recommendation, Price Sheet.
14. Consider extending contract for (RFPCL15-030) Concession Operation McMahon Park to LaSill Optimist Club of Lawton, OK for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.

15. Consider extending contract (RFPCL15-016) Bulk Fuel Delivery to CAREY JOHNSON OIL COMPANY of Lawton, OK (Primary Contractor), GLENN OIL COMPANY of Lawton, OK (Secondary Contractor), and PETROLEUM TRADERS CORPORATION of Fort Wayne, IN (Emergency Backup Contractor) for sites located at the Public Works Yard, Lake Lawtonka and Lake Ellsworth for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
16. Consider awarding contract for (CL17-012) Half Ton Pickups to Vance Country Ford of Guthrie, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
17. Consider awarding contract for (CL17-014) One Ton Cab Chassis to Billingsley Ford of Lawton, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
18. Consider extending contract for (CL16-016) Cement Kiln Dust to Silver Star Construction of Moore, OK for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
19. Consider awarding contract for (CL17-013) Sodding and Grassing to Green Turf Sod of Lawton, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
20. Consider extending contract for (CL16-017) Precast Concrete Manholes to Primary Structure of Guthrie, OK for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
21. Consider approving appointments to boards and commissions. Exhibits: None.
22. Consider approval of payroll for the periods of March 27 – April 9, 2017.

NEW BUSINESS ITEMS:

23. Hold a public hearing and consider an ordinance changing the zoning from R-3 Multiple-Family Dwelling District to C-1 Local Commercial District zoning classification on property located at 1003 SW Washington Avenue. Exhibits: **Ordinance No. 17-10**, Location Map, Application and CPC Minutes.
24. Hold a public hearing and consider a resolution amending the 2030 Land Use Plan from Agriculture to Residential/Low Density and an ordinance changing the zoning from A-1 General Agricultural District to R-1 Single-Family Dwelling District zoning classification on property located southwest of the intersection of NW St. James Place and NW Wellington Way. Exhibits: **Resolution No. 17-44**, **Ordinance No. 17-11**, Location Map, Application, CPC Minutes.

25. Consider approving an ordinance amending Sections 17-3-4-331, 332, 333, 335, 336, 337, 339, 350, 353, 354 and 355, amending the title of Division 17-3-4, Article 17-3, Chapter 17, Lawton City Code, 2015, closing the city's regular employee retirement system by prohibiting employees hired on or after July 1, 2017 from participating in the retirement system, amending the title of the retirement system, adding the definition of "contract member" and amending the definitions of "earnings" and "employee," removing unnecessary definitions and updating certain definitions, amending the contribution and funding requirements of the retirement system, limiting participation in the retirement system to employees hired before July 1, 2017, allowing vested contract members over 62 years of age the option of electing to retire and receive their retirement benefit while remaining employed with the city, prohibiting former employees rehired on or after July 1, 2017 from participating in the retirement system, requiring four of the seven pension trust commissioners to be employees participating in the retirement system or retirees receiving a monthly pension benefit from the system, adding a "vice-chairperson" officer position to be elected from the pension commissioners, requiring future amendments to the retirement system to first be presented to the pension trust commissioners for review and comment prior to the city council taking action; providing for severability and declaring an effective date of July 1, 2017. Exhibits: Proposed **Ordinance No. 17-12**.
26. Consider approving an ordinance adopting an employee retirement system, defined contribution plan for the City of Lawton, Oklahoma; providing retirement benefits for eligible employees of the City of Lawton; providing for purpose and organization; providing for definitions; providing for eligibility and participation; providing for employer and employee contributions; providing for accounting, allocation, and valuation; providing benefits; providing for required notice; providing for amendments and termination; providing for transfer to and from other plans; creating a committee and providing for powers, duties, and rights of committee; providing for payment of certain obligations; providing for duration and payment of expenses; providing for vesting schedules; providing for a fund to finance the system to be pooled with other incorporated cities, towns and their agencies and instrumentalities for purposes of administration, management, and investment as part of the Oklahoma Municipal Retirement Fund; providing for payment of all contributions under the system to the Oklahoma Municipal Retirement Fund for Management and Investment; providing for non-alienation of benefits and loss of benefits for cause; providing for employer pickup of required contributions; providing for repealer and severability; and establishing an effective date of July 1, 2017. Exhibits: Proposed **Ordinance No. 17-13**, Joinder Agreement & Master Defined Contribution Plan.
27. Consider approving a resolution adopting by reference the trust indenture titled "Oklahoma Municipal Retirement Fund" and authorize the Mayor and City Clerk to execute the agreement to pool funds with other Oklahoma cities and towns for the purposes of administration, investment and management. Exhibits: Proposed **Resolution No. 17-45** with (1) an original pooling agreement and (2) Trust Indenture of the Oklahoma Municipal Retirement Fund attached to the resolution as Appendices "B" and "C".

28. Consider designating the City’s Human Resources Director to serve as the authorized agent of the City in matters pertaining to the proposed defined contribution retirement plan for eligible employees hired on or after July 1, 2017, and authorize the Mayor and City Clerk to execute the Authorized Agent Notification Form. Exhibits: OMRF Authorized Agent Notification Form.
29. Consider adopting a resolution proposing an amendment to the Charter of the City of Lawton to be voted on by the citizens of the City. Exhibits: **Resolution No. 17-46**.
30. Consider adopting a resolution calling for a special election to be held on September 12, 2017, to consider the approval or rejection of an amendment to the Charter of the City of Lawton as specifically set forth in the resolution. Exhibits: **Resolution No. 17-47** and Notice of Election.

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

EXECUTIVE SESSION ITEMS:

31. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending case in United States District Court for Western District of Oklahoma of Tony L. Kemp vs. City of Lawton, CIV-2017-306, and if necessary, take appropriate action in open session. Exhibits: None.
32. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending case in Comanche County District Court of Shayne G. Hayden vs. City of Lawton, CJ-2005-650, and if necessary, take appropriate action in open session. Exhibits: None.

ADJOURNMENT