

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
APRIL 25, 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 AIR QUALITY AWARENESS WEEK

PRESENTATION FROM UTILITY SERVICE PARTNERS, INC.

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 THE MINUTES OF THE LAWTON CITY COUNCIL
REGULAR MEETING OF MARCH 28, 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 the following damage claim recommended for approval: Nelson and Wonsil Norman in the amount of \$3,175.00. Exhibits: Legal Opinions/Recommendations and **Resolution No. 17-46.**
2. Consider the following damage claims recommended for denial: Shenelle Hutcheson in the amount of \$196.99 and Randolph and Chong Prothro in the amount of \$370.86. Exhibits: Legal Opinions/Recommendations.
3. Consider approving the Retainer Agreement for Professional and Legal Services with Mark R. Smith to serve as legal advisor to the Personnel Board on an “as needed” basis when the City Attorney has a conflict of interest, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Agreement is on file in the City Clerk’s Office.
4. Consider approving an Outside Water Sales Contract with Kenneth Cabelka, and authorize the Mayor and City Clerk to execute the Contract. Exhibits: Location Map. Contract is on file in the City Clerk’s Office.
5. Consider adopting a resolution approving the joint petition settlement and making payment in the workers’ compensation claim of Danny Lindsey. Exhibits: **Resolution No. 17-47.**

6. 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 Stephanie Crawford in the Oklahoma Workers' Compensation Commission, Case No. CM2014-09763Y. Exhibits: **Resolution No. 17-48.**
7. Consider approving the final extension of the existing Operating and Professional Services Agreement with LimeLight Productions to provide entertainment and fireworks for the 3rd Annual Freedom Festival for one additional year. Exhibits: Extension of the Operating and Professional Services Agreement with LimeLight Productions.
8. Consider adopting a resolution authorizing the use of the city seal on various forms, flyers, banners and other promotional material relating to the annual Lawton Fort Sill Freedom Festival. Exhibits: **Resolution No. 17-49.**
9. Consider a resolution amending Sections 22-104, 22-206, 22-213 and 22-218, Article A-22-1, Appendix A, Schedule of Fees and Charges, Lawton City Code, 2015, as amended, by increasing the utility fees for water service restoration and water meter testing, and establishing a new fee for additional trips to restore water service, as approved for implementation by the Lawton Water Authority and set forth in Exhibit “A” to the resolution, and establishing an effective date. Exhibits: **Resolution No. 17-50**, Exhibit “A” – Sections 22-104, 22-206, 22-213 and 22-218, Article A-22-1, Appendix A, Schedule of Fees and Charges, Lawton City Code, 2015.
10. Consider accepting an engagement letter for technical accounting and consulting services with the firm of Crawford & Associates, P.C. Exhibits: Engagement Letter with Crawford & Associates, P.C.
11. Consider adopting a resolution setting the E-911 fee for the period of July 1, 2017, through June 30, 2018. Exhibits: **Resolution No. 17-51.**
12. Consider accepting a \$1000 Sponsorship from Dick’s Sporting Goods to support City of Lawton Youth Sports programs. Exhibits: Copy of Dick’s Sporting Goods Community Marketing Program is on file in the City Clerk’s office.
13. Consider approving a waiver of special assistance and property usage fees in the amount of \$4,950.00 in support of the Black Beaver District Cub Scout Day Camp to be held June 4 - 9, 2017 at Elmer Thomas Park. Exhibits: City Assistance and Property Request Attachment.
14. Consider approving agreements between Fidelity Communications and the City of Lawton for the purpose of providing internet service for City staffs at both the H.C. King and Patterson Community Centers and authorize the Mayor and City Clerk to execute the agreements. Exhibits: Internet Service Provider Agreements for Fidelity Communications is on file in the City Clerk’s office.
15. Consider appropriating \$1,600.00 of awarded federal grant funding into the RSVP division’s budget for the purpose of attendance by the RSVP Coordinator at a required national service training conference. Exhibits: Federal CNCS Notice of Grant Award.

16. Consider approving the Replat of Lots 1-5, Block 6, Saint James Place, Part 1. Exhibits: Plat Map.
17. Consider acknowledging receipt of Tier I permit from the Oklahoma Department of Environmental Quality for the construction of 223 linear feet of 8-inch PVC waterline, 50 linear feet of 12-inch PVC waterline, and all appurtenances to serve Coleman Moving and Storage located at 2115 SW 6th Street, in the SW/4 of Section 6, T1N, R11W, Comanche County, Oklahoma. Exhibits: Permit to Construct is on file in the City Clerk's Office.
18. Consider acknowledging receipt of a Tier I permit from the Oklahoma Department of Environmental Quality for the construction of 198 linear feet of 8-inch PVC sanitary sewer line, 178 linear feet of 10-inch PVC waterline, 14 linear feet of 6-inch PVC waterline, and all appurtenances to serve Lawton Marketplace, Section 2, located on the southwest corner of NW Quanah Parker Trailway and NW 82nd Street, in the SE/4 of Section 19, T2N, R12W, I.M., Comanche County, Oklahoma. Exhibits: Permit to Construct is on file in the City Clerk's Office.
19. Consider approving an agreement and payment of \$1,700.00 to Mr. Lee Gleaves for the replacement of a portion of the residential driveway located at 2903 NW Prentice Ave., which was demolished in the course of completing a city waterline repair. Exhibits: Proposed agreement between the City of Lawton and Mr. Gleaves.
20. Consider approving an agreement and payment of \$1,900.00 to Ms. Sissy Swenson for the replacement of a portion of the residential driveway located at 1633 NW 27th St., which was demolished in the course of completing a city waterline repair. Exhibits: Proposed agreement between the City of Lawton and Ms. Swenson.
21. Consider adopting Street Light Resolution No. 490 to authorize the installation/removal of street lights at the location listed in the Resolution. Exhibits: Street Light Resolution No. 490.
22. Consider adopting a Resolution authorizing the installation and/or removal of traffic control measures on: NE Lawrie Tatum and Gore; Northbound 53rd Street, North of Gore Blvd; Lee Blvd. at SW 52nd Street; NW Lady Marna and Debracy; McKinley Ave. and SW N.H. Jones Ave. at SW 11th St. Exhibits: **Resolution No. 17-52**, Traffic Commission Minutes and Traffic Issue Requests.
23. Consider accepting a permanent easement from Red Rock, Inc., for right of way located near SW Lee Blvd and SW 27th street needed for the Accessibility Project Priority #1, Project #15-5SSES, and authorize the Mayor and City Clerk to execute the document. Exhibits: Location Map - Attached as Exhibit A. Document is on file in the City Clerk's office.
24. Consider accepting three permanent easements and four temporary easements located near East Gore and SE 60th street from Clayton L. Green, Jr. Revocable Trust and Lisa Jan Green Revocable Trust, for right of way needed for the Nine Mile Creek Sanitary Sewer Interceptor Project#2008-2, and authorize the Mayor and City Clerk to execute the documents. Exhibits: Location Map - Attached as Exhibit A. Documents are on file in the City Clerk's office.

25. Consider accepting a permanent easement and a temporary easement located south of SE Lee Blvd and east of SE 45th street from The Herring Family Revocable Living Trust Dated September 16, 2011, and grant a release of easement for right of way needed for the Nine Mile Creek Sanitary Sewer Interceptor Project#2008-2, and authorize the Mayor and City Clerk to execute the documents. Exhibits: Location Map - Attached as Exhibit A. Documents are on file in the City Clerk's office.
26. Consider adopting a Resolution of Necessity for real property acquisition for the Accessibility Project Priority #1, Project #15-5SSES, located near SW Lee Blvd and SW 27th street. Exhibits: **Resolution No. 17-53** with Exhibit “A” is on file in the Engineering Division Office.
27. Consider extending the contract for the City of Lawton’s life insurance provider to Mutual of Omaha. Exhibits: Original Contract with optional extensions and rate guarantee through July 1, 2018.
28. Consider awarding contract for (CL17-018) Footwear (Safety, Athletic & Walking) to Woodward’s Occupational Footwear of Cyril, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
29. Consider extending contract for (RFPCL15-046) Concession Operations Eastside Park to LaSill Optimist Club of Lawton, OK for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
30. Consider extending the requirement contract for Sludge Dewatering Polymer to Polydyne Inc. of Riceboro, GA for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
31. Consider awarding contract for (CL17-011) Nuisance Abatement to Teen Challenge of Cache, OK, JM Lawn Services of Lawton, OK, Lawn Wizards of Lawton, OK, Grassmaster Lawncare of Lawton, OK and Joe’s Backhoe Service LLC of Lawton, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
32. Consider awarding contract for (CL17-016) Mowing and Litter Areas G & H to (Area G) Rob’s Lawn Care of Cache, OK and (Area H) Landscape Partners of Yukon, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
33. Consider extending contract for (CL16-030) Mowing and Litter Contract Areas P & R to Teen Challenge of Cache, OK for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
34. Consider awarding the requirement contract for Liquid Aluminum Sulfate to Water Tech Inc., dba Southwest Chemical of McAlester, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
35. Consider extending the requirement contract for Cationic Polymer to the primary vendor Chameleon Industries of Mesquite, TX and the secondary vendor Polydyne Inc. of Riceboro, GA for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.

36. Consider extending contract for (CL16-019) Asphalt Crack Filler Material to Right Pointe Company of DeKalb, IL for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
37. Consider approving appointments to boards and commissions. Exhibits: None.
38. Consider approval of payroll for the periods of April 10 - 23, 2017.

NEW BUSINESS ITEMS:

39. Receive bids for the sale of the \$3,000,000 General Obligation Bonds, Series 2017, and award the sale of the \$3,000,000 General Obligation Bonds, Series 2017, to the lowest bidder. Exhibits: Bid Tabulation Sheet to be distributed at Meeting.
40. Consideration and approval of an Ordinance providing for the issuance of General Obligation Bonds, Series 2017, in the sum of \$3,000,000 by the City of Lawton, Oklahoma, authorized at an election duly called and held for such purpose; prescribing form of the General Obligation Bonds, Series 2017; designating a paying agent/registrar; providing for registration thereof; approving a continuing disclosure agreement; approving the Official Statement pertaining to the General Obligation Bonds, Series 2017; providing for the levy of an annual tax for payment of principal and interest on the same; and fixing other details of the issue. Exhibits: **Ordinance 17-14**.
41. Discuss the draft Annual Action Plan (AAP) for FFY 2017 and receive input from Public Service Organizations. Exhibits: AAP for FFY 2017 (Draft) (On file at City Clerk's office & copy provided). Workbook of Applications (On file at City Clerk's office & copy provided).
42. Hold a public hearing to receive citizen comments and consider discussing recommendations from the City planning Commission (CPC) and approving the Annual Action Plan (AAP) for FFY 2017, granting staff the authority to do up to a twenty percent (20%) adjustment based on the final CDBG and HOME program amounts approved by HUD by adopting a resolution, authorizing the Mayor and City Clerk to execute the resolution and documents necessary to implement the plan. Exhibits: **Resolution No. 17-54**. AAP for FFY 2017 (Draft) (On file at City Clerk's office & copy provided). Workbook of Applications (On file at City Clerk's office & copy provided).
43. Hold a public hearing and consider an ordinance changing the zoning from C-5 General Commercial District to C-5 General Commercial District with Historical Preservation Overlay District zoning classification on property located at 702 SW C Avenue. Exhibits: **Ordinance 17-15** with Guidelines, Location Map, Application with Letter of Basis for Designation, Draft HPC Minutes and Draft CPC Minutes.
44. Hold a public hearing and adopt a resolution declaring the structures located at 205 SW 23rd Place (**Res. 17-55**), 611 NW Arlington Avenue (**Res. 17-56**), 721 SW Ranch Oak Boulevard (**Res. 17-57**), 1010 SW G Avenue (**Res. 17-58**), 1718 NW Irwin Avenue (**Res. 17-59**), 1916 NW Pollard Avenue (**Res. 17-60**), 2224 NW 26th Street (**Res. 17-61**) and 6820 NW Faircloud Drive (**Res. 17-62**) to be dilapidated and a public nuisance, ordering the owner to abate the nuisance, authorizing summary abatement, and authorizing the City Attorney to commence legal action in District Court to abate the nuisance. Exhibits: Resolutions and exhibits for each property.

45. Consider an ordinance amending Section 7-24-1-2401 and 7-24-1-2402, Division 7-24-1; Sections 7-24-2-2412, 7-24-2-2413, and 7-24-2-2417, Division 7-24-2; Sections 7-24-3-2432, 7-24-3-2433, 7-24-3-2434, 7-24-3-2438.1, 7-24-3-2439, 7-24-2-2440, and 7-24-2-2441, Division 7-24-3; Sections 7-24-4-2451, 7-24-4-2452, 7-24-4-2455, and 7-24-4-2458, Division 7-24-4; adding Section 7-24-3-2442, Division 7-24-3; and repealing Sections 7-24-2-2416 and 7-24-2-2418, Division 7-24-2, and Sections 7-24-4-2456 and 7-24-4-2457, Division 7-24-4, Article 7-24, Chapter 7, Lawton City Code, 2015, modifying liability insurance requirements for taxicab companies; modifying applications for taxicab drivers; deleting the written exam for taxicab drivers; requiring surrender of taxicab driver's permit when not employed by certificate holder; deleting color scheme for taxicabs; modifying regulations on solicitation, acceptance, and discharge of passengers; deleting open stands for taxicabs; and declaring an emergency. Exhibits: **Ordinance 17-16.**

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

EXECUTIVE SESSION ITEMS:

46. Pursuant to Section 307(B)(3), Title 25, Oklahoma Statutes, consider convening in executive session to discuss the appraisals of approximately 22 ½ acres, collectively or by parcel, of City-owned real property in the vicinity of NW 67th Street and Rogers Lane, as authorized by Ordinance No. 10-36, and take appropriate action in open session. Exhibits: None.
47. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending damage claim of James and Cynthia Cunningham and, if necessary, take appropriate action in open session. Exhibits: None.
48. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss a pending action involving an employee wage and benefit issue, and, if necessary, take appropriate action in open session. Exhibits: None.

ADJOURNMENT