

NOTICE AND AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
JUNE 13, 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 CYTOMEGALOVIRUS AWARENESS 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 APRIL 25, 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 renewing the professional services agreement with John C. Mackey Jr., to serve as alternate prosecutor and independent investigator, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Retainer Agreement for Professional & Legal Services on file in City Clerk's Office.
2. Consider renewing the professional services agreement with Mackey Law Firm, to provide professional property research services in connection with dilapidated properties, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Retainer Agreement is on file in the City Clerk's Office.
3. Consider renewing the professional services agreement with John C. Mackey Jr., to provide legal representation in an eminent domain case still ongoing as result of the City's widening of 38th Street, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Retainer Agreement is on file in the City Clerk's Office.
4. Consider renewing the professional services agreement with James C. Ferguson of Walker, Ferguson and Ferguson for the defense of Workers' Compensation claims. Exhibits: Proposed Retainer Agreement for Professional & Legal Services on file in the City Clerk's Office.
5. Consider approval of an Agreement in Principal with the Lawton Fort Sill Chamber of Commerce for a Contract for Services with Bill Phelps & Associates, LLC, beginning July 1, 2017 through June 30, 2018, for the purpose of providing professional consulting/lobbyist services to the City and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Consultant Agreement.

6. Consider approving a resolution authorizing and calling for an election in the City of Lawton, State of Oklahoma, for the purpose of setting the dates for the 2017 primary and general municipal elections for designated City Council seats and authorizing the Mayor to issue an election proclamation. Exhibits: **Resolution No. 17-68** and the Election Proclamation.
7. Consider approving a resolution amending Appendix A, Schedule of Fees and Charges, Lawton City Code, 2015, to implement increases in water, sewer, and refuse rates, as set forth in Exhibit “A” of the Resolution, and establishing an effective date. Exhibits: **Resolution No. 17-69** and Exhibit “A”.
8. Consider approving a resolution amending Appendix A, Schedule of Fees and Charges, Lawton City Code, 2015, to implement a change to the water and sewer impact fees to the amount of zero dollars (\$0), as set forth in Exhibit A of the Resolution, and establishing an effective date. Exhibits: **Resolution No. 17-70** and Exhibit “A”.
9. Consider approving an Agreement between the Lawton Fort Sill Chamber of Commerce, the City of Lawton, and the Lawton Economic Development Authority to fund activities by the Chamber designed to encourage, promote and foster tourism, economic and industrial development in the City of Lawton, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Agreement (with updated performance measures and goals) and Proposed Budget.
10. Consider accepting a \$2,500.00 donation to the Mayor’s Commission Status Women from various sponsors to be designated for 2017 Mayor’s Commission Status of Women’s scholarship program. Exhibits: None.
11. Consider transferring \$10,000 savings from the Human Resources budget to Fund 67 (Flexible Benefit fund) to pay for the first month claims associated with the changes in the flexible benefit plan. Exhibits: None.
12. Consider approving a contract for the City of Lawton’s cloud-based Human Capital Management (HCM) system to Ceridian and authorize the Mayor and City Clerk to execute. Exhibits: On File in the City Clerk’s Office - Ceridian Agreement, ROI Financial Tool, RFP Executive Summary; all formal responses are stored on the city’s public network drive.
13. Consider approving the renewal of the annual agreement between the Center for Creative Living Corporation and the City of Lawton for services to senior citizens in the annual amount of \$16,500.00 and authorize the Mayor and City Clerk to execute the agreement. Exhibits: Center for Creative Living Agreement.
14. Consider approving the annual agreement between Lawton Mobile Meals, Inc. and the City of Lawton for the specific purpose of preserving the health and welfare of homebound elderly and/or disabled citizens of Lawton, Oklahoma in the amount of \$49,004.04, and authorize the Mayor and City Clerk to execute the agreement. Exhibits: Mobile Meals Agreement.

15. Consider approving the Sixth Amendment renewing the Sales Tax Rebate Agreement for Lawton Marketplace at 82nd and Quanah Parker Trailway, for fiscal year July 1, 2017– June 30, 2018, and authorize the Mayor and City Clerk to execute the amendment. Exhibits: Sixth Amendment to Sales Tax Rebate Agreement, Lawton Marketplace.
16. Consider approving the Memorandum of Understanding between the City of Lawton and the Lawton Metropolitan Planning Organization for Congestion Mitigation and Air Quality programs and projects during Fiscal Year 2018. Exhibits: Memorandum of Understanding between LMPO and the City of Lawton.
17. Consider approving the Memorandum of Understanding between the City of Lawton and the Lawton Metropolitan Planning Organization for metropolitan transportation planning for Fiscal Year 2018. Exhibits: Memorandum of Understanding between LMPO and the City.
18. Consider endorsing the Fiscal Year 2018 Unified Planning Work Program for the Lawton Metropolitan Transportation Planning Process. Exhibits: FY 2018 Unified Planning Work Program (on file in City Clerk’s Office).
19. Consider accepting the waterline, sanitary sewer line, easements and maintenance bond to serve the Great Plains Technology Center Business Incubator Facility located at 1601 SW Park Ridge Boulevard. Exhibits: Location Map. Maintenance Bond and Easements are on file in the City Clerk’s office.
20. Consider acknowledging receipt of Tier I permit from the Oklahoma Department of Environmental Quality for the construction of 57 linear feet of 8-inch PVC sanitary sewerline and all appurtenances to serve Murphy’s Express development located on the southwest corner of West Gore Boulevard and SW Sheridan Road, for a portion of Lot 1, Block 1, of Highland Park Addition, in the NE/4 of Section 35, T2N, R12W, Comanche County, Oklahoma. Exhibits: Permit to Construct is on file in the City Clerk’s Office.
21. Consider awarding a contract to Genuine Parts Company, d/b/a as NAPA Auto Parts, for the purpose of providing repair parts management for City vehicles and equipment. Exhibits: NAPA Benefits Summary. Integrated Supply Agreement on file in the City Clerk’s Office
22. Consider adopting a Resolution of Necessity for real property acquisition located along the east property line of Lawton Country Club and along the south side of a drainage channel on the south side of 707 and 716 NW 46th street for the North Wolf Creek Upgrade Project Part 4 (Emergency) SSES 17-1. Exhibits: **Resolution No. 17-71** with Exhibit “A” is on file in the Engineering Division Office.
23. Consider approving the construction plans for an 8-inch sanitary sewer line to serve the proposed EZ GO #39 located on West Gore Boulevard and SW 27th Street, subject to the condition listed. Exhibits: Location Map.
24. Consider awarding contract for (RFPCL17-021) Property Insurance to INSURICA of Lawton dba North American Insurance Agency of Lawton, LLC of Lawton, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
25. Consider awarding contract for (RFPCL17-022) HVAC Services to Johnson Controls of Oklahoma City, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.

26. Consider awarding contract for (CL17-026) Mowing and Litter Areas M and O to Mow-N-Go of Lawton, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
27. Consider extending contract for (CL16-027) Rental or Lease Work Clothing to Cintas of Lawton, OK for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
28. Consider extending the requirement contract for Sodium Hypochlorite to Petra Chemical Company of Dallas, Texas for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
29. Consider extending contract for (CL15-027) Rental of Portable Restrooms to ARA Equipment Rentals of Lawton, OK for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
30. Consider awarding contract for (RFPCL17-023) Workers' Compensation Administration Services to United Safety & Claims, Inc. of Tulsa, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
31. Consider awarding contract for (CL17-027) Police Sport Utility Vehicle (Undercover) to Billingsley Ford of Lawton, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
32. Consider awarding contract for (CL17-028) Police Sport Utility Vehicles to Billingsley Ford of Lawton, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
33. Consider approving appointments to boards and commissions. Exhibits: None.
34. Consider approval of payroll for the periods of May 22 – June 4, 2017.

NEW BUSINESS ITEMS:

35. Consider approving an Ordinance amending Chapter 22-1-1-102-A(1) and A(2), Lawton City Code, 2015, as amended, increasing the income limits for elderly and disabled persons to qualify for a reduction in utility rates and amending Section 22-1-1-104-C to conform with Section 22-1-1-102-A(2) regarding income level amount, providing for severability, and declaring an emergency. Exhibits: **Ordinance 17-20.**
36. Consider approval of a Resolution of the City of Lawton, Oklahoma (the "City") approving and authorizing the incurrence of indebtedness by the Lawton Industrial Development Authority ("LIDA," or the "Authority") by issuing its Sales Tax Revenue Note, Series 2017 (the "Note") in the aggregate principal amount of not to exceed thirty one million dollars (\$31,000,000) for the financing of certain public safety facilities, and associated improvements, and paying costs of issuance related thereto; providing that the organizational document creating the Authority is subject to the provisions of the note indenture authorizing the issuance of said Note; waiving competitive bidding with respect to the sale of said Note and approving the proceedings of the Authority pertaining to the sale of said Note; approving and authorizing a Sales Tax Agreement by and between the City and the Authority pertaining to the year-to-year pledge of certain sales tax revenues; and containing other provisions relating thereto. Exhibits: **Resolution 17-72.**

37. Provide direction to staff regarding the implementation of Council Policy 10-3, Collection of Fees at the Sanitary Landfill, relating to solid waste deliveries accepted at no charge. Exhibits: Council Policy 10-3, Lawton City Code Section 22-1-4-144 A, 22-401.
38. Consider authorizing staff to prepare a Request for Proposal (RFP) for an IT Efficiency and Opportunity Analysis, to emphasize evaluation of the operating environment and manpower requirements. Exhibits: None.
39. Consider approving an Ordinance amending Sections 20-4-401, 20-4-402, 20-4-403, 20-4-404, 20-4-405 and creating Section 20-4-406, all in Article 20-4, Chapter 20, Lawton City Code, 2015, regarding the revocable communications cable and pipeline permit, by re-titling the article, adding the ability for above ground communication facilities to be installed on public ways and clarifying who prepares the revocable permit for Council consideration; and creating a timeline to fix and/or remove communication facilities that have a structural failure. Exhibits: **Ordinance 17-21.**
40. Consider approving a Resolution amending Appendix A, Schedule of Fees and Charges, Lawton City Code, 2015, to amend the fees associated with revocable communications cable or pipeline permits. Exhibits: **Resolution 17-73**
41. Consider approving an Ordinance amending Section 12-1-108; Article 12-1, Chapter 12, Lawton City Code, 2015, regarding Food Service Sanitation, by requiring mobile food-service establishments to obtain permission from the owner prior to operating on private property and revising the requirements for the mobile food-service establishments that apply for a City Property Operation Permit to set up on City owned property. Exhibits: **Ordinance 17-22.**
42. Consider approving a Resolution amending Appendix A, Schedule of Fees and Charges, Lawton City Code, 2015, to amend the fees associated with food service establishments and providing an effective date. Exhibits: **Resolution 17-74.**

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

EXECUTIVE SESSION ITEMS:

43. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending tort claim and related grievance of Ronald Smith Jr., and, if necessary, take appropriate action in open session. Exhibits: None.
44. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, consider convening in executive session to review the Employment Agreement of Frank V. Jensen as City Attorney, and in open session take action as necessary. Exhibits: None.
45. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the evaluation review of Jerry Ihler, City Manager, and if necessary, take appropriate action in open session. Exhibits: None.

ADJOURNMENT

Agenda – Lawton City Council Meeting

June 13, 2017 – Page 6

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."