



City of Lawton

City Council

Agenda

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

Tuesday, July 13, 2021

2:00 PM

Lawton City Hall
Council Chambers/Auditorium

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 meetings of July 27, 2021, October 13, November 24, December 8, 2020, February 26, December 10, 2019, October 9, 2018 and August 22, 2017. **21-317**

Attachments: [27Jul21](#)
[13Oct20](#)
[24Nov20](#)
[08Dec20](#)
[26Feb19](#)
[10Dec19](#)
[09Oct18](#)
[22Aug17](#)

2. Consider the following damage claims recommended for approval: Alvin and Lisa Jones in the amount of \$1,040.00, Johnsie Goodwin in the amount of \$2,781.00, and Service Masters in the amount of \$715.90. **21-324**

Attachments: [DC-2021-010, Jones, Alvin and Lisa-Memorandum](#)
[DC-2021-010, Jones, Alvin and Lisa-Resolution and Warrant of Attorney](#)
[DC-2021-011, Goodwin, Johnsie-Memorandum](#)
[DC-2021-011, Goodwin, Johnsie-Resolution and Warrant of Attorney](#)
[DC-2021-012, Service Masters-Memorandum](#)
[DC-2021-012, Service Masters-Resolution and Warrant of Attorney](#)

3. Consider renewing the professional services agreement between the City of Lawton, LEDA, and Center for Economic Development Law, and authorize the Mayor and City Clerk to execute the Agreement. **21-339**

Attachments: [CEDL-COL-LEDA Retainer Agreement 2021-2022](#)

4. Consider approving an Agreement for Limited Support between the Museum of the Great Plains Trust Authority and the City of Lawton to fund the continued operation of the Museum, and authorize the Mayor and City Clerk to execute the Agreement **21-347**

Attachments: [2021-Agreement for Limited Services - Museum](#)
[Excerpt from City's FY-21-22 Budget](#)

5. Consider approving an Agreement for Funding and Limited Support between the Fires Innovation Science and Technology Accelerator (FISTA) Development Trust Authority and the City of Lawton to fund the operation, management, administration, maintenance and equipping of FISTA facilities during the 2021-2022 fiscal year to encourage economic/industrial development in the City of Lawton, and authorize the Mayor and City Clerk to execute the Agreement. **21-346**

Attachments: [FISTA Funding Limited Support Agreement 2021-22](#)
[Proposed Budget FYE 6-30-22](#)

6. Consider approving the annual Cooperative Agreement and an Agreement for Limited Funding between the City of Lawton and the City Transit Trust to provide funds for the operation of a public transit system and authorize the Mayor and City Clerk to execute the same. **21-312**

Attachments: [Cooperative Agreement FY 21-22](#)
[Funding Agreement fy 21-22](#)

7. Consider accepting the Greer Park Tennis Courts Light System Replacement Project 21-01 as constructed by Third Generation Electrical, Inc of Tulsa, Oklahoma and placing the Maintenance Bond into effect. **21-301**

8. Consider amending the City of Lawton FY21-22 budget by appropriating \$23,800.00 to the Cemetery Division from the Cemetery Care Fund for the repair and restoration of the City Highland Cemetery Arch, installation of removable bollards for use during funeral processions and special events, and upgrades to the southern gate for primary vehicular access. **21-320**

Attachments: [Exhibit 1 Photos](#)
[Exhibit 2 Historical Society Recommendation](#)
[Exhibit 3 Summary of Quotes](#)
[07.13.21 Cemetery Care Fund Resolution](#)

9. Consider approving an Option and Lease Agreement between New Cingular Wireless PCS, LLC, which conducts business as AT&T Mobility and the City of Lawton and allow construction of a cell tower in Bentley Park. **21-302**
- Attachments:** [ATT - City of Lawton Option - Lease Agreement - Final 4-27-21 3012.0992-FINAL 2017 W-9 PAYMENT_DIRECTION_FORM.0001](#)
10. **21-315**
- Attachments:** [Exhibit 2 Requirements ListB](#)
11. Consider setting the date of August 10, 2021, to hold a public hearing to close a sanitary sewer easement located in Lot 3, Block 1, Lawton Airport Industrial, located adjacent to SW Rex Madeira Road. **21-343**
- Attachments:** [Record Plat Airport Industrial Park 2](#)
12. Consider approving the vacation of the record plat for Alan's Subdivision, a Replat of Lots 7R, 8R, and 9R, a Replat of Block 18, Less and Except Lots 5 and 6, Eastlake Addition, Part 3A. **21-328**
- Attachments:** [Alan's Sub Location Map](#)
[Alan's Sub Vacation Doc](#)
13. Consider approving the construction plat for Oak Ridge Addition, Part 2A, subject to conditions. **21-330**
- Attachments:** [Oak Ridge 2A Plat Map](#)
14. Consider approving the record plat for Park View Addition, Part 1, and accepting a performance surety in lieu of the completed sanitary sewer improvements. **21-331**
- Attachments:** [Park View Part 1 Plat Map](#)
15. Consider approving the record plat for the Replat of Lot 5, Less the west 2.04 feet of the south 75 feet, and Lot 6, Block 1, Cache Road Business Park Addition. **21-332**
- Attachments:** [Replat of Lots 5-6 Blk 1 Cache Road Business](#)
16. Consider accepting a public access easement for the sidewalk constructed along Sheridan Road, adjacent to Panera Bread located at 821 NW Sheridan Road. **21-333**
- Attachments:** [Panera Bread sidewalk location map](#)

17. Consider award of construction contract to A-Tech Paving for the 2017 Ad Valorem Street and Roads Program (Residential), Phase I-C - SE 47th Street, Bedford Circle & SW C Ave - Project #2017-07. **21-323**

Attachments: [Bid No 2017-07-C Bid Tabulation- 5-26-2021.pdf](#)
[Phase I-C - Letter Rec-5-28-2021.pdf](#)

OLD BUSINESS ITEM:

18. Consider approving a resolution amending Resolution 20-59 to adjust the future Hotel/Motel Tax allocations, commencing with Fiscal Year 2021-2022, (with any revisions and/or floor amendments) as deemed appropriate, and consider the continuation or discontinuation of the Council Hotel/Motel Tax Committee and authorize the Mayor and City Clerk to execute the resolution. **21-275**

Attachments: [Hotel Motel FYE 22 V1](#)
[Resolution 2020-59](#)
[Hotel Motel Tax Allocation Resolution FY 21-22](#)

BUSINESS ITEMS:

19. Consider approving a resolution amending the City of Lawton FY21-22 budget, as amended, by increasing FY21-22 Hotel/Motel revenue projections by \$420,000.00, and by appropriating \$420,000.00 to the Hotel/Motel Fund's Professional Services account for the purpose of supporting certain economic development and tourism activities within the community. **21-340**

Attachments: [07.13.21 Hotel Motel Fund Resolution 2](#)

20. Hold a public hearing and consider an amendment to Chapter 18, Lawton City Code, 2015, that amends Sections 18-1-1-106 and Section 18-4-1-418, Chapter 18, Lawton City Code, 2015, by modifying the definition of "townhouse" and providing for severability. **21-325**

Attachments: [Ordinance-Townhouse Def Mod](#)

21. Hold a public hearing and consider a request for a Use Permitted on Review for a church located in P-F Public Facilities District zoning classification on property located at 2713 NW 22nd Street. **21-326**

Attachments: [2713 NW 22nd Exhibits](#)

22. Hold a public hearing and consider approving an ordinance changing the zoning from C-1 Local Commercial District to C-5 General Commercial District zoning classification on property located at 3408 NW Cache Road. 21-352

Attachments: [Ordinance to Rezone 3408 NW Cache Road](#)
[Site Plan](#)
[Application](#)
[Location Map](#)

23. Receive presentation regarding schematic design for the City Hall Renovation Project No. 2020-04A, and consider approving the schematic design - with or without amendments from the floor as may be necessary. 21-327

Attachments: [21-07-02 Schematic Floorplans.pdf](#)
[21-07-02 Schematic Site Plans.pdf](#)
[Lawton City Offices Renovation Overall Summary Schematic Design Cost Estimate 07-2-21.pdf](#)
[Schematic Design City Hall Renovation Presentation for Lawton City Council 07-13-2021.pdf](#)

24. Consider an ordinance pertaining to Hauling Refuse amending Section 22-4-1-408, Division 22-4-1, Article 22-4, Chapter 22, Lawton City Code 2015, by requiring all refuse being transported on any roadway within the City of Lawton to be secured and covered, providing for severability and establishing an effective date. 21-221

Attachments: [5-25-21 Refuse Loads Covered Ordinance 22-4-1-408 BRIEF GIST.pdf](#)
[5-25-21 Refuse Loads Covered Ordinance 22-4-1-408.pdf](#)

25. 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. 21-344

Attachments: [7.13.21 Article 22_4_REFUSE Revised final.pdf](#)

26. 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. 21-345

Attachments: [7.13.21 Solid Waste Fees Resolution.pdf](#)

STAFF REPORTS:**Department Roundup - Library****Finance Report****EXECUTIVE SESSION ITEMS:**

27. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss a pending conflict of interest investigation under City Code Section 17-2-13-274, and if necessary, take action in open session. **21-321**

28. 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, and if necessary take action in open session with regard to a claim asserted by the City of Lawton as deemed appropriate. Specifically, discuss the City's pending litigation as part of the In Re: National Prescription Opiate Litigation MDL No. 2804, including the impact of the following subsequent bankruptcy filings: Case No. 19-23649, Chapter 11, filed in the U.S. Bankruptcy Court Southern District of New York, styled In Re: Purdue Pharma L.P., et al., Debtors, on the City's litigation; and Case No. 20-12522, Chapter 11, filed in the United States Bankruptcy Court for the District of Delaware, styled In Re: Mallinckrodt PLC, et al., Debtors, on the City's litigation; and if necessary, take action in open session. **21-341**

ADJOURNMENT