

NOTICE AND AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
OCTOBER 8, 2019 - 6:00 P.M.
LAWTON CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PROCLAMATION FOR WHITE CANE SAFETY DAY

RECEIVE THE ANNUAL UPDATE FROM LAWTON ENHANCEMENT TRUST AUTHORITY

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 the following damage claim recommended for approval: Rose and Joe Brady in the amount of \$3,521.43 (**Res. 19-86**), Galena Lake in the amount of \$59.00, and James Gochenour in the amount of \$1,242.90 (**Res. 19-87**). Exhibits: Legal Opinion/Recommendation, Resolution 19-__, Resolution 19-__.
2. Consider the following damage claim recommended for denial: Rick and Cindy McCollister in the amount of \$500.00. 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 John McKiever Hambrick III in the Oklahoma Workers' Compensation Commission, Case No. CM-2016-00289Q. Exhibits: **Resolution 19-88**.
4. Consider approving an updated Council Policy 4-3, Municipal Securities Disclosure Policy, setting forth the responsibilities and requirements of City staff to comply with Securities & Exchange Commission (SEC) Rule 15c2-12 relating to financial and other informational/operating data of the City disclosed in connection with the issuance by the City of General Obligation (GO) Bonds and other municipal securities sold in the municipal securities marketplace. Exhibits: Proposed Updated Council Policy 4-3.
5. Consider approving the City of Lawton Community Rating System (CRS) Program for Public Information (PPI) 2019 Annual Progress Report. Exhibits: 2019 PPI Annual Progress Report.
6. Consider granting a permanent utility easement to AEP/PSO across the Public Safety Facility property near Gore Boulevard and S. Railroad St. Exhibits: Preliminary Layout.

7. Consider setting the date of November 12, 2019, to hold a public hearing to close the alley in Block 21, Woods Addition, located between SW 2nd Street and SW 3rd Street, SW G Avenue and SW H Avenue. Exhibits: Application and Location Map.
8. Consider approving a deed of dedication for public street, utilities and sidewalk related to the NW 38th Street Project Cache Rd to Rogers Lane State Job No. 18488(04), and the property located at 2302 NW 38th Street, authorizing the Mayor and City Clerk to execute the document. Exhibits: Location Map. Document is on file in the City Clerk's office.
9. Consider approving the construction plat for Rogers Lane Commercial Addition, located at the northwest corner of NE Angus Place and NE Rogers Lane. Exhibits: Plat Map.
10. Consider extending contract (CL19-009) Manhole Rings and Covers to Core & Main LP of Owasso, OK for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
11. Consider awarding contract (CL20-002) Manhole Coating Product to Corgill Construction, Inc. of Greenwood, AR. Exhibits: Department Recommendation, Abstract of Bids, Price Sheets.

NEW BUSINESS:

12. Hold a public hearing and adopt a resolution declaring the structures located at 536 NE Carver Avenue (**Res. 19-89**), 508 NE Carver Avenue (**Res. 19-90**) and 1906 SW B Avenue (**Res. 19-91**) to be dilapidated pursuant to Division 6-5-1 Lawton City Code, 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: Resolution and exhibits for each property.
13. Hold a public hearing and consider an ordinance amending Sections 18-5-8-580 and 18-5-9-591, Lawton City Code, 2015, modifying the use of bakery as a permitted use within C-1 Local Commercial District and C-2 Planned Neighborhood Shopping Center District. Exhibits: **Ordinance 19-20.**
14. Hold a public hearing and consider an ordinance to close a portion of a utility easement along the rear property line of 910 NW Micklegate Boulevard. Exhibits: Survey, **Ordinance No. 19-21.**
15. Consider adopting a resolution fixing the amount of street improvement general obligation bonds, series 2019, to mature each year; fixing the time and place the bonds are to be sold; designating a paying agent/registrar; approving the preliminary official statement and distribution thereof; ratifying and confirming a continuing disclosure agreement; authorizing the clerk to give notice of said sale as required by law and fixing other details of the issue. Exhibits: **Resolution 19-92** (included in packet); Notice of Sale; Continuing Disclosure Agreement and Preliminary Official Statement (on file in the City Clerk's Office)
16. Consider ratifying the approval by staff of Change Order No. 2 to the contract with T&G Construction for the reconstruction of SW 52nd Street from Stillwater Central Railroad north to Gore Blvd, approximately ½ mile, for the ratification of approval to replace Manholes with Junction Boxes. Exhibits: Change Order No. 2.

17. Consider approving a Resolution declaring the intent to consider approval of an updated Industrial Development Assistance Policy, and a Project Plan and creation of Tax Increment Districts under the Local Development Act; directing preparation of a Project Plan; appointing a Review Committee; directing the Review Committee to make findings as to eligibility and financial impact, if any, on taxing jurisdictions and business activities within the Districts; and directing the Review Committee to make a recommendation with respect to the proposed Project Plan. Exhibits: **Resolution 19-93**.

EXECUTIVE SESSION ITEMS:

18. Pursuant to Section 307B.2, Title 25, Oklahoma Statutes, consider convening in executive session to discuss negotiations for a Collective Bargaining Agreement for FY 2020-2021 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
19. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss a pending action regarding the 2008 Chevron energy performance contract and amendments related thereto between the City and OpTerra ES (formerly Chevron ES), and now known as Engie Services U.S., and, if necessary, take appropriate action in open session. Exhibits: None
20. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending tort claims of Melissa Clements, Denise Ezell, Kelea Fisher, Kristin Huntley and Megan Loftis, all filed with the City on September 27, 2019, and, if necessary, take appropriate action in open session. Exhibits: None
21. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss five pending Notices of Charge of Discrimination the City received from the U.S. Equal Employment Opportunity Commission on behalf of the charging parties Melissa Clements, Denise Ezell, Kelea Fisher, Kristin Huntley and Megan Loftis, and, if necessary, take appropriate action in open session. Exhibits: None

ADJOURNMENT