

NOTICE AND AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
OCTOBER 22, 2019 - 6:00 P.M.
LAWTON CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PROCLAMATIONS FOR 2019 EXTRA MILE DAY

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.

CONSIDER APPROVAL OF MINUTES OF LAWTON CITY COUNCIL REGULAR MEETING OF SEPTEMBER 24, 2019.

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: David and Heike Johnson in the amount of \$383.00. Exhibits: Legal Opinion/Recommendation.
2. Consider the following damage claim recommended for denial: Destiny Mahsetky in the amount of \$6,168.00, and Lail Chiropractic in the amount of \$2,259.84. Exhibits: Legal Opinions/Recommendations.
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 Enriquez Nestor Jr., in the Oklahoma Workers' Compensation Commission, Case No. CM2019-01056 K. Exhibits: **Resolution 19-94.**
4. Consider adopting a resolution approving the joint petition settlement and making payment in the workers' compensation claim of Bobby Don Finley. Exhibits: **Resolution 19-95.**
5. 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 Sherri Poolaw in the Oklahoma Workers' Compensation Commission, Case No. CM2019-02411. Exhibits: **Resolution 19-96.**
6. Consider adopting a resolution approving the joint petition settlement and making payment in the workers' compensation claim of Jereld Young. Exhibits: **Resolution 19-97.**
7. Consider authorizing staff to cooperate and participate in and submit an application for a grant with the U.S. Economic Development Administration (EDA) by the Association of South Central Oklahoma Governments (ASCOG) to fund economic development on Lee Blvd. Exhibits: None.

8. Consider adopting a resolution modifying the allocation of monies received from municipal court costs and approving the transfer of unused monies within the Municipal Court Department Improvement Fund to the Lawton Enhancement Trust Authority Beautification Fund. Exhibits: **Resolution 19-98**.
9. Consider accepting the Citizenship Corner Literacy grant of \$4,000.00 from the Oklahoma Department of Libraries for citizenship materials, supplies, and classes, and authorizing the Mayor to sign the contract. Exhibits: On file in Clerk's Office.
10. Consider approving a memorandum of understanding for the Fiscal Year 2019-2020 with the Board of County Commissioners of Comanche County, Oklahoma, authorizing the Lawton Police Department to assist with the transportation of Comanche County Regional Juvenile Detention Center residents in the event an emergency situation renders the detention center unable to sustain operations and necessitates the relocation of its base of operations. Exhibits: Copy of the proposed MOU.
11. Consider approving a request to enter into a memorandum of understanding (MOU) with the Department of Veterans Affairs (hereinafter “VA”) and the City of Lawton Police Department (hereinafter “LPD”) authorizing the agreement to allow new recruits to utilize their G.I. Bill for educational expenses through electronic reporting (VA-ONCE). Exhibits: Copy of the Memorandum of Understanding on file in City Clerk’s Office
12. Consider accepting a grant of \$129,189.00 and entering into a grant agreement with the Oklahoma Highway Safety Office (OHSO) to target and reduce the number of alcohol-related crashes and fatality accidents within the City of Lawton. Exhibits: A copy of the grant agreement summary is on file in the City Clerk’s office.
13. Consider approving the Memorandum of Agreement (MOA) between the Caddo/Comanche/Cotton/Kiowa County Health Departments (hereafter referred to as Comanche-Custer Area Jurisdiction) and Washita County and the City of Lawton Fire Department for the purpose of responding effectively to any disaster or catastrophic public health emergency. Exhibits: Mass Immunization/Prophylaxis Strategy (MIPS) Plan and Memorandum of Agreement between City of Lawton Fire Department and the Comanche-Custer Area Jurisdiction.
14. Consider setting the date of November 26, 2019, to hold a public hearing to close the alley in Block 22, Lawton Original Townsite, located between SW A Avenue and SW B Avenue, SW 1st Street and S Railroad Street. Exhibits: Application and Location Map.
15. Consider authorizing the Mayor to sign and execute the Oklahoma Department of Environmental Quality (ODEQ) Consent Order, Case No. 19-223 for the control of blowing litter at the City’s Landfill. Exhibits: Consent Order, Case No. 19-223 is on file in the City Clerk’s Office.
16. Consider approving plans and specifications for the 2017 Ad Valorem Street and Roads Program (Residential), Phase 1 Project #2017-07 and authorizing staff to advertise for bids. Exhibits: Plans and specifications are on file in the Engineering Division Office.

17. Consider extending contract (CL19-005) Zinc Orthophosphate with Water Tech, Inc. of Owasso, OK for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet.
18. Consider extending contract (CL19-007) Manhole Lining Product to The Strong Company of Pine Bluff, AR for an additional year. Exhibits: Department Recommendation, Contract Extension Form, Price Sheets.
19. Consider extending (RFPCL19-011) Employee Physicals/Drug Screen Testing Section A (Physicals) to the Center for Occupational Health, of Lawton, OK and Section B (Drug/Alcohol Testing) to Allied Lab, Inc., of Lawton, OK for an additional year. Exhibits: Department Recommendation, Contract Extension Forms, Price Sheets.
20. Consider approving appointments to boards and commissions. Exhibits: None.

NEW BUSINESS:

21. Discuss the options for the relocation of the electrical distribution line along Railroad Street, adjacent to the new Public Safety building, and consider granting a permanent electrical utility easement to AEP/PSO across the Public Safety Facility property. Exhibits: Preliminary Layout and Easement Document.
22. Continue discussion of the proposed extension of the 2015 and 2016 Sales Tax Capital Improvement/Operational Expenditure Programs (CIPs), as amended, to include completion of incomplete projects/expenditures from the 2015 and 2016 CIPs, along with new projects and expenditures; provide any final direction to City staff on the projects, expenditures and associated dollar amounts as applicable to be included in the extension enabling preparation and timely filing of the legal documents with the Comanche County Election Board necessary to call and hold an election for such purpose; receive an update on the expected timing of final preparation of the documents; and take action as necessary. Exhibits: None.
23. Consider an ordinance pertaining to Personnel Policies and Procedures amending Section 17-1-1-102, Division 17-1-1, Article 17-1, Chapter 17, Lawton City Code, 2015, by modifying the definition of “Shift Employee” removing the requirement for the City Manager to approve a position for shift differential pay; providing for severability and establishing an effective date. Exhibits: **Ordinance 19-22.**

STAFF REPORTS

EXECUTIVE SESSION ITEMS:

24. 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 take action in open session with regard to a claim asserted by the City of Lawton as deemed appropriate. Specifically, regarding the City’s decision to enter into the Multi-District litigation negotiating class or to continue to pursue its own independent litigation. Exhibits: None.

ADJOURNMENT