



City of Lawton

City Council

Agenda

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

Tuesday, December 14, 2021

2:00 PM

Lawton City Hall
Council Chambers/Auditorium

"Official action can be taken only on items which appear on the agenda. The Council may adopt, approve, ratify, deny, defer, recommend, amend, strike, or continue any agenda item. When more information is needed to act on an item, the Council may refer the matter to the City Manager or the City Attorney. The Council may also refer items to standing committees of the Council or a board, commission, or authority for additional study. Under certain circumstances, items are deferred to a specific later date or stricken from the agenda entirely."

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATION: Employee Spotlight Award to Katisha Wiley, Parks and Grounds Division

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 claims recommended for denial: [21-746](#)
Southwestern Bell Telephone Company in the amount of \$3,852.76, and
William Hanes in the amount 253.82.

Attachments: [DC-2021-033, Southwestern Bell Telephone, Claim Memorandum](#)
[DC-2021-035, Hanes, William and Monica, Claim Memorandum](#)

2. Consider approving revised Council Policy 1-1, Employee Travel, dated [21-740](#)
December 14, 2021 to replace Council Policy 1-1, Employee Travel dated
September 28, 2021.

Attachments: [Travel policy Final 11302021 - Legal review 11.30.21](#)

3. Consider approval of the dissolution of the Lawton Arts and Humanities Council and the transfer of its assets and duties to the McMahon Auditorium Authority. [21-604](#)

Attachments: [Resolution of Dissolution of LAHC](#)
[Agreement in Termination of LAHC](#)
4. Consider approving a resolution to approve the Amended Lease Agreement for the Farmers Market between the City of Lawton and the Farmers Market Institute. [21-754](#)

Attachments: [Council Resolution Approving Admended Lease Agreement](#)
[Amended Lease Agreement -LAWTON FARMERS MARKET](#)
5. Consider approving a Joint Resolution by the City of Lawton and the Lawton Fort Sill Chamber of Commerce to support and authorize funding assistance for parking lot improvements within Ned Shepler Park associated with the development of the Lawton Farmers Market located at 77 SW 4th Street in an amount not to exceed \$90.052. [21-755](#)

Attachments: [Joint Resolution for Economic Development Assistance](#)
6. Consider approving an Amended Agreement for Limited Services between the City of Lawton and the Lawton Farmers Market Institute. [21-756](#)

Attachments: [Farmers Market service agreement 2021-22 Amended](#)
7. Consider adopting a resolution deeming it impractical to summarily abate a nuisance located on the private road situated near the intersection of SW 67th Street and West Gore Boulevard and directing the City Attorney to bring suit in District Court against Darryl D. Dunn and Christine J. Downs, current owners of the private road, and all other potential parties in interest, for the purpose of abating said nuisance pursuant to Title 50 O.S. §17. [21-751](#)

Attachments: [Resolution No. 21-_____, 67th and Gore private road](#)
8. Consider accepting a Permanent Roadway and Utility Easement from and Temporary Easement from Duane Gartner, Trustee of The Unified Credit Trust u/a Gartner Family Trust for right of way needed for the W. Gore Blvd Reconstruction from SW 67th ST to SW 82nd ST, Project No. EN1208, and authorizing the Mayor and City Clerk to execute the document(s) and authorizing payment for the same. [21-706](#)
9. Consider accepting a Permanent Roadway and Utility Easement from Bly's Partnership, an Oklahoma Partnership consisting of Richard Boatsman and Dan Young, of Lawton, Comanche County, State of OK, for right of way needed for the W. Gore Blvd Reconstruction from SW 67th ST to SW 82nd ST, Project No. EN2108, and authorizing the Mayor and City Clerk to execute the document(s). [21-707](#)

10. Consider accepting a temporary easement from Crossroads Youth and Family Services Inc, for right-of-way needed for the 2017 Ad Valorem Streets and Roads Program (Residential), Phase II, Project No. EN1707P2 and authorize the Mayor and City Clerk to execute the document. [21-716](#)
11. Consider accepting a temporary easement from Walter Harkless Jr., a widowed person, for right-of-way needed for the 2017 Ad Valorem Streets and Roads Program (Residential), Phase II, Project No. EN1707P2 and authorize the Mayor and City Clerk to execute the document. [21-717](#)
12. Consider accepting a temporary easement from Oleta P. Bergmann AKA Oleta P. Dean, a single person, for right-of-way needed for the 2017 Ad Valorem Streets and Roads Program (Residential), Phase II, Project No. EN1707P2 and authorize the Mayor and City Clerk to execute the document. [21-718](#)
13. Consider accepting a temporary easements from Zakary Kenyon and Magan M. Kenyon at 4630 SE Brighton Drive, Thomas Whittenberg and Erika Whittenberg at 1619 NW 22nd Street, Teddy Leyba at 1623 NW 22nd Street, David Cumbey and Kathy Sue Cumbey at 1615 NW 22nd Street, The Florence Gail Elkins Living Trust at 1408, 1410, and 1412 NW 22nd Street, Arthur Jones and Wilma Jones at 1424 NW 22nd Street, Dezimen Ryan Gomez at 1418 NW 22nd Street, Cleta Cheatwood at 2112 NW Baltimore Avenue, Marcella Hill at 1212 NW Smith Avenue, Karen Householder-Shirey at 1617 NW 22nd Street, Mayhue Family Trust at 5872 NW Dearborn Avenue, Keri Lea Harrell at 1704 SE Indiana Avenue, Chad and Crystal Kenyon at 1715 SE Indiana Avenue, Judith Livingston at 1608 SE Indiana Avenue, Francis Thibodeau and Connie Thibodeau at 1612 SE Indiana Avenue, Steven Biggs at 1702 SE Indiana Avenue, Amanda Harrison and Tommy Harrison at 1906 SW 43rd Street, John Eversole at 1910 SW 43rd Street, Thomas Myers at 7206 NW Taylor Avenue, The Estate of Walter Tallent at 7203 NW Taylor Avenue, Colette Dunbar at 504 SW Coral Avenue, Clifford Ellis and Shaundra Ellis at 506 SW Coral Avenue, Carlyle Ingle Jr. at 8103 SW Forest Avenue, Bobbie Jean Bouchard at 513 SW Coral Avenue, Richard Stone and Francine Stone at 503 SW Coral Avenue, John Dyer Jr. and Lisa Dyer at 511 SW Coral Avenue, Estate of Mathilda Jimenez at 5322 NW Elm Avenue, Dana Michelle Smith at 5316 NW Elm Avenue, Fernando Torres and Dina Torres at 5308 NW Elm Avenue, Oleta Dean at 5318 NW Elm Avenue, Walter Harkless Jr. at 5334 NW Elm Avenue and Crossroads Youth and Family Services at 2402 SW E Avenue, for right-of-way needed for the 2017 Ad Valorem Streets and Roads Program (Residential), Phase II, Project No. EN1707P2 and authorize the Mayor and City Clerk to execute the documents. [21-737](#)

14. Consider awarding contract RFPCL22-012 Rental or Lease Work Clothing to UniFirst Corp. of Wichita Falls, TX. [21-608](#)

Attachments: [CL22-012 Recommendation to Award](#)
[Price Sheets](#)
[Abstract RFPCL22-012](#)
[Unifirst Contract signed](#)

15. Consider extending contract (CL21-013) Heavy Equipment Service & Parts to C.L.Boyd of Lawton, Ok for an additional year. [21-620](#)

Attachments: [DEPT RECOMMENDATION TO EXTEND](#)
[PRICE SHEET](#)
[CONTRACT EXTENSION FORM SIGNED BY VENDOR](#)

16. Consider awarding contract (CL22-015) Pest Control Services to Allstate Termite & Pest Solutions, 26021 Allstate Ave., Shady Point, OK. [21-703](#)

Attachments: [SKM_C28721111916370](#)
[CL22-015 ABSTRACT SIGNED](#)
[CL22-015 PEST CONTROL SERVICES BID RESULTS](#)

17. Consider approving appointments to boards and commissions. [21-713](#)

BUSINESS ITEMS:

18. Consider receiving a presentation from Clarity Telecom, DBA Bluepeak, regarding the introduction of new cable television and broadband internet service in Lawton, and direct staff to take appropriate action as necessary. [21-750](#)

Attachments: [Lawton_vfinal](#)

19. Consider authorizing the City Manager to use American Rescue Plan Act (ARPA) funding to implement a three tiered Covid-19 Premium Pay to all current general employees, who physically worked hours between March 23, 2020 and May 30, 2021; authorizing the City Manager to implement Covid-19 Vaccination Incentive Pay in the amount of one thousand dollars (\$1,000.00) to all current general employees, who are fully vaccinated and receive the booster shot and/or 3rd dose on or before June 30, 2022; authorizing the City Manager to negotiate with Police and Fire Unions for eligibility to receive Covid-19 Premium Pay and Covid-19 Vaccination Incentive Pay which mirrors that of the general employees; and authorizing the City Manager to use excess funding to implement Covid-19 Vaccination Incentive Pay to fully vaccinated new hires who receive the booster shot and/or 3rd dose after six (6) months of satisfactory service on or before June 30, 2022 and a back to work incentive. [21-748](#)

Attachments: [ARPA MASTER WO RETIREES](#)

20. Consider approving a Resolution repealing and replacing Resolution No. 2021-64 specifying the revised intent of the Mayor and Council of the City of Lawton, Oklahoma with regard to the replacement of the existing seven-eighths of one percent (7/8%) Capital Improvement/Operational Expenditure Sales Tax and the one and one-quarter percent (1.25%) Capital Improvement Sales Tax with a new sales tax to be levied of two and one-eighth percent (2.125%) as approved by the registered voters of the City of Lawton, Oklahoma at an election held for such purpose on February 11, 2020. [21-743](#)

Attachments: [Resolution of Revised Intent Repealing 21-64](#)

21. Consider approving a resolution amending the City of Lawton FY21-22 budget, as amended, by transferring up to \$4,000,000.00 from the 2019 Capital Improvement Fund to the General Fund, and appropriating said funds to the City-at-Large Division's Radios account for the replacement of the City's obsolete public safety radio system. [21-747](#)

Attachments: [12.14.21 PSST Resolution](#)

22. Consider authorizing the purchase of a complete Public Safety Radio system from Motorola Solutions, Inc. in the amount of \$3,965,800.00 for the purpose of replacing the City's existing obsolete radio system. [21-708](#)

Attachments: [FULLY EXECUTED - Motorola Solutions - NASPO PA - 160329 Quote-CityOfLawton-RadioInfrastructure 11-21 V5 PROJECT OVERVIEW](#)

23. Have a discussion on whether or not the city council is interested in: (1) amending city code to provide for a local bid preference in certain qualifying instances for public construction contracts, and (2) as a prerequisite for such a preference, developing a policy for council approval setting forth the parameters "to clearly demonstrate the economic benefit to the local area or economy", and give direction to staff as appropriate. [21-744](#)

Attachments: [Ver 1 - State Statute 103 Governing law--Solicitation and award of contracts](#)
[Ver 2 - State Statute 103](#)

24. An ordinance amending Personnel Policies and Procedures Section 17-1-102, Division 17-1-1, Article 17-1, Chapter 17, Lawton City Code, 2015 by amending the definition of "Introductory period" to include employees in promoted, demoted and departmental transferred positions; amending the definition of "Shift employee" by deleting the exclusion of introductory employees; amending the definition of "Stand-by differential pay" by deleting the word regular; providing for severability and establishing an effective date. [21-615](#)

Attachments: [HR - Shift Standby Intro ORD](#)

25. Consider approving the conceptual plan for the City of Lawton Youth Sports and Recreation Facility, to include the location within Elmer Thomas Park as shown, directing staff to prepare an agreement with the architect to design full construction documents, and approving the Mayor and City Clerk to execute any required documents. [21-753](#)

Attachments: [2021-1214 Lawton Youth Sports Center Meeting](#)

STAFF REPORTS:

Finance Report [21-595](#)

Attachments: [November 2021 Finance Report](#)

EXECUTIVE SESSION ITEMS:

26. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss a pending action regarding the City and the Fires Innovation Science & Technology Accelerator (FISTA) and Central Mall Lawton Realty Holding, LLC and/or Kohan Retail Investment Group and if necessary, take appropriate action in open session. [21-749](#)

ADJOURNMENT

"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."