



City of Lawton

City Council

Agenda

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

Tuesday, April 9, 2024

2:00 PM

Lawton City Hall
Council Chambers/Auditorium

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

"Official action can be taken only on items which appear on the agenda. The Council may adopt, approve, ratify, deny, defer, recommend, or continue any agenda item. The Council may also propose and enact floor amendments to any matter presented before them. 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."

ROLL CALL

PRESENTATION:

True North Award

PROCLAMATION:

National Safe Digging Month

Animal Care and Control Appreciation Week

National Telecommunicators' Week

National Sexual Assault Awareness Month

National Donate Life Month

Citizen of the Month: Bishop John Dunaway

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. The Mayor and Council will receive comments from audience members. Council may recommend to the individual or group as to what action they should take, i.e., refer the situation to a particular department or person at the city offices. Each speaker will have a 3-minute time limit, each topic will have a 9-minute time limit, and Audience Participation will be limited to 30-minutes in total.

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 approving two (2) damage claims (recommended for approval) and [24-1425](#)

resolutions authorizing payments for Rebekah Carne and Angela Shears in the amount of \$1,100.00, and Deaderick and Kimerly White in the amount of \$2,849.25.

Attachments: [DC-2024-002, Rebekah Carne and Angela Shears-Memorandum](#)
[DC-2024-004, White, Deaderick and Kimerly White-Memorandum](#)
[DC-2024-002, Rebekah Carne and Angela Shears-Resolution and Warrant of Attorney](#)
[DC-2024-004, White, Deaderick and Kimerly White-Resolution and Warrant of Attorney](#)

2. Consider adopting a Resolution authorizing the Traffic Control measures with the installation of STOP signs on NW 6th Street at Columbia Ave and remove the STOP signs eastbound and westbound on Columbia Avenue. [24-1303](#)

Attachments: [Minutes Traffic Commission 02-15-2024.docx](#)
[Traffic Commission Resolution .pdf](#)

3. Consider approving a resolution amending the City of Lawton FY23-24 budget, as amended, by appropriating \$11,000.00 from the Special Revenue Fund (Fire Training Court Costs) to Fire Operation's Training and Travel (2007501-52060) for the purpose of training opportunities and \$4,000.00 from the Special Revenue Fund (Fire Training Court Costs) to Fire Operation's Dues and Memberships (2007501-52055) for the purchase of required EMT certification tests. [24-1404](#)

Attachments: [04.09.24 Fire Training Fund Resolution](#)

4. Considering approving a resolution amending the City of Lawton FY 2023-2024 budget, as amended, by appropriating \$1,378,775.01 to the 2019 CIP Sales Tax Fund and \$241,349.43 to the Lawton Water Authority Fund for Oklahoma Water Resources Board loan payments. [24-1412](#)

Attachments: [04.09.24 OWRB Loan Payments Resolution](#)

5. Consider adopting a resolution approving certain new and revised pages in the form of a book entitled Volumes I and II to the City of Lawton Municipal Code, 2015, printed and designated as the 2019-2020 Biennial Supplement, known as Supplements No. 5 and 6 to the Lawton City Code, 2015, and authorizing distribution. [24-1406](#)

Attachments: [5 and 6 Approving Res](#)

6. Consider approving a resolution directing the City Clerk to notify the public of the publication of the 2019-2020 Biennial Supplement, known as Supplements No. 5 and 6 to the Lawton City Code, 2015 and further directing the City Clerk to file certified copies of this resolution and copies of Supplements No. 5 and 6 to the Lawton City Code, 2015 with designated governmental entities as required. [24-1407](#)

Attachments: [5 and 6 Directing Res](#)

7. Consider acknowledging receipt of permit number WL000016230748 for the construction of PU2204 Meadowbrook & PU2213 67th St & Bishop Rd Water Lines from the Oklahoma Department of Environmental Quality. [24-1384](#)
Attachments: [WL000016230748 Permit](#)
8. Consider acknowledging receipt of permit number WL000016240030 for the construction of PU2308 Map 09 Waterlines Project from the Oklahoma Department of Environmental Quality. [24-1385](#)
Attachments: [WL000016240030 Map 09 Permit](#)
9. Consider acknowledging receipt of permit number WL000016230990 for the construction of PU2306 Industrial Water Main Extension Phase 1 from the Oklahoma Department of Environmental Quality. [24-1386](#)
Attachments: [Lawton WL230990 Per KD e](#)
10. Consider and take action in accepting and authorizing Mayor to sign a Right of Entry Permit from the Commissioners of the Land Office to drill test holes for potential water wells. [24-1428](#)
Attachments: [Right of Entry Permit no 329](#)
11. Consider approving a limited support agreement between the City of Lawton and the Lawton Metropolitan Area Airport Authority, contingent upon the Lawton Metropolitan Area Airport Authority also approving the agreement, to provide funding to be used solely for legal expenses related to Fire Station #2 located on airport grounds, and authorize the Mayor and City Clerk to execute the agreement. [24-1410](#)
Attachments: [AIRPORT AGREEMENT](#)
12. Consider and award a contract in the amount of \$4,371,020.00 to Horseshoe Construction, INC, for the construction of Sub-Basin 104-PU1306, 105-PU1410, & 106-PU1414 to replace approximately 33,000 linear feet of 8 and 10-inch gravity sewer lines. [24-1387](#)
Attachments: [Recommendation of Award Sub-Basin 104, 105, 106 signed Bid Tab - SUB BASIN Contract](#)
13. Consider extending contract RFPCL22-003 Utility Billing & Invoice Services to DataProse, LLC. of Coppell, TX, for an additional year. [24-1416](#)
14. Consider and take action in approving an agreement with Republic Paperboard Company LLC, to implement new water, sewer, and solid waste rates with a retroactive effective date of April 1st, 2024. [24-1427](#)
Attachments: [Republic Contract 4-1-24](#)
[Exhibit A Legal Description of Facility Site](#)
[Exhibit B Rate Schedule](#)
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15. Consider approving appointments to boards and commissions.

[24-1409](#)

Attachments: [Board Appointments- 04.09.24](#)

BUSINESS ITEMS:

16. Hold a public hearing to consider a request for a Use Permitted on Review to allow a dormitory-style shelter for homeless youth within a Public Facility (P-F) district for property located at 714 SW 45th Street, Lawton, OK 73505 and take appropriate action as deemed necessary.

[24-1252](#)

Attachments: [Location map \(714 SW 45th\) 2023 1214](#)

[UPOR Application](#)

[S212 - Site Plan](#)

[Analysis \(714 SW 45th\) 2024-0102](#)

[Petition map \(714 SW 45th\) 2024 0124](#)

[Notice Newspaper CPC & Council UPOR\(714 SW 45th\) 2024-0206](#)

[Notice Mailing CPC & CC UPOR\(714 SW 45th St\) 2024-0206](#)

[CPC Minutes 1-11-2024](#)

[CPC Minutes 2-29-2024](#)

17. Hold a public hearing to consider a rezoning request from Builders Investment Group for a change of zoning from the R-1 Single-Family Dwelling District to R-2 Two-Family Dwelling District zoning classification for the property located at 1815 SW Jefferson Avenue Lawton, OK 73501 and take appropriate action as deemed necessary.

[24-1401](#)

Attachments: [Ordinance No. 24- \(1815 SW Jefferson\) 2024-0327](#)

[Location map 1815 SW Jefferson Ave 2023 1228](#)

[1815 SW Jefferson REZONING application.doc](#)

[Site Plan 1815 SW JEFFERSON AVE. BUILDERS INVESTMENT GROUP LLC](#)

[Analysis \(1815 SW Jefferson\) 2024-0311](#)

[Notice CC Rezone \(1815 SW Jefferson\) 2024-0315](#)

[Newspaper CC Notice Rezone \(1815 SW Jefferson\) 2024-0315](#)

[CPC Minutes 3-14-24](#)

18. Hold a public hearing and consider rezoning request from Arkeketa Enterprises, Inc for an amendment to the 2030 Land Use Plan from Residential/High Density to Commercial for the properties located at 2102 SW A Avenue & 2101 SW B Avenue, Lawton, OK, 73501 and take appropriate action as deemed necessary.

[24-1402](#)

Attachments: [Resolution No. 24- \(2102 SW A and 2101 SW B\) 2024 0327](#)
[Location Map 2102 SW A 2101 SW B](#)
[2102 SW A and 2101 SW B- ALUP application](#)
[Site Plan \(2102 SW A and 2101 SW B\)](#)
[Analysis \(2102 SW A and 2101 SW B\) 2024-0311](#)
[Notice CC Rezone \(2102 SW A and 2101 SW B\) 2024-0315](#)
[Newspaper CC Notice Rezone \(2102 SW A and 2101 SW B\) 2024-0315](#)
[CPC Minutes 3-14-24](#)

19. Hold a public hearing and consider rezoning request from Arkeketa Enterprises, Inc for a change of zoning from R-4 High-Density Apartment District to C-5 General Commercial District zoning classification for the properties located at 2102 SW A Avenue & 2101 SW B Avenue, Lawton, OK, 73501 and take appropriate action as deemed necessary. [24-1405](#)

Attachments: [Ordinance No. 24- \(2102 SW A and 2101 SW B\) 2024-0327](#)
[Location Map 2102 SW A 2101 SW B](#)
[2102 SW A and 2101 SW B- ALUP application](#)
[Site Plan \(2102 SW A and 2101 SW B\)](#)
[Analysis \(2102 SW A and 2101 SW B\) 2024-0311](#)
[Notice CC Rezone \(2102 SW A and 2101 SW B\) 2024-0315](#)
[Newspaper CC Notice Rezone \(2102 SW A and 2101 SW B\) 2024-0315](#)
[CPC Minutes 3-14-24](#)

20. Consider approving the record plat for Replat of Lots 4, 5, 6 & 7, Block 18, Radio City Addition and the waiving of City Code Section 21-5-501.I requiring an additional ten feet of street right-of-way along the abutting section line road (SW Sheridan Road) and take appropriate action as deemed necessary. [24-1431](#)

Attachments: [Replat of Lots 4-7-BLK 18-Radio City Addition UPDATE_v1 03.28.2024 CPC Minutes](#)

21. Consider amending the FFY 2021-2025 COL Consolidated Plan by transferring Neighborhood Stabilization Program (NSP) Income from Account 2604515 to Account 2604512-52090 to be utilized in the Community Development Block Grant (CDBG) Program for approved CDBG Projects and following all CDBG rules and regulations. [24-1422](#)

22. Consider approving an ordinance pertaining to Administration, creating Section 2-3-20-404 and Division 2-3-20 in Article 2-3, Chapter 2, Lawton City Code, 2015, relating to Boards, Commissions and Committees by establishing the Veterans Affairs Committee, setting forth membership, duties and purpose; providing for severability and establishing an effective date. [24-1426](#)

Attachments: [Veterans Affairs Committee](#)

23. Provide City Council with a presentation on a public portal for reporting stormwater drainage issues and take action as City Council deems [24-1421](#)

appropriate.

Attachments: [Lawton Drainage Issue Input](#)
[Lawton Stormwater Public Input Portal](#)

STAFF REPORTS:

24. Provide City Council with an update on the FY 2022 & FY 2023 Audit Process [23-991](#)

Attachments: [Progress Report - 2024.01.09.pdf](#)
[Progress Report - 2024.01.17.pdf](#)
[Progress Report - 2024.02.09.pdf](#)
[Progress Report - 2024.02.25.pdf](#)
[Audit Progress Report - 2024.03.05.pdf](#)

EXECUTIVE SESSION ITEMS:

25. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss potential litigation and condemnation suit against the real property owners for property needed for the Wolf Creek Bridge Project # EN2204, as authorized by Resolution No. 24-061, and take appropriate action in open session. [24-1420](#)
26. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss a pending action with Oklahoma Department of Environmental Quality concerning a Notice of Violation issued by ODEQ to the City on February 14, 2024, in relation to the City of Lawton Municipal Solid Waste Landfill and the FY 2022 and FY 2023 financial assurance mechanism update, local government test, not having been submitted by December 31, 2022 and December 31, 2023, respectively, and, if necessary, take appropriate action in open session. [24-1414](#)
27. Pursuant to 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending action in the United States District Court for the Western District of Oklahoma titled Felisha Parker and Laresha Parker as next of kin to Isaac D'Wayne Parker, deceased v. City of Lawton, et al, Case number CIV-24-178-JD, and if necessary, take appropriate action in open session [24-1415](#)
28. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending action in the United States District Court for the Western District of Oklahoma titled Christopher Hartley v City of Lawton, et al, Case number CIV-24-153-J, and if necessary, take appropriate action in open session. [24-1419](#)

ADJOURNMENT