

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
JANUARY 28, 2014- 6:00 P.M.
NEW CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

EMPLOYEE SPOTLIGHT PRESENTATIONS TO JAMES BEARBOW – STREETS
DIVISION AND JORG S. KIDD, BUILDING MAINTENANCE DIVISION

REPORT FROM MUSEUM OF THE GREAT PLAINS

RECEIVE THE SEMI-ANNUAL UPDATE OF THE HOTEL/MOTEL TAX FUNDED
ACTIVITIES FOR FY 2013-2014 FROM THE LAWTON-FORT SILL CHAMBER OF
COMMERCE

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 approval: James and Annette Vaughan in the amount of \$135.29, Frank and Dorothy McHenry in the reduced amount of \$2,847.22 (**Res. 14-09**), Anne and Jeff Thompson through their Attorney Billy T. Elder in the amount of \$656.25 (**Res. 14-10**), Jeffrey and Susan Taylor in the amount of \$755.19 (**Res. 14-11**) and Tiffani and James Uplinger Jr., in the reduced amount of \$1,047.30 (**Res. 14-12**). Exhibits: Legal Opinions/Recommendations, Resolution No. 14-____, Resolution No. 14-____, Resolution No. 14-____ and Resolution No. 14-____.
2. Consider the following damage claim recommended for denial: Charlotte Rivera in the amount of \$450.00. Exhibits: Legal Opinions/Recommendations.
3. Consider a resolution approving – without any admission of civil liability - a proposed economic settlement and authorizing the filing of settlement documents, to include a journal entry to make payment in the pending lawsuit of Billy Ray Chandler v. City of Lawton and Bryan P. Long, Federal District Court for the Western District of Oklahoma, Case No. CIV-13-1082-HE. Exhibits: **Resolution No. 14-13** and Proposed Settlement Agreement.
4. Consider approving an Agreement for Limited Services between the Lawton Enhancement Trust Authority (LETA) and the City of Lawton to fund activities by LETA designed to encourage, promote and foster economic development in the City of Lawton, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Agreement for Limited Services and LETA Budget.

5. Consider approving an Agreement between the Lawton Heritage Association and the City of Lawton to fund activities by the Association designed to encourage, promote and foster tourism in the City of Lawton, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Agreement with Attached Budget.
6. Consider approving an Agreement between the Armed Services YMCA and MOAA Auxiliary and the City of Lawton to fund activities by the Auxiliary designed to encourage, promote and foster tourism in the City of Lawton, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Agreement with Attached Budget.
7. Consider approving an Agreement between the Lawton Philharmonic Society, Inc., and the City of Lawton to fund activities by the Society designed to encourage, promote and foster tourism and economic development in the City of Lawton, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Agreement with Attached Budget.
8. Consider approving an Agreement between the Lawton Community Theatre and the City of Lawton to fund activities by the Theatre designed to encourage, promote and foster tourism in the City of Lawton, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Agreement with Attached Budget.
9. Consider approving an Agreement between the Museum of the Great Plains Authority and the City of Lawton to fund activities by the Authority designed to encourage, promote and foster tourism and economic development in the City of Lawton, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Agreement with Attached Budget.
10. Consider adopting a resolution approving indebtedness (the “Note”) of the Lawton Industrial Development Authority in the form of an extension until July 9, 2014, and reissuance of a Note in the original principal amount of \$2,500,000 originally issued for the purpose of providing permanent financing of improvements relating to the downtown historical preservation site of the original Lawton High School to be used for City and conference purposes, with the repayment to include accrued interest from September 12, 2012, and certain unpaid closing costs; confirming documents including an Agreement of Support with the Authority; and other matters relating thereto. Exhibits: **Resolution No. 14-14** and Agreement of Support.
11. Consider transferring savings from Wayne Gilley City Hall utilities to the City Managers and Library’s budget. Exhibits: None.
12. Consider accepting a \$3,602.89 donation to the Library from the Friends of the Library to be designated for library material money and library programming. Exhibits: None.
13. Consider accepting State Aid for Libraries Grant of \$53,468.00 from the Oklahoma Department of Libraries for FY2013-2014. Exhibits: Agreement for 2014 State Aid Recipients; Oklahoma Department of Libraries Rules and Regulations for State and Grants to Public Libraries

14. Consider declaring old library book spinner racks as surplus non-essential property, and sell one (1) rack to the Elgin Public Library and six (6) racks to the Tuttle Public Library. Exhibits: None.
15. Consider approving contract with Jimmy Arterberry to participate in the Lawton Arts & Humanities Council's (LAHC) FY13-14 Native American Program "Sharing the Spirit" and authorize the Mayor and City Clerk to execute the agreement. Exhibits: Contract on file in City Clerk's office.
16. Consider approving contracts with Steven Scott Smith (\$615.00), Kenneth Hobbs (\$517.50), Catherine Daugherty (\$262.50), and Stephanie Jacobs (\$225.00) instructors for the Spring 2014 Children's Art Studio program and authorize the Mayor and City Clerk to execute the agreements. Total amount for spring semester stipends is \$1,620.00. Exhibits: Contracts on file in City Clerk's office.
17. Consider accepting reimbursement check of \$4,038.65 from the Fire Management Assistance Grant (FMAG), and approving the deposit of these funds into the Lawton Fire Operations Uniform and Clothing account (001-1195-000-00-02160000). Exhibits: None.
18. Consider approving a Resolution amending Appendix A, Schedule of Fees and Charges, Lawton City Code, 2005, related to Article A-11-2 Fire Protection Code, by amending only the referenced section numbers to match the corresponding code section which was recently modified. Exhibits: **Resolution No. 14-15.**
19. Consider accepting a permanent utility easement and a temporary easement from David M. Lindley & Wendi A. Lindley, husband and wife for right of way needed for the South Wolf Creek Trunk Expansion #2 Project #13-3SSES, authorizing the Mayor and City Clerk to execute the documents and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office.
20. Consider accepting a temporary easement from Jay R. Burk, a single person for right of way needed for the SE 45th Street Reconstruction (Between Lee & Gore) Project #2006-12, authorizing the Mayor and City Clerk to execute the document and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office.
21. Consider accepting a warranty deed from Comanche Nation Housing Authority, for right of way needed for the SE 45th Street Reconstruction (Between Lee & Gore) Project #2006-12, authorizing the Mayor and City Clerk to execute the document and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office.
22. Consider accepting a temporary easement from Ramon Reyes, for right of way needed for the SE 45th Street Reconstruction (Between Lee & Gore) Project #2006-12, authorizing the Mayor and City Clerk to execute the document and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office.

23. Consider accepting a temporary easement from Ray Lawrence Jr., Mark W. Lawrence, Alfred R. Lawrence & Trent Lee Lawrence for right of way needed for the SE 45th Street Reconstruction (Between Lee & Gore) Project #2006-12, authorizing the Mayor and City Clerk to execute the document and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office.
24. Consider accepting a permanent easement and three temporary easements from Dave Edward Skinner, a single person for right of way needed for the Nine Mile Creek Sanitary Sewer Interceptor Project#2008-2, authorizing the Mayor and City Clerk to execute the documents and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office.
25. Consider accepting two permanent easements and two temporary easements from Commissioners of the Land Office for right of way needed for the South Wolf Creek Trunk Expansion #2 Project #13-3SSES, authorizing the Mayor and City Clerk to execute the documents and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office.
26. Consider extending contract (CL12-023) Mowing & Litter Areas West Lee Blvd from 67th St. to ½ mile West of 112th St; Right of Ways East, Central and West to Lawn Wizards of Lawton, Ok. Exhibits: Department recommendation, Contract Extension Form, Price Sheet.
27. Consider awarding contract (CL14-015) Fire Hydrants, Items 1-5 to American Waterworks Supply, Inc of Norman, OK. Exhibits: Department recommendation, Abstract of Bids, Price Sheet.
28. Consider awarding contract (CL14-015) Fire Hydrants, Items 6-7 to Hydraflo, Inc of Beaumont, TX. Exhibits: Department recommendation, Abstract of Bids, Price Sheet.
29. Consider awarding contract (CL14-015) Fire Hydrants, Items 8-11 to HD Supply Waterworks LTD of Owasso, OK. Exhibits: Department recommendation, Abstract of Bids, Price Sheet.
30. Consider approving appointments to boards and commissions. Exhibits: None.
31. Consider approval of payroll for the periods of January 6 - 19, 2014.

OLD BUSINESS ITEMS:

32. Consider a request from Lawton Public Schools to waive the inspection fee and annual operations fee associated with the Revocable Communications Cable Permit issued to Unite Private Network, LLC, for the installation and operation of approximately 10,435 rods of fiber optic cable serving Lawton Public Schools. Exhibits: Letter from LPS requesting fee waiver. Revocable Communications Cable Permit (On File in City Clerk's Office).

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

33. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, consider convening in executive session to review the employment of Nathan M. Johnson as Municipal Judge, and in open session take other action as necessary. Exhibits: None.
34. Pursuant to Sections 307B.3, Title 25, Oklahoma Statutes, consider convening in executive session to discuss options for the proposed expansion of Fire Station #1 (a.k.a. Central Fire Station) including the possibility of purchasing additional real property to accommodate the expansion and take appropriate action in open session. Exhibits: None.
35. Pursuant to Section 307B.2, Title 25, Oklahoma Statutes, consider convening in executive session to discuss interest arbitration for a Collective Bargaining Agreement for FY 2013-2014 between the Police Union, IUPA, Local 24, and the City of Lawton, and if necessary, take appropriate action in open session. Exhibits: None.
36. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending case in the Western District of Oklahoma of Robert Puccino, Jr. and Ronald Smith Sr. vs. City of Lawton, et al, 13-CV-0238-R, and if necessary, take appropriate action in open session. Exhibits: None.
37. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending tort claim of East 75th Water Association, and if necessary, take appropriate action in open session.

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."