

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
MAY 27, 2014- 6:00 P.M.
NEW CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

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: Nikki Montes (**Res. 14-66**) in the amount of \$574.63 and Leonard and Helen Payne (**Res. 14-67**) in the amount of \$750.00. Exhibits: Legal Opinions/Recommendations, Resolution No. 14-_____ and Resolution No. 14-_____.
2. Consider the following damage claims recommended for denial: Allan and Nina Dacci in the amount of \$17,787.00, William and Laura Swagger in the amount of \$800.00, and Christel Brooks in the amount of \$2,362.64. Exhibits: Legal Opinions/Recommendations.
3. Consider adopting a resolution approving the compromise settlement and making payment in the workers' compensation claim of Brian Shotts. Exhibits: **Res. 14-68**.
4. Consider approving an Outside Water Sales Contract with Kevin Hughes, and authorize the Mayor and City Clerk to execute the Contract. Exhibits: Location Map. Contract is on file in the City Clerk's Office.
5. Consider approving an Outside Water Sales Contract with Milika Berg, and authorize the Mayor and City Clerk to execute the Contract. Exhibits: Location Map. Contract is on file in the City Clerk's Office.
6. Consider approving a resolution amending Appendix A, Schedule of Fees and Charges, Lawton City Code, 2005, to implement an increase in Goodyear Tire and Rubber Company's water rate as set forth in Exhibit "A" of the Resolution, and establishing an effective date. Exhibits: **Resolution 14-69** and Exhibit "A".
7. Consider accepting a settlement on a foreclosure law suit, in the Comanche County District Court between Kondaur Capital Corporation v. Rondell Bogel. Exhibits: None.
8. Consider accepting an engagement letter for technical accounting and consulting services with the firm of Crawford & Associates, P.C., and provide guidance to staff as appropriate. Exhibits: Engagement Letter with Crawford & Associates, P.C.

9. Consider approving the Third Amendment renewing the Sales Tax Rebate Agreement for Lawton Marketplace at 82nd and Quanah Parker Trailway, for fiscal year July 1, 2014– June 30, 2015, and authorize the Mayor and City Clerk to execute the amendment. Exhibits: Third Amendment to Sales Tax Rebate Agreement, Lawton Marketplace.
10. Consider authorizing a contract with CGI Communications, Inc. (“CGI”) for development of a Community Video Program to be made available for use via the City’s website homepage. Exhibits: 2014 Community Video Tour Agreement.
11. Consider entering into a Memorandum of Understanding with the Oklahoma Department of Wildlife Conservation state office for the purpose of expanding the Close to Home Fishing programs on the water bodies of: Lake Helen at Elmer Thomas Park, Liberty Lake at Liberty Park, and lakes at Skyline Park and James Henderson Park at Park Lane and authorize the Mayor and the City Clerk to execute the same. Exhibits: Memorandum of Understanding.
12. Consider and accept the professional engineering Report/Study of the Heat, Ventilation, Air Conditioning System of McMahon Memorial Auditorium conducted by C.H. Guernsey and Company. Exhibits: A copy of the Report/Study is on file in the City Clerk’s office.
13. Consider accepting the maintenance bond and right-turn deceleration lane on East Gore Boulevard to serve Fort Sill Apache Casino and Hotel located at 2401 East Gore Boulevard. Exhibits: Location Map. Maintenance Bond on file in the City Clerk’s office.
14. Consider approving the record plat for Lee Commercial Plaza located on the northeast corner of SW 38th Street and SW Lee Boulevard. Exhibits: Plat Map.
15. Consider approving copyright agreement in the amount of \$250.00 with Hal Leonard Corporation to authorize use of “Let the Rain Come Down” in stormwater quality public education advertising on KSWO, KLAJ, KMGZ, KBZQ and KZCD. Exhibits: Copyright agreement to use the song “Let the Rain Come Down” written by Roger Emerson.
16. Consider authorizing Engineering Division to design the Mill & Overlay Project, NW Fort Sill Boulevard between NW Ferris Avenue and NW Gore Boulevard, Project #2014-04. Exhibits: None.
17. Consider approving an amendment to Nuisance Abatement Contract CL13-031 for East Side and extending the contract. Exhibits: Amendment to Nuisance Abatement Contract CL13-031 for East Side.
18. Consider approving an amendment to Nuisance Abatement Contract CL14-005 for West Side. Exhibits: Amendment to Nuisance Abatement Contract CL14-005 for West Side.
19. Consider awarding contract (CL14-046) Mowing & Litter – Areas M, N & Q – AREA M & Q to Teen Challenge of Lawton, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.

20. Consider awarding contract (CL14-046) Mowing & Litter – Areas M, N & Q – AREA N to UCI Services Group, Inc of Lawton, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
21. Consider extending contract (CL12-032) Heavy Wrecker Service to Alford's Truck & Wrecker of Lawton, OK for an additional year. Exhibits: Department recommendation, Contract Extension Form, Price Sheet.
22. Consider awarding contract (CL14-042) Rock Hauling to Evans Transportation Services Inc of Lawton, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
23. Consider awarding contract (CL14-043) Manhole Lining Materials, Items #1 and #2 to Quadex, Inc of North Little Rock, AR. And Item#3 to the Strong Company, Inc of Pine Bluff, AR. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
24. Consider awarding contract (CL14-044) Lawton Arts and Entertainment Magazine to Fields Printing Company of Lawton, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
25. Consider extending contract (RFPCL10-049) Banking Service to IBC Bank of Lawton, OK for an additional year. Exhibits: Department recommendation, Contract Extension Form, Price Sheet.
26. Consider awarding contract (CL14-047) Removal/Disposal of Sludge to ORI Environmental of Oklahoma City, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
27. Consider extending contract (RFPCL13-040) Employee Assistance Program (EAP) Services to Deer Oaks EAP Services of San Antonio, TX for an additional year. Exhibits: Department recommendation, Contract Extension Form, Price Sheet.
28. Consider approving appointments to boards and commissions. Exhibits: None.
29. Consider approval of payroll for the periods of May 12-25, 2014.

NEW BUSINESS ITEMS:

30. Hold a public hearing and consider approving a resolution amending the 2030 Land Use Plan from Residential/High Density to Commercial and an ordinance changing the zoning from F (Floodplain District) and R-1 (Single-Family Dwelling District) to C-5 (General Commercial District) zoning classification on property located at the northeast corner of SW 38th Street and Lee Boulevard. Exhibits: **Resolution 14-70, Ordinance 14-14** with Site Plan, Location Map and Applications.
31. Hold a public hearing and consider an ordinance closing a portion of the alley between Lots 3-5 and 6-10, Block 116, Trest's Subdivision, a replat of Lawton Heights Addition, located north of NW Cache Road behind Traders Market & Furniture Company addressed as 1511 NW Cache Road and consider accepting a public utility easement. Exhibits: **Ordinance 14-15**, Location Map, Responses from Utility Companies. Utility Easement on file in the City Clerk's Office.

32. Hold a public hearing and consider a resolution amending the 2030 Land Use Plan from Residential/Low Density to Commercial and an ordinance changing the zoning from R-1 (Single-Family Dwelling District) to C-1 (Local Commercial District) zoning classification on property located at 1502 – 1614 NW 67th Street. Exhibits: **Resolution 14-71, Ordinance 14-16** with Site Plan, Location Map, Applications and Draft CPC Minutes.
33. Consider an appeal from Peter P. Domitrovich, Jr. and Ingrid W. Burmec, for Notice and Administrative Order for property located at 2807 NW 25th Street. Exhibits: Photo taken by the inspector on April 24, 2014, Notice & Administrative Order dated April 25, 2014 and Appeal to council dated May 5, 2014.
34. Consider adopting a City Council resolution to support an Oklahoma Affordable Housing Tax Credit (OAHTC) application by Huntley Witmer Development, LLC. to the Oklahoma Housing Finance Agency (OHFA) and authorize the Mayor and City Clerk to execute the document. Exhibits: Exhibit A: Resolution of Support. (**Resolution 14-72**)
35. Consider approving an Ordinance pertaining to Telecommunications Towers amending Paragraph A, Section 6-8-1-804, Division 6-8-1, Article 6-8, Chapter 6, Lawton City Code, 2005, relating to placement and setback requirements, providing for severability, and establishing an effective date. Exhibits: **Ordinance 14-17**.

FINANCE REPORT

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

EXECUTIVE SESSION ITEM:

36. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending nuisance action involving Apple Run / Deer Park Apartments, and take appropriate action in open session. Exhibits: January 16, 2014 Public Nuisance Letter and May 12, 2014 Public Nuisance Letter with call log.
37. Pursuant to Section 307(B)(3), Title 25, Oklahoma Statutes, consider convening in executive session to discuss the proposed sale of approximately 50 ½ acres, collectively or by parcel, of City-owned real property in the vicinity of NW 67th Street and Rogers Lane, as authorized by Ordinance No. 11-07, and take appropriate action in open session. Exhibits: To be distributed in executive 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."