

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
JULY 24, 2007 - 6:00 P.M.
WAYNE GILLEY CITY HALL COUNCIL CHAMBER

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATION OF PROCLAMATION FOR RODEO DAYS

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 JUNE 26, 2007.

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 approval of Grant Agreement 3-40-0051-023-2007 for Lawton Ft. Sill Regional Airport in the amount of \$ 1,456,555.00 for the reconstruction of Taxiway G (general aviation taxiway) and taxiway stubs that lead to the T-hangars, develop Airport Master Plan and develop Airport Concessionaire Disadvantaged Business Enterprises (DBE) Program. Exhibits: Grant application on File in the City Clerk's office.
2. Consider adopting a Resolution amending Resolution No. 07-86 to add four additional city positions to the list of positions eligible to be included in the AFSCME bargaining unit and extending the provisions of Resolution No. 07-86 to the Employees in these four positions. Exhibits: Proposed Resolution 07-___. Page 2
3. Consider adopting a resolution ratifying the action of the City Attorney and the City Manager in filing and making payment of the judgment in the Workers' Compensation case of Sam Shubert in the Workers' Compensation Court, Case No. 2004-15989 Q. Exhibits: Resolution 07-___. Page 5
4. Consider approving contract with Western Enterprises, Inc. for a pyrotechnic display to be presented for the City Of Lawton-Ft. Sill 106th Birthday Celebration with a special salute to the state's centennial for August 4, 2007. Exhibits: Contract on file in City Clerk's office. Page 8
5. Consider approving contract with Frontier Music for sound equipment and operators for the City of Lawton - Ft. Sill 106th Birthday/Centennial Celebration for August 4, 2007. Exhibits: Contract on file in City Clerk's office. Page 9
6. Consider approving contract with Journey Productions for technical support services for the City Of Lawton - Ft. Sill 106th Birthday Celebration with a special salute to the state's centennial for August 3 and 4, 2007. Exhibits: Contract on file in City Clerk's office. Page 10

7. Consider approving contract with Journey Productions for technical support services for the 2007 International Festival for September 21-23, 2007. Exhibits: Contract on file in City Clerk's office. Page 11
8. Consider approving the record plat for the Replat of Lot 1, Block 3, Great Plains Addition, Part 1 and Lots 26 and 27, Block 3, Great Plains Addition, Part 2. Exhibits: Plat Map. Page 12
9. Consider a resolution amending planning and zoning and subdivision fees in Appendix A, Schedule of Fees and Charges, Lawton City Code, 2005. Exhibits: Resolution No. 07-____ and Comparison of Current and Proposed Fees. Page 14
10. Consider granting permission to grade on City of Lawton property and approving the construction plat for Sherwood Addition, Part 8, subject to conditions. Exhibits: Plat Map. Page 20
11. Consider acknowledging receipt of a Tier I permit from the Oklahoma Department of Environmental Quality for the construction of 480 linear feet of eight (8) inch water line and all appurtenances to serve the Southwest Ready Mix facility, located at 1015 SW Superior Circle, in the SW/4 of Section 31, T-2-N, R-12-W, I.M., Comanche County, Oklahoma. Exhibits: Permit to Construct on file in the City Clerk's office. Page 23
12. Consider accepting the 8-inch waterline to serve Southwest Ready Mix on SW Superior Circle, escrow agreement, and maintenance bond. Exhibits: Location Map. Escrow Agreement and Maintenance Bond is on file in City Clerk's Office. Page 24
13. Consider awarding a contract to Evans & Associates Utility Services, Inc. for the Emergency East Cache Creek 24" Waterline Replacement Project #2007-8. Exhibits: None. Page 26
14. Consider approving plans and specifications for the SCADA System Replacement Project #2005-5 and authorizing staff to advertise for bids. Exhibits: None. Page 27
15. Consider approving contract Amendment #1 with Robert B. Hendrick & Sons Co., Inc. for additional engineering services for the NW 67th Street (Cache Road to Rogers Lane) Reconstruction Project #2003-7 and authorizing additional funding. Exhibits: Amendment #1 to Agreement. Page 28
16. Consider acknowledging receipt of permits for the construction of a water line and appurtenances from the Oklahoma Department of Environmental Quality to serve the Water Infrastructure Improvement Phase 1 (Lines) Project #2006-8 located from the new SEWTP to the proposed tower at the intersection of SE Bishop Road & SE 45th Street and to south of the VA Hospital on Flower Mound Road, City of Lawton, Comanche County, Oklahoma. Exhibits: Permit to Construct is on file in the City Clerk's office. Page 31
17. Consider adopting a resolution authorizing the Mayor and City Clerk to execute an agreement with the Oklahoma Department of Transportation (ODOT) for Right-of-Way, Public Utility, and Encroachments for the NW 67th Street (Cache Road to Rogers Lane) Reconstruction Project #2003-7 - STP-116B(138)UR, State Job No. 23411(04) Construction. Exhibits: Resolution 2007-____. Project Agreement is on file in the City Clerk's office. Page 32

18. Consider awarding (CL08-001) Hydraulic Excavator to Warren Cat of Oklahoma City. Exhibits: Department recommendation, abstract of bids. Page 34
19. Consider extending the contract (RFPCL05-006) Lease of Office Facilities for Housing & Community Development with Kent Waller of Lawton, OK. Exhibits: Department Recommendation, Proposal Price Sheet, Contract Extension Form. Page 38
20. Consider terminating (CL07-034) Nuisance Abatement – West Side with Kevin Williams Landscape, Inc., and rebidding the contract. Exhibits: Department recommendation, Kevin Williams Landscape, Inc. letter. Page 42
21. Consider approving appointments to boards and commissions. Exhibits: None Page 45
22. Consider approval of payroll for the period of July 2 – 15, 2007.

OLD BUSINESS ITEMS:

23. Consider an ordinance amending Section 5-1-101, Article 5-1, Chapter 5, and adding Section 5-1-106.1, Article 5-1, Chapter 5, Lawton City Code, 2005, by providing definitions for a Commercial Advertising/Transfer permit and pet shops, and authorizing pet shops to sell, trade, advertise, receive for any compensation or to give away or transfer ownership a limit of fifty (50) dogs or cats per permit, with a maximum of four (4) permits per year, providing for severability, codification, and declaring an emergency. Exhibits: Ordinance 2007-____. Page 46
24. Consider approving a resolution amending Appendix A, Schedule of Fees and Charges (Animals), Lawton City Code, 2005, to establish a fee for the Commercial Advertising/Transfer permit that may be issued to pet shops, and establish an effective date. Exhibits: Resolution 2007-____. Page 53
25. Discuss Council Policy No. 8-2, regarding additional access requirements for section line roads and arterial streets which have limited access rights and take appropriate action as necessary. Exhibits: Draft Policy and Exhibit “A”. Page 58

NEW BUSINESS ITEMS:

26. Hold a Public Hearing and Consider Authorizing application and acceptance of the 2007 Department of Justice Edward Byrne Assistance Grant (JAG). Exhibits: None. Page 62
27. Consider approval of a contract and a related budget for FY 2007-2008 between the City of Lawton and the Lawton Fort Sill Chamber of Commerce & Industry, and authorize the Mayor and City Clerk to execute the agreement as necessary. Exhibits: Proposed FY 07-08 Tourism, Economic & Industrial Development Agreement. Page 63
28. Consider approving an ordinance creating Sections 10-14-1401, 1402, 1403, 1404, 1405, 1406, 1407, 1408 and 1409, Article 10-14, Chapter 10, Lawton City Code, 2005, to create the 2007 capital improvement and capital outlay sales tax, providing for severability, codification, and establishing an effective date. Exhibits: Ordinance 2007-____. Page 70

29. Consider approving a resolution authorizing the calling and holding of an election in the City of Lawton, State of Oklahoma, for the purpose of submitting to the registered qualified electors of said City the question of the approval or rejection of Ordinance No. 07-____ of the City relating to an excise tax to be imposed on the City of Lawton and defining the purposes for such tax including specified City purposes, establishing the duration of the excise tax and authorizing the Mayor and City Clerk to execute the Proclamation. Exhibits: Resolution 2007-____ and Proclamation. Page 74
30. Consider adopting a resolution calling for an election to be held on October 9, 2007; providing that Precinct 42 not be opened; directing that a copy of the resolution be forwarded to the Secretary of the Comanche County Election Board; and directing that the resolution be published in full in a newspaper of general circulation within the City of Lawton, Oklahoma. Exhibits: Resolution No. 07-____. Page 81
31. Consider an ordinance amending Section 4-1-1-101 and 108, Division 4-1-1, Article 4-1, Chapter 4; repeal Sections 4-1-1-110, 111 and 112, Division 4-1-1, Article 4-1, Chapter 4, Sections 4-2-1-201, 208, 209, 211.1 and 212, Division 4-2-1, Article 4-2, Chapter 4, Section 4-2-2-246, Division 4-2-2, Article 4-2, Chapter 4, Section 16-5-3-331, Division 16-5-3, Article 16-5, Chapter 16; add Sections 4-3-1-301 through 310, Division 4-3-1, Article 4-3, Chapter 4, Lawton City Code, 2005, by including additional definitions and imposing a duty on any person having control of any residence or other private property and who knowingly hosts, permits, or allows a party, gathering, or event, to take all reasonable steps to prevent the consumption of alcoholic beverages by minors, providing for severability, codification, repealer, and declaring an emergency. Exhibits: Ordinance 2007-____. Page 85
32. Approve an ordinance declaring as surplus and authorizing the advertising and solicitation of sealed bids for a 1998 Caterpillar 623F scraper, S/N 6BK00530, with a minimum bid price of \$250,000.00 and a 1994 Caterpillar 623F scraper, S/N 11N10983 with a minimum bid of \$200,000.00. Exhibits: Department recommendation, agenda item for award for contract CL07-007, Self-propelled, self-loading scraper, copy of ordinance. Page 98
33. Consider an ordinance pertaining to business amending Sections 7-30-1-3001, 7-30-1-3003, 7-30-1-3004, 7-30-1-3005, and 7-30-1-3006, Division 1, Article 30, Chapter 7, Lawton City Code, 2005, amending the requirements for body piercing and tattoo parlors, and establish an effective date. Exhibits: Ordinance No. 07-____. Page 102

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

EXECUTIVE SESSION ITEMS

34. Pursuant to Section 307B.2, Title 25, Oklahoma Statutes, consider convening in executive session to discuss negotiations for a Collective Bargaining Agreement for FY 2007-2008 between the Police Union, IUPA, Local 24, and the City of Lawton, and take appropriate action in open session if necessary. Exhibits: None. Page 106

35. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the evaluation review of Michael Corrales, Municipal Judge, and if necessary, take appropriate action in open session. Exhibits: None. Page 107

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."