

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
SEPTEMBER 12, 2006 - 6:00 P.M.
WAYNE GILLEY CITY HALL COUNCIL CHAMBER

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PROCLAMATION FOR "FAMILY DAY 2006, A DAY TO EAT DINNER WITH YOUR CHILDREN"

PROCLAMATION FOR "PTA MEMBERSHIP ENROLLMENT MONTH"

PROCLAMATION FOR "PARTNERSHIP FOR WORKING TOWARDS INCLUSIVE COMMUNITIES"

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 MEETINGS OF JUNE 13 AND JULY 11, 2006.

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 and consider passage of any resolutions authorizing the City Attorney to file a friendly suit for the claims which are over \$400.00: Michele Hall in the amount of \$500.00, Francis Drapeau in the amount of \$924.73. Exhibits: Legal Opinions/Recommendations, Resolution No.____, Resolution No.____. Page 1
2. Consider the following damage claims as recommended for denial: Felix Martinez in the amount of \$100.00, Sandra & Denfield Tillett in an unspecified amount. Exhibits: Legal Opinions/Recommendations. Page 11
3. Consider adopting a resolution approving a tentative settlement in the case of Rachel Burton v. City of Lawton, CJ-2005-825, District Court of Comanche County, in the amount of Six Thousand Seven Hundred Fifty and 00/100 Dollars (\$6,750.00), and authorize the City Attorney to execute the necessary documents. Exhibits: Resolution 06-____. Page 18
4. Consider approval of amended agreement with Carlos Guedes of Carlos Guedes Trio as a performer at the 2006 International Festival and authorize the Mayor and City Clerk to execute the amended agreement. Exhibits: Amended agreement on file in City Clerk's office. Page 20
5. Consider accepting the NW Ashby Avenue & NW Ferris Avenue Street Reconstruction Project #2005-1 as constructed by A.E. Construction Co. and placing the Maintenance Bond into effect. Exhibits: None. Page 21

6. Consider adopting Street Light Resolution No. 447 to authorize the installation of street lights at various locations listed in the Resolution. Exhibits: Street Light Resolution No. 447. Page 22
7. Consider adopting a Resolution authorizing the installation of traffic control measures on West Gore Blvd. at 27th & 31st Street intersections, NE Kingsbriar Drive at East Cache Road, and SW “D” Avenue between 9th Street and 10th Street. Exhibits: Traffic Commission Minutes, Traffic Issue Requests, and Resolution No. 06-____. Page 25
8. Consider accepting an agreement with Singleton & Associates, Inc. for appraisal services, and authorize the Mayor and City Clerk to execute the agreement. Exhibits: Agreement is on file in the City Clerk’s office. Page 42
9. Consider acknowledging receipt of permits for the construction of sanitary sewer lines from the Oklahoma State Department of Environmental Quality to the serve the 23rd/26th Avenue Upgrade Project, City of Lawton, Comanche County, Oklahoma. Exhibits: None. Page 43
10. Consider approving a professional services agreement with Chiang, Patel & Yerby, Inc., for review of subdivision plats. Exhibits: Professional Services Agreement. Page 44
11. Consider accepting an 8-inch waterline and easement to serve the Hospice Center located at 1001 SE 36th Street. Exhibits: Location Map. Easement on file in City Clerk’s Office. Page 51
12. Consider approving the construction plat for MacArthur Park Addition, Part 8, subject to conditions. Exhibits: Plat Map. Page 53
13. Consider approving the construction plat for Eisenhower Village Addition, Part 11, subject to a condition. Exhibits: Plat Map. Page 55
14. Consider extending the contract (CL05-004) Repair Clamps, Bell Joint Clamps & Steel Couplings with Water Products of Oklahoma, Inc. of Owasso, OK. Exhibits: Department Recommendation, Contract Extension Form. Page 57
15. Consider extending the contract (CL06-010) Testing Services with Standard Testing and Engineering Company of Lawton, OK. Exhibits: Department Recommendation, Contract Extension Form. Page 60
16. Consider extending the contract (CL06-011) Red-Mix Concrete with Lawton Transit Mix, Inc. of Lawton, OK. Exhibits: Department Recommendation, Contract Extension Form. Page 63
17. Consider extending the contract (CL06-005) VHF/UHF Portable & VHF/UHF Mobile Radio Equipment with Lawton Communications of Lawton, OK. Exhibits: Department Recommendation, Contract Extension Form. Page 66
18. Consider approving appointments to boards and commissions. Exhibits: None Page 69

19. Consider approval of payroll for the period of August 14 – 27, 2006. Exhibits: None.

OLD BUSINESS ITEMS:

20. Consider the following damage claim recommended for approval and consider passage of any resolution authorizing the City Attorney to file a friendly suit for the claim which is over \$400.00: Walter and Fannie Harkless in the tabled amount of \$1,952.50 from August 8, 2006 council meeting. Exhibits: Legal Opinion/Recommendation and Resolution No. ____.

Page 70

NEW BUSINESS ITEMS:

21. Hold public hearings and adopt resolutions declaring the structures at: 508 N.W. Arlington Avenue, 2108 N.W. Bessie Avenue, 914 S.W. Summit Avenue, 1214 N.W. Williams Avenue, 2332 N.W. Lincoln Avenue and 206 N.W. 3rd Street to be dilapidated public nuisances, thus causing a blighting influence on the community and detrimental to the public's health and safety. Authorize the City Attorney to commence legal action in district court to abate each nuisance. Further authorize Neighborhood Services to solicit bids to raze and remove each dilapidated structure, if necessary. Exhibits: Six Resolutions. Summary documents with supporting photos, reports from the Fire Marshal, Housing Inspectors, and case history are available from Neighborhood Services.
- Page 75
22. Hold a public hearing and consider a resolution amending the 2025 Land Use Plan from Public to Residential/Low Density and an ordinance changing the zoning from A-1 (General Agricultural District) to R-1 (Single-Family Dwelling District) zoning classification located approximately one-half mile north of NE Cache Road on the west side of NE 45th Street. Exhibits: Resolution No. 06-____, Ordinance No. 06-____, Location Map, Applications and CPC Minutes.
- Page 94
23. Hold a public hearing and consider an ordinance amending Sections 14-1-106 and 14-1-112, Chapter 14, Lawton City Code, 2005, amending the placement of mobile homes and amending Section 18-1-1-106, Chapter 18, Lawton City Code, 2005, amending the definition of single-family dwelling. Exhibits: Ordinance No. 06-____ and CPC Minutes.
- Page 118
24. Consider approval of transferring \$25,000.00 from the Mayor & City Council Account 230 Contingency, to Activity Fund # 42, Account 104, Contract Labor within the Parks and Recreation Department to fund the Prevention Program Specialist at the H.C. King Community Center. Exhibits: Copy of Prevention Program Specialist Job Description.
- Page 124
25. Consider renaming SW Garfield Avenue between SW 15th Street and SW Sheridan Road to Dr. Charles W. Whitlow Avenue. Exhibits: Letter from Union Baptist Church.
- Page 127
26. Consider approving the expenditure of funds from the 9-1-1 cellular service account and amending the Communications Budget for FY 2006-2007. Exhibits: Memo from Emergency Communications Supervisor Derrell Morgan and Spread Sheet showing current balance, expected revenues, and requested expenditures.
- Page 131

27. Consider approving an expansion of the Emergency Communications Center to support the combined E-911 and Cellular Operations. Exhibits: Memo from Emergency Communications Supervisor Derrell Morgan Diagram of the current facility and one of the proposed facility after the expansion. Page 134
28. Consider taking action to provide water to Cache Creek below the dam at Lake Ellsworth. Exhibits: Minutes from the City Council meeting of September 12, 2000. Page 138
29. Discussion of administrative powers of Mayor, City Manager and City Attorney. Exhibits: None. Page 141
30. Consider discussions related to water leaks and adjustments regarding Section 22-2-1-215, Lawton City Code, 2005, and if necessary, take appropriate action. Exhibits: None. Page 142
31. Consider discussions related to public easements and alleys regarding Sections 18-4-1-404.2 and 20-1-101, Lawton City Code, 2005, and City Council Policy 5-3, and if necessary, take appropriate action. Exhibits: None. Page 143
32. Consider authorizing the Parks and Recreation Department to submit a formal bid to respective companies who provide solutions to rodent control. Exhibits: Letter of recommendation. Page 144
33. Consider approving the proposed placement of City of Lawton job titles within grades in the previously approved job classification categories. Exhibits: Job categories with job titles and suggested grade placements. Page 148
34. Discuss and take appropriate action on a request to consider participating in the cost of installation of Fire Hydrant at Ci Ci's Pizza (1222 NW Sheridan Road). Exhibits: Letter dated July 21st, 2006 from Mr. Robert Garriott. Page 157
35. Consider an ordinance amending Section 22-4-1-415, Division 22-4-1, Article 22-4, Chapter 22, Lawton City Code, 2005, by adding a fourth area to be serviced by the semi-automated refuse collection, providing for severability and declaring an emergency. Exhibits: Ordinance 2006- ____ and Location Map. Page 160
36. Consider adopting an ordinance pertaining to Business amending Section 7-24-4-2461, Division 7-24-4, Article 7-24, Chapter 7, Lawton City Code, 2005, by modifying the types of vehicles allowed to operate as taxicabs and providing for severability. Exhibits: Ordinance No. 06- _____. Page 164

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

37. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the consolidated lawsuit, in the Comanche County District Court, Comanche County Rural Water District No. 1, et al vs. City of Lawton and Lawton Water Authority, Case No. CJ-2003-928; and if necessary, take appropriate action in open session. Exhibits: None. Page 166

38. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending Oklahoma Water Resources Board application of Edward A. Hilliary, Jr., #2003-599, and if necessary, take appropriate action in open session. Exhibits: None. Page 167
39. Pursuant to Section 307B.3, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the purchase of property which is necessary for the West Cache Road 24” Waterline Phase II Project #2005-8 and, if necessary, take appropriate action in open session. Exhibits: None. Page 168
40. Pursuant to Section 307B.1, Title 25, Oklahoma Statues, 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 169

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."