

AGENDA  
LAWTON CITY COUNCIL REGULAR MEETING  
SEPTEMBER 23, 2014- 6:00 P.M.  
NEW CITY HALL  
COUNCIL CHAMBERS/AUDITORIUM

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PROCLAMATION FOR DISABLED AMERICAN VETERANS FORGET-ME-NOT

PRESENTATION BY LAWTON-FT SILL REGIONAL AIRPORT ON CURRENT AND FUTURE TERMINAL PROJECTS

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 SEPTEMBER 9, 2014.

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: Joie Thigpen in the amount of \$3,162.07 (**Res. 14-116**), Jerome and Debbie Hampton in the amount of \$599.99 (**Res. 14-117**) and George Rogers on behalf of Union Baptist Church in the amount of \$402.50 (**Res. 14-118**). Exhibits: Legal Opinions/Recommendations, Resolution No. 14-\_\_\_\_, Resolution No. 14-\_\_\_\_ and Resolution No. 14-\_\_\_\_.
2. Consider the following damage claim recommended for denial: General Kearney Jr., in the amount of \$1,457.86. Exhibits: Legal Opinion/Recommendation.
3. Consider authorizing the City Attorney to accept the sum of Five Thousand and 00/100 Dollars (\$5,000.00) as settlement of the City's subrogation interest in the personal injury case of Marshall Sutton. Exhibits: None.
4. Consider accepting the proposed amendments to Exhibit A (tourism) and Exhibit B (economic development) of the Professional Services Agreement between the Lawton Fort Sill Chamber of Commerce, the City of Lawton, and the Lawton Economic Development Authority to fund activities by the Chamber designed to encourage, promote and foster tourism, economic and industrial development in the City of Lawton. Exhibits: Attachments A and B with proposed amendments.

5. Consider approving a resolution re-establishing the Application Fees Fund of the City of Lawton, originally established by Resolution 94-98, by continuing the existence of such fund for its original purpose and permitting up to 33% of the amount in such fund to be transferred to the General Fund at the end of each fiscal year. Exhibits: **Resolution 2014-119** and Resolution 94-98
6. Consider approving a resolution rescinding the portions of Resolution 99-62 that established the Local Law Enforcement Block Grant Fund and the Payroll Savings Bond Fund of the City of Lawton and directing that said funds be closed. Exhibits: **Resolution 2014-120** and Resolution 99-62.
7. Consider approving a proposed Settlement Agreement in a foreclosure lawsuit in the Comanche County District Court between the City of Lawton v Earl H. Ballou, et al., authorize the Mayor to execute same, and authorize the City Attorney to do all things necessary for the resolution of said suit as set forth in said Settlement Agreement, to include accepting payment in satisfaction of the obligation of Earl H. Ballou, deceased, from one Cynthia Gail Finley, and to cause said suit to be dismissed and the City's mortgage and notice of pending lawsuit to be release of record upon satisfaction of said agreement. Exhibits: Proposed Settlement Agreement.
8. Consider authorizing the Mayor to enter into an agreement with the Utility Service Partners, Inc. to grant the company a one year non-exclusive right to use the City's name and logo to be used for the purpose of marketing a private water and wastewater private service line repair warranty program. This is an optional private program offered to the community through an approved National League of Cities (NLC) partner. Exhibits: Current Subscription Report, Lawton Members. Agreement is on file in the City Clerk's Office.
9. Approval of amendment to schedules in original budget document related to Sinking Fund Estimate of needs. Exhibits: Revised Sinking Fund Schedules.
10. Consideration of Grant Agreement for the Lawton-Ft Sill Regional Airport in the amount of \$ 1,049,797.00. Exhibits: None.
11. Consider accepting the Network Assessment and Remediation Grant from the Oklahoma Department of Libraries and authorizing the Mayor to sign the contract. Exhibits: Contract for the Network Assessment and Remediation Grant.
12. Consider accepting a \$700.00 donation to the Library from the Friends of the Library to be designated for library material purchases. Exhibits: None.
13. Consider accepting a donation of 5 Wood Executive desks, 7 Wood Secretarial Desks and 5 Wood Credenzas, from BancFirst, 501 SW C Avenue, Lawton, OK to be utilized by the Lawton Police Department. Exhibits: None.
14. Consider granting an underground right-of-way easement to Public Service Company of Oklahoma to serve the Armed Services YMCA located at 900 NW Cache Road. Exhibits: Location Map. Easement on file in City Clerk's Office

15. Consider approving the record plat for CVS Lawton Addition, located on the northwest corner of NW Sheridan Road and NW Cache Road, and accepting the bonds for the sewer improvements. Exhibits: Plat Map. Bonds are on file in City Clerk's Office.
16. Consider approving plans and specifications for the 2014 Waterline Replacement Phase 1 Project #2014-8 and authorizing staff to advertise for bids. Exhibits: None.
17. Consider rejecting all bids, allow modifications to the drawings and rebid the project for the Bicycle & Pedestrian Facilities Phase II, Routes 1, 2, 3 & 4, COL Project 2010-7, ODOT Project STP-116E(184)EH, J/P 26901(04). Exhibits: A copy of the bids is on file in the City Clerk's office.
18. Consider awarding contract (CL15-007) Rental of Portable Restrooms to Big Bob's Porta Potty's of Lawton, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
19. Consider awarding contract (CL15-009) Degreaser to Mid-American Research Chemical of Columbus, NE. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
20. Consider awarding contract (CL15-010) Manhole Coating Product to Lewis Concrete Restoration of Buda, TX. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
21. Consider awarding contract (CL15-008) Testing Services to Standard Testing and Engineering Co. of Lawton, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
22. Consider extending contract (RFPCL12-002) Copier Contract to Bennett Office Equipment of Lawton, OK for an additional thirty days (30). Exhibits: Department recommendation, Contract Extension Form, Price Sheet.
23. Consider approving appointments to boards and commissions. Exhibits: None.
24. Consider approval of payroll for the period of September 1-14, 2014.

NEW BUSINESS ITEMS:

25. Hold a public hearing and adopt a resolution declaring the structures located at: 512 SW Park Avenue (**Res. 14-121**), 741 SW 45<sup>th</sup> Street (**Res. 14-122**), 1407 NW Baldwin Avenue (**Res. 14-123**), 1610 NW Williams Avenue (**Res. 14-124**), 1754 SW 14<sup>th</sup> Place (**Res. 14-125**), 1756 SW 14<sup>th</sup> Place (**Res. 14-126**), 2502 SW "H" Avenue (**Res. 14-127**), 2506 NW Ft Sill Blvd (**Res. 14-128**), to be dilapidated pursuant to Lawton City Code 6-5-1, ordering the owner(s) to abate the nuisance, authorizing summary abatement, and authorizing the City Attorney to commence legal action in district court to abate the nuisance. Exhibits: Eight Resolutions and Exhibits A.

26. Hold a public hearing and consider a resolution amending the 2030 Land Use Plan from Residential/High Density to Commercial and an ordinance changing the zoning from R-4 (High Density Apartment District) to C-5 (General Commercial District) zoning classification on property located approximately at 410 SW Sheridan Road. Exhibits: **Resolution No. 14-129, Ordinance No. 14-27** with site plan, Location Map, Applications and CPC Minutes.
27. Hold a public hearing and consider a resolution amending the 2030 Land Use Plan to designate as Commercial and an ordinance changing the zoning from I-3 (Light Industrial District) to CBD (Central Business District) zoning classification on property located at 411 SE Larrance Street. Exhibits: **Resolution No. 14-130, Ordinance No. 14-28** with site plan, Location Map, Applications and CPC Minutes.
28. Hold a public hearing and consider an ordinance closing the 10 foot wide platted utility easements shown on the Stephens Addition plat on Lots 1-3, 32-33, the east 80 feet of Lots 27-28 and the east half of Lot 31, all in Block 1, and a portion of the blanket easement recorded in Book 104 Page 35 covering the same lots located at the northwest corner of NW Sheridan Road and NW Cache Road. Exhibits: **Ordinance No. 14-29**, Application and Location Map.
29. Consider the Consolidated Annual Performance and Evaluation Report (CAPER) for Federal Fiscal Year (FFY) 2013, receive a briefing on the CAPER, hold a public hearing to receive input from citizens, and approve the report for submission to HUD, and authorize the Mayor to sign the approved CAPER. Exhibits: None.
30. Consider directing staff to take actions as necessary to help improve the overall aesthetics and economic conditions along that area of Fort Sill Boulevard between NW Cache Road and US 62/Rogers Lane, to include increased enforcement of existing City Code regarding blighted and dilapidated structures and drafting new code sections, such as a special overlay zoning district. Exhibits: None.
31. Consider setting a date for the purpose of hosting a team-building information symposium and Council retreat. Exhibits: None.
32. Consider setting a date for a special City Council meeting to discuss proposed Public Safety Facility projects as approved within the recent 2015 Sales Tax Extension, and facilitate discussion on the appropriate and recommended level of public participation to achieve the goals and objectives of these projects. Exhibits: None.
33. Consider an ordinance pertaining to trespassing amending Section 16-3-1-316, Division 16-3-1, Article 16-3, Chapter 16, Lawton City Code, 2005, by increasing the possible punishment, providing for severability and establishing an effective date. Exhibits: **Ordinance No. 14-30.**

#### FINANCE REPORT

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

EXECUTIVE SESSION ITEM:

34. Pursuant to Section 307B.3 & 4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the proposed acquisition of land in the vicinity of the City of Lawton landfill, and if necessary, 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 negotiations for a Collective Bargaining Agreement for FY 2014-2015 between the Police Union, IUPA Local 24, and the City of Lawton, and, if necessary, take appropriate action in open session. Exhibits: None.

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."