

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
JANUARY 9, 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 CITIZEN OF THE MONTH TO MICHELLE RATCLIFF.

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 DECEMBER 12 AND DECEMBER 19, 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 denial, Janice & Scott Hertzog in the amount of \$40.00 and Sandra L. Johnson in the amount of \$867.50. Exhibits: Legal Opinions/Recommendations. Page 1
2. Consider approval of the Retainer Agreement for Professional Services with the Mary Anne Derrico, RN, to provide professional services to the City of Lawton in the case styled Anthony Zinn v. City of Lawton, Case No. CJ-2005-1108 and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Agreement Page 6
3. Consider ratifying the action of the Lawton Water Authority approving advertising for bid to lease the City's oil and gas interests for the tracts of land listed below located in the vicinity of Lake Ellsworth in Comanche County to the highest and best bidder. Exhibits: Location map, Lease request letter dated December 6, 2006. Page 9
4. Consider approving contracts for cultural programming in the Lawton Metropolitan Area for events that commemorate the state's centennial. Exhibits: Contracts on file in City Clerk's office. Page 12
5. Consider accepting donation of monies to purchase Powerheart defibrillators for the Lawton Police Department and a 'Combi' Vehicle Extrication Tool for the Lawton Fire Department. Exhibits: None. Page 13
6. Consider approving the construction plans for a 12-inch waterline to serve the Lawton PHS Indian Hospital on Lawrie Tatum Road. Exhibits: Location Map. Page 14
7. Consider approving Change Order #3 assessing liquidated damages, accepting the NW 34th Street Drainage Project #2001-23 as constructed by Bruton Construction Co., Inc. and placing the Maintenance Bond into effect. Exhibits: None. Page 17
8. Consider approving contract Amendment #1 with Danny S. Howie, NACE Certified Coatings Inspector, for the Water Storage Tank Renovation and Maintenance Project #2005-6. Exhibits: Amendment #1 to Agreement. Page 18

9. Consider ratifying the actions of the Public Works Director/City Engineer awarding a contract to Luckinbill, Inc. for the Water Storage Tank Roof Repair Project #2006-14. Exhibits: None. Page 20
10. Consider accepting the 2000 CIP Waterline Replacement Project #2005-15 as constructed by Evans & Associates Utility Services, Inc. and placing the Maintenance Bond into effect. Exhibits: None. Page 21
11. Consider accepting NE Maine Waterline Improvement Project #2006-2 as constructed by Miller Construction & Sons, Inc. and placing the Maintenance Bond into effect. Exhibits: None. Page 22
12. Consider adopting Street Light Resolution No. 450 to authorize the installation of street lights at various locations listed in the Resolution. Exhibits: Street Light Resolution No. 450. Page 23
13. Consider awarding (RFPCL07-018) Concession Lease McMahon Park to LaSill Optimist Club, Inc. of Lawton, OK. Page 26
14. Consider awarding (CL07-015) Double-boiler, Melter Applicator to Vance Bros., Inc. of Tulsa, OK. Exhibits: Department recommendation, abstract of bids. Page 29
15. Consider extending the contract (CL06-033) Sulfuric Acid with Brenntag Southwest of Sand Springs, OK. Exhibits: Department Recommendation, Contract Extension Form. Page 33
16. Consider extending the contract (CL05-023) Police Footwear with Special Ops Uniforms, Inc. of Oklahoma City, OK. Exhibits: Department Recommendation, Contract Extension Form. Page 36
17. Consider approval of payroll for the periods of December 18 – 31, 2006.

BUSINESS ITEMS:

18. Hold a public hearing and consider a resolution amending the 2025 Land Use Plan from Residential/High Density to Commercial and an ordinance changing the zoning from R-4 (High Density Apartment District) to C-1 (Local Commercial District) zoning classification located at 2701 NW 38th Street. Exhibits: Resolution 07-____, Ordinance 07-____, Location Map, Site Plan, Applications and Draft CPC Minutes. Page 40
19. Hold a public hearing and consider an ordinance changing the zoning from R-3 (Multiple-Family Dwelling District) to I-1 (Restricted Manufacturing and Warehouse District) zoning classification located at 625 SW Sheridan Road. Exhibits: Ordinance 07-____, Location Map, Site Plan, CPC Minutes. Page 54
20. Discuss criteria for providing water to residents inside the city limits. Exhibits: None. Page 66

21. Discuss citizen concern regarding trash service and water billing. Exhibits: Excerpt from City Council minutes of December 12, 2006, Letter to the Editor dated December 23, 2006 from Raymond Justice and an example of a water bill. Page 67
22. Consider approving a Law Enforcement Services Agreement between the City of Lawton and Cameron University granting the Cameron University Department of Public Safety authority to enforce municipal criminal and traffic ordinances on university property and on specific streets, highways, roads, alleys, easements and other public ways immediately adjacent to university property. Exhibits: Proposed Law Enforcement Services Agreement. Page 71
23. Consider adopting a resolution authorizing the Mayor and City Clerk to execute an agreement for utility cost sharing with the Oklahoma Department of Transportation (ODOT) for improvements to I-44 at Rogers Lane (US-62) & Gate 2, Federal-aid Project Number IMDY-0044-1(089)043ID. Exhibits: Resolution 2007-____, ODOT letter dated December 13, 2006. Project Agreement is on file in the City Clerk's office. Page 76
24. Consider approving a master service agreement with AT&T Oklahoma to provide Hosted E9-1-1 Services. Exhibits: The Master Service Agreement is on file in the City Clerk's Office. Page 81
25. Consider an ordinance amending Section 10-1-102; 105; 107; and 108, Article 10-1, Chapter 10, Lawton City Code, 2005, by eliminating the definition of lowest responsible bidder and establishing a definition of a non-responsive bid and disqualified/ineligible vendor/contractor, and allowing the City to join with other municipalities and governmental entities for the purpose of joint bidding, providing for severability, and declaring an emergency. Exhibits: Ordinance 07-____. Page 82
26. Consider authorizing the City Manager to solicit Requests for Proposals for a Capital Improvement Line of Credit, Series 2007A, Revolving Line of Credit, for the Lawton Economic Development Authority necessary to provide initial financing of redevelopment activities for both the Phase IA – Project and TIF related projects and take appropriate action as necessary. Exhibits: Request for Proposals (RFP) for Capital Improvement Line of Credit, Series 2007A, Revolving Line of Credit approved by LEDA 1/2/2007. Exhibits included with the RFP available for review in the City Clerk's Office: Ordinance Approving the Lawton Downtown Economic Development Plan/Map (adopted May 9, 2006), Lawton Downtown Implementation Agreement between the City, LEDA, and LURA (dated October 11, 2006) Developer Request for Qualification, Phase IA: 60 Acre Mixed-Use Development (dated September 6, 2006). Page 89
27. Discuss options for a future sales tax election to fund infrastructure projects needed to support anticipated population growth as a result of recent BRAC announcements made by the Department of Defense and Fort Sill and take appropriate action as necessary. Exhibits: Chamber Committee recommendations to be presented at the January 9, 2007 Council Meeting. Page 98

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

28. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending Workers Compensation claim of Craig Lyman, and if necessary, take appropriate action in open session. Exhibits: None. Page 99
29. 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 100
30. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending Tort Claim of Rebecca Nelson, DC-2006-081, against the City of Lawton, and if necessary, take appropriate action in open session. Exhibits: None. Page 101

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."