

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
FEBRUARY 22, 2005 - 6:00 P.M.
WAYNE GILLEY CITY HALL COUNCIL CHAMBER

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATION OF EMPLOYEE OF THE MONTH AWARD TO BRUCE ALGER, BUILDING MAINTENANCE SUPERINTENDENT, PARKS & RECREATION DEPARTMENT.

STATE OF THE CITY ADDRESS BY MAYOR PURCELL

ANNUAL REPORT FROM HIGHLAND CEMETERY BOARD BY CHAIRMAN LARRY CAMPBELL

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 MEETINGS OF FEBRUARY 8, 2005.

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: Barbara Stinnett in the reduced amount of \$495.00, Fred & Charlotte Fox in the amount of \$548.34 and Charlie Martin in the reduced amount of \$2,568.20. Exhibits: Legal Opinions/Recommendations; Resolution Nos. 05-____; 05-____ and 05-____. Page 1
2. Consider the following damage claims recommended for denial: Progressive Preferred Insurance in the amount of \$4,680.37 and Chancie Nigh in the amount of \$750.00. Exhibits: Legal Opinions/Recommendations. Page 11
3. Consider denying a request for the installation of traffic control at the intersection of SW 24th Street and Cornell. Exhibits: None. Page 16
4. Consider approving a resolution authorizing the installation of traffic control devices on the 1500 block of Roosevelt, SW A Ave. and SW B Ave. at 14th Street, SW Oklahoma and SW Texas at 17th Street, SW 97th Street south of Lee Blvd., SE 6th Street at Springhill Suites driveway, SE 7th Street at Interstate Drive, SW 26th Street and SW 27th Street just south of Gore Blvd., Debracy just north of Hugh Bish's SE driveway, SW 13th Street at Park, SW Washington at 16th Street, SW Garfield at 17th Street, SW 13th Street at Garfield, NE Shelter Creek Drive and Brentwood Drive. Exhibits: Resolution No. 05-____. Page 17
5. Consider adopting a street light resolution to authorize the removal of two street lights at the intersection of SE 45th Street and Lee Blvd. And the installation of two street lights at the intersection of SE 45th Street and Lee Blvd. Exhibits: Street Light Resolution No. 432. Page 19

6. Consider approving a credit adjustment to utility account #1105296048 for the Victoria Square Apartments located at 2513 NW 38th Street in the amount of \$622.16. Exhibits: Notarized Statement dated 1/21/05 from Mike Nottingham; Invoice dated 12/31/04 from Country Hardware, Inc. for repair part. Page 22
7. Consider approving request from the Arts & Humanities Division to pursue applying for a Local Government Challenge Grant from the Oklahoma Arts Council for FY 2005-2006. Exhibits: None. Page 25
8. Consider approving and accepting \$9,035 from the Oklahoma State Regents for Higher Education through the Oklahoma Higher Learning Access Program for the Youth Services Division Outreach Program. Exhibits: Copy of grant proposal. Page 26
9. Consider the bids for the Water System Security Fencing Project 04-4 SSES. Page 41
10. Consider adopting a resolution authorizing the Mayor and City Clerk to execute a project agreement for maintenance and funding with the Oklahoma Department of Transportation (ODOT) for improvements on the NE Flower Mound Road (Gore Blvd. To Cache Road) Project #2004-17, Federal-Aid Project Number STP-116B(046). Exhibits: Resolution No. 05-____; ODOT letter dated February 8, 2005. Page 42
11. Consider accepting documents which are needed for the Flower Mound Project #STP-116B (046) (Gore Blvd. To Rogers Lane) and authorize the Mayor and City Clerk to execute the proper documents and authorize payments to property owners for all of the items listed below. Exhibits: None. Page 45
12. Consider approving plans and specifications for the Elmer Thomas Park Roadway Construction Project #2004-10 and authorizing staff to advertise for bids. Exhibits: Location Map. Page 46
13. Consider approving the construction plat for Boyles Landing, Section 3, subject to conditions. Exhibits: Plat Map. Page 48
14. Consider approving the construction plat for Boyles Landing, Section 4, subject to condition. Exhibits: Plat Map. Page 50
15. Consider authorizing application for a Department of Justice grant. Exhibits: None. Page 52
16. Consider awarding contract for Police Duty Gear (CL05-031). Exhibits: Department Recommendation; Bid Abstract. Page 53
17. Consider awarding contract for Credit Card Acceptance Program (RFP CL05-033). Exhibits: Department Recommendation; Bid Abstract. Page 60
18. Consider awarding contract for Metal Products (CL05-032). Exhibits: Department Recommendation; Bid Abstract. Page 63
19. Consider approving the following contract extensions: A) Dewatering Polymer (CO04-041) with Polydyne, Inc. – Wastewater Collection; B) Custodial Maintenance Service Group 2 & 3 (CL03-

051) with Universal Cleaning, Inc. – Building Maintenance; C) Dairy Products for Lawton City Jail (CL03-44) with Hiland Dairy Foods – Police. Exhibits: None. Page 68

20. Consider approval of payroll for the period of February 14 to 27, 2005. Exhibits: None.

BUSINESS ITEMS:

21. Hold a public hearing and consider a resolution amending the 2025 Land Use Plan from Professional Office to Commercial and an ordinance changing the zoning from R-1 (Single-Family Dwelling District) to C-1 (Local Commercial District) zoning classification located at 1428-1434 NW Sheridan Road. Exhibits: Resolution No. 05-____; Ordinance No. 05-____; Map; Site Plan; Applications; CPC Minutes. Page 69
22. Hold a public hearing and consider a resolution amending the 2025 Land Use Plan from Public to Industrial and a change of zoning from P-F (Public Facilities District) to I-4 (Heavy Industrial District) zoning classification located at 1602 SW Sterling Drive. Exhibits: Resolution No. 05-____; Ordinance No. 05-____; Map; Site Plan; Applications; CPC Minutes. Page 90
23. Hold public hearings and adopt resolutions declaring the structures at: 1213 NW Andrews Avenue, 309 NW Dearborn Avenue, 511 SW 9th Avenue (902 SW E), 1432 NW Logan Avenue, and 514-1/2 NW Bell 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: Five Resolutions. Page 103
24. Consider adopting a resolution to repeal Resolution No. 03-147 which condemned property at 1213 SW 25th Street. Exhibits: Excerpt of Minutes of August 12, 2003; Res. 05-____. Page 122
25. Consider an ordinance amending Section 19-4-412, Article 19-4, Chapter 19, Lawton City Code, 1995, pertaining to designated hunting areas by amending the boundaries of a hunting area at Lake Lawtonka, providing for severability and an effective date. Exhibits: Ordinance 05-____. Page 125
26. Consider an appeal on the denial of a building permit and special flood hazard development permit for an addition of a handicapped accessible bedroom and bathroom located at 1410 NW 24th Street submitted by William Cervený. Exhibits: Letter of Denial by the License and Permit Center; FIRM Map; Criteria for Granting Appeal; Notice of Appeal; Statement by Landmark Engineering; Order. Page 135
27. Consider an ordinance amending Section 15-1-101, Article 15-1, Chapter 15, Lawton City Code, 1995, by deleting, adding and/or changing the definitions for junk vehicle and antique or classic vehicles and renumbering; amending Section 15-5-502, Article 15-5, Chapter 15, Lawton City Code, 1995, by changing the name, providing junk vehicles are prohibited within the City of Lawton unless located totally within a building or in connection with a business located within a properly zoned area, declaring the existence of junk vehicles a public nuisance, establishing a time limit for junk vehicles to be located on private or public property and deleting the section establishing a rebuttable presumption; amending Section 15-5-503, Article 15-5, Chapter 15, Lawton City Code, 1995, by clarifying the prohibition of parking or storage of vehicles in residentially zoned districts or lots occupied by a dwelling unit and clarifying the specific

exceptions and establishing conditions and limitations on the storage or parking in front and side yard areas; and repealing Section 15-5-505, Article 15-5, Chapter 15, Lawton City Code, 1995, providing for severability and establishing an effective date. Exhibits: Ord. 05-____. Page 151

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

28. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the required settlement conference of a pending lawsuit of The City of Lawton vs. Leland and Julie M. Smith, et al, Case Number CJ-2004-585, in which the City has an interest and in open session, appoint a City Council representative to attend the Settlement Conference. Exhibits: None. Page 160
29. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending Workers Compensation case of John Scott Reed, Case No. 2003-10336-X, and if necessary, take appropriate action in open session. Exhibits: None. Page 161
30. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending Workers Compensation case of Douglas A. Wells, and if necessary, take appropriate action in open session. Exhibits: None. Page 162
31. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the continued employment of Larry Mitchell as City Manager, and in open session, consider approving an Employment Agreement with Larry Mitchell as City Manager and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Employment Agreement Summary. Page 163
32. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the appointment of a new City Clerk, and in open session take any action necessary. Exhibits: None. Page 165
33. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the continued employment of Michael Corrales as Municipal Judge, and in open session, consider approving an Employment Agreement with Michael Corrales as Municipal Judge and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Employment Agreement Summary. Page 166
34. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss a pending action related to Lake Gondola located in Medicine Park, Oklahoma; and if necessary, take appropriate action in open session. Exhibits: None. Page 168

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."