

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
FEBRUARY 26, 2008 - 6:00 P.M.
WAYNE GILLEY CITY HALL COUNCIL CHAMBER

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

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 FEBRUARY 12 AND SPECIAL MEETING OF FEBRUARY 5, 2008.

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 the resolution authorizing the City Attorney to file a friendly suit for the claims which are over \$400.00: Joni Grayson in the amount of \$2,231.44, Richard and Janet Raite in the amount of \$65.00, Southwestern Bell Telephone L.P. in the amount of \$5,699.49 and Yvonne and Edward Moore in the amount of \$3,212.62. Exhibits: Legal Opinions/Recommendations, Resolution No. ____, Resolution No. ____, Resolution No. _____. Page 1
2. Consider the following damage claims recommended for denial: William B Stearns in the amount of \$2,400.00 and Kyong and Stoney Teeter in the amount of \$11,436.34. Exhibits: Legal Opinions/Recommendations. Page 16
3. Consider approval of the Retainer Agreement for Legal Services between the City of Lawton and the Center for Economic Development Law and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Retainer Agreement for Professional & Legal Services on file in City Clerk's Office. Page 23
4. Consider approving the Contract for Sale of surplus property located at 617 SW 26th Street to Johnny Owens, in the amount of Two Thousand And No/100 Dollars (\$2,000.00), and authorize the Mayor and City Clerk to execute the Contract for Sale and a Quit Claim Deed. Exhibits: The Contract for Sale and Quit Claim Deed are on file in the City Clerk's office. Page 24
5. Consider approving the Contract for Sale of surplus property located at 203 SW 17th Street/1706 SW B Avenue to Keith Aycock, in the amount of Fifteen Thousand And No/100 Dollars (\$15,000.00), and authorize the Mayor and City Clerk to execute the Contract for Sale and a Quit Claim Deed. Exhibits: The Contract for Sale and Quit Claim Deed are on file in the City Clerk's office. Page 25
6. Consider a modification to the Tourism, Economic and Industrial Development Agreement with the Lawton Fort Sill Chamber of Commerce & Industry to only require maintenance of separate bank account of Hotel/Motel funds when an advance of Hotel/Motel funds are provided to the Chamber. Exhibits: Letter from Dana Davis, Copy of Agreement. Page 26

7. Consider approving the final plans and bid specifications prepared by Meyer Architecture Plus for Phase II of the Central Junior High School Restoration Project and authorize the City Manager to proceed with a bid solicitation notice and advertisement for bid.
Exhibits: Lawton Bid Summary from Gary Armbruster, Meyer Architecture Plus dated 2/19/08, News Release from AEP/Public Service Company of Oklahoma, Letter requesting release of funds from CCIDA dated 1/31/08, Agenda item from 9/27/07 City Council Meeting and Agenda item from 11/28/06 City Council Meeting. Page 35
8. Consider ratifying the actions of the Lawton Water Authority concerning a resolution authorizing a financing arrangement with the Oklahoma Development Finance Authority (OFDA) for the financing of the BRAC related improvements to be financed with the proceeds of the 3/8th cent sales tax approved by the voters on October 9, 2007; and containing other provisions related thereto. Exhibits: Resolution No. 08-____. Page 42
9. Consider allowing the Parks & Recreation Department to co-sponsor with the Lawton Chamber of Commerce and American Legion a series of softball/baseball tournaments for the season of 2007-2008. Exhibits: None. Page 47
10. Consider approving the standard lease agreement for use of the Elmer Thomas Park/ Lake Helen Stage area on May 17th, 2008 with the Lawton/Ft. Sill Chamber of Commerce.
Exhibits: Standard Lease Agreement with Lawton/Ft. Sill Chamber of Commerce. Page 49
11. Consider granting the Boys Scouts of America Last Frontier Council permission to hold a day camp to include instructional canoeing sessions on Lake Helen and a night of overnight camping in Elmer Thomas Park on June 8-14, 2008. Exhibits: Letter of request from Last Frontier Council. Page 53
12. Consider approving the standard lease agreement for use of the Elmer Thomas Park/ Lake Helen Stage area on July 4, 2008 with First Assembly of God-Lawton. Exhibits: Standard Lease Agreement with First Assembly of God-Lawton and Letter of request from First Assembly of God-Lawton. Page 56
13. Consider accepting Oklahoma Arts Council grant of \$2,500 to complete funding for the Big Read Program. Exhibits: The Oklahoma Arts Council Grant agreement is on file in the City Clerk's Office. Page 61
14. Consider accepting the 8-inch waterline located on the east side of Simpson Street between SW B and SW D Avenues constructed to serve PSO, an escrow agreement in lieu of completed minor improvements, and a maintenance bond. Exhibits: Location Map. Escrow Agreement and Maintenance Bond on file in the City Clerk's Office. Page 62
15. Consider acknowledging receipt of a Tier I permit from the Oklahoma Department of Environmental Quality for the construction of 925 linear feet of 8-inch PVC sewer line and all appurtenances to serve Bilbrey's East Plaza located north of SE Lee Boulevard, east of SE 36th Street in the SW/4 of Section 34, T2N, R11W, I.M., Comanche County, Oklahoma. Exhibits: Permit to Construct on file in the City Clerk's Office. Page 64

16. Consider acknowledging receipt of a Tier I permit exception from the Oklahoma Department of Environmental Quality for the construction of 95 linear feet of 6-inch HDPE water line and all appurtenances to serve the building located at #1 SW 11th Street, located in the SE/4 of Section 25, T2N, R12W, I.M., Comanche County, Oklahoma. Exhibits: Permit Exception on file in the City Clerk's Office. Page 65
17. Consider acknowledging receipt of a Tier I permit from the Oklahoma Department of Environmental Quality for the construction of 4,390 linear feet of 8-inch PVC water line plus 3,540 linear feet of 12-inch PVC water line and all appurtenances and a Tier I permit for the construction of 5,140 linear feet of 8-inch PVC sewer line and all appurtenances to serve Rolling Hills Addition, Part 4, located north of Bishop Road, west of SW 38th Street in the SE/4 of Section 3, T1N, R12W, I.M., Comanche County, Oklahoma. Exhibits: Permit to Construct on file in the City Clerk's Office. Page 66
18. Consider acknowledging receipt of a Tier I permit from the Oklahoma Department of Environmental Quality for the construction of 3,800 linear feet of 8-inch PVC water line plus 1,515 linear feet of 10-inch PVC water line and all appurtenances and a Tier I permit for the construction of 6,779 linear feet of 8-inch PVC sewer line and all appurtenances to serve Regal Estates, Part 6, located south of East Gore Boulevard, west of S 45th Street in the NE/4 of Section 34, T2N, R11W, I.M., Comanche County, Oklahoma. Exhibits: Permit to Construct on file in the City Clerk's Office. Page 67
19. Consider acknowledging receipt of a Tier I permit from the Oklahoma Department of Environmental Quality for the construction of 328 linear feet of 8-inch PVC sewer line and all appurtenances to serve Katy Ridge located east of NE Flower Mound Road, approximately ½ mile north of East Gore Boulevard in the SW/4 of Section 27, T2N, R11W, I.M., Comanche County, Oklahoma. Exhibits: Permit to Construct on file in the City Clerk's Office. Page 68
20. Consider accepting warranty deeds and easements from property owners for right of way needed for the NW 67th Street Reconstruction (Cache Road to Rogers Lane) Project #2003-7, authorizing the Mayor and City Clerk to execute the documents and authorizing payments for same. Exhibits: Settlement Table. Documents are on file in the City Clerk's office. Page 69
21. Consider accepting an agreement and easements from property owners for right of way needed for the Water Infrastructure Improvement Phase 1a (Gore Blvd) 12" Waterline Project #2006-17, authorizing the Mayor and City Clerk to execute the agreement and easements, authorizing payments for the same and authorizing the Mayor to sign a thank you letter for the donated property. Exhibits: Location Map, Thank you letter. Easements are on file in the City Clerk's office. Page 71
22. Consider awarding (CL08-036) Metal Products to Albright Steel & Wire of Lawton, OK. Exhibits: department recommendation, abstract of bids. Page 74
23. Consider approval of payroll for the period of February 11 - 24, 2008.

BUSINESS ITEMS:

24. Consider providing staff direction to develop a contract with the Lawton Heritage Association to provide financial assistance for the Historic Mattie Beal Home located at 1006 SW Summit Avenue. Exhibits: Letter from Ralph Blodgett and Legal Opinion No. 05-10. Page 78
25. Receive an update on the Lawton Downtown Redevelopment Project/TIF District. Exhibits: None. Page 82
26. Discuss the merits of producing a City Information Guide for new residents and determine a possible general fund revenue account to cover the first issue. Exhibits: None. Page 83
27. Discuss the possible use of highway information signs and request that City staff pursue funding through the Oklahoma Department of Transportation. Exhibits: None. Page 84
28. Consider approving a credit adjustment in the amount of \$3,575.30 to William Herring's utility account #0302039839 for the property at 102 NE 20th Street for an undetected, underground leak on the customer's water service line. Exhibits: Billing statement from Ken's Plumbing dated 10/09/2007 and Copy of Mr. Herring's utility bill. Page 85

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

29. Pursuant to Section 307B. 4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss negotiations between the City and the AFSCME employees group, and if necessary, take appropriate action in open session. Page 89
30. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the unfair labor practice filed against the City, AFSCME vs. City of Lawton, PERB No. M008-PPC, and take appropriate action in open session. Exhibits: None. Page 90
31. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, consider convening in executive session to review the employment of Traci L. Hushbeck as City Clerk, and in open session take other action as necessary. Exhibits: Employment Agreement Summary. Page 91

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."