

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
MARCH 9, 2010 - 6:00 P.M.
WAYNE GILLEY CITY HALL COUNCIL CHAMBER

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PROCLAMATION FOR VIETNAM VETERANS AWARENESS DAY

CONDUCT ELECTION OF MAYOR PRO TEM

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.

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 claim recommended for approval and consider passage of the resolution authorizing the City Attorney to file a friendly suit for the claim which is over \$400.00: Jason and Angela Busse in the amount of \$912.82. Exhibits: Legal Opinion/Recommendation and Resolution No. _____. Page 1
2. Consider the following damage claims recommended for denial: Frank D. Roach Sr. in the amount of \$3,500.00, Southwestern Bell Telephone, DBA AT&T Oklahoma in the amount of \$203.28, Carl and Angelina Fuqua in the amount of \$250.00 and Joshua and Christina Blum in the amount of \$14,610.69. Exhibits: Legal Opinions/Recommendations. Page 6
3. Consider waiving Council Policy 8-1, Engineering and Architectural Policy, and approve an agreement with Meyer Architecture Plus, L.L.C. to provide architectural services for Phase IV of the Central Junior High School Restoration project and authorize the Mayor and City Clerk to execute the agreement. Exhibits: Letter from Meyer Architecture dated March 1, 2010 and Council Policy 8-1. Draft Agreement on file in the City Clerks Office. Page 15
4. Consider approving the record plat for Oak Ridge Addition, Part 1B and accepting the improvements, maintenance bond, and money in lieu of park land dedication. Exhibits: Plat Map. Maintenance Bonds on file in City Clerk's Office. Page 23
5. Consider entering into a Lease-Purchase Agreement with Brentwood Development, Inc., for water main located on the north side of SW Bishop Road, east and SW 67th Street. Exhibits: Location map. Lease-Purchase Agreement on file in City Clerk's Office. Page 25
6. Consider entering into a Lease-Purchase Agreement with T & G Construction, Inc., for approximately 950 linear feet of 12 inch diameter waterline located at SE H Avenue and SE Interstate Drive in the SW/4, SE/4, of Section 32, T2N, R11W, I.M., Comanche County Oklahoma. Exhibits: Location map. Lease-Purchase Agreement on file in City Clerk's Office. Page 27

7. Consider accepting an 8-inch waterline to serve Lawton Place Apartments at 7301 SW Lee Boulevard, maintenance bond, two public utility easements, and a sidewalk easement. Exhibits: Location Map. Maintenance Bond and Easements on file in City Clerk's Office. Page 29
8. Consider renewing a Professional Services Agreement with John Lemmon Films, Inc. for a stormwater education campaign, and authorize the Mayor and City Clerk to execute the document. Exhibits: Professional Services Agreement. Page 31
9. Consider denying the requests for traffic control measures on NW 38th Street for northbound and southbound directions between NW 40th Street and NW Santa Fe Avenue. Exhibits: Traffic Commission Minutes and Traffic Issue Request. Page 35
10. Consider approving an amendment to the City's Business Associate Agreement (BAA) with Higginbotham & Associates, Inc. to incorporate into said agreement new security requirements mandated by the Health Insurance Portability and Accountability Act (HIPAA) and the Health Information Technology Economic and Clinical Health (HITECH) Act. Exhibits: Amendment to Business Associate Agreement. Page 40
11. Consider awarding (CL10-031) Custom Wraparound Bleacher Cover Structure to Terra Pad Tulsa, OK. Exhibits: Department recommendation, abstract of bids. Page 47
12. Consider extending the contract (CL08-043) Alternate Daily Cover (ADC) to Landfill Services Corporation of Appalachian, NY. Exhibits: Department Recommendation, Price Sheet, Contract Extension Form. Page 51
13. Consider awarding (CL10-023) Water Line Fittings & Valves to Water Products of Oklahoma of Owasso, OK. Exhibits: Department recommendation, abstract of bids. Page 55
14. Consider approving appointments to boards and commissions. Exhibits: None. Page 85
15. Consider approval of payroll for the period of February 22 – March 7, 2010.

OLD BUSINESS ITEMS:

16. Consider approving an ordinance granting to Public Service Company of Oklahoma, an Oklahoma Corporation, its successors and assigns, a non-exclusive franchise for twenty-five (25) years to use the streets, alleys, avenues, ways, and other public places and grounds in the City of Lawton, Comanche County, Oklahoma, for building, equipping, maintaining, extending, owning, and operating a system for the manufacture, transmission, distribution, sale, and control of electricity and communication circuits in and to the city and the public generally. Exhibits: Ordinance No. 10-____. Page 86

17. Consider approving a resolution authorizing the calling and holding of a special election in the City of Lawton, State of Oklahoma, for the purpose of submitting to the registered qualified electors of said City the question of approval or rejection of Ordinance No. 10-_____ of the City, more particularly described as an ordinance granting to Public Service Company of Oklahoma, an Oklahoma Corporation, its successors and assigns, a non-exclusive franchise for twenty-five (25) years to use the streets, alleys, avenues, ways, and other public places and grounds in the City of Lawton, Comanche County, Oklahoma, for building, equipping, maintaining, extending, owning, and operating a system for the manufacture, transmission, distribution, sale, and control of electricity, and information distribution in and to the City and the public generally, and authorizing the Mayor and City Clerk to execute the Resolution and Special Election Proclamation and Notice. Exhibits: Resolution No. 10-_____ and Special Election Proclamation and Notice. Page 108

NEW BUSINESS ITEMS:

18. Hold a public hearing and consider an ordinance changing the zoning from R-4 (High Density Apartment District) to C-5 (General Commercial District) zoning classification located at 2705 NW Sheridan Road. Exhibits: Ordinance No. 10-_____, Location Map, Site Plan, Application, CPC Minutes and Section 16-4-2-424 Prohibited Noises. Page 119
19. Consider endorsing the Lawton Bike Plan Route Analysis and Feasibility Study. Exhibits: Lawton Bike Plan Route Analysis and Feasibility Study (sent separately). Page 142
20. Consider an appeal for a cost sharing agreement per City Council Policy 6-4, for a waterline extension to serve Western Hills Christian Church located at 1401 NW 82nd Street. Exhibits: Application and Council Policy 6-4. Page 143
21. Consider approving an economic development agreement with Stanley, Inc. to provide funding assistance in an amount not to exceed \$400,000 for land acquisition and site preparation of approximately 6 acres within the Lawton city limits on which an approximately 52,800 square foot building will be constructed to house Stanley's activities as a contractor in support of operations of the Department of Defense. Exhibits: Recommended Economic Development Agreement and Joint Resolution No. 10-21. Page 151
22. Consider an ordinance creating Section 23-5-547, Article 23-5, Chapter 23, Lawton City Code, 2005, relating to a driver of a motor vehicle approaching a stationary emergency vehicle or wrecker while flashing its lights on the roadway, and declaring an emergency. Exhibits: Ordinance 2010-_____. Page 164

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

23. Pursuant to Sections 307B.3, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the purchase of real property which is necessary for the NW Santa Fe Bridge Replacement Project #2010-2 and if necessary, take appropriate action in open session. Exhibits: None. Page 167

24. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss a pending action relating to the flooding of Wolf Creek in the Meadowbrook Addition 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."