

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
MARCH 13, 2012 - 6:00 P.M.
NEW CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PROCLAMATION FOR WOMEN'S HISTORY MONTH

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.

CONSIDER APPROVAL OF MINUTES OF LAWTON CITY COUNCIL REGULAR MEETING OF FEBRUARY 28, 2012 AND THE SPECIAL MEETING OF MARCH 5, 2012.

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: Union Baptist Church in the amount of \$568.00. Exhibits: Resolution 12-___, Legal Opinion/Recommendation.
2. Consider the following damage claims recommended for denial: Nassaney Co., LLC in the amount of \$16,285.08 and Richard Dobkins and Barbara Cohrs-Dobkins in the amount of \$10,000.00. Exhibits: Legal Opinions/Recommendations.
3. Consider adopting a resolution approving payment on the judgment in the Workers' Compensation case of Laverne Aitson Jr. in the Workers' Compensation Court, Case No. 2010-13730F. Exhibits: Resolution No. 12-_____.
4. Consider adopting a resolution approving the compromise settlement and making payment in the workers' compensation claim of William Brown. Exhibits: Resolution No. 12-_____.
5. Consider approving an Agreement for Professional Services between James W. Hoyt, MAI and the City of Lawton to appraise property for a current condemnation action, Comanche County District Court Case CJ-2011-198, City of Lawton vs. Dennis and Mary Lou Merrifield, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Agreement between James W. Hoyt, MAI and City of Lawton.

6. Consider authorizing the City Attorney to pursue litigation on certain debts owed to the City on a promissory note and outstanding utility bill by filing a small claims law suit, in the Comanche County District Court to be styled City of Lawton v. Laura L. Tucker. Exhibits: None.
7. Consider acknowledging receipt of a Tier I permit from the Oklahoma Department of Environmental Quality for the construction of 55 linear feet of 8-inch waterline, and all appurtenances to serve Jim Norton Toyota Pre-Owned Automobile Dealership located at 7202 NW Quanah Parker Trailway in the SE/4 of Section 20, T2N, R12W, I.M., Comanche County, Oklahoma. Exhibits: Permit to Construct on file in the City Clerk's Office.
8. Consider releasing the performance bond for drainage improvements, and accepting the water, sewer and drainage improvements, maintenance bonds and escrow agreement in lieu of minor incomplete improvements, and resume the issuance of building permits within Scissortail, Part 1. Exhibits: Plat Map. Maintenance Bonds and Escrow Agreement are on file in the City Clerk's Office.
9. Consider accepting a temporary easement from O. Pok Lawley for right of way needed for the SW 2nd Street Enhancement Phs IV Project #2011-4, authorizing the Mayor and City Clerk to execute the document. Exhibits: Temporary easement is on file in the City Clerk's office.
10. Consider adopting a Resolution authorizing the installation of traffic control measures on: eastbound and westbound NW Meadowbrook Drive at the intersection of NW 40th Street. Exhibits: Resolution No. 12- _____, Traffic Commission Minutes and Traffic Issue Requests.
11. Consider terminating the Non Exclusive Recycle Center Operations Agreement with Inland Service Corporation effective June 30, 2012 and authorize staff to send out a new RFP (Request for Proposals) for advertisement of a new agreement. Exhibits: Inland Service Corporation letter dated February 16, 2012. RFP is on file in the Public Works Administration Office.
12. Consider awarding contract (CL12-027) Tire Recapping to Southern Tire Mart of Ardmore, OK. Exhibits: Department recommendation, abstract of bids, price sheet.
13. Consider awarding contract (CL12-026) Sludge Dewatering Polymer to Polydyne Inc. of Riceboro, GA. Exhibits: Department recommendation, abstract of bids, price sheet.
14. Consider extending contract (CL10-032) Nuisance Abatement - East Side to JM Lawn Services of Lawton, OK. Exhibits: Department recommendation, Contract Extension Form, Price sheet.

15. Consider extending contract (CL10-038) Topsoil-Yard pick-up to Beaver Creek Tractor Service of Cache, OK. Exhibits: Department recommendation, Contract Extension Form, Price sheet.
16. Consider extending (RFPCL10-034) Health (Medical) Dental/Pharmacy and COBRA Network and Administration Services RFP to Blue Cross/Blue Shield of Oklahoma. Exhibits: Department recommendation, contract extension form.
17. Consider approving appointments to boards and commissions. Exhibits: None.
18. Consider approval of payroll for the period of February 20 – March 4, 2012.

OLD BUSINESS ITEMS:

19. Consider an ordinance amending Sections 6-1-1-104 through 6-1-1-106, Division 6-1-1, Article 6-1, Chapter 6, Lawton City Code, 2005, by adopting the 2009 edition of the International Residential Code as minimum construction standards as required by the Oklahoma Uniform Building Code Commission Act, by adopting certain appendices created by the Oklahoma Uniform Building Code Commission related to those minimum standards, and by adopting certain amendments created by the Oklahoma Uniform Building Code Commission related to building plans, foundations, floors, wall construction, wall covering, flashing, roofing, energy efficiency, exhaust, fuel gas, plumbing, etc. as provided in the Act, providing for severability and establishing an effective date. Exhibits: Ordinance No. 12-__.

NEW BUSINESS ITEMS:

20. Discuss and provide direction to staff regarding elimination of provisions in City Code Section 22-2-1-215, Division 22-2-1, Article 22-2, Chapter 22, Paragraphs D., E., and F., Lawton City Code, 2005, as amended, regarding leak adjustments and adjustments for unexplained exceptional billings. Exhibits: Ordinance 12-__.
21. Consider a resolution approving the execution and delivery by the Lawton Economic Development Authority of a 2009 Economic Development Capital Improvement Reformed Note in the amount of not to exceed \$12,000,000 in aggregate amount outstanding at any one time for the purpose of establishing a later maturity date of June 5, 2012. Exhibits: Resolution No. 12-____ and Revised Note.

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

22. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending damage claim of Patricia Wisdom and if necessary, take appropriate action in open session. Exhibits: None.

23. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending case of City of Lawton vs. Dennis and Mary Lou Merrifield et al, CJ-2011-198, and if necessary, take appropriate action in open session. Exhibits: None.
24. Pursuant to Section 307B3 and C10, Title 25, Oklahoma Statutes, consider convening in executive session for the purposes of conferring on matters pertaining to economic development, including the purchase/transfer of property, incentive proposals, and financing in connection with the Lawton Downtown Redevelopment Project and other development projects under consideration in the City, and take appropriate action in open session as necessary. 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."