

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
MARCH 24, 2009 - 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 MARCH 10, 2009 AND THE SPECIAL MEETING OF MARCH 5, 2009.

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: James S. Jenkins in the reduced amount of \$425.00, James and Cynthia Cunningham in the amount of \$610.00, Suhas and Vaidehi Agte in the reduced amount of \$2,001.66 and AT&T Telephone in the amount of \$900.89. Exhibits: Legal Opinions/Recommendations, Resolution No. ___, Resolution No. ___, Resolution No. ___, Resolution No. ___.
2. Consider the following damage claim recommended for denial: AT&T Telephone L.P. in the amount of \$4,864.61. Exhibits: Legal Opinion/Recommendation.
3. Consider adopting a resolution ratifying the action of the City Attorney and the City Manager in directing our third party administrator to make payment on the judgment in the Workers' Compensation case of Ronny Ahlborn in the Workers' Compensation Court, Case No. 2008-08868 R. Exhibits: Resolution No. 2009-_____.
4. Consider continuation of contracts with the Comanche Tribe of Oklahoma for fire protection and emergency medical service on property not within the jurisdiction of the City of Lawton, located at 501 NE Laurie Tatum Road and 402 SE Interstate 44. Exhibits: Contracts on file in the City Clerk's office.
5. Consider approving an amendment to the Memorandum of Understanding between the City of Lawton and the Lawton Metropolitan Planning Organization for Congestion Mitigation Air Quality programs and projects during Fiscal Year 2009 and authorize the Mayor to execute. Exhibits: Amendment to the Memorandum of Understanding.
6. Consider accepting and approving changes to the Co-Sponsorship Grant Guidelines and authorize the Mayor and City Clerk to execute the guideline changes. Exhibits: Current program guidelines and revised guidelines on file in City Clerk's Office.
7. Consider approving the standard lease agreement for use of the Elmer Thomas Park/ Lake Helen Stage area on May 15 - 16, 2009 with the Lawton/Ft. Sill Chamber of Commerce. Exhibits: Standard Lease Agreement with Lawton/Ft. Sill Chamber of Commerce is on file in the City Clerk's office.

8. Consider allowing the Parks & Recreation Department to Co-sponsor with the Lawton Chamber of Commerce, American Legion, and the American Cancer Society a series of softball/baseball tournaments for the year 2009. Exhibits: None.
9. Consider approving contract Amendment #1 with Black & Veatch Corporation authorizing them to proceed with the design phase for the WWTP Improvement Project #2008-11 Phase I (Compliance Improvements) based upon the Study and Report which was required under a Consent Order agreement between the ODEQ and the City of Lawton. Exhibits: Amendment is on file in the City Clerk's Office.
10. Consider awarding a construction contract to Ark Wrecking Co. of Oklahoma, Inc. for the Abandoned WWTP Demolition Project #2009-3. Exhibits: None.
11. Consider approving the record plat for The Enclave, Part 2, and accepting the improvements, maintenance bonds, and money in lieu of park land. Exhibits: Plat Map. Maintenance Bonds on file in City Clerk's Office.
12. Consider a request for a revocable permit to use property owned by the City of Lawton for access to 801 East Gore Boulevard. Exhibits: Application and Site Plan.
13. Consider accepting an 8-inch waterline to serve Independence Place Apartments, escrow agreement in lieu of completion of improvements, maintenance bond, and easement. Exhibits: Location Map. Escrow Agreement, Maintenance Bond, and Easement on file in City Clerk's Office.
14. Consider awarding (CL09-037) Dewatering Polymer to Polydyne Inc. of Riceboro, GA. Exhibits: Department recommendation, abstract of bids.
15. Consider awarding (CL09-026) Dispatch Center Chairs to Scott Rice (Concept Seating, Inc.) of Oklahoma City, OK. Exhibits: Department recommendation, abstract of bids.
16. Consider extending the contract (CL08-038) Aluminum Sulfate, Liquid with Chameleon Industries, Inc. of Mesquite, TX. Exhibits: Department Recommendation, Price Sheet, Contract Extension Form.
17. Consider awarding (RFPCL09-039) Cellular Telephone Service to U.S. Cellular of Tulsa, OK. Exhibits: department recommendation, RFP and proposal packets on file at City Clerk's Office.
18. Consider approving appointments to boards and commissions. Exhibits: None.
19. Consider approval of payroll for the period of March 9 - 22, 2009.

NEW BUSINESS ITEMS:

20. Hold a public hearing and consider a resolution amending the 2030 Land Use Plan from Residential/High Density to Commercial and an ordinance changing the zoning from A-2 (Suburban District) and R-3 (Multiple-Family Dwelling District) to C-4 (Tourist Commercial District) zoning classification with a binding site plan located at 1420 SE Tower Road. Exhibits: Resolution No. 09-____, Ordinance No. 09-____, Location Map, Site Plan, Applications and Draft CPC Minutes.

21. Hold a public hearing and consider an ordinance closing a 10-foot easement in Lots 16 and 17, Block 4, Park Lane Addition, Part 2, also known as 4906 SE Avalon Avenue. Exhibits: Ordinance No. 09-____, Location Map, Application and Survey.
22. Discuss City Council support for a sales tax, ad valorem, or combination of the two, for Lawton Public Schools and take appropriate action if necessary. Exhibits: None.
23. Hear the appeal of Donovan Woodburn, Jr. from the decision of the Municipal Court of the City of Lawton and take appropriate action. The appeal concerns the suspension of a retail dealer's low point beer license (Hop & Sack #18, 6302 NW Cache Rd., Lawton, Oklahoma) on the basis of three sale of low point beer to minor convictions per 4-2-1-213 of the Municipal Code. Exhibits: Copies of the following documents: the Order Suspending Retail Dealer's License issued by the Municipal Court and dated the 9th day of March, 2009; the Notice of Appeal filed by Woodburn; the Notice to Revoke Retail Dealer's License issued by the Office of the City Attorney and served on Woodburn. Copies of the following Lawton Municipal Code provisions: Section 4-2-1-213, Grounds for denial, suspension or revocation of retail dealer's license, in effect on 08/22/2008; Section 4-3-1-304, Sale, barter or gift of low point beer to minor prohibited.

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

24. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss a pending investigation and action regarding the proposed new development on the northwest side of the City of Lawton's Lake Gondola adjacent to Lake Lawtonka known as the Sanctuary of Granite Ridge, and if necessary, take appropriate action in open session. Exhibits: Letters to Toni Capra from John Vincent dated December 18, 2008, and December 30, 2008.

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."