

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
MARCH 27, 2007 - 6:00 P.M.
WAYNE GILLEY CITY HALL COUNCIL CHAMBER

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATION OF DONATION FROM WALMART TO LAWTON BEAUTIFUL, INC.
AND THE MAYOR'S TASK FORCE TO IMPROVE THE APPEARANCE OF LAWTON.

PRESENTATION OF CITIZEN OF MONTH FOR MARCH

PROCLAMATION FOR MUNICIPAL GOVERNMENT WEEK

STATE OF THE CITY ADDRESS BY MAYOR JOHN P. PURCELL, JR.

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 13, 2007.

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: Dennis and Susan Butler in the amount of \$754.51. Exhibits: Legal Opinion/Recommendation and Resolution 07-___. Page 1
2. Consider the following damage claim recommended for denial, Saber Acceptance Company in the amount of \$450.00. Exhibits: Legal Opinion/Recommendation. Page 6
3. Consider authorizing the City Attorney to accept the settlement of Eight Thousand Three Hundred Thirty-Three and 33/100 Dollars (\$8,333.33) for the City's subrogation interest in the personal injury case of Sean McDougale. Exhibits: None. Page 9
4. Consider adopting a resolution ratifying the action of the City Attorney and the City Manager to make payment on the judgment in the Workers' Compensation case of Michael D. Clark in the Workers' Compensation Court, Case No. 2006-03824 Q, and filing a foreign judgment in the District Court of Comanche County for purposes of placing said judgment on the tax rolls. Exhibits: Resolution 07-___. Page 10
5. 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 William Looney in the Workers' Compensation Court, Case No. 2006-12238 X. Exhibits: Resolution 07-___. Page 13
6. Consider ratifying the action of the City Attorney and the City Manager in not recommending an appeal of the judgment in the Workers' Compensation case of Walter Lopez in the Workers' Compensation Court, Case No. 1999-12737 K. Exhibits: None. Page 16

7. Consider accepting two Quit Claim Deeds, one Permanent Easement, and two Assignments of Easements in conjunction with the dedication of SE Skyline Drive, and authorizing the Mayor and City Clerk to execute the documents. Exhibits: Documents on file in the City Clerk's Office. Page 17
8. Consider approving plans and specifications for the Water Infrastructure Improvement Phase I (Lines) Project #2006-8 and authorizing staff to advertise for bids. Exhibits: Location Map. Page 18
9. Consider accepting the WWTP Sludge Wetwell Project #2006-5 as constructed by Concrete Services Corporation and placing the Maintenance Bond into effect. Exhibits: None. Page 20
10. Consider approving the construction plans and specifications for a 12-inch waterline to be constructed in the 7600 block of NW Cache Road to serve Southwest Plaza. Exhibits: Location Map. Page 21
11. Consider approving the construction plans for an 8-inch sanitary sewerline to serve 1910, 1912, and 1914 SW E Avenue. Exhibits: Location Map. Page 23
12. Consider approving an agreement accepting an Emergency Management Performance Grant (EMPG) to assist local jurisdictions in updating operations plan and conducting emergency exercises. Exhibits: Cover Letter from the Department of Emergency Management. The Emergency Management Performance Grant is on file in the City Clerk's Office. Page 25
13. Consider approving appointments to boards and commissions. Exhibits: None. Page 27
14. Consider approval of payroll for the period of March 12 - 25, 2007.

BUSINESS ITEMS:

15. Hold a public hearing and consider a resolution amending the 2025 Land Use Plan from Residential/Low Density and 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 3402, 3408, 3428 NW Cache Road and 3401 - 3435 and 3402 - 3434 NW Oak Avenue. Exhibits: Location Map and Letter from Property Owners. Page 28
16. Consider accepting the annual audit report of the City of Lawton for the year ending June 30, 2006. Exhibits: Copies of the audit report will be distributed at the Council meeting. Page 32
17. Discuss current refuse collection system and take appropriate action if necessary. Exhibits: None. Page 33
18. Discuss Section 15-5-503, 506 and 507, Article 5-2, Chapter 5, Lawton City Code, 2005, providing for a notice of violation for the storage or parking of motor vehicles to be issued prior to penalty and establishing enforcement and fines and take appropriate action, if necessary. Exhibits: Section 15-5-503, 506 and 507, Article 5-2, Chapter 5, Lawton City Code, 2005. Page 34

19. Consider the acceptance of an OEA Grant Application submitted through the Department of Defense, Office of Economic Adjustment (OEA) and approve an OEA Grant Agreement in the amount of \$635,026 to coordinate growth management planning activities and to hire a consultant to develop the Lawton-Fort Sill Regional Growth Management Plan. Exhibits: Lawton Fort Sill Regional Growth Management Budget, Budget Justification, Proposed Budget, Media Release dated for March 28, 2007. Documents Available for Review in City Clerks Office: Program Narrative, Requests for Qualifications and Proposals and Scope of Work. Page 37
20. Consider approving a request from the Lawton Strategic Planning Task Force to produce 1,000 sixteen-page brochures, 500 CD's, and 50 comb binders for the Lawton Strategic Planning Task Force's Final Report and presentation material and authorize the Mayor to fund such materials from the Council Contingency Fund. Exhibits: Proposed Bids. Page 43
21. Consider adopting an ordinance amending Section 19A-2-3-234, Lawton City Code, reassigning the responsibility for administering appeals to the stormwater regulations from the Director of Planning to the Floodplain Administrator. Exhibits: Ordinance 07-____. Page 47
22. Consider an ordinance pertaining to offences and crimes, amending Section 16-3-1-321, Division 16-3-1, Article 16-3, Chapter 16, Lawton City Code, 2005, by including in the definition and prohibition against littering any substance which may cause a fire and setting forth punishments for the same, providing for severability, and declaring an emergency. Exhibits: Ordinance 07-____. Page 50
23. Discuss the possible consolidation of city and county jail operations. Exhibits: None. Page 54

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

24. Pursuant to Section 307C10, Title 25, Oklahoma Statutes, consider convening in executive session to discuss an economic development prospect to be located within the City of Lawton, and if necessary, take appropriate action in open session. Exhibits: None. Page 55
25. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the case styled IUPA Local 24 and Anthony Aguilera vs. The City of Lawton, Case No. FMCS 070104-52529-8, and if necessary, take appropriate action in open session. Exhibits: None. Page 56
26. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending litigation of case number CJ-2004-578, concerning 2604 SW "G", and case number CJ-2005-261, concerning 803 SW 7th Street and if necessary, take appropriate action in open session. Exhibits: None. Page 57

27. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the evaluation review of Larry Mitchell, City Manager, and if necessary, take appropriate action in open session. Page 58

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."