

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
APRIL 10, 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 PROCLAMATION FOR WHITE CANE DAY

PRESENTATION OF PROCLAMATION FOR AUCTIONEER DAY

AWARD PRESENTATION TO CITY OF LAWTON FROM THE AMERICAN CONCRETE PAVEMENT ASSOCIATION.

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 MEETINGS OF FEBRUARY 13 AND FEBRUARY 27, 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 claims recommended for approval and consider passage of any resolutions authorizing the City Attorney to file a friendly suit for the claims which are over \$400.00: Ricky D. Reese in the amount of \$100.00, Timothy and Mar Dee Spurgeon in the amount of \$65.00, Lesley Hobbs in the amount of \$987.46, and Wayne and Windy Stillick in the amount of \$7,679.08. Exhibits: Legal Opinions/Recommendations, Resolution No.____ and Resolution No.____. Page 1
2. Consider the following damage claims recommended for denial, SBC in the amount of \$171.76, Teresa Knight in the amount of \$231.36, and Josephine Burnett in the amount of \$65.00. Exhibits: Legal Opinions/Recommendations. Page 14
3. Consider approving an Outside Water Sales Contract with Ben & Rhonda Roulain, and authorize the Mayor and City Clerk to execute the Contract. Exhibits: Location Map. Contract is on file in the City Clerk's office. Page 22
4. Consider accepting a donation of \$1,000.00 from Hudiburg Chevrolet to the Lawton Fire Department, to help fund the purchase a Vehicle Extrication Tool. Exhibits: None. Page 24
5. Consider adopting a Resolution to grant permission to the Lawton Enhancement Trust Authority, Lawton Beautiful, Inc., and the Task Force to Improve the Appearance of Lawton, to use the Official City of Lawton Seal on signs displayed at Median Enhancement Project sites, and authorizing the Mayor and City Clerk to execute the necessary associated documents. Exhibits: Resolution 07-____. Page 25

6. Consider approving the Second Amendment to Employment Agreement of Larry Mitchell as City Manager, and authorize the Mayor and City Clerk to execute the document. Exhibits: Second Amendment to Employment Agreement on file in the City Clerk's Office. Page 27
7. Consider approving contracts for cultural programming in the Lawton Metropolitan Area for events that commemorate the state's centennial. Exhibits: Contracts on file in City Clerk's office. Page 28
8. Consider approving contract with Sounds Impossible to provide sound equipment and operators for the Native American Program "Ghost Dance" for April 18 - 20, 2007. Exhibits: Contract on file in City Clerk's office. Page 29
9. Consider granting to the Boys Scouts of America, Black Beaver District, permission to hold instructional canoeing and paddle boat sessions on Lake Helen and to have open fire cooking (as long as a burn ban is not in place at the time of the day camp) during their day camp held in Elmer Thomas Park held on June 18-23, 2006. Exhibits: Assembly Permit on file with the Parks and Recreation Department. Page 30
10. Consider establishing a Special Revenue Lease and Rentals Fund specifically to receive and/or reimburse lease and rental payments for the events scheduled at the Elmer Thomas Park Amphitheatre and surrounding facilities and set effective date. Exhibits: Proposed resolution, 07 - _____. Page 31
11. Consider approving plans and specifications for the Water Infrastructure Improvement Phase II (Tower) Project #2006-9 and authorizing staff to advertise for bids. Exhibits: Location Map. Page 33
12. Consider acknowledging receipt of permit for the construction of a water line and appurtenances from the Oklahoma Department of Environmental Quality to serve the West Cache Road 24" Waterline Phase II Project #2005-8, City of Lawton, Comanche County, Oklahoma. Exhibits: Permit to Construct dated March 8, 2007. Page 35
13. Consider authorizing a Resolution of Necessity for real property acquisition for the Water Infrastructure Improvement Phase I a. (Gore Blvd) 12" Waterline Project #2006-17. Exhibits: Resolution 07-_____ and Location map. Page 38
14. Consider awarding a construction contract to Metal Roof Contractors, Inc. for the Lawton Public Library Re-Roofing Project #2004-15. Exhibits: None. Page 45
15. Consider accepting NE Bell Drive Drainage Improvement Project #2006-3 as constructed by Joe's Backhoe Service and placing the Maintenance Bond into effect. Page 47
16. Consider authorizing the Mayor and the City Clerk to execute an agreement to donate expired chemical reagents to Cameron University which includes a General Release and Hold Harmless Agreement. Exhibits: See following Agreement and Exhibit "A". Page 48
17. Consider approving the construction plat for Standard Testing Development. Exhibits: Plat Map. Page 53

18. Consider accepting a sanitary sewerline extension, a permanent utility easement, and a maintenance bond to serve the area north of Victoria Square Apartments located at 2309 NW 38th Street. Exhibits: Location Map. Maintenance Bond and Easement is on file in City Clerk's Office. Page 56
19. Consider extending the contract (RFPCL04-066) Annual Audits with John M. Arledge & Associates, PC, of Edmond, OK. Exhibits: Department Recommendation, Original Cost Sheet, Contract Extension Form. Page 58
20. Consider awarding contract (CL07-026) for Police Motorcycle to Proteam Harley of Lawton, OK. Exhibits: Department recommendation, abstract of bids. Page 62
21. Consider awarding contract (CL07-029) for Modular Play Unit & Swing Set to Miracle Recreation of Bixby, OK. Exhibits: Department recommendation, abstract of bids. Page 65
22. Consider awarding contract (CL07-033) for Nuisance Abatement – East Side to Charlie's Backhoe & Demolition of Sterling, OK. Exhibits: Department recommendation, abstract of bids. Page 69
23. Consider awarding contract (CL07-034) for Nuisance Abatement – West Side to Kevin Williams Landscape of Lawton, OK. Exhibits: Department recommendation, abstract of bids. Page 73
24. Consider awarding contract (CL07-032) for Walk Behind Concrete Saw to Brown Machinery of Oklahoma City, OK. Exhibits: Department recommendation, abstract of bids. Page 77
25. Consider approving appointments to boards and commissions. Exhibits: None. Page 81
26. Consider approval of payroll for the period of March 26 – April 8, 2007.

BUSINESS ITEMS:

27. Hold public hearing and adopt a resolution declaring the structures at 1202 W. Gore Blvd to be dilapidated public nuisances, thus causing a blighting influence on the community and detrimental to the public's health and safety. Authorize the City Attorney to commence legal action in district court to abate the nuisance. Further authorize Neighborhood Services to solicit bids to raze and remove the dilapidated structure, if necessary. Exhibits: Resolution No. 07-____; Summary documents with supporting photos, reports from Fire Marshal, Housing Inspectors, and case history are available from Neighborhood Services. Page 82
28. Consider an ordinance amending Section 5-1-101, Article 5-1, Chapter 5, Lawton City Code, 2005, and Section 5-5-501, Article 5-5, Chapter 5, Lawton City Code, 2005, by adding the definition of animal rescue groups and exempting such groups from certain license requirements, providing for severability and declaring an emergency. Exhibits: Ordinance 2007-__: Animal Rescue Groups. Page 87

29. Consider an ordinance amending Section 5-1-120, Article 5-1, Chapter 5, Lawton City Code, 2005, by limiting application of the requirements to provide shelter to animals that are left outdoors longer than two hours per day, providing for severability and declaring an emergency. Exhibits: Ordinance 2007-___: Shelter provisions. Page 93
30. Consider an ordinance amending Section 5-1-106, Article 5-1, Chapter 5, Lawton City Code, 2005, by allowing two (2) litters per animal per year for which the owner has obtained a Breeding/Advertising/Transfer (BAT) permit, providing for severability, and declaring an emergency. Exhibits: Ordinance 2007-___: two litters per BAT Permit. Page 97
31. Consider approving a resolution amending Appendix A, Schedule of Fees and Charges (Animals), Lawton City Code, 2005, to decrease the fee for the Breeding/Advertising/Transfer (BAT) permit, decrease the fee for the first impoundment of an unaltered dog or cat, increase the fee for second impoundment of an unaltered dog or cat, increase the fee for the third and subsequent impoundment of an unaltered dog or cat, and establish an effective date. Exhibits: Resolution 2007-___. Page 101
32. Discuss sales tax issue and take appropriate action if necessary. Exhibits: Ordinance 07-04 and Sales Tax Fact Sheet. Page 106

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

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."