

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
APRIL 22, 2008 - 6:00 P.M.
WAYNE GILLEY CITY HALL COUNCIL CHAMBER

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

INTRODUCTION OF CITY OF LAWTON YOUTH ADVISORY BOARD MEMBERS

PRESENTATION OF PROCLAMATION FOR HUG MONTH

PRESENTATION OF PROCLAMATION FOR RIDE YOUR BIKE TO WORK WEEK

PRESENTATION OF PROCLAMATION FOR FLOOD AWARENESS MONTH

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 MARCH 25 AND APRIL 8, 2008.

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: John and Christine Terry in the reduced amount of \$2,672.02 and Virginia Reasor in the reduced amount of \$4,263.45. Exhibits: Legal Opinions/Recommendations, Resolution No. ____ and Resolution No. ____.
2. Consider approving a lease between the United States of America Department of Transportation Federal Aviation and City of Lawton, and authorize the Mayor and City Clerk to execute the Lease. Exhibits: Lease and Letter dated February 27, 2008 from the Lawton Fort Sill Regional Airport. Location Map is on file in the City Clerk's Office.
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 David Schucker in the Workers' Compensation Court, Case No. 2007-06377 L. Exhibits: Resolution No. 2008-____.
4. Consider adopting a resolution ratifying the action of the City Attorney in filing and making payment of the judgment in the Workers' Compensation case of Shelli L. Fox in the Workers' Compensation Court, Case No. 2005-07133 R. Exhibits: Resolution No. 2008-____.
5. Consider adopting a Resolution in Support of the Buffalo Soldier Median Project, presented and funded by Dan Mullins for the median between 2nd Street and 3rd Street and the east and west bound lanes of N.W. Gore Boulevard, subject to modifications as necessary to meet City Code/Policy, and take appropriate action as deemed necessary to implement the proposed project. Exhibits: Resolution in Support 08-____, Drawings of the proposed project, Dan Mullins and Letter of Request from Dan Mullins, dated April 3, 2008.

6. Consider entering into a Professional Services agreement with Comport Network Services/EI Technologies Inc. to provide Geographical Information System (GIS) services for providing the city with high-quality street centerline data for E-911. Exhibits: Contract with Comport Network Services/EI Technologies Inc.
7. Consider a Resolution increasing the petty cash account for the Lawton Retired & Senior Volunteer Program (RSVP). Exhibits: Resolution No. 08-_____.
8. Consider granting a lease and operating agreement between the City of Lawton and the Lawton YMCA to operate the municipal swimming pool in Mattie Beal Park for the benefit of public use and the development of swimming lessons during the months of May through October. Exhibits: Lease and Operating Agreement.
9. Consider awarding (CL08-048) Temporary Roofing System to Total Structures Inc of Ventura, CA. Exhibits: Department recommendation, abstract of bids.
10. Consider approving the Lawton Fire Department's application to the FEMA 2008 "Assistance to Firefighters Grant" program, for the acquisition of a video-conference training system. Exhibits: None.
11. Consider acknowledging receipt of a Tier I permit from the Oklahoma Department of Environmental Quality for the construction of 646 linear feet of 8-inch PVC water line and all appurtenances to serve Storage Depot located at NW 40th Street and Rogers Lane in the NE/4, NE/4 of Section 22, T2N, R12W, I.M., Comanche County, Oklahoma. Exhibits: Permit to Construct on file in the City Clerk's Office.
12. Consider acknowledging receipt of a Tier I permit from the Oklahoma Department of Environmental Quality for the construction of 634 linear feet of 8-inch PVC water line, 16 linear feet of 6-inch PVC waterline, and all appurtenances and a Tier I permit for the construction of 505 linear feet of 8-inch PVC sewerline, 100 linear feet of 8-inch DIP sewerline, and all appurtenances to serve Switzer's Locker Room located at 2701 NW 38th Street in the NW/4 of Section 23, T2N, R12W, I.M., Comanche County, Oklahoma. Exhibits: Permit to Construct on file in the City Clerk's Office.
13. Consider accepting the NW Hunter Road & NW 72nd Street Reconstruction Project #2005-16 as constructed by T&G Construction Inc. and placing the Maintenance Bond into effect. Exhibits: None.
14. Consider awarding a construction contract to Aduddell Roofing, Inc. for the Medicine Park Water Treatment Administration Building Re-Roofing Project #2008-8. Exhibits: None.
15. Consider authorizing the Mayor to sign and execute the Oklahoma Department of Environmental Quality (ODEQ) consent Order, Case No. 08-087 for discharging chlorinated water from the leaking finished-water clearwell at the medicine Park Water Treatment Plant resulting in a fish kill incident. Exhibits: Consent Order, Case No 08-087 is on file in the City Clerk's Office.

16. Consider releasing the escrow agreement in lieu of completion of functional improvements for Oak Pointe Addition, Part 1A, and accepting the improvements, an escrow agreement in lieu of minor incomplete improvements, and maintenance bonds. Exhibits: Plat Map. Escrow Agreement and Maintenance Bonds on file in City Clerk's Office.
17. Consider issuing a revocable permit to Trevor Strupp for the construction of a permanent accessory building and fence on a utility easement on Lot 22, Block 2, Bly's Pointe, Part 1, also known as 419 SW 79th Street. Exhibits: Application and site plan and Revocable Permit.
18. Consider accepting a utility easement and granting a revocable permit for parking and maneuvering on a utility easement located at 2705 NW Sheridan Road. Exhibits: Location Map, Application, Revocable Permit. Easement on file in City Clerk's Office.
19. Consider awarding (CL08-045) Mowing & Litter Contract II: Areas D, E, I, J and K to Bruce Poindexter of Lawton, OK. Exhibits: Department recommendation, abstract of bids.
20. Consider awarding (CL08-045) Mowing & Litter Contract II: Areas G, H, and L to Teen Challenge of Cache, OK. Exhibits: Department recommendation, abstract of bids.
21. Consider approval of payroll for the period of April 7 - 20, 2008.

OLD BUSINESS ITEMS:

22. Consider a request from Joe Bussey, through his attorney M. Monty Hightower, to vacate the Notice & Administrative Orders mailed December 7, 2007 on the property located at 7403 W. Gore Boulevard. Exhibits: Notice and Administrative Orders, Appeal to Notice and Administrative Orders.
23. Consider an ordinance amending Section 22-1-4-141, Division 22-1-4, Article 22-1, Chapter 22; Sections 22-4-1-401, 403, 404 and 410, Division 22-4-1, Article 22-4, Chapter 22, Lawton City Code, 2005, by establishing standards for refuse curbside pickup, providing for severability, and declaring an emergency. Exhibits: Ordinance 2008-____.

NEW BUSINESS ITEMS:

24. Consider approving a resolution amending Appendix A, Schedule of Fees and Charges, Lawton City Code, 2005, to increase the fee for special collection of refuse and establish an effective date. Exhibits: Resolution 2008-____.
25. Hold a public hearing to consider the Consolidated One-Year Action Plan for FFY 2008, receive input from citizens, and provide input for development of the plan. Approve the plan and pass Resolution #08-_____ authorizing the execution of the plan and authorizing the Mayor and City Clerk to execute the implementing documents necessary to implement the Consolidated One-Year Action Plan for FFY 2008. Exhibits: A copy of the Consolidated One-Year Action Plan for FFY 2008 (Draft) is on file at the City Clerk's Office. A copy of the resolution is attached.

26. Hold a public hearing and consider an ordinance amending Sections 18-4-1-404.1, 18-4-1-405, 18-5-1-505, 18-5-2-511, 18-5-2-512, 18-5-5-551, 18-5-6-562, 18-5-6-563, 18-5-7-574, 18-5-7(1)-578.3, 18-5-7(1)-578.4, 18-5-8-584, 18-5-8-585, 18-5-9-594, 18-6-10-604, 18-6-11-615, 18-6-11-616, 18-6-12-628, 18-6-12-629, 18-6-13-638, 18-6-14-649, 18-6-14-650, 18-6-15-661, 18-6-16-674, 18-6-16-675, 18-6-17-684, 18-6-17-685, Chapter 18, Lawton City Code, 2005, clarifying the exceptions to specific district regulations, clarifying how to measure setbacks, and amending setback requirements. Exhibits: Ordinance No. 08-_____ and CPC Minutes.
27. Consider an ordinance creating Section 16-4-1-407, Division 16-4-1, Article 16-4, Chapter 16, Lawton City Code, 2005, by making it unlawful for a Café, Restaurant or any place of recreation to serve intoxicated/drunk persons or to allow such individuals to remain in said establishments and providing a penalty for such violations, further providing for severability, codification and declaring an emergency. Exhibits: Ordinance 2008-_____.
28. Consider adopting an ordinance pertaining to offenses and crimes, creating Section 16-6-1-620, Division 16-6-1, Article 16-6, Chapter 16, Lawton City Code, 2005, by prohibiting any person from willfully bypassing a security checkpoint, prohibiting any person from assisting another in bypassing a security check point, providing for a penalty for such violations, by repealing Section 16-4-4-472, Division 16-4-4, Article 16-4, Chapter 16, and by repealing and reserving Section 16-5-1-543, Division 16-5-1, Article 16-5, Chapter 16 and further providing for severability, codification and establishing and declaring an emergency. Exhibits: Ordinance 2008-_____.
29. Consider receiving a report on the City's financial condition for the 3rd Quarter of Fiscal Year 2007-2008, and provide direction to staff. Exhibits: None.

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

30. 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.
31. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending Workers Compensation claim of Michael Cargill, and if necessary, take appropriate action in open session. Exhibits: None.
32. Pursuant to Section 307B.2, Title 25, Oklahoma Statutes, consider convening in executive session to discuss interest arbitration for a Collective Bargaining Agreement for FY 2008-2009 between the Police Union, IUPA, Local 24, and the City of Lawton, and take appropriate action in open session. 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."

