

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
MAY 24, 2005 - 6:00 P.M.
WAYNE GILLEY CITY HALL COUNCIL CHAMBER

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATION OF EMPLOYEE OF THE MONTH AWARD TO BILL HERNDON, BUILDING MAINTENANCE WORKER III, PARKS & RECREATION DEPARTMENT.

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 MEETING OF APRIL 26, 2005.

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: Kim and Gary Graham in the amount of \$464.00, Mary V. Biazso in the amount of \$8,004.39, Barbara Sands in the amount of \$11,291.47, Ezra and Adriene Davis in the amount of \$3,314.11, Cleveland Davis in the amount of \$225.00. Exhibits: Legal Opinions/Recommendations; Resolution No. 05-____, Resolution No. 05-____, Resolution No. 05-____, Resolution No. 05-____. Page 1
2. 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: Donovan and Sherie Woodburn in the amount of \$4,995.80. Exhibits: Legal Opinions/Recommendations; Resolution No. 05-____. Page 17
3. Consider the following damage claims recommended for denial: Dennis Edwards in the amount of \$10,000.00, Brandy Wahkinney and Charles Sakote in the amount of \$10,000.00, James and Modean Eckart in the amount of \$458.60. Exhibits: Legal Opinions/Recommendations. Page 25
4. Consider adopting a resolution approving the settlement by a joint petition and making payment in the pending workers' compensation claim of Thomas C. Melton. Exhibits: Resolution No. 05-____. Page 32
5. Consider approval of the Retainer Agreement for Professional Services with Misty Sissom, to work as a Legal Assistant Intern in the City Attorney's office, and authorize the Mayor and City Clerk to execute the agreement. Exhibits: Proposed Agreement. Page 34
6. Consider approving an Outside Water Sales Contract with Betty Watts, 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 37

7. Consider a request from the Comanche County Commissioners to waive City landfill fees for the jail renovation project. Exhibits: Letter from County Commissioner Ron Kirby dated 5/11/05.
Page 39
8. Consider setting the minimum bid price for six (6) agriculture lease tracts at Lake Ellsworth, Tract E-5, 9, 11, 13, 15, and 16, which will be sent to public auction on June 15, 2005.
Exhibits: Location maps
Page 41
9. Consider approving recommendation to name a side road at the Lake Ellsworth dam area in honor of a former City of Lawton employee, Randell Hale Drive. Exhibits: Letter from the family of Randell Hale.
Page 48
10. Consider accepting the McMahon Park In-Line Hockey Rink Project #2002-7 as constructed by RCJ Construction, Inc. and placing the Maintenance Bond into effect. Exhibits: None
Page 50
11. Consider approving the Community Partner Memorandum of Agreement between the City of Lawton and the Federal Emergency Management Agency (FEMA) for the City of Lawton to coordinate with FEMA during the Digital Flood Insurance update and to authorize the City Manager to execute. Exhibits: FEMA Community Partner Memorandum of Agreement.
Page 51
12. Consider adopting a street light resolution to authorize the removal of five street lights on Flower Mound Road from Surrey Lane to Gore Boulevard, the removal of one street light at SW 13th and Georgia and the removal of one street light at SW 13th and Garfield. Consider the installation of four street lights on Flower Mound Road from Surrey Lane to Gore Boulevard, the installation of one street light at SW 13th and Garfield. Exhibits: Street Light Resolution No. 434.
Page 56
13. Consider approving a Memorandum of Understanding with the Oklahoma Department of Homeland Security Office of Domestic Preparedness, which will direct and assign OKOHS the right to use the City of Lawton's Award Funding to pay directly to the vendor for the Response Vehicle previously awarded. Exhibits: Oklahoma Office of Homeland Security Regional Response Vehicle MOU.
Page 59
14. Consider approving a request to enter into a memorandum of understanding between the City of Lawton and the Oklahoma Office of Homeland Security for the purpose of assigning the City of Lawton's share of 2004 Homeland Security Grant Program for the Statewide Criminal Justice Portal and Information Sharing Program in accordance with guidelines to the Oklahoma State Bureau of Investigation. Exhibits: Copy of Memorandum of Understanding, Letter to Chief of Police from OKOHS.
Page 61
15. Consider accepting the improvements, escrow agreement in lieu of completed improvements, easements, and maintenance bond for a street named St. James Place located approximately one-half mile west of NW 82nd Street on the south side of Cache Road. Exhibits: Location map, List of Incomplete Improvements. The Easements, Escrow Agreement, and Maintenance Bond is on file in the City Clerk's Office.
Page 64

16. Consider accepting a permanent easement from the Comanche County Commissioners that is needed for the School House Slough Restroom, Lift Station and Force Main Project 2001-17, and authorize the Mayor and City Clerk to execute the easement. Exhibits: Easement is on file in the City Clerk's office. Page 67
17. Consider approving the Proposed Cooperative Program and Memorandum Agreement between the Oklahoma Water Resources Board, the U.S. Geological Survey and the City of Lawton and authorizing the Mayor and City Clerk to execute the agreement. Exhibits: Proposed Cooperative Program and Memorandum Agreement (on file with the City Clerk). Page 68
18. Consider approving the following contract extensions: Pre-Sort Mailing (CL04-063) with Southwest Mailing Service – City Clerk, Employee Physicals/Drug Screen Testing (RFPCL03-066) with The Center for Occupational Health – Human Resources, City of Lawton Audit (RFPCL04-066) with John M Arledge and Associates, PC – Finance Administration and Mowing and Litter Contract (CL03-061) with Service One Janitorial of Lawton and Wayne W Harris – Parks and Grounds. Exhibits: None Page 69
19. Consider approval of payroll for the periods of May 9 to May 22, 2005. Exhibits: None.

BUSINESS ITEMS:

20. Hold a public hearing to consider the Consolidated One-Year Action Plan for FFY 2005, receive input from citizens, and provide direction for development of the final plan. If appropriate, pass a resolution authorizing the Mayor and City Clerk to execute the documents to submit the plan to the U.S. Department of Housing and Urban Development (HUD), to execute the Grant Agreement upon receipt from HUD, and to execute all related documents to include subrecipient agreements required by HUD to implement the CDBG and HOME programs. Exhibits: Resolution No. 05-____. A copy of the Consolidated Plan for FFY 2005-2009 and the Consolidated One-Year Action Plan for FFY 2005 are on file in the City Clerk's Office. Page 70
21. Hold public hearings and adopt resolutions declaring the structures at: 8 NW 9th Street, 510 SW Park Street, 2013 NW 24th Street, 1418 NW Sheridan Boulevard (Voluntary) 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 each nuisance. Further authorize Neighborhood Services to solicit bids to raze and remove each dilapidated structure, if necessary. Exhibits: Four Resolutions. Page 71
22. Consider an ordinance amending Section 2-3-1-301, Article 3-1, Chapter 2, Lawton City Code, 1995, pertaining to Lakes and Lands Commission board member appointments by amending the appointment procedure, providing for severability and effective date. Exhibits: Ordinance No. 05-____. Page 85
23. Consider an ordinance amending, Section 19-1-111 B 9b, Article 19-1, Chapter 19, Lawton City Code, 1995, pertaining to adding regulation to govern primitive camping sites at the lakes by amending the ordinance to add and include primitive camping, providing for severability and effective date. Exhibits: Ordinance No. 05-____. Page 87

24. Consider approving an ordinance amending Sections 10-1-102, 10-1-105, 10-1-107 and 10-1-108 Lawton City Code, 1995, relating to definitions, by providing for a definition of a non-responsive vendor/contractor, amending the notice requirements, opening procedures and award procedures for bids, providing for severability and providing an effective date. Exhibits: Ordinance No. 05-____. Page 92
25. Consider approving a proposed sign matrix as recommended by the Mayor’s Sign Committee, which outlines the proposed regulations for signs to be installed in the community. Exhibits: Matrix of proposed sign regulations (sent under separate cover), Definitions for proposed sign regulations (sent under separate cover), Chapter 15 proposed amendments (sent under separate cover). Page 100
26. Discuss City of Lawton’s utilization of “A Child is Missing” alert/awareness program and take appropriate action if necessary. Exhibits: None Page 102

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

27. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending tort claim of Juanita (Jane) P. Mireles, DC-2005-16, against the City of Lawton, and if necessary, take appropriate action in open session. Exhibits: None. Page 103

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."