

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
JUNE 14, 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 CITIZEN OF THE MONTH TO MIKE OWENSBY

REPORT FROM OKLAHOMA STATE DEPARTMENT OF HEALTH TERRORISM,
PREPAREDNESS AND RESPONSE SERVICE AND COMANCHE COUNTY HEALTH
DEPARTMENT ON PUBLIC HEALTH EMERGENCY RESPONSE EXERCISE.

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.

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 any resolutions authorizing the City Attorney to file a friendly suit for the claim which is over \$400.00: Lisa and Jim Britton in the amount of \$252.95. Exhibits: Legal Opinion/Recommendation, Resolution No. 05-____. Page 1
2. Consider the following damage claims recommended for denial: Terry Johnson in the amount of \$130.00, State Auto Insurance Companies in the amount of \$10,000.00, and Lavara & Ronald Harris in the amount of \$160.00. Exhibits: Legal Opinions/Recommendations. Page 4
3. Consider adopting a resolution ratifying the action of the City Attorney and the City Manager in filing and making payment of the judgment in the Workers' Compensation case of Jack Crabtree in the Workers' Compensation Court, Case No. 2005-02376Y. Exhibits: Resolution No. 05-____. Page 11
4. Consider approving the First Amendment to the Outside Water Sales Contract with Tri-Creek Water Association, Inc., which would increase the maximum number of individual meters from four (4) to eight (8), and authorize the Mayor and City Clerk to execute the amendment. Exhibits: Request Letter, First Amendment is on file in the City Clerk's office. Page 13
5. Consider approving annual contract renewals between the City of Lawton and the following: County Commissioners (re: Juvenile Detention Center); J. Roy Dunning (re: Children's Shelter); and Roadback (re: Detoxification Center); Lawton Crimestoppers, Inc. (re: Funds from sale of property in police custody.) Exhibits: Contract on file in the City Clerk's Office Page 15
6. Consider accepting donation of funds for purchase of police dog. Exhibits: None. Page 16
7. Consider approving the contract extension and stop loss renewal with our health care benefits third party administrator, Blue Cross Blue Shield Policy #401130. Exhibits: Spreadsheet with options. Page 17

8. Consider approving agreements for euthanization services with the City of Cache, City of Granfield and the Town of Medicine Park, and authorize the Mayor and City Clerk to execute the Agreements. Exhibits: Agreements are on file in the City Clerk's office. Page 20
9. Consider approving agreements for refuse disposal with the City of Cache, Town of Indianoma, Multiple Community Services Authority and the Town of Temple, and authorize the Mayor and City Clerk to execute the Agreements. Exhibits: Agreements are on file in the City Clerk's office. Page 21
10. Consider authorizing the purchase of Sludge Dewatering equipment for the sludge lagoons located on Fort Sill which receive sludge from the Medicine Park Water Treatment Plant (WTP). Exhibits: Letter dated February 23, 2005 from ODEQ. Page 22
11. Consider awarding a construction contract to A&E Construction, Co. for the Lake Helen Fish Habitat and Access Improvement Phase II Project #2004-12. Exhibits: None. Page 26
12. Consider awarding a construction contract to A&E Construction Co. for the NW Ashby Avenue and NW Ferris Avenue Street Reconstruction Project #2005-1. Exhibits: None Page 27
13. Consider acknowledging receipt of permits for the construction of water lines and appurtenances from the Oklahoma Department of Environmental Quality to serve the NE Flower Mound Road (Gore Blvd. To Rogers Lane) Water & Sewer Lines Relocation Project #2004-9, City of Lawton, Comanche County, Oklahoma. Exhibits: Permit is on file in the City Clerk's Office. Page 28
14. Consider approving the construction plans for sanitary sewer and storm sewer extensions to serve Bishop School. Exhibits: Location Map Page 29
15. Consider a request for a revocable permit for the construction of a handicap ramp and sidewalk to serve a new professional office at 201 SW 7th Street. Exhibits: Site plan, Revocable Permit is on file in the City Clerk's office. Page 31
16. Consider awarding contract for 42,000 lb Class Bulldozer (CL05-043). Exhibits: Department recommendation and Abstract of Bids. Page 33
17. Consider awarding contract for Collection of Overdue Utility Bills (RFPCL05-047). Exhibits: Department recommendation and Abstract of Bids. Page 39
18. Consider awarding contract for Precast Concrete Manholes (CL05-053). Exhibits: Department recommendation and Abstract of Bids. Page 45
19. Consider approving the following contract extension: A) Bunker Clothing (CL03-049) with Wayest Safety, Inc. – Fire, B) Employee Assistance Program (RFPCL04-053) with Deer Oaks EAP – Human Resources and C) Rental of Work Clothing (RFPCL04-062) with Cintas Corporation – City Wide. Exhibits: None. Page 49
20. Consider approval of payroll for the periods of May 23 to June 5, 2005. Exhibits: None.

OLD BUSINESS ITEMS:

21. Consider approving the 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 50
22. Consider an ordinance amending Section 15-5-503, Article 15-5, Chapter 15, Lawton City Code, 1995, by clarifying the prohibition of parking or storage of vehicles in residentially zoned districts or lots occupied by a dwelling unit and clarifying the specific exceptions and establishing conditions and limitations on the storage or parking in front and side yard areas; and repealing Section 15-5-505 Article 15-5, Chapter 15, Lawton City Code, 1995, providing for severability and establishing an effective date. Exhibits: Ordinance No. 05-____. Page 52

NEW BUSINESS ITEMS:

23. Hold public hearings and adopt resolutions declaring the structures at: 2005 NW Baldwin Ave (Voluntary), 915 SW C Avenue, 1511 SW Bishop Rd, 1711 NW 45th Street, 524 SW G Avenue, 314 SW Jefferson Avenue, 311 SW I Avenue, 304 SW Washington Avenue, 309 Dearborn Avenue, 1604 SW Roosevelt Ave 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: Ten (10) Resolutions, Summary documents with supporting photos and case history are available from Neighborhood Services. Page 56
24. Consider approving an ordinance amending Section 10-1-113, Article 10-1, Chapter 10, Lawton City Code, 1995, by adding the language enabling the City of Lawton to utilize federal contracts, providing for severability and declaring an emergency. Exhibits: Ordinance No. 05-____. Page 89
25. Consider an ordinance amending Section 1-1-119, Article 1-1, Chapter 1, Lawton City Code, 1995, by increasing the maximum City criminal penalties and increase the minimum amount per day to work off a fine in City jail, providing for severability, and declaring an emergency. Exhibits: Ordinance No. 05-____. Page 92
26. Consider an ordinance amending Section 16-5-1-507, Division 16-5-1, Article 16-5, Chapter 16, Lawton City Code, 1995, by prohibiting acceptance of fees for fortune telling, providing for severability and declaring an emergency. Exhibits: Ordinance No. 05-____. Page 95
27. Consider an ordinance amending Section 23-5-540, Article 23-5, Chapter 23, Lawton City Code, 1995, by modifying the requirement for the use of child passenger restraint system for certain children, providing for severability and declaring an emergency. Exhibits: Ordinance No. 05-____. Page 98

28. Consider an ordinance amending Section 5-2-203, Article 5-2, Chapter 5, Lawton City Code, 1995, by prohibiting the interference, harming or killing of a service dog used for the benefit of a handicapped person, providing for severability and declaring an emergency. Exhibits: Ordinance No 05-____. Page 101
29. Consider an ordinance amending Section 23-5-509, Article 23-5, Chapter 23, Lawton City Code, 1995, by establishing a minimum fine for any individual convicted of overtaking a school bus, providing for severability and declaring an emergency. Exhibits: Ordinance No. 05-____. Page 104
30. Consider an ordinance amending Section 23-2-209, Article 23-2, Chapter 23, Lawton City Code, 1995, by prohibiting the possession or use of a traffic signal preemption device, providing for severability and declaring an emergency. Exhibits: Ordinance No. 05-____. Page 107
31. Consider an ordinance adding Section 16-4-4-472, Division 16-4-4, Article 16-4, Chapter 16, Lawton City Code, 1995, by requiring persons to pass through a security checkpoint, providing for severability, codification, and declaring an emergency. Exhibits: Ordinance No. 05-____. Page 110
32. Consider approving an ordinance amending Section 6-7-1-702, Division 6-7-1, Article 6-7, Chapter 6, Lawton City Code, 1995, by amending the tenure of members of the Building Development Appeal Board, providing for severability and declaring an emergency. Exhibits: Ordinance No. 05-____. Page 113
33. Consider approving an ordinance amending Section 2-1-1-103, Division 2-1-1, Article 2-1, Chapter 2 Lawton City Code, 1995, pertaining to the annual salary for the Mayor and the City Council, providing for severability and establishing an effective date. Exhibits: Charter Section C-2-3, Ordinance No. 05-____. Page 116
34. Consider waiving Council Policy 1-6 and if waived, reconsider Resolution 05-75, and take appropriate action if necessary. Exhibits: Resolution 05-75, Memo from Randy Henning, Memo from City Manager. Page 119

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

35. Pursuant to Section 307B(4) Oklahoma Statutes, consider convening in executive session to discuss the lawsuit styled Beneficial Oklahoma, Inc., vs. Ricky S. Robson, et al., Comanche County District Court Case No. CJ-2004-292, and if necessary, take appropriate action in open session. Exhibits: None Page 123
36. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the continued employment of John H. Vincent, Jr. as City Attorney, and in open session, consider approving an employment agreement with John H. Vincent, Jr. as City Attorney and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Employments Agreement Summary, Agreement on file in City Clerk's Office. Page 124

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."