

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
JUNE 28, 2011 - 6:00 P.M.
WAYNE GILLEY CITY HALL COUNCIL CHAMBER

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

CONSIDER APPROVAL OF MINUTES OF LAWTON CITY COUNCIL REGULAR MEETINGS OF APRIL 26 AND MAY 24, 2011.

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 renewing the professional services agreement with Mackey Law Firm, to provide professional property research services to the City of Lawton, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Agreement is on file in the City Clerk's Office. Page 1
2. Consider renewing the professional services agreement with John C. Mackey, for various matters involving real property, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Agreement is on file in the City Clerk's Office. Page 2
3. Consider approval of the Retainer Agreement for Legal Services between the City of Lawton and John C. Mackey, Jr., and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Agreement is on file in the City Clerk's Office. Page 3
4. Consider approval of the Retainer Agreement for Legal Services between the City of Lawton and John C. Mackey, Jr., and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Retainer Agreement for Professional & Legal Services is on file in the City Clerk's Office. Page 4
5. Consider extending the Agreement for Administrative Professional Services with Jennifer Cargill, to work as a fill-in Legal Assistant in the City Attorney's Office, and authorize the Mayor and City Clerk to execute the Agreement. Exhibits: Proposed Agreement is on file in the City Clerk's Office. Page 5
6. Consider approving a resolution extending the provisions of the FY 2010-2011 Collective Bargaining Agreement between the City of Lawton and AFSCME Local 3894 from July 1, 2011 until 11:59 pm on October 31, 2011. Exhibits: Resolution 11-____. Page 6
7. Consider approval of the Memorandum of Agreement between the Oklahoma Department of Environmental Quality and the City of Lawton for the transfer of the Lawton Armory from the Oklahoma National Guard to the City of Lawton, and authorize the Mayor to execute the Agreement. Exhibits: Memorandum of Agreement. Page 9

8. Consider approving a renewal Agreement between the City of Lawton and the Marie Detty Youth and Family Service Center, Inc. for the continued operation and management of the Community Intervention Center in Lawton and authorize execution of the renewal Agreement and any associated documents. Exhibits: Agreement with Marie Detty Youth and Family Service Center, Inc., is on file in the City Clerks Office. Page 13
9. Consider approval of a professional services contract with Dr. Robert William Worden, D.O., to work as the Physician Medical Director for the Lawton Fire Department and for the City of Lawton/Comanche County E-911 Dispatch Center, and authorize the Mayor and City Clerk to execute the contract. Exhibits: Professional Services Agreement. Page 14
10. Consider approving the annual Cooperative Agreement and an Agreement for Limited Funding between the City and Transit Trust to provide funds for the operation of a public transit system and authorize the Mayor and City Clerk to execute the same. Exhibits: Cooperative Agreement and Limited Funding Agreement are on file in the City Clerk's office. Page 23
11. Consider approving payment of \$730.00 to Mr. Ralph Davis for the replacement of a portion of the residential driveway located at 1613 NW 34th St which was demolished in the course of completing a City waterline replacement project. Exhibits: Proposed release agreement between the City of Lawton and Mr. Davis. Page 24
12. Consider approval of a lease agreement with Teen Court Inc, of Lawton, Oklahoma for the use of Carnegie Town Hall Library for the purpose of promoting delinquency prevention, reducing teenage misdemeanor offenses, and increasing awareness of good citizenship for offenders and volunteers. Exhibits: Contract Agreement with Teen Court Inc., Letter of request from director of Teen Court Inc. Page 27
13. Consider approving an agreement with Dewberry and Davis, LLC. for professional engineering design services for the 2011 All Hazards Mitigation Plan. Exhibits: Engineering Agreement is on file in the City Clerk's office. Page 38
14. Consider adopting a City Council resolution to support an Oklahoma Affordable Housing Tax Credit (OAHTC) application by Zimmerman Properties, LLC to the Oklahoma Housing Finance Agency (OHFA) and authorize the Mayor and City Clerk to execute the document. Exhibits: Exhibit A: Resolution of Support. Page 39
15. Consider accepting the left turn lane and maintenance bond for the Cache Road Shopping Center located in the 4000 block of NW Cache Road. Exhibits: Location Map. Maintenance Bond is on file in City Clerk's Office. Page 42
16. Consider awarding the contract for the City's workers' comp accidental death insurance coverage to Zurich American Insurance Company. Exhibits: Proposal summary from Candy Brown, Safety & Risk Officer. Exhibits: Proposal summary from Candy Brown, Safety & Risk Officer. Page 44

17. Consider awarding contract (CL11-035) Manhole Lining Materials – (Item 1) Portland Cement Based to Quadex, Inc of North Little Rock, AR. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet. Page 46
18. Consider awarding contract (CL11-035) Manhole Lining Materials – (Item 2) Calcium Aluminate Cement Based and (Item 3) Calcium Aluminate Product to The Strong Co., Inc of Pine Bluff, AR. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet. Page 50
19. Consider extending contract (CL10-045) Cement Kiln Dust to Silver Star Construction Co., Inc. of Moore, OK. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet. Page 54
20. Consider awarding contract (CL11-039) Police Motorcycle to ProTeam Harley-Davidson of Lawton, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet. Page 58
21. Consider awarding contract (CL11-037) Mowing & Litter Contract Area M to Teen Challenge of Oklahoma from Cache, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet. Page 62
22. Consider awarding contract (CL11-037) Mowing & Litter Contract Area N to UCI Service Group, Inc. of Lawton, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet. Page 68
23. Consider awarding contract (CL11-037) Mowing & Litter Contract Area Q to Hardage Landscaping. of Lawton, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet. Page 74
24. Consider extending contract (RFPCL10-041) Rental or Lease Work Clothing to Cintas Corporation of Lawton, OK. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet. Page 80
25. Consider extending contract (CL10-005) Mowing Contract Area P to LC Lawn Care of Altus, OK. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet. Page 85
26. Consider extending contract (CL10-005) Mowing Contract Area O to Teen Challenge of Oklahoma from Cache, OK. Exhibits: Department Recommendation, Contract Extension Form, Price Sheet. Page 89
27. Consider awarding contract (RFPCL11-038) HVAC Services to Johnson Controls of Oklahoma City, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet. Page 93

28. Consider awarding contract (RFPCL11-042) Integrated Library Systems to ByWater Solutions of Westhaven, CT. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet. Page 97
29. Consider approving appointments to boards and commissions. Exhibits: None. Page 104
30. Consider approval of payroll for the periods of June 13 – 26, 2011.

OLD BUSINESS ITEMS:

31. Consider approving a resolution amending Appendix A, Schedule of Fees and Charges, Lawton City Code, to establish fees for temporary uses. Exhibits: Resolution No. 11-____. Page 105

NEW BUSINESS ITEMS:

32. Hold a public hearing and consider an ordinance changing the zoning from C-3 (Planned Community Shopping Center District) and C-4 (Tourist Commercial District) to C-5 (General Commercial District) zoning classification located at the southwest corner of NW 72nd Street and NW Quanah Parker Trailway. Exhibits: Ordinance No. 11-____, Site Plan, Location Map, Application, Draft CPC Minutes and Letter from Greg Millnamow. Page 108
33. Hold a public hearing and consider an ordinance closing the right-of-way of University Drive between SW D Avenue and SW Tulane Avenue. Exhibits: Ordinance No. 11-____, Application and Location Map. Page 122
34. Consider repealing Resolution 09-54 and adopting a resolution establishing new annual fund allocations of all future hotel/motel tax collections and authorizing the Mayor and City Clerk to execute the resolution. Exhibits: Resolution 11-____. Page 127
35. Discussion, consideration and possible action regarding Lawton City Code, 18-4-1-404.1A.8, Specific Accessory Uses, as it pertains to the regulation of carport structures within residential subdivisions. Exhibits: 18-4-1-404.1A.8, Lawton City Code, 2005. Page 131
36. Consider approving a resolution amending Appendix A, Schedule of Fees and Charges, Lawton City Code, 2005, to implement increases in water and sewer rates along with water related service fees as set forth in Exhibit A of the Resolution, and establishing an effective date. Exhibits: Resolution 2011-____ and Exhibit “A”. Page 137
37. Consider an ordinance amending Section 7-12-2-1250 of the Lawton City Code modifying the maximum area allowed for temporary uses. Exhibits: Ordinance 11-____. Page 144

38. Consider approving a recommendation from the City Planning Commission and the Parks and Recreation Commission to transfer the balance of funds from the Park Fee Fund into the Lawton Enhancement Trust Authority to be used towards funding the Playground in the Park project at Elmer Thomas Park, and authorize the execution of an agreement to accomplish the fund transfer. Exhibits: Proposed agreement on file in the City Clerk's office. Page 149

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.

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

39. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, consider convening in executive session to review the employment of Frank V. Jensen as City Attorney, and in open session take other action as necessary. Exhibits: None. Page 150

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."