

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
AUGUST 12, 2014- 6:00 P.M.
NEW CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATION OF LIFE SAVING AWARDS TO SERGEANT ROBERT WITTEN AND
POLICE OFFICER BRITTANY SCHULTE

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 claims recommended for approval: Michael and Laura Boyd in the amount of \$343.75, Michael and Cindy Chronister in the amount of \$184.85 and Bryan and Ashley Goode through their attorney, Eric Cotton, in the reduced amount of \$5,268.07 (**Res. 14-98**). Exhibits: Legal Opinions/Recommendations and Resolution No. 14-____.
2. Consider the following damage claims recommended for denial: Roy and Debi Burt in the amount of \$810.09 and Peter and Beryl Bailey in the amount of \$1,171.44. Exhibits: Legal Opinions/Recommendations.
3. Consider adopting a resolution approving the compromise settlement and making payment in the workers' compensation claim of Raymond Armstrong. Exhibits: **Resolution No. 14-99**.
4. Consider approving support for participation, in partnership with the Comanche County Emergency Management Office, in the application of a grant from the FEMA Hazard Mitigation Grant Program City of Lawton Individual Safe Room (ISR) Rebate Program for the provision of reimbursements for the construction of safe rooms for the citizens of Lawton. Exhibits: Letter or Support. Grant application is on file in the City Clerk's office.
5. Consider approving a resolution amending Resolution 74-119, which created the City of Lawton License and Permit Cash Fund, by authorizing City Manager to transfer up to 33% of available funds (cash minus encumbrances, warrants and payables) from the License and Permit Cash Fund to the General Fund at the end of each fiscal year in order to fund general operations and establishing an effective date. Exhibits: **Resolution No. 14-100** and Resolution 74-119

6. Consider approving a resolution repealing Resolution 93-116, Resolution 00-111 and Resolution 05-06, which created certain City of Lawton funds that are no longer needed, authorizing the transfer of the fund balances, and establishing an effective date. Exhibits: **Resolution No. 14-101**; Resolution 93-116; Resolution 00-111; and Resolution 05-06.
7. Consider acceptance of donations from local organizations and businesses to be designated for the Lawton July 4th Celebration to be held each year. Exhibits: None.
8. Consider accepting Fiscal Year 2014-2015 grant renewal from Oklahoma Department of Human Services Aging Services (OKDHS AS) for Retired Senior Volunteer Program (RSVP). Exhibits: OKDHS ASD grant contract is on file in City Clerk's office.
9. Consider approving contract with Journey Productions for technical support services for the 2014 International Festival for September 22 - 30, 2014. Exhibits: Contract on file in City Clerk's office.
10. Consider accepting as a donation the "Lawton Rangers" park bench to be placed in Elmer Thomas Park in honor of the Lawton Rangers Organization. Exhibits: Photo of park bench.
11. Consider repealing the Resolution adopted November 25, 1969, which placed responsibility and management of the Lawton Fine Arts Collection with the Lawton Arts and Humanities Council, thereby returning responsibility and management of the Lawton Fine Arts Collection to the City of Lawton. Exhibits: **Resolution No. 14-102**; November 25, 1969 Resolution.
12. Consider approving contracts with Carl Finch (Brave Combo), Red 11 Music (Dirty River Boys), Matt Stansberry (Matt Stansberry & the Romance) and David Gish (David Entertains) performers at the 2014 International Festival and authorize the Mayor and City Clerk to execute the agreements. Exhibits: Contracts on file in City Clerk's office.
13. Consider approving Agreement for Limited Services with the Museum of the Great Plains. Exhibits: Agreement for Limited Services.
14. Consider approving an agreement between the Lawton Evening Optimist Soccer Association (LEOSA) and the City of Lawton for the cooperative effort to make a first-class soccer complex available to the citizens of Lawton and promote youth soccer in Southwest Oklahoma. Exhibits: Law ton Evening Optimist Soccer Association contract.
15. Consider accepting the annual service/maintenance agreement authorizing Novalco to maintain the Library's automatic sliding doors. The agreement will cover the fiscal year period of July 1, 2014-June 30, 2015. Exhibits: Novalco, Inc. Service/Maintenance Agreement
16. Consider approving the request for a subordination agreement on the City's mortgage with Karen K. Oligher (Borrower) for the property at 733 NW 17th Street. Exhibits: Exhibit A: Letter of Request; Exhibit B: Mortgage - City of Lawton; Exhibit C: Subordination Agreement. (Exhibits A through C are available for review on in the City Clerk's Office).

17. Consider setting the date of September 23, 2014, to hold a public hearing to close the 10 foot wide platted utility easements shown on the Stephens Addition plat on Lots 1-3, 32-33, the east 80 feet of Lots 27-28 and the east half of Lot 31, all in Block 1, and a portion of the blanket easement recorded in Book 104 Page 35 covering the same lots located at the northwest corner of NW Sheridan Road and NW Cache Road. Exhibits: Application, Location Map and Council Policy 5-1.
18. Consider accepting the maintenance bond, waterlines, and sanitary sewer lines to serve Lawton Town Center development located at NW 2nd Street and West Gore Boulevard. Exhibits: Location Map. Maintenance Bond on file in City Clerk's Office.
19. Consider approving plans and specifications for the Bicycle & Pedestrian Facilities Phase II, Routes 1, 2, 3 & 4 Project 2010-7, ODOT Project STP-116E(184)EH, J/P 26901(04) and authorizing staff to advertise for bids. Exhibits: Route Map.
20. Consider adopting a resolution to approve Supplemental and Modification Agreement No. 1 for Federal-Aid Project Number STP-116E(184)EH, State Job Piece Number 26901(04) between the City of Lawton and the Oklahoma Department of Transportation for the Bicycle and Pedestrian Plan, Phase II, and authorize the Mayor and City Clerk to execute the same. Exhibits: **Resolution No. 14-103**, Letter from ODOT, Supplemental and Modification Agreement No. 1 and Transportation Enhancement Project Agreement.
21. Consider accepting bids and awarding a construction contract to Power Lift Foundation Repair for the Foundation Repair City Hall, McMahon Auditorium & City Hall Annex Project #2014-07. Exhibits: A copy of the agreement is on file in the City Clerk's office.
22. Consider approving plans and specifications for the construction of the Landfill Equipment Maintenance Building Project No. 2008-06 and authorizing staff to advertise for bids. Exhibits: Plans and Specifications are on file at the City Engineers Office.
23. Consider awarding contract (CL14-050) Alternate Daily Cover (ADC) to LSC Environmental Products, LLC of Apalachin, NY. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
24. Consider extending contract (RFPCL13-044) Annual Audit – City Employee Retirement Fund to Finley & Cook, PLLC of Shawnee, OK for an additional year. Exhibits: Department recommendation, Contract Extension Form, Price Sheet.
25. Consider extending contract (CL13-008) Cement Kiln Dust to Silver Star Construction Co. Inc. of Moore, OK until the end of this calendar year. Exhibits: Department recommendation, Contract Extension Form, Price Sheet.
26. Consider awarding contract (RFPCL14-055) Emergency Generator Maintenance to Elite Power Services Inc. of Edmond, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.

27. Consider extending contract (CL13-009) Sodium Hypochlorite to FSTI, Inc. of Austin, TX for an additional year. Exhibits: Department recommendation, Contract Extension Form, Price Sheet.
28. Consider approval of payroll for the period of July 21- August 3, 2014.

NEW BUSINESS ITEMS:

33. Consider adopting an ordinance amending Section 10-1-101, Article 10-1, Chapter 10, Lawton City Code, 2005, by authorizing the use of purchasing cooperatives in certain circumstances for the purchase of budgeted supplies, materials, equipment and services, provided the purchasing cooperative utilizes a competitive procurement process for the selection of eligible vendors, providing for severability and establishing an effective date. Exhibits: **Ordinance No. 14-23**
34. Consider adopting a resolution approving an interlocal participation agreement for cooperative purchasing by and between The National Purchasing Cooperative (a/k/a “BuyBoard”) and the City of Lawton, and authorize the Mayor and City Clerk to execute the resolution and agreement. Exhibits: **Resolution No. 14-104**, Buy Board National Purchasing Cooperative Interlocal Participation Agreement and Information Sheet titled “What is the BuyBoard?”
29. Hold a public hearing and adopt a resolution declaring the structures located at: 705 S.W. “H” Avenue (Tract 1) (**Res. 14-105**), 705 S.W. “H” Avenue (Tract 2) (**Res. 14-106**), 1501 S.W. “E” Avenue (**STRIKE**), 1735 N.W. Ferris Avenue (**STRIKE**), and Cor. Of SW 4th Street & Lee Blvd (**Res. 14-107**) to be dilapidated pursuant to Lawton City Code 6-5-1, ordering the owner(s) to abate the nuisance, authorizing summary abatement, and authorizing the City Attorney to commence legal action in district court to abate the nuisance. Exhibits: Five Resolutions and Exhibits A.
30. Hold a public hearing and consider a resolution approving Amendment No. 2 to the D-6 Urban Renewal Plan changing Lots 9 – 13, Block 63, North Addition from the Medium Intensity Residential District to the Mixed Use District on the Land Use Map and consider an ordinance amending Sections 18-12-2-1231 and 18-12-4-1252, Chapter 18, Lawton City Code, modifying the boundaries of the Mixed Use District and the Medium Intensity Residential District within the Downtown Lawton Overlay District. Exhibits: **Resolution No. 14-108**, Proposed D-6 Land Use Map, **Ordinance No. 14-24**, Proposed Map of Downtown Lawton Overlay District, LURA Minutes and CPC Minutes.
31. Hold a public hearing and consider an ordinance closing the west 110 feet of NW Williams Avenue between Blocks 35 and 36, Military Addition, located on the west side of NW 20th Street between NW Lincoln Avenue and NW Smith Avenue. Exhibits: **Ordinance No. 14-25** and Location Map.
32. Hold a public hearing and discuss a proposed ordinance granting Fidelity Cablevision, Inc. a nonexclusive franchise to provide cable system service to the City of Lawton over the next fifteen (15) years, and provide direction to staff prior to considering final approval of the ordinance at the City Council meeting on August 26, 2014. Exhibits: Proposed Ordinance 2014-_____.

(Brooks to give budget report)

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

EXECUTIVE SESSION ITEM:

35. Pursuant to Section 307B.3, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the proposed purchase of land necessary for the construction of the SE 45th Street Reconstruction Project No. 2006-12; ODOT JP No. 23410(04) on East 45th Street from SE Ellsworth Ave. to NE Bell Ave. and if necessary, take appropriate action in open session. Exhibits: None.
36. Pursuant to Section 307B.3, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the proposed purchase of easements necessary for the construction of the Nine Mile Creek Sanitary Sewer Interceptor Construction Project No. 2008-2 and if necessary, 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."