

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
SEPTEMBER 10, 2013- 6:00 P.M.
NEW CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATION OF OUTSTANDING CITIZEN RECOGNITION TO DONNA CAMPOS-BARAHONA

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 MEETING OF AUGUST 13, 2013.

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 adopting a resolution ratifying the action of the City Attorney and the City Manager in making payment on the judgment in the Workers' Compensation case of Brian Unroe in the Workers' Compensation Court, Case No. 2012-06395K. Exhibits: **Resolution 13-54.**
2. Consider adopting a resolution approving the compromise settlement and making payment in the workers' compensation claim of Kenneth Lindsey. Exhibits: **Resolution 13-55.**
3. Consider authorizing acceptance of the award of a \$250,000.00 grant from the 2013 Oklahoma Attorney General's Safe Oklahoma Grant Program. Exhibits: None.
4. Consider approving the waiving of special assistance and property usage fees in the amount of \$1,230.00 as set out in accordance with Chapter 7-31-3101-3112 of the Lawton City Code and Council Policy 9-2 Parade and Assembly Policy for support of the Southwest Oklahoma Alzheimer's Walk in Elmer Thomas Park to be held November 2, 2013 and hereafter to be considered as an annual city co-sponsored event. Exhibits: None.
5. Consider authorizing the M28 Ministries of Lawton, Oklahoma to raise funds for the purpose of making improvements to the Bridge Park Pavilion and other existing facilities located on the corner of Sheridan and D Ave in Lawton. Exhibits: Letter of request from M28 Ministries.

6. Consider allowing the Parks & Recreation Department to Co-sponsor with the Lawton Athletic Foundation Inc. a series of football tournaments for the year 2013. Exhibits: None.
7. Consider approving the waiving of special assistance and property usage amount of \$400 (Non-Refundable Deposits) as set out in accordance with Chapter 7-31-3101 -3112 of the Lawton City Code and Council Policy 9-2 Parade and Assembly Policy for support of the Lawton Public Schools High School Football games scheduled at Cameron University. Exhibits: None.
8. Consider granting the Right of Access to NW Quanah Parker Trailway to Lawton Marketplace Investors, LP, and Target Corporation to serve the Lawton Marketplace development located at the southwest corner of NW 82nd Street and NW Quanah Parker Trailway. Exhibits: Right of Access document on file in the City Clerk's Office.
9. Consider granting the Right of Access to NW Quanah Parker Trailway to Laugh Out Loud, LLC, for property located at 6720 NW Quanah Parker Trailway. Exhibits: Right of Access document on file in the City Clerk's Office.
10. Consider adopting a Resolution authorizing the installation and/or removal of traffic control measures on: the west side of SW 69th Street between SW Delta Avenue and SW 70th Street; and northbound and southbound SW Sheridan Road in advance of SW Wolf Street. Exhibits: **Resolution 13-56**, Traffic Commission Minutes and Traffic Issue Requests.
11. Consider awarding a contract for the SE Flower Mound Road Sewer Line Upgrade Project 2012-5 to McKee Utility Contractors, Inc. of Prague, Oklahoma in the amount of \$865,682.50. Exhibits: Location Map. Bid Tabulation is on file in the Engineering Division's Office.
12. Consider accepting the South Wolf Creek Expansion #1 Siphon Project and placing the Maintenance Bond into effect. Exhibits: None.
13. Consider approving Change Order No. 1 for the 2012 CIP Mill & Overlay Project (West Gore Boulevard from Lawton Country Club to 67th St. #2013-5). Exhibits: Change Order #1 is on file at the Engineers Office
14. Consider extending contract (RFPCL12-001) Collection of Overdue Utility Bills with United Adjustment Corporation of Kentland, IN. Exhibits: Department Recommendation, Contract Extension Form, Price Bid Sheet.
15. Consider extending contract (CL13-014) Topsoil with Ballou Topsoil of Elgin, OK. Exhibits: Department Recommendation, Contract Extension Form, Price Bid Sheet.
16. Consider rejecting all bids on (CL14-001) Police Weapons Trade. Exhibits: Department recommendation.

17. Consider approving appointments to boards and commissions. Exhibits: None.
18. Consider approval of payroll for the periods of August 19 – September 1, 2013.

NEW BUSINESS ITEMS:

19. Hold a public hearing and consider issuing a Certificate of Public Convenience and Necessity to Americab LLC to increase their number of allowed cabs from eleven (11) to twenty-five (25). Exhibits: Application with Required Submittal Documents and Notice of Public Hearing.
20. Hold a public hearing and consider an ordinance changing the zoning from R-1 (Single-Family Dwelling District) to P-F (Public Facilities District) zoning classification on property located at 11 – 29 NW 35th Street. Exhibits: **Ordinance No. 13-29** with Binding Site Plan, Location Map, Application and CPC Minutes.
21. Consider approving funds distribution to requesting entities regarding Hotel/Motel tax for FY 2013/2014 for the purpose of encouraging, promoting and fostering tourism and economic development in the City of Lawton, allowing City Attorney to begin drafting agreements for said distributions Exhibits: City Manager's Funding Distribution Proposal for FYE 2014, Budget Excerpt, FYE 2013, Approved Hotel/Motel Activity, Funding Request Letter from AFYMCA AND Funding Request Letter from Lawton Philharmonic.

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

22. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending case in Comanche County District Court of George Steven Smith vs. City of Lawton, CJ-2012-379, and if necessary, take appropriate action in open session. Exhibits: None.
23. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending case in Comanche County District Court of Kerry Fryer-Price vs. City of Lawton, CJ-2012-278, and if necessary, take appropriate action in open session. Exhibits: None.
24. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending case in the Western District of Oklahoma of Robert Puccino, Jr. and Ronald Smith Sr. vs. City of Lawton, et al, 13-CV-0238-R, 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."