

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
SEPTEMBER 13, 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 AUGUST 9 AND AUGUST 23, 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 the following damage claims recommended for denial: Frederica Grant in the amount of \$3,687.63 and Bill and Nova Menser in the amount of \$101.25. Exhibits: Legal Opinions/Recommendations. Page 1
2. Consider adopting a resolution approving the settlement by a joint petition and making payment in the workers' compensation claim of Scott Kisner. Exhibits: Resolution 11-____, Page 6
3. Consider adopting a resolution approving the settlement by a joint petition and making payment in the workers' compensation claim of David Fincher. Exhibits: Resolution 11-____, Page 8
4. Consider adopting a resolution approving payment on the judgment in the Workers' Compensation case of Anthony Buzbee in the Workers' Compensation Court, Case No. 2010-14231F. Exhibits: Resolution 11-____. Page 10
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 13
6. Consider approving a First Amendment to Lease Agreement between the City of Lawton, Oklahoma, and T-Mobile Central LLC, and authorize the Mayor and City Clerk to execute the amendment. Exhibits: First Amendment to Lease Agreement is on file in the City Clerk's Office. Page 14
7. Consider authorizing the Mayor to execute the recertification application for the Community Rating System of the National Flood Insurance Program. Exhibits: Recertification Application on file in the City Clerk's office. Page 15

8. Consider approving Change Order # 7 for the Rehabilitation of Old Lawton High School Phase IV. Exhibits: Architect's Change Order No. 7, dated August 15, 2011. Supporting documents for Change Order are available for inspection at the City Clerk's Office. Page 16
9. Consider accepting a grant of \$500 from the Oklahoma Department of Libraries to enhance early literacy skills for Oklahoma children and families. Exhibits: The Oklahoma Department of Libraries grant agreement is on file in the City Clerk's Office. Page 18
10. Consideration of Grant Agreement for the Lawton-Ft Sill Regional Airport in the amount of \$ 476,595.00. Exhibits: Grant Agreement is on file in the City Clerk's Office. Page 19
11. Consider adopting a Resolution authorizing the installation of traffic control measures on: southbound Ft Sill Boulevard at the southerly intersection of the US-62 (Rogers Lane) and Ft Sill Boulevard interchange; NW 15th Street and NW Irwin Avenue near the Lawton Heights Park; northbound NW Goodyear Boulevard near the intersection of NW Cache Road; and eastbound and westbound NW Cache Road near the intersection of NW Goodyear Boulevard. Exhibits: Resolution No. 11- ___, Traffic Commission Minutes and Traffic Issue Request. Page 20
12. Consider awarding contract (CL12-003) Testing Services to Standard Testing & Engineering Company of Lawton, OK. Exhibits: Department Recommendation, Abstract and Price Sheet. Page 33
13. Consider awarding contract (CL12-005) Rental of Portable Restrooms to ARA Equipment Rental from Lawton, OK. Exhibits: Department Recommendation, Abstract, Price Sheet. Page 48
14. Consider awarding contract (RFPCL12-001) Collection of Overdue Utility Bills to United Adjustment Corporation of Kentland, IN. Exhibits: Department Recommendation, Abstract and Price Sheet. Page 51
15. Consider approving appointments to boards and commissions. Exhibits: None. Page 57
16. Consider approval of payroll for the periods of August 8 - September 4, 2011.

NEW BUSINESS ITEMS:

17. Hold a public hearing and consider an ordinance to close a 10-foot utility easement on Lot 10, Block 1, Silver Creek Patio Homes Addition, also known as 6920 NW Maple Drive. Exhibits: Ordinance No. 11-___, Location Map and Application. Page 58

18. Hold a public hearing and consider an ordinance amending Section 18-2-1-209, Lawton City Code, adding extension of carports and reduction in number of off-street parking spaces as special exceptions that may be considered by the Board of Adjustment and Section 18-4-1-404.1, Lawton City Code, modifying the definition and requirements for carports. Exhibits: Ordinance No. 11-___ and Draft CPC Minutes. Page 62
19. Consider an Ordinance pertaining to Animals amending Section 5-1-103, Article 5-1, Chapter 5, Lawton City Code, 2005, by authorizing the use of live traps when issued to the public by the Animal Welfare Division after payment of a refundable deposit, providing for severability, and establishing an effective date. Exhibits: Ordinance 11-___. Page 70
20. Consider adopting a resolution amending Articles A-5-1 and A-5-3, Chapter A-5, Appendix A, Schedule of Fees and Charges, Lawton City Code, 2005, by creating Section 5-103 under Article A-5-1 to establish the amount of refundable deposits for the use of live traps issued by the Animal Welfare Division, and creating Section 5-302 under Article A-5-3 to establish the daily fee for quarantining animals at the animal shelter. Exhibits: Resolution No. 2011 - _____. Page 73
21. Consider approving an Ordinance pertaining to Food and Food Establishments, amending Section 12-1-115, Article 12-1, Chapter 12, Lawton City Code, 2005, by clarifying the requirements for and expiration dates associated with Food-Service Establishment Permits and Food Handler's Certifications, providing for severability, and establishing an effective date. Exhibits: Ordinance 11-___. Page 75
22. Consider approving an Ordinance pertaining to Business, amending Sections 7-1-1-106 and 7-1-1-109, Division 7-1-1, Article 7-1, Chapter 7 Lawton City Code, 2005, by clarifying that the expiration date for all business licenses shall be one (1) year from the date of issuance and providing for the renewal of permits, providing for severability, and establishing an effective date. Exhibits: Ordinance 11-___. Page 78
23. Consider approving an Ordinance pertaining to Business, amending Sections 7-17-1-1702, 7-17-1-1703, and 7-17-1-1706, Division 7-17-1, Article 7-17, Chapter 7, Lawton City Code, 2005, by clarifying that precious metal dealer's licenses shall be applied for through the city's licensing agent and requiring the display of both the state and city license on the business premises, providing for severability, and establishing an effective date. Exhibits: Ordinance 11-___. Page 81
24. Consider approving a resolution amending Article A-7-15, Appendix A, Schedule of Fees and Charges, Lawton City Code, 2005, by striking the word "license" and substituting the words "regulatory fee" in order to match the language used in Section 7-15-1-1502, Lawton City Code, 2005, and Oklahoma State Statute. Exhibits: Resolution No. 2011 - _____. Page 84

25. Consider an ordinance pertaining to business amending Sections 7-15-1-1505, Division 7-15-1, Article 7-15, Chapter 7, Lawton City Code, 2005, regarding the reporting of pawnbroker transactions to the Police Department, providing for severability, and establishing an effective date. Exhibits: Ordinance 11-___. Page 86

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

26. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending case of Dan Brown d/b/a Southwest Resources vs. City of Lawton, CJ-2011-29, and if necessary, take appropriate action in open session. Exhibits: None. Page 89
27. Pursuant to Section 307(B)(3), Title 25, Oklahoma Statutes, consider convening in executive session to discuss the appraisal/proposed sale of approximately 50 ½ acres, more or less, of City-owned real property in the vicinity of NW 67th Street and Rogers Lane, as authorized by Ordinance No. 11-07, and take appropriate action in open session. Exhibits: None. Page 90
28. Pursuant to Section 307B3 and C10, Title 25, Oklahoma Statutes, consider convening in executive session for the purposes of conferring on matters pertaining to economic development, including the purchase/transfer of property and financing in connection with the Lawton Downtown Redevelopment Project, for the hotel-conference center and the mixed-use commercial retail establishments and take appropriate action, if necessary, in open session. Exhibits: None. Page 91

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."