

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
OCTOBER 9, 2012 - 6:00 P.M.
NEW CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

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 approving contracts for 'Children's Art Studio', Fall 2012 semester for Steven Scott Smith (\$ 607.50), Kenneth Hobbs (\$ 502.50), Catherine Daugherty (\$ 247.50), and Kathleen Long (\$ 225.00) instructors for the program. Total amount for fall semester stipends is \$ 1,582.50. Exhibits: Contracts on file in City Clerk's office.
2. Consider authorizing Kellogg & Sovereign Consulting, LLC. to provide e-rate management services to assist Lawton Public Library with the Universal Service Discount Mechanism for library (e-rate program) filing and compliance, and facilitate receipt of e-rate funding. Exhibits: Kellogg & Sovereign Master Services Agreement, Letter of Agency, Fee Schedule, Scope of Services and Fact Sheet.
3. Consider approving a Mutual Assistance Agreement for Fire Protection between the City of Frederick Fire Department and the City of Lawton Fire Department. Exhibits: Mutual Aid Agreement between City of Lawton Fire Department and the City of Frederick Fire Department.
4. Consider approving expenditure up to \$12,880.00 from the Mayor & City Council Account 230, Council Contingency, to fund the purchase of stackable seating for the Lawton City Hall conference center. Exhibits: None.
5. Consider accepting two (2) Quitclaim deeds from the Oklahoma Department of Transportation (ODOT) for the former C.R.I. & P. Railway which contains approximately 35 acres and is located between Ferris Ave and SW Douglas Ave. Exhibits: Copy of the proposed quitclaim deeds.
6. Consider accepting the 8-inch waterline, fire hydrant and maintenance bond to serve Jim Norton Toyota used car dealership located at 7202 NW Quanah Parker Trailway. Exhibits: Location Map. Maintenance Bond on file in City Clerk's Office.

7. Consider approving a permanent access easement for a public sidewalk along SW 22nd Street from PSR Properties, LLC, owner of New York Fashion located at 2126 W Gore Boulevard, and authorize the Mayor and City Clerk to execute the permanent access easement. Exhibits: None.
8. Consider awarding (CL13-011) Fluorosilicic Acid to Univar USA, Inc. of Bedford Park, IL. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
9. Consider awarding (RFPCL13-012) Employee Physicals/Drug Screen Testing-Section A (Physicals) to the Center for Occupational Health, of Lawton, OK. Exhibits: Department recommendation, Proposal Price Sheets.
10. Consider awarding (RFPCL13-012) Employee Physicals/Drug Screen Testing-Section B (Drug/Alcohol Testing) to Allied Health Research Laboratory, of Lawton, OK. Exhibits: Department recommendation, Proposal Price Sheets.
11. Consider awarding (CL13-005) Portable Pneumatic Milling Machine to E.H. Wachs of Harvard, IL. Exhibits: Department Recommendation, Abstract of Bids, Quote Page.
12. Consider approving appointments to boards and commissions. Exhibits: None.
13. Consider approval of payroll for the period of September 4 - 30, 2012.

NEW BUSINESS ITEMS:

14. Hold a public hearing and consider an ordinance changing the zoning from Temporary A-1 (General Agricultural District) to A-1 (General Agricultural District) zoning classification located at the northeast corner of NE 60th Street and East Gore Boulevard. Exhibits: **Ordinance No. 12-36** and Location Map.
15. Hold a public hearing and consider an ordinance closing and vacating certain streets, alleys, and easements in the Downtown Redevelopment Project area. Exhibits: **Ordinance No. 12-37** and Location Map.
16. Consider a request from the Lawton Airport Authority to rescind the Resolution of Support for the Oklahoma Affordable Housing Tax Credit application by Zimmerman Properties, LLC to the Oklahoma Housing Finance Agency for property located at the southeast corner of SW 11th Street and Bishop Road and to direct staff to begin the administrative process to rezone the subject property to a commercial use and take any other action as necessary. Exhibits: **Resolution 12-98**, Copy of Resolution 11-121 Location Map, Site Plan, Letters from FAA.
17. Consider an ordinance amending Section 4-3-1-301, Division 4-3-1, Article 4-3, Chapter 4, Lawton City Code, 2005, which pertains to the fines for underage drinking and permitting underage drinking, providing for severability and establishing an effective date. Exhibits: **Ordinance No. 12-38**.

18. Consider an ordinance amending Section 23-5-548, Article 23-5, Chapter 23, Lawton City Code, 2005, which pertains to texting and public transit drivers, providing for severability and establishing an effective date. Exhibits: **Ordinance No. 12-39.**
19. Consider an ordinance amending Section 19-2-232, Article 19-2, Chapter 19, Lawton City Code, 2005, by lowering the legal blood or breath alcohol concentration of any person operating or in actual physical control of vessel upon any lake to less than 0.08, providing for severability and establishing an effective date. Exhibits: **Ordinance No. 12-40.**

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

20. 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 City of Lawton v. Emergency Communications Network, LLC., CV-2012-131, and the pending case with the American Arbitration Association of Emergency Communications Network, LLC. v. City of Lawton, Case Number 33-494-147-12, and if necessary, take appropriate action in open session. Exhibits: None.
21. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending case of City of Lawton vs. Dennis and Mary Lou Merrifield, CJ-2011-198, and if necessary, take appropriate action in open session. Exhibits: None.
22. 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, incentive proposals, and financing in connection with the Lawton Downtown Redevelopment Project and other development projects under consideration in the City, and take appropriate action in open session as necessary. 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."