

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
OCTOBER 14, 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 CITIZEN OF MONTH FOR OCTOBER 2014 TO ALYSSA CRANDON

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 SEPTEMBER 23, 2014.

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: Gene French, dba F&P Partnership in the amount of \$450.00 **(Res 14-132)**, Theone Maxine Wahkinney in the amount of \$1,673.18 **(Res 14-133)** and James Thompson on behalf of Willow Wood Town House Association in the amount of \$2,135.00 **(Res 14-134)**. Exhibits: Legal Opinions/Recommendations, Resolution No. 14- ____, Resolution No. 14- ____ and Resolution No. 14- ____.
2. Consider approving the settlement of a damage claim against USAA Indemnity Company for damages to a traffic signal and authorize the Mayor and City Clerk to execute the release. Exhibits: Property Damage Release.
3. Consider adopting a resolution approving the compromise settlement and making payment in the workers' compensation claim of Kurt Short. Exhibits: **Resolution No. 14- 135.**
4. Consider approving an Estoppel Certificate and Consent by the City of Lawton for the benefit of Arvest Bank which will allow the Armed Services YMCA to give Arvest Bank a leasehold mortgage in the improvements that the YMCA will make to the Elmer Thomas Park property now under lease from the City and authorizing the Mayor to execute same. Exhibits: Estoppel Certificate and Consent.
5. Consider adopting a Resolution supplementing Resolution No. 13-76 by supporting and authorizing the City of Lawton to accept additional grant funds approved by the Oklahoma Strategic Military Planning Commission under the previously approved application for eligible community improvements which significantly enhance quality of life, or the safety and security, for both our community and our military partners at the Fort Sill Army Installation in the new grand total amount of \$421,000.; and authorize the City Manager to provide the fiduciary oversight necessary to fund these projects as supplemented. Exhibits: Resolution of Support 13-76 and **Resolution of Support 14-136** (Supplemental)

6. Consider approving an increase in the rate of pay for adult softball officials for the City of Lawton adult softball league and tournaments to \$22 - \$25 a game. Exhibits: None.
7. Consider accepting \$13,000 which was authorized by the Highland Cemetery Board of Trustees from their Highland Cemetery Perpetual Care Fund, and approve allocating said amount into the City of Lawton Cemetery Care Fund for the purchase of cemetery equipment and maintenance items. Exhibits: September 26, 2014, letter from Cris Elledge, Chairman of the Highland Cemetery Board of Trustees.
8. Consider adopting a resolution, amending Appendix A, Schedule of Fees and Charges, Lawton City Code, 2005, as amended, by changing the miscellaneous fee for “use of the 40X40 temporary roof” to “use of the 40X40 shade stage cover”, reducing the fees associated therewith, and establishing an effective date. Exhibits: Proposed **Resolution 14 -137** “Exhibit A” and Stage Cover Photo.
9. Consider approving cost sharing agreements with the House of Cool, located at 7401 NW Cache Road, and Freddy’s Frozen Custard and Steakburgers, located at 7201 NW Cache Road, for a public waterline extension and fire hydrant installation per City Council Policy 6-4. Exhibits: Agreements.
10. Consider approving the construction plans for waterline and sanitary sewer line to serve Freddy’s Frozen Custard and Steakburgers located at 7201 NW Cache Road subject to conditions. Exhibits: Location Map.
11. Consider adopting a Resolution authorizing the installation and/or removal of traffic control measures on: Eastbound NW Glenn Avenue at the intersection of NW Pershing Drive and; on eastbound and westbound SW ‘I’ Avenue between SW Sheridan Road west of the commercial properties and SW 27th Street. Exhibits: **Resolution No. 14-138**, Traffic Commission Minutes and Traffic Issue Requests.
12. Consider accepting the SE Flower Mound Road Sewer Line Upgrade Project 2012-5 and placing the Maintenance Bond into effect. Exhibits: None.
13. Consider approving the expenditure of \$25,000 from the 2012 CIP to support research by the WaterReuse Foundation (WRRF) and Michigan State University (MSU) in evaluating the pathogen concentration and removal in the City of Lawton Wastewater Treatment Plant (WWTP) and authorize the Mayor to sign a letter of support for the research. Exhibits: Letter of support for the research.
14. Consider authorizing the Mayor to execute the recertification application for the Community Rating System of the National Flood Insurance Program. Exhibits: CRS Recertification Application.
15. Consider awarding a construction contract to T&G Construction, Inc. for the 2012 CIP Street Mill and Overlay Project (NW Fort Sill Boulevard from W Gore Boulevard to NW Ferris Avenue, 2014-4). Exhibits: A copy of the agreement is on file in the City Clerk’s office.

16. Consider accepting a warranty deed and a temporary easement from Super Market Developers, Inc. for right of way needed for the SE 45th Street Reconstruction (Between Lee & Gore) Project #2006-12, authorizing the Mayor and City Clerk to execute the documents and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office.
17. Consider approving Change Order No. 1 for the Animal Welfare Building Project #2011-1. Exhibits: None.
18. Consider accepting a permanent easement and two temporary easements from Sherry Y. Alexander, a single person, for right of way needed for the Nine Mile Creek Sanitary Sewer Interceptor Project#2008-2, authorizing the Mayor and City Clerk to execute the documents and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office.
19. Consider accepting a permanent easement from Furrh & Associates, PC, an Oklahoma corporation for right of way needed for the Mill and Overlay Ft Sill Blvd (Gore to Ferris) Project#2014-4, authorizing the Mayor and City Clerk to execute the document. Exhibits: Location Map. Documents are on file in the City Clerk's office.
20. Consider accepting a permanent easement from Howard Hughes and Stacey Coleman-Hughes, husband and wife for right of way needed for the Mill and Overlay Ft Sill Blvd (Gore to Ferris) Project#2014-4, authorizing the Mayor and City Clerk to execute the document. Exhibits: Location Map. Documents are on file in the City Clerk's office.
21. Consider awarding contract (CL15-005) Police Vehicle Equipment (Items 1 through 7) to Gall's LLC of Lexington, KY. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
22. Consider awarding contract (CL15-005) Police Vehicle Equipment (Item 8) to Troy Sheet Metal Works, Inc. of Montebello, CA. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
23. Consider awarding contract (CL15-011) Police Weapons Trade to Bare Arms, LLC of Elgin, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
24. Consider extending contract (CL13-013) Pest Control Services to Advanced Pest & Termite, LLC of Lawton, OK for an additional year. Exhibits: Department recommendation, Contract Extension Form, Price Sheet.
25. Consider extending contract (RFPCL13-038) Fire Service Cost Recovery Billing & Collection Services to LifeLine Billing Systems, LLC of Wautoma, WI for an additional year. Exhibits: Department recommendation, Contract Extension Form, Price Sheet.
26. Consider awarding contract (RFPCL15-004) Filter Media (GAC), Removal & Replace to Carbon Activated Corporation of Phoenix, AZ. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
27. Consider approval of payroll for the periods of September 15- October 12, 2014.

NEW BUSINESS ITEMS:

28. Consider commissioning a special study of the current and future state of youth sports activities within the city to be performed by the parks and recreation commission, and appointed city staff, and direct that all final conclusions be presented to the Council at the February 10, 2015 regular scheduled city council meeting for further consideration. Exhibits: None.
29. Consider adopting a resolution revising Resolution 11-55 by establishing a new annual Fireworks Display Fund allocation of 6% of all future hotel/motel tax collections, and authorize the Mayor and City Clerk to execute the resolution. Exhibits: **Resolution 14-139**.
30. Consider approving a request for proposal for bids for providing a fireworks show during the July 4, 2015 celebration. Exhibits: Request for Proposals.
31. Consider an ordinance amending Sections 15-4-401, 402, 403, and 404, Article 15-4, Chapter 15, Lawton City Code, 2005, pertaining to Nuisances and Health by prohibiting the use of tobacco and vapor products on all City owned or operated properties, to include City owned or leased vehicles, providing for severability, and declaring an effective date. Exhibits: **Ordinance 14-31** and Position Statement of Deputy City Attorney.
32. Discuss and provide direction on utilization of the video camera equipment donated by Fidelity Communications and creation of programming suitable for broadcasting on Channel 97, the Public Access Channel, by city staff or an independent contractor. Exhibits: None.

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

EXECUTIVE SESSION ITEM:

33. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending action relating to the dilapidated structure located at 4th Street and Lee Boulevard, and if necessary, take appropriate action in open session. Exhibits: None.
34. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending damage claim of Gabriel Nieves and, if necessary, take appropriate action in open session. Exhibits: None.
35. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending damage claim of Megan Jones and, if necessary, take appropriate action in open session. Exhibits: None.

36. Pursuant to Section 307B.2, Title 25, Oklahoma Statutes, consider convening in executive session to discuss negotiations for a Collective Bargaining Agreement for FY 2014-2015 between the Police Union, IUPA Local 24, and the City of Lawton, 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."