

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
OCTOBER 23, 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.

CONSIDER APPROVAL OF MINUTES OF LAWTON CITY COUNCIL SPECIAL MEETING OF AUGUST 21, 2012 AND REGULAR MEETING OF OCTOBER 9, 2012.

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 claim recommended for approval: Denise Kober in the amount of \$1,019.35. Exhibits: Legal Opinion/Recommendation, **Resolution No. 12-100.**
2. Consider the following damage claims recommended for denial: Nottingham Realty, Inc. in the amount of \$955.00 and Rico Lopez-Olivera in the amount of \$654.08. Exhibits: Legal Opinions/Recommendations.
3. Consider adopting a resolution approving the compromise settlement and making payment in the workers' compensation claim of Russell Bell. Exhibits: **Resolution No. 2012-101.**
4. Consider approving contracts with Myron Beeson (\$350), Jimmy Arterberry (\$300) and Eleanor McDaniel (\$500) to participate in the Lawton Arts & Humanities Council's (LAHC) FY 12-13 Native American Program "Sharing the Spirit 2012" to be held during the months of November and December at the Museum of the Great Plains (MGP). Exhibits: Contract on file in City Clerk's office.
5. 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 Letter of Agency, Consortium Letter of Agency, Notification to Kellogg & Sovereign.
6. Consider approving the record plat for BWRW Development, Part 2, a replat of Tract C & D of the corrected Plat of Turnpike Industrial Park. Exhibits: Plat Map.

7. Consider releasing the Access and Maintenance Easement for the sewer lift station located within the Saint James Place subdivision. Exhibits: Copy of the Access and Maintenance Easement.
8. Consider accepting a permanent drainage easement on Lot 16, Block 12, Eisenhower Village Addition, Part 11. Exhibits: Easement on file in City Clerk's Office Location Map.
9. Consider granting an extension of time for the performance bond for Eastlake Addition, Part 3A. Exhibits: Request from the Developer.
10. Consider acknowledging receipt of a Tier I permit from the Oklahoma Department of Environmental Quality for the construction of 374 linear feet of 12-inch PVC waterline, 470 linear feet of 8-inch PVC waterline, and all appurtenances to serve Aldi's Food Market located at 935 NW Sheridan Road in Lot 1, Block 1, Roger's Replat, in the NW/4 of Section 25, T2N, R12W, I.M., Comanche County, Oklahoma. Exhibits: Permit to Construct on file in the City Clerk's Office.
11. Consider adopting a Resolution authorizing the installation and/or removal of traffic control measures on: Northbound and southbound NW 45th Street near Country Club Heights Elementary School; eastbound and westbound NW Arlington Avenue at the intersection of NW 15th Street; southbound SW 4th St near Old City Hall parking lot driveway entrance; the north side of SW "D" Avenue near SW 1st Street; and on eastbound and westbound E Gore Boulevard between Flower Mound Road and E. 45th Street. Exhibits: **Resolution No. 12- 102**, Traffic Commission Minutes and Traffic Issue Requests.
12. Consider acknowledging receipt of permit for the construction of sanitary sewer lines from the Oklahoma State Department of Environmental Quality to the serve the Rogers Lane Auger Boring Project, City of Lawton, Comanche County, Oklahoma. Exhibits: None.
13. Consider approving plans and specifications for the Rogers Lane Auger Boring Project and authorizing staff to advertise for bids. Exhibits: None.
14. Consider awarding a construction contract to A.E. Construction Co. for the Goodyear / Cache Rd. Intersection Project #2012-7. Exhibits: A copy of the agreement is on file in the City Clerk's office.
15. Consider awarding (CL13-014) Topsoil to Ballou Topsoil of Elgin, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
16. Consider awarding (CL13-013) Pest Control Services to Advanced Pest & Termite Service of Sterling, OK. Exhibits: Department Recommendation, Abstract of Bids, Price Sheet.
17. Consider approving appointments to boards and commissions. Exhibits: None.

18. Consider approval of payroll for the period of October 1 - 14, 2012.

NEW BUSINESS ITEMS:

19. Hold a public hearing and consider an ordinance changing the zoning from R-1 (Single-Family Dwelling District) to R-1 (Single-Family Dwelling District) with an HP (Historical Preservation Overlay District) zoning classification for a portion of the Morford Hills neighborhood located between NW 33rd Street and NW 38th Street and the alley south of NW Atlanta Avenue and the alley north of NW Baltimore Avenue. Exhibits: **Ordinance No. 12-40** with Guidelines, Location Map, Map and Petition In Favor, Map and Petition In Opposition, Basis of Designation, HPC Minutes and CPC Minutes.
20. Consider an ordinance pertaining to utilities amending Section 22-2-1-218, Division 22-2-1, Article 22-2, Chapter 22, Lawton City Code, 2005, relating to temporary or periodic restrictions on water usage, providing for severability, and establishing an effective date. Exhibits: **Ordinance No. 12-41**

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

21. Pursuant to Section 307B.2, Title 25, Oklahoma Statutes, consider convening in executive session to discuss negotiations for a Collective Bargaining Agreement for FY 2012-2013 between the Police Union, IUPA Local 24, and the City of Lawton, and, if necessary, take appropriate action in open session. Exhibits: None.
22. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending damage claim of George Steven Smith and if necessary, take appropriate action in open session. Exhibits: None.
23. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the evaluation review of Larry Mitchell, City Manager, and if necessary, take appropriate action in open session. Exhibits: None.
24. 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."