

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
OCTOBER 26, 2010 - 6:00 P.M.
WAYNE GILLEY CITY HALL COUNCIL CHAMBER

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 REGULAR MEETINGS OF SEPTEMBER 14 AND OCTOBER 12, 2010.

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: Paul Ellwanger in the amount of \$9,519.25, Mikel and Susan Dodson in the amount of \$82.00, Phyllis Young in the amount of \$482.40 and Serita and Leonard Bryan in the amount of \$725.00. Exhibits: Legal Opinions/Recommendations, Resolution No. ____, Resolution No. ____ and Resolution No. _____. Page 1
2. Consider adopting a resolution approving the settlement by a joint petition and making payment in the workers' compensation claim of Brandon Goss. Exhibits: Resolution No. 2010-____. Page 16
3. Consider accepting the loan of 40 computer systems, installation, maintenance, and networking from the Great Plains Technology Center (GPTC) to the Lawton Public Library. Exhibits: Loan agreement on file in City Clerk's office. Page 18
4. Consider accepting a grant of \$500 from the Oklahoma Department of Libraries for Computer Software Training for three library employees. Exhibits: Computer Software Training contracts are on file in the City Clerk's office. Page 19
5. Consider and take appropriate action to amend Council Policy 9-2, City Council Parade and Assembly Policy A- General Policy, paragraph 6 to include the Spirit of Survival Walk/Marathon held annually in October and the Lawton Toy Run also held annually in November as official city co-sponsored events waiving all city permit fees for both entities as prescribed and in accordance with Chapter 7-31-1-3101-3112 as long as all indemnity insurance bonds/certificates have been procured as required and proof of such is provided. Exhibits: Proposed Amendment to Council Policy 9-2. Page 20

6. Consider approving Change Order # 3 for the Intermodal Transportation Museum Project (F.A. Project No. STP-116E(130)EH). Exhibits: Change order request from Meyer Architecture Plus, Project Construction Cost/Funding Tracker. Page 21
7. Consider a request for an extension of time for the escrow agreement for the drainage improvements in Dove Creek Addition, Part 3. Exhibits: Letter from Developer and List of Deficiencies. Page 24
8. Consider approving the record plat for MacArthur Park, Part 8 and accepting the improvements, maintenance bonds, and easements. Exhibits: Plat Map Maintenance Bonds and Easements on file in City Clerk's Office. Page 27
9. Consider approving the record plat for Rolling Hills Development, Part 4B; accepting street and public drainage improvements and maintenance bonds. Exhibits: Plat Map. Maintenance Bonds on file in City Clerk's Office. Page 29
10. Consider releasing the performance bond for drainage improvements in Scissortail, Part 1, and accepting the water, sewer, and public drainage improvements, escrow agreement in lieu of incomplete minor improvements, and maintenance bonds. Exhibits: Plat Map. Escrow Agreement and Maintenance Bonds on file in City Clerk's Office. Page 31
11. Consider approving the agreement for receiving pre-treated wastewater at the Wastewater Treatment Plant from the City of Geronimo and authorizing the Mayor and City Clerk to execute the agreement. Exhibits: Agreement is on file with the City Clerk. Page 33
12. Consider approving the Proposed Cooperative Program and Memorandum Agreement between the Oklahoma Water Resources Board and the City of Lawton and authorizing the Mayor and City Clerk to execute the agreement. Exhibits: Proposed Cooperative Program and Memorandum Agreement is on file with the City Clerk. Page 34
13. Consider accepting a permanent utility easement from KJ Hotel Properties, LLC for right of way needed for the NW 38th Street (Gore Blvd. to Cache Road) Project #2006-7, authorizing the Mayor and City Clerk to execute the document and authorizing the Mayor to sign a thank you letter. Exhibits: Easement is on file in the City Clerk's office. Page 35
14. Consider accepting a permanent easement and a temporary easement from Most Reverend Eusebius J. Beltran, as Archbishop for Holy Family Church for right of way needed for the NW 82nd Street Sewer Line Project #2010-4, authorizing the Mayor and City Clerk to execute the documents and authorizing payment for the same. Exhibits: Documents are on file in the City Clerk's office. Page 36
15. Consider awarding a contract for a fixed asset bar code system to RVB Systems Group of Cary, NC. Exhibits: Abstract of Bids. Page 37

16. Consider a month to month contract for (RFPCL07-054) Life Insurance to Lincoln National Life Insurance Company of Omaha, Nebraska. Exhibits: Memo from Human Resources, Letter from Lincoln National Life, Contract Extension Form. Page 39
17. Consider extending the contract (CL09-016) Portable Litter Fence to Metta Technologies of Toledo, OH. Exhibits: Department Recommendation, Price Sheet, Contract Extension Form. Page 43
18. Consider approval of payroll for the period of October 4 - 17, 2010.

NEW BUSINESS ITEMS:

19. Hold a public hearing and consider an ordinance changing the zoning from Temporary A-1 (General Agricultural District) to R-1 (Single-Family Dwelling District) zoning classification on a tract of land located approximately ½ mile south of SW Lee Boulevard and ¼ mile east of SW 67th Street. Exhibits: Ordinance No. 10-____, Location Map, Application and CPC Minutes. Page 48
20. Consider adopting an ordinance declaring as nonessential and surplus, and authorizing the sale by sealed bid of approximately 50 ½ acres, more or less, of City-owned real property in the vicinity of NW 67th Street and Rogers Lane, the value of the property exceeding Fifty Thousand Dollars (\$50,000), said land being legally described hereinafter; providing all potential bidders may make an environmental inspection of said property after receiving permission from the Real Property Administrator; providing City staff to set a minimum bid(s) for and other conditions of this sale; providing an effective date and making provisions for a vote thereon if a valid referendum petition as required by the Lawton City Charter is filed; providing for publication of the full text of this ordinance; and authorizing the Mayor and City Clerk to execute all documents necessary for conveyance of said property after it is sold by sealed bid(s). Exhibits: Ordinance No. 2010-____ and Plat Drawing Showing Location of Tracts 1-3. Page 56
21. Consider repealing Section 2-3-2-316, Division 2-3-2, Article 2-3, Chapter 2, Lawton City Code, 2005, pertaining to the City Planning Commission which provides for commission governance and excusing members' absences from meetings; and providing for severability and declaring an emergency. . Exhibits: Ordinance No. 2010-____. Page 67
22. Consider an ordinance pertaining to low point beer amending Section 4-2-1-204, Division 4-2-1, Article 4-2, Chapter 4, Lawton City Code, 2005, by amending the eligibility requirements for a retail dealer's license, amending Section 4-2-1-213, Division 4-2-1, Article 4-2, Chapter 4, Lawton City Code, 2005, by providing clarification by updating internal references and amending Section 4-3-1-304 by amending the sanctions on a retail beer license for the illegal sale of law point beer to minors, providing for severability, and establishing an effective date. Exhibits: Ordinance No. 2010-____. Page 69

23. Receive a report on the City's financial condition for the 1st Quarter of Fiscal Year 2010-2011, and provide direction to staff. Exhibits: None. Page 75

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

24. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the case styled IAFF Local 1882 and Timothy Taylor vs. The City of Lawton, Case No. FMCS 10-55739-8, and if necessary, take appropriate action in open session. Exhibits: None. Page 76

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."