

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
NOVEMBER 5, 2013- 6:00 P.M.
NEW CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATION OF PROCLAMATION FOR NATIONAL HOSPICE AND PALLIATIVE CARE MONTH

PRESENTATION OF PROCLAMATION FOR PSI UPSILON CHAPTER, OMEGA PSI PHI FRATERNITY, INC. WEEK

PRESENTATION OF PROCLAMATION FOR AMERICAN EDUCATION WEEK

REPORT OF ACTIVITIES AND NEEDS FOR CENTER FOR CREATIVE LIVING

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 OCTOBER 8 AND OCTOBER 22, 2013.

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 a “Once In A Blue Moon Library Amnesty Opportunity” from December 16, 2013 – February 15, 2014 to facilitate the return of library materials by discounting late fee charges on delinquent customer accounts. Exhibits: None.
2. Consider accepting the RFP on the Fisherman’s Cove Concession and ATV Track Development Proposal at Lake Ellsworth and direct staff to negotiate a contract for operations with Buck Lafferty and Lafferty Motor Sports Inc. Exhibits: Lafferty Motor Sports RFP Proposal and Exhibit “A” – Site Map for Proposed Land Recreation Vehicle Park – Lake Ellsworth.
3. Consider approving Elmer Thomas Park standard lease agreement with Carson & Barnes Circus for two performances Friday and Saturday, May 2 – 3, 2014. Exhibits: Standard Elmer Thomas Park lease agreement on file in the City Clerk’s office.
4. Consider approving a Resolution amending Appendix A, Schedule of Fees and Charges, Lawton City Code, 2005, by amending the fee relating to the construction inspection fee associated with revocable communication cables and pipeline permits. Exhibits: **Resolution No. 13-65** and Ordinance No. 08-28.

5. Consider a request from Darius Strobeck to waive all fees and contractor's license requirements associated with the building permit to construct a pergola at "Children's Corner Preschool", located within the First United Methodist Church, at 2602 NW Ferris Ave. Exhibits: Request letter from Darius Strobeck.
6. Consider granting a revocable permit for a masonry retaining wall and parking and maneuvering in the public utility easement along the south lot line of Lot 2, Block 1, Arvest Bank Addition, addressed as 4250 NW Cache Road. Exhibits: Application, Site Plan. Revocable Permit (on file in City Clerk's Office).
7. Consider approving the construction plans for a 10-inch waterline and a 15-inch sanitary sewer line to serve the Comanche County Memorial Hospital located at 3401 W. Gore Boulevard subject to conditions. Exhibits: Location Map.
8. Consider approving the Oklahoma Department of Transportation (ODOT) Change Order No. 7 for the NW 67th Street (Cache Road to Rogers Lane) Project #2003-7 authorizing staff to issue final payment to ODOT to close out this project. Exhibits: A copy of Change Order No. 7 is on file in the Engineering office.
9. Consider accepting a temporary easement and a warranty deed from J. Larry Fugate, Trustee of the J. Larry Fugate Revocable Trust Dated March 25, 2010 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.
10. Consider accepting a temporary easement from Mejia & Villagran Interprise, LLC 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 document and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office.
11. Consider accepting a temporary easement from Amber Mills, AKA Amber Gregory and Jeffrey Mills 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 document and authorizing payment for the same. Exhibits: Location Map. Documents are on file in the City Clerk's office.
12. Consider accepting two permanent easements and three temporary easements from Frederick A. & Elizabeth Roloff 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.
13. Consider approving Change Order No. 3, accepting the Carwash Facility Project #2012-1 and placing the Maintenance Bond into effect. Exhibits: None.
14. Consider rejecting all bids on (RFPCL13-033) Carpet and Tile Replacement. Exhibits: Department recommendation.

15. Consider awarding (RFPCL13-038) Fire Service Cost Recovery & Billing to LifeQuest Services of Wautoma, WI. Exhibits: Department recommendation, Price Bid Sheet.
16. Consider approving appointments to boards and commissions. Exhibits: None.
17. Consider approval of payroll for the periods of October 14 – 27, 2013.

OLD BUSINESS ITEMS:

18. Consider approving a Resolution amending Appendix A, Schedule of Fees and Charges, Lawton City Code, 2005, by amending the fees pertaining to various business licenses. Exhibits: **Resolution No. 13-66.**

NEW BUSINESS ITEMS:

19. Consider an appeal from Mike Dave, Dave's Realty LLC, for charges for mowing and clearing property located at 4513 SW G Avenue in the amount of \$229.55. Exhibits: Notice & Administrative Order dated April 16, 2013, Notice of Amount of Costs dated September 19, 2013, Notice of Appeal dated September 20, 2013, Appeal determination dated September 23, 2013, Appeal to council dated September 30, 2013.
20. Consider adopting an ordinance prohibiting the retail sale, possession and discharge of consumer fireworks, providing for seizure of contraband fireworks, and providing for public fireworks displays; repealing Article 7-11, Division 7-11-1, Section 7-11-1-1101 through Section 7-11-1-1120 of Chapter 7, Lawton City Code; amending Section 11-2-208 in Article 2, Chapter 11 by clarifying changes to the International Fire Code; creating Sections 11-2-213 through 11-2-217, Article 2, Chapter 11 by allowing firework sales among retailers, distributors, manufactures and wholesalers, by providing for making application and permitting public fireworks displays, by prohibiting the possession and discharge of consumer fireworks, by providing for seizure of contraband consumer fireworks, and by providing for punishment for violations; and further providing for severability and for an effective date. Exhibits: **Ordinance 13-35.**
21. Consider approving an ordinance repealing Section 2-3-2-315 of the Lawton City Code which designated the Municipal Planning Commission as the Metropolitan Planning Organization. Exhibits: **Ordinance 13-36.**

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

22. Pursuant to Sections 307B.3, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the proposed purchase of land for the purpose of construction of a new fire station in the southwest area of Lawton and if necessary, take appropriate action in open session. Exhibits: None.

23. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending case of Joseph Harper and Vivian Wheeler vs. City of Lawton, CV-12-841-F, and if necessary, take appropriate action in open session. Exhibits: None.
24. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss a pending investigation of matters involving the Lawton Police Department, 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."