

AGENDA
LAWTON CITY COUNCIL REGULAR MEETING
NOVEMBER 18, 2008 - 6:00 P.M.
WAYNE GILLEY CITY HALL COUNCIL CHAMBER

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PROCLAMATION FOR OKLAHOMA FAMILY WEEK 2008

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 the following damage claims recommended for approval and consider passage of the resolution authorizing the City Attorney to file a friendly suit for the claims which are over \$400.00: Sadia and Robin Raney in the amount of \$70.00, AT&T Telephone L.P. in the amount of \$1,006.02, Andrea and Joaquin Puente in the amount of \$2,125.79 and Scott and Peggy Nahrwold in the amount of \$3,092.88. Exhibits: Legal Opinions/Recommendations, Resolution No._____, Resolution No._____, and Resolution No._____. Page 1
2. Consider approving the deposit of a reimbursement check from LURA, in the amount of Four Hundred Twenty-Eight and 60/100 Dollars (\$428.60) into City Attorney's 231 - Professional Services Account. Exhibits: None. Page 16
3. Consider approving an Outside Water Sales Contract with Grant L. Keck, and authorize the Mayor and City Clerk to execute the Contract. Exhibits: Location Map. Contract is on file in the City Clerk's Office. Page 17
4. Consider approving an Outside Water Sales Contract with Clifford McDougald, and authorize the Mayor and City Clerk to execute the Contract. Exhibits: Location Map. Contract is on file in the City Clerk's Office. Page 19
5. Consider accepting a grant contribution for delivery of trees and shrubs from the Apache Foundation – The Tree Bank Foundation for planting throughout the City of Lawton area. Exhibits: Letter of Grant Notification from the Greater Oklahoma City Tree Bank Foundation and list of trees requested. Page 21
6. Consider accepting donation of funds donated by Wal-Mart, 1002 NW Sheridan Road, for Lawton Police Department Cops and Kids Picnic. Exhibits: None. Page 24
7. Consider accepting the NW 67th Street (Cache Road to Rogers Lane) Waterline Relocation Project #2008-7 as constructed by Luckinbill, Inc. and placing the Maintenance Bond into effect. Exhibits: None. Page 25

8. Consider granting a revocable permit to use a portion of the SW C Avenue right-of-way at 1001 SW C Avenue for an ADA accessible ramp. Exhibits: Application, Revocable Permit on file in City Clerk's Office and Aerial Photograph of Property. Page 26
9. Consider acknowledging receipt of a Tier I permit from the Oklahoma Department of Environmental Quality for the construction of 2,165 linear feet of 8-inch PVC waterline and all appurtenances to serve the Independence Place Apartments located at 3502 East Gore Boulevard in the SE/4 of the SE/4 of the SW/4 of Section 27, T2N, R11W, I.M., Comanche County, Oklahoma. Exhibits: Permit to Construct on file in the City Clerk's Office. Page 30
10. Consider acknowledging receipt of a Tier I permit from the Oklahoma Department of Environmental Quality for the construction of 2,090 linear feet of 10-inch waterline, 2,665 linear feet of 8-inch waterline and all appurtenances to serve Scissortail Development, Part 1 located 1/4 mile south of NE Cache Road and 1/4 mile west of NE Flower Mound Road in the S/2 of the NE/4 of Section 28, T2N, R11W, I.M., Comanche County, Oklahoma. Exhibits: Permit to Construct on file in the City Clerk's Office. Page 31
11. Consider extending the contract (CL07-012) Pest Control Services with Advanced Pest & Termite Services of Sterling, OK. Exhibits: Department Recommendation, Price Sheet, Contract Extension Form. Page 32
12. Consider awarding (CL09-016) Portable Litter Fence to Metta Technologies Inc. of Toledo, OH. Exhibits: Department recommendation, abstract of bids. Page 38
13. Consider awarding (CL09-011) Personal Soft Body Armor (Concealable) Vest to Special Ops Uniforms of Oklahoma City, OK. Exhibits: Department recommendation, abstract of bids. Page 41
14. Cancel contract CL08-059 Laboratory Services of Toxic Pollutants with Red River Environmental Laboratory & Consulting and allow staff to re-bid contract. Exhibits: Department memo, fax from Red River Environmental Laboratory & Consulting. Page 45
15. Consider awarding (CL09-010) Tactical Body Armor (Level III A) Vest to Special Ops Uniforms of Oklahoma City, OK. Exhibits: Department recommendation, abstract of bids. Page 48
16. Consider awarding (CL09-015) Police Motorcycles to Proteam Harley-Davidson of Lawton, OK. Exhibits: Department recommendation, abstract of bids. Page 51
17. Consider approving appointments to boards and commissions. Exhibits: None. Page 54
18. Consider approval of payroll for the period of November 3 - 16, 2008.

BUSINESS ITEMS:

19. Hold a public hearing and consider an ordinance closing a 10-foot easement on Lots 15 and 16, Block 1, Stephens Addition, also known as 2106 NW Atlanta Avenue. Exhibits: Ordinance No. 08-____, Location Map and Application. Page 55
20. Hold a public hearing and consider an ordinance repealing Ordinance No. 06-70 and changing the zoning from A-1 (General Agricultural District) and F (Floodplain District) to R-1 (Single-Family Dwelling District) zoning classification with a Planned Unit Development overlay district located approximately 1/4 mile south of NE Cache Road and 1/4 mile west of NE Flower Mound Road. Exhibits: Ordinance No. 08-____ with site plan, Location Map, Application and CPC Minutes. Page 59
21. Receive the semi-annual update of the hotel/motel tax funded activities for FY 2008-2009 from the Northside Chamber of Commerce. Exhibits: None. Page 69
22. Receive the semi-annual update of the hotel/motel tax funded activities for FY 2008-2009 from the Lawton Fort Sill Chamber of Commerce. Exhibits: None. Page 70
23. Hear the appeal of Central Baptist Church and Trinity Christian Academy from the decision of the Building Development Appeals Board and take appropriate action. Exhibits: Copy of the Appeal to the Building Development Appeals Board (Letter from Townsend & Associates dated 7/8/08); Copies of Lawton City Code, 2005, Sections 6-7-1-701 through 6-7-1-706; Copy of the By Laws of the Building Development Appeals Board; letter from J.W. Doolin dated 9/2/08 requesting appeal to Council; response letter from City Attorney's Office dated 9/11/08 regarding appeal to Council; letter from Phillip Townsend dated 10/27/08 and response letter from Douglas Wellhouse dated 11/6/08. Unapproved Minutes of the Building Development Appeals Board are on file in the City Clerk's Office. Page 71
24. Consider adopting an ordinance amending Section 17-2-11-232, Lawton, City Code, 2005, by deleting the provision that no person related within the third degree to an employee of the personnel department shall be appointed to any service of the City, providing for severability and declaring an emergency. Exhibits: Ordinance 08-____, results of other cities polled, EAC request for this change from 2006. Page 98

EXECUTIVE SESSION ITEMS:

25. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending Workers Compensation claim of Robert Martin, and if necessary, take appropriate action in open session. Exhibits: None. Page 103
26. Pursuant to Section 307B.1, Title 25, Oklahoma Statutes, discuss the appointment of a new City Attorney to succeed the retiring City Attorney, and if necessary, take appropriate action in open session. Exhibits: None. Page 104

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

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."