

AGENDA  
LAWTON CITY COUNCIL REGULAR MEETING  
NOVEMBER 29, 2011 - 6:00 P.M.  
NEW CITY HALL  
COUNCIL CHAMBERS/AUDITORIUM

MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

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: Rosemary Bellino in the amount of \$131.00. Exhibits: Legal Opinion/Recommendation. Page 1
2. Consider the following damage claims recommended for denial: AT&T/Southwestern Bell Telephone in the amount of \$1,647.82 and AT&T/Southwestern Bell Telephone in the amount of \$2,174.51. Exhibits: Legal Opinions/Recommendations. Page 4
3. Consider adopting a resolution approving the settlement by a joint petition and making payment in the workers' compensation claim of Robert Puccino. Exhibits: **Resolution No. 11-102.** Page 9
4. Consider approving a Memorandum of Understanding with the Oklahoma Department of Transportation and the State of Oklahoma for the deployment and installation of fiber optic cable for the statewide Oklahoma Community Anchor Network broadband network. Exhibits: Memorandum of Understanding is on file in the City Clerk's Office. Page 11
5. Consider renewing the agreement between the Board of County Commissioners of Comanche County and the City of Lawton for library service to Comanche County residents living outside the City of Lawton. Exhibits: Agreement on file in City Clerk's office. Page 12
6. Consider approving an agreement between the Lawton Evening Optimist Soccer Association (LEOSA) and the City of Lawton for the cooperative effort to make a first-class soccer complex available to the citizens of Lawton and promote youth soccer in Southwest Oklahoma. Exhibits: Lawton Evening Optimist Soccer Association contract. Page 13
7. Support the discussion and action of the Lawton Water Authority with respect to the potential refunding of the Authority's (I) Series 2003B Promissory Note to Oklahoma Water Resources Board, (II) Series 2003D Promissory Note to Oklahoma Water Resources Board, and (III) Series 2004B Promissory Note to Oklahoma Water Resources Board and the option to include funding for additional projects. Exhibits: None. Page 18

8. Consider adopting a resolution supporting the Oklahoma Department of Transportation (ODOT) decision to authorize the Comanche Nation to fund the design and construction of a traffic signal at the intersection of State Highway (SH) 7 and a new access road consistent with ODOT and City of Lawton standards; and authorizing the City of Lawton to provide additional Right-of-Way if necessary to accomplish construction of the traffic signal and to accept future maintenance responsibilities for the new traffic signal. Exhibits: **Resolution 11-103** and ODOT e-mail. Page 20
9. Consider approving a resolution authorizing the transfer of \$4,200.00 from City funds to the McMahon Auditorium Authority for the purchase of projection equipment for McMahon Memorial Auditorium. Exhibits: None. **Resolution 11-104** Page 23
10. Consider accepting a donation of \$1000.00 from the Oklahoma Pipeline Awareness Liaison, to the Lawton Fire Department, and to be used to repair and/or replace department fitness equipment. Exhibits: None. Page 26
11. Consider approving a credit adjustment to Hamra Property's service account #15969 in the amount of \$632.97 for two months' service bills for undetectable leaks on the customer's service line for their sprinkler system at 2500 NW Cache Road. Exhibits: Invoices from L & L Sprinkler Systems dated 7/1/11 and 10/20/11. Page 27
12. Consider granting a revocable permit for landscaping and irrigation in the median on SE Warwick Way at East Gore Boulevard. Exhibits: Revocable Permit (on file in City Clerk's Office). Application, Location Map and Site Plan. Page 31
13. Consider awarding contract (CL12-013) Electro Fusion Polyethylene Fittings for DR 17 Pipe to ISCO Industries from Pryor, OK. Exhibits: Department recommendation, abstract of bids, price sheet. Page 35
14. Consider awarding contract (RFPCL11-045) Swimming Pool Rehabilitation to G. Farney & Associates, Inc. of Wichita, KS. Exhibits: Department recommendation, abstract of bids, price sheet. Page 40
15. Consider approving appointments to boards and commissions. Exhibits: None. Page 44
16. Consider approval of payroll for the periods of November 14 - 27, 2011.

NEW BUSINESS ITEMS:

17. Hold a public hearing and consider an ordinance creating Section 6-1-5-186, Landscaping, Section 6-1-5-187, Site Lighting, and Section 6-1-5-188, Refuse Facilities, of Chapter 6, Lawton City Code, 2005; creating Section 18-4-1-415, Landscaping, Section 18-4-1-416, Site Lighting, and Section 18-4-1-417, Refuse Facilities; and amending Sections 18-5-7(1)-578.5, 18-5-7(1)-578.7, 18-6-14-653, 18-6-14-655, and 18-6-15-664, Chapter 18, Lawton City Code, 2005. Exhibits: **Ordinance 11-53**, Fast Fact Sheet and CPC Minutes. Page 45

18. Hold a public hearing and consider an ordinance amending Section 18-6-12-625, Chapter 18, Lawton City Code, 2005, amending surfacing requirements for open display uses, and amending Article 18-8, Parking, Chapter 18, Lawton City Code, 2005, modifying the requirements for off-street parking and loading. Exhibits: **Ordinance No. 11-54**, Matrix of Current and Proposed Parking Requirements by Use and CPC Minutes.  
Page 93
19. Consider adopting a resolution proposing amendments to the Charter of the City of Lawton to be voted on by the citizens of the City. Exhibits: **Resolution No. 11-105**.  
Page 130
20. Consider adopting a resolution calling for a special election to be held on February 14, 2012, to consider the approval or rejection of amendments to the Charter of the City of Lawton as specifically set forth in the resolution. Exhibits: **Resolution No. 11-106**, Notice of Election.  
Page 143
21. Consider adopting a resolution superseding Resolution 11-101 and amending Appendix A, Schedule of Fees and Charges, Lawton City Code, 2005, as amended, by establishing the Schedule of Fees and Charges for the public use and rental or lease of Lawton City Hall common areas located at 212 SW 9<sup>th</sup> Street and establishing an effective date. Exhibits: Proposed Revised Resolution with Exhibit A. **Resolution No. 11-107**  
Page 157
22. Discuss and take action as necessary with respect to the potential refunding of the City's General Obligation Bonds, Series 2001. Exhibits: Refunding of 2001 General Obligation Bonds Analysis.  
Page 160
23. Consider an ordinance pertaining to applications for retail beer license to sell low point beer amending section 4-2-1-204, Division, 4-2-1, Article, 4-2, Chapter 4, Lawton City Code, 2005, by denying the issuance of a retail dealer's license to an applicant or business associate whose municipal retail dealer's license has been denied during the past twelve (12) months, providing for severability, and establishing an effective date. Exhibits: **Ordinance 2011-55**.  
Page 167
24. Consider an ordinance pertaining to the property and maintenance code amending Section 6-5-1-503, Division 6-5-1, Article 6-5, Chapter 6, Lawton City Code, 2005, by changing the definition of a dilapidated building to correspond with an amendment to state law, providing for severability, and establishing an effective date. Exhibits: **Ordinance 2011-56**.  
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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.

REPORTS: MAYOR/CITY COUNCIL/CITY MANAGER

BUSINESS ITEMS: EXECUTIVE SESSION ITEMS

25. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss a pending action involving the City of Lawton, Public Service Company of Oklahoma, and the Oklahoma Department of Environmental Quality regarding the draft permit for the Wastewater Treatment Plant and ODEQ's proposed permit limit based on their determination that PSO's cooling pond served by the Wastewater Treatment Plant's effluent pond should be treated as "waters of the state", and take appropriate action in open session as necessary. Exhibits: None. Page 174
26. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the pending damage claim of Keith Valentine and if necessary, take appropriate action in open session. Exhibits: None. Page 175

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."