

CITY COUNCIL MINUTES  
NORMAN UTILITIES AUTHORITY MINUTES  
NORMAN MUNICIPAL AUTHORITY MINUTES  
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES

November 25, 2008

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in Regular Session in the Council Chambers of the Norman Municipal Building on the 25th day of November, 2008, at 6:30 p.m., and notice and agenda of the meeting were posted at the Municipal Building at 201 West Gray and at the Norman Public Library at 225 North Webster 24 hours prior to the beginning of the meeting.

PRESENT: Councilmembers Butler, Cubberley,  
Ezzell, Griffith, Kovach, Quinn,  
Thompson, Mayor Rosenthal

ABSENT: Councilmember Dillingham

The Pledge of Allegiance was led by students from Boy Scout Troop No. 777 from Alameda Church of Christ.

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CONSENT DOCKET

Councilmember Kovach moved that Item 4 through Item 19 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Cubberley; and the question being upon the placement on the consent docket by unanimous vote of Item 4 through Item 19, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley,  
Ezzell, Griffith, Kovach, Quinn,  
Thompson, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Item 4 through Item 19 were placed on the consent docket by unanimous vote.

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Item 4, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL CONFERENCE MINUTES OF NOVEMBER 10, 2008  
CITY COUNCIL MINUTES OF NOVEMBER 10, 2008  
NORMAN UTILITIES AUTHORITY MINUTES OF NOVEMBER 10, 2008  
NORMAN MUNICIPAL AUTHORITY MINUTES OF NOVEMBER 10, 2008  
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF NOVEMBER 10, 2008  
CITY COUNCIL BUDGET RETREAT MINUTES OF NOVEMBER 18, 2008

Acting as the City Council, Norman Utilities Authority, Norman Municipal Authority, and Norman Tax Increment Finance Authority, Councilmember Cubberley moved that the minutes be approved and the filing thereof be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. City Council Conference Minutes of November 10, 2008
2. City Council minutes of November 10, 2008
3. Norman Utilities Authority minutes of November 10, 2008
4. Norman Municipal Authority minutes of November 10, 2008
5. Norman Tax Increment Finance Authority minutes of November 10, 2008
6. City Council Budget Retreat minutes of November 18, 2008

and the question being upon approving the minutes and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley,  
Ezzell, Griffith, Kovach, Quinn,  
Thompson, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the minutes approved; and the filing thereof was directed.

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Item 5, being:

CONSIDERATION OF THE FOLLOWING ORDINANCES UPON FIRST READING BY TITLE:

ORDINANCE NO. O-0809-14: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 431.2 (COMMERCIAL COMMUNICATION TOWERS) AND SECTION 442.1 (AMENDMENTS) OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO REQUIRE A PREDEVELOPMENT MEETING FOR NEW COMMERCIAL COMMUNICATION TOWER INSTALLATIONS; AND PROVIDING FOR THE SEVERABILITY THEREOF.

ORDINANCE NO. O-0809-16: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING CHAPTER 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO PLACE A TRACT OF LAND LYING WITHIN THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 21, TOWNSHIP 9 NORTH, RANGE 1 EAST OF THE INDIAN MERIDIAN, CLEVELAND COUNTY, OKLAHOMA, IN THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT, AND REMOVE THE SAME FROM THE RE, RESIDENTIAL ESTATE DWELLING DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED 205 FEET EAST AND NORTH OF THE INTERSECTION OF AMERICAN LEGION ROAD AND LITTLE AXE DRIVE)

Councilmember Cubberley moved that the ordinances be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Memorandum dated October 27, 2008, from Doug Koscinski, AICP, Manager, Current Planning Division, to the Honorable Mayor and Councilmembers
2. Ordinance No. O-0809-14
3. Legislatively notated copy of Ordinance No. O-0809-14
4. Pertinent excerpts of City Council Planning Committee minutes of March 24 and August 29, 2008
5. Pertinent excerpts of Planning Commission minutes of October 9, 2008
6. Memorandum dated October 27, 2008, from Doug Koscinski, AICP, Manager, Current Planning Division, to the Honorable Mayor and Councilmembers
7. Ordinance No. O-0809-16 with Exhibit A, Site Development Plan
8. Location map
9. Staff Report dated October 9, 2008, recommending approval
10. Pertinent excerpts from Planning Commission minutes of October 9, 2008

and the question being upon the Introduction and adoption of the ordinances upon First Reading by title, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the ordinances were Introduced, read, and adopted upon First Reading by title.

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Item 6, being:

CONSIDERATION OF THE MAYOR'S APPOINTMENTS AS FOLLOWS:

CHILDREN'S RIGHTS COORDINATING COMMISSION

TERM: 11-25-08 TO 10-16-11: EMILY FURNEY, 1312 DAVINBROOK DRIVE

TERM: 11-25-08 TO 10-16-09: ROBIN STAFFORD, 2909 WATERVIEW COURT

HISTORIC DISTRICT COMMISSION

TERM: 11-25-08 TO 10-26-11: RANGAR CLINE, 620 MILLER AVENUE

PLANNING COMMISSION

TERM: 11-01-08 TO 11-01-11: PAUL MINNIS, 1129 TROUT AVENUE

TERM: 11-01-08 TO 11-01-11: CURTIS MCCARTY, 3817 DALSTON CIRCLE

TERM: 11-25-08 TO 11-01-11: TOM KNOTTS, 7301 EAST STATE HIGHWAY 9

Councilmember Cubberley moved that the appointments be confirmed, which motion was duly seconded by Councilmember Griffith; and the question being upon confirming the appointments, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the appointments were confirmed.

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Item 7, being:

SUBMISSION OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF OCTOBER 31, 2008.

Councilmember Cubberley moved that receipt of the report be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

- 1. Finance Director's Investment Report of October 31, 2008

and the question being upon acknowledging receipt of the report and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and receipt of the report acknowledged; and the filing thereof was directed.

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Item 8, being:

SUBMISSION OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF OCTOBER, 2008.

Councilmember Cubberley moved that receipt of the reports be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

- 1. Monthly Departmental Reports for the month of October, 2008

and the question being upon acknowledging receipt of the reports and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and receipt of the reports acknowledged; and the filing thereof was directed.

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Item 9, being:

SUBMISSION OF THE FOLLOWING PERMIT ISSUED BY THE STATE OF OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY (ODEQ) FOR THE CONSTRUCTION OF A SEWER LINE EXTENSION FOR THE FOLLOWING PROJECT:

<u>ODEQ PERMIT NO.</u> SL-000014080844	<u>LOCATION</u> INDUSTRIAL INTERCEPTOR PROJECT
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Councilmember Cubberley moved that the permit be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

- 1. Memorandum dated November 5, 2008, from Jim Speck, Capital Projects Engineer, to Norman Utilities Authority
- 2. State of Oklahoma Department of Environmental Quality Permit No. SL000014080844, Sewer Lines, S-20616, dated September 23, 2008

and the question being upon acknowledging receipt of the permit and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and receipt of the permit acknowledged; and the filing thereof was directed.

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Item 10, being:

CONSIDERATION OF ACCEPTANCE OF THE FOLLOWING EASEMENTS IN CONNECTION WITH THE FYE 2007 WATER WELL PROJECT:

<u>EASEMENT NO. – PARCEL NO.</u>	<u>GRANTOR</u>	<u>EASEMENT</u>	<u>COST</u>
E-0809-35 PARCEL 07-11	PAMELA DUE WARD A.K.A. PAMELA DRUE WARD	PERMANENT PUBLIC SANITARY SEWER	\$10,000
E-0809-36 PARCEL 07-14	PAMELA ANN HARVEY	PERMANENT PUBLIC SANITARY SEWER	\$10,000
E-0809-37 PARCEL 07-06	ROY D. AND LINDA L. TRITTEN	PERMANENT PUBLIC SANITARY SEWER	\$10,000

Acting as the City Council and Norman Utilities Authority, Councilmember Cubberley moved that the easements be accepted, execution and payment for the easements be authorized, and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Memorandum dated November 10, 2008, from Jim Speck, Capital Projects Engineer, to Norman Utilities
2. Letter dated November 18, 2008, from Candy Staring, P.E., CH2M Hill, to Mr. Jim Speck, City of Norman Utilities Department
3. Easement No. E-0809-35 with Exhibit "A," Site 07-11, Ward, Permanent Easement, legal description, and Exhibit "B," Site 07-11, Ward, Sanitary Easement, legal description
4. Water quality results for Ward Test Hole
5. Easement No. E-0809-36 with Exhibit "A," Site 07-14, Harvey, Permanent Easement, legal description, and Exhibit "B," Site 07-14, Harvey, Sanitary Easement, legal description
6. Water quality results for Harvey Test Hole
7. Easement No. E-0809-37 with Exhibit "A," Site 07-06, Tritton, Permanent Easement, legal description, and Exhibit "B," Site 07-06, Tritton, Sanitary Easement, legal description
8. Water quality results for Tritton Test Hole
9. Location map

and the question being upon accepting the easements and upon the subsequent authorizations and directive, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the easement accepted; execution and payment for the easements were authorized and the filing thereof with the Cleveland County Clerk was directed.

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Item 11, being:

CONSIDERATION OF ACCEPTANCE OF THE FOLLOWING EASEMENTS AND WARRANTY DEED IN CONNECTION WITH THE ROBINSON STREET GRADE SEPARATION PROJECT:

<u>EASEMENT NO. – PARCEL NO.</u>	<u>GRANTOR</u>	<u>EASEMENT</u>	<u>COST</u>
E-0809-38 E-0809-39 PARCELS 35 AND 35.1	KHOURI AND JAZZAR PROPERTIES, L.L.C.	PUBLIC UTILITY AND TEMPORARY CONSTRUCTION	\$ 855
E-0809-40 & E-0809-41 PARCELS 53 AND 53.1	DOUG AND DARLA KAY BIAS	PUBLIC ROADWAY, DRAINAGE, AND UTILITY AND TEMPORARY CONSTRUCTION	\$ 1,190
WARRANTY DEED PARCEL 47	GAROLD G. AND BRENDA K. KNIGHT		\$79,225

Councilmember Cubberley moved that the easements and the conveyance of title by warranty deed be accepted, the execution and payment of the easements and warranty deed be authorized, and the filing of the temporary easements with the City Clerk and the permanent easements and warranty deed with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Memorandum dated November 7, 2008, from John Clink, Capital Projects Engineer, to Honorable Mayor and Councilmembers
2. Easement No. E-0809-38
3. Temporary Easement No. E-0809-39
4. Easement No. E-0809-40
5. Temporary Easement Nos. E-0809-41
6. Warranty Deed for Parcel 47
7. Location map

and the question being upon accepting the easements and upon the subsequent authorizations and directive, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the easements and the conveyance of title by warranty deed accepted; the execution and payment of the easements and warranty deed were authorized, and the filing of the temporary easements with the City Clerk and the permanent easement and warranty deed with the Cleveland County Clerk was directed.

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Item 12, being:

CONSIDERATION OF THE FOLLOWING CLAIMS SUBMITTED FOR COSTS INCURRED DUE TO A BROKEN WATER MAIN NEAR THE INTERSECTION OF CRAWFORD AVENUE AND EAST MAIN STREET:

SPECIAL CLAIM NO. 0809-6: A CLAIM IN THE REDUCED AMOUNT OF \$25,000 FROM MARQUIS FURNITURE, INC., FOR WATER DAMAGED GOODS AND DISASTER RESTORATION AT 229 EAST MAIN STREET.

SPECIAL CLAIM NO. 0809-7: A CLAIM IN THE REDUCED AMOUNT OF \$10,000 FROM STACE, L.L.C., FOR DAMAGES TO PROPERTY AT 229 EAST MAIN STREET.

SPECIAL CLAIM NO. 0809-8: A CLAIM IN THE REDUCED AMOUNT OF \$5,500 FROM BRADLEY GOODMAN FOR CLEANUP, CARPET CLEANING, LOSS OF RENT, AND REPAIR TO PROPERTIES LOCATED AT 301 EAST MAIN STREET AND 109 NORTH CRAWFORD AVENUE.

Councilmember Cubberley moved that Special Claim No. 0809-6 be approved and payment in the reduced amount of \$25,000 be directed contingent upon obtaining a Release and Covenant Not to Sue from Marquis Furniture, Inc., which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Memorandum dated October 24, 2008, from Jeanne Snider, Assistant City Attorney, and Rebecca R. Frazier, Assistant City Attorney, through Jeff Harley Bryant, City Attorney, to the Honorable Mayor and Councilmembers
2. Special Claim No. 0809-6 dated September 18, 2008, submitted by Marquis Furniture in the amount of \$43,381.43
3. Memorandum dated September 18, 2008, from Brenda Hall, City Clerk, to Ken Komiske, Director of Utilities, and Jeff Bryant, City Attorney
4. Memorandum dated September 29, 2008, from David Hager, Utilities Superintendent, to Brenda Hall, City Clerk
5. Itemized list of expenses dated September 18, 2008, from Bill Bybee, Manager, Marquis Furniture, to City Clerk, totaling \$43,381.43
6. List dated July 29, 2008, of water damaged Serta goods totaling \$10,993
7. List dated July 29, 2008, of water damaged Spring Air goods totaling \$3,651
8. List dated July 29, 2008, of water damaged Golden Mattress goods totaling \$3,154
9. List dated July 29, 2008, of water damaged Sleep Tech goods totaling \$3,151
10. List dated July 29, 2008, of water damaged furniture items totaling \$13,744.89
11. Invoice No. 20213 dated September 3, 2008, City in the amount of \$7,027.54 from Servicemaster of Oklahoma
12. Direct costs related to water damage dated September 18, 2008, in the amount of \$1,660 from Marquis Furniture

and the question being upon approving Special Claim No. 0809-6 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Special Claim No. 0809-6 approved; and payment in the reduced amount of \$25,000 was directed contingent upon obtaining a Release and Covenant Not to Sue from Marquis Furniture, Inc.

Thereupon, Councilmember Cubberley moved that Special Claim No. 0809-7 be approved and payment in the reduced amount of \$10,000 be directed contingent upon obtaining a Release and Covenant Not to Sue from Stace, L.L.C., which motion was duly seconded by Councilmember Griffith;

Item 12, continued:

Items submitted for the record

1. Memorandum dated October 24, 2008, from Jeanne Snider, Assistant City Attorney, and Rebecca R. Frazier, Assistant City Attorney, through Jeff Harley Bryant, City Attorney, to the Honorable Mayor and Councilmembers
2. Special Claim No. 0809-7 dated August 8, 2008, submitted by Denise Drace Dunlap, Manager, Stace, L.L.C., in the amount of \$18,072
3. Memorandum dated September 16 2008, from Brenda Hall, City Clerk, to Ken Komiske, Director of Utilities, and Jeff Bryant, City Attorney
4. Memorandum dated September 29, 2008, from David Hager, Utilities Superintendent, to Brenda Hall, City Clerk
5. Job Estimate No. 10130 dated September 1, 2008, in the amount of \$18,072 from JCW Commercial Construction, Inc., for Ms. Denise Dunlap

and the question being upon approving Special Claim No. 0809-7 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Special Claim No. 0809-7 approved; and payment in the reduced amount of \$10,000 was directed contingent upon obtaining a Release and Covenant Not to Sue from Stace, L.L.C.

Thereupon, Councilmember Cubberley moved that Special Claim No. 0809-8 be approved and payment in the reduced amount of \$5,500 be directed contingent upon obtaining a Release and Covenant Not to Sue from Bradley Goodman, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Memorandum dated October 24, 2008, from Jeanne Snider, Assistant City Attorney, and Rebecca R. Frazier, Assistant City Attorney, through Jeff Harley Bryant, City Attorney, to the Honorable Mayor and Councilmembers
2. Special Claim No. 0809-8 dated August 18, 2008, in the amount of \$10,979.40 submitted by Bradley Goodman
3. Memorandum dated August 20 2008, from Brenda Hall, City Clerk, to Ken Komiske, Director of Utilities, and Jeff Bryant, City Attorney
4. Memorandum dated August 26, 2008, from David Hager, Utilities Superintendent, to Brenda Hall, City Clerk
5. Statement dated August 2, 2008, in the amount of \$1,625 from William Oxenreider to Brad Goodman
6. Statement No. 2856 dated July 29, 2008, in the amount of \$130 from Spear Carpet Cleaning
7. Invoice in the amount of \$680 for labor for paint, cleanup, replacement of trim and paint, and haul off of debris from Della Patterson
8. Proposal and Estimate dated August 13, 2008, in the amount of \$3,675 from Norman Roofing
9. Proposal dated August 14, 2008, in the amount of \$3,119.40 from Hill's Carpet Service

and the question being upon approving Special Claim No. 0809-8 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Special Claim No. 0809-8 approved; and payment in the reduced amount of \$5,500 was directed contingent upon obtaining a Release and Covenant Not to Sue from Bradley Goodman.

Item13, being:

SPECIAL CLAIM NO. 0809-10: A CLAIM IN THE AMOUNT OF \$2,300 SUBMITTED BY DON PETTYJOHN FOR CHARGES INCURRED FROM A SEWER BACKUP CAUSED BY THE CITY CONTRACTOR'S FAILURE TO RECONNECT THE SEWER LINE AT 537½ LAHOMA AVENUE.

Councilmember Cubberley moved that Special Claim No. 0809-10 be approved and payment in the amount of \$2,300 be directed contingent upon obtaining a Release and Covenant Not to Sue from Don Pettyjohn, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Memorandum dated November 7, 2008, from Jeanne Snider, Assistant City Attorney, through Jeff Harley Bryant, City Attorney, to the Honorable Mayor and Councilmembers
2. Special Claim No. 0809-10 dated October 6, 2008, submitted by Don Pettyjohn in the amount of \$2,300
3. Memorandum dated October 6, 2008, from Brenda Hall, City Clerk, to Ken Komiske, Director of Utilities, and Jeff Bryant, City Attorney
4. Invoice No. 25973 dated August 26, 2008, in the amount of \$2,300 from Leon's Plumbing, Heat and Air

and the question being upon approving Special Claim No. 0809-10 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Special Claim No. 0809-10 approved; and payment in the amount of \$2,300 was directed contingent upon obtaining a Release and Covenant Not to Sue from Don Pettyjohn.

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Item 14, being:

SPECIAL CLAIM NO. 0809-11: A CLAIM IN THE AMOUNT OF \$2,062.76 SUBMITTED BY FREIDA CARNES FOR CHARGES INCURRED TO HER VEHICLE AS A RESULT OF AN ACCIDENT WITH A SANITATION VEHICLE IN AN ALLEY NEAR 110 ED NOBLE PARKWAY.

Councilmember Cubberley moved that Special Claim No. 0809-11 be approved and payment in the amount of \$2,062.76 be directed contingent upon obtaining a Release and Covenant Not to Sue from Freida Carnes, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Memorandum dated November 14, 2008, from Jeanne Snider, Assistant City Attorney, through Jeff Harley Bryant, City Attorney, to the Honorable Mayor and Councilmembers
2. Special Claim No. 0809-11 dated September 28, 2008, submitted by Freida Carnes in the amount of \$2,062.76
3. Memorandum dated September 29, 2008, from Brenda Hall, City Clerk, to Ken Komiske, Director of Utilities, and Jeff Bryant, City Attorney
4. Estimate of Record No. 43579 dated July 3, 2008, from Heiliger Paint and Body in the amount of \$2,062.76

Item 14, continued:

and the question being upon approving Special Claim No. 0809-11 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Special Claim No. 0809-11 approved; and payment in the amount of \$2,062.76 was directed contingent upon obtaining a Release and Covenant Not to Sue from Freida Carnes.

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Item 15, being:

**CONSIDERATION OF THE ASSIGNMENT OF CONTRACT NO. K-0405-134 TO SIMPBELL, INC., FOR THE OPERATION OF THE WESTWOOD GOLF COURSE RESTAURANT FOR THE PARKS AND RECREATION DEPARTMENT.**

Acting as the Norman Municipal Authority, Trustee Cubberley moved that the Assignment of Contract No. K-0405-134 with Kevin J. Brown d/b/a Bronco Tacos to Simpbell, Inc., for the operation of the Westwood Golf Course Restaurant be approved and the execution thereof be authorized; which motion was duly seconded by Trustee Griffith;

Items submitted for the record

1. Memorandum dated November 6, 2008, from Jud Foster, Director of Parks and Recreation, to Honorable Mayor and City Councilmembers
2. Assignment of Contract No. K-0405-134
3. Contract No. K-0405-134
4. Pertinent excerpts from City Council minutes of March 22, 2005

and the question being upon approving the Assignment of Contract No. K-0405-134 with Kevin J. Brown d/b/a Bronco Tacos to Simpbell, Inc., for the operation of the Westwood Golf Course Restaurant and the subsequent authorization, a vote was taken with the following result:

YEAS:	Trustees Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Chairman Rosenthal
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NAYES:	None
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The Chairman declared the motion carried and the Assignment of Contract No. K-0405-134 with Kevin J. Brown d/b/a Bronco Tacos to Simpbell, Inc., for the operation of the Westwood Golf Course Restaurant approved; and the execution thereof was authorized.

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Item 16, being:

CONSIDERATION OF FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT NO. K-0708-106 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND RON WALTERS CONSTRUCTION SERVICES, INC., FOR WESTWOOD TENNIS SHOP EXPANSION PROJECT.

Councilmember Cubberley moved that the project be accepted and final payment in the amount of \$18,100.22 to Ron Walters Construction Services, Inc., be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

- 1. Memorandum dated November 5, 2008, from Jud Foster, Director of Parks and Recreation, to Honorable Mayor and City Councilmembers
- 2. Purchase Order No. 158463 dated April 14, 2008, in the amount of \$135,399 subtracting payments totaling \$117,298.22 leaving a balance of \$18,100.22

and the question being upon accepting the project and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and the project accepted; and final payment in the amount of \$18,100.22 to Ron Walters Construction Services, Inc., was directed.

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Item 17, being:

CONTRACT NO. K-0809-101: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND BECK DISASTER RECOVERY, INC., IN THE AMOUNT OF \$69,949 FOR PREPARATION OF A COMPREHENSIVE DEBRIS MANAGEMENT PLAN AND BUDGET APPROPRIATION.

Councilmember Cubberley moved that Contract No. K-0809-101 with Beck Disaster Recovery, Inc., in the amount of \$69,949 be approved, the execution thereof be authorized, and \$69,949 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. WS0002, Debris Management Plan, Design (050-9534-431.62-01), which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

- 1. Memorandum dated November 5, 2008, from Bob Hanger, City Engineer, to Honorable Mayor and City Council
- 2. Contract No. K-0809-101 with Exhibit A, Project Approach, and Exhibit B, Cost Proposal

and the question being upon approving Contract No. K-0809-101 with Beck Disaster Recovery, Inc., in the amount of \$69,949 and upon the subsequent authorization and appropriation, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Contract No. K-0809-101 with Beck Disaster Recovery, Inc., in the amount of \$69,949 approved; the execution thereof was authorized and \$69,949 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. WS0002, Debris Management Plan, Design (050-9534-431.62-01).

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Item 18, being:

RESOLUTION NO. R-0809-66: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ACKNOWLEDGING THE RECEIPT OF THE PETITION AND FILING OF THE ASSESSMENT ROLL FOR THE DELLA STREET ROAD IMPROVEMENT DISTRICT; SETTING A TIME FOR A PUBLIC HEARING ON SAID ASSESSMENT ROLL; AND INSTRUCTING THE CITY CLERK TO GIVE NOTICE OF THE PUBLIC HEARING.

Councilmember Cubberley moved that Resolution No. R-0809-66 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

- 1. Memorandum dated November 19, 2008, from Bob Hanger, City Engineer, through Shawn O’Leary, Director of Public Works, to the Honorable Mayor and Councilmembers
- 2. Resolution No. R-0809-66
- 3. Notice of Hearing
- 4. Exhibit “A”, City of Norman list of property included in the “Della Street Road Improvement District”
- 5. Assessment plat
- 6. Petition for Della Street Improvement District filed November 19, 2008, containing three signatures
- 7. Cost estimate revised November 18, 2008, in the amount of \$24,388.42

and the question being upon adopting Resolution No. R-0809-66, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Resolution No. R-0809-66 was adopted.

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Item 19, being:

PROCLAMATION NO. P-0809-7A: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE MONTH OF NOVEMBER, 2008, AS NATIONAL AMERICAN INDIAN HERITAGE MONTH IN THE CITY OF NORMAN.

Councilmember Cubberley moved that receipt of Proclamation No. P-0809-7A proclaiming the month of November, 2008, as National American Indian Heritage Month in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

- 1. Proclamation No. P-0809-7

Participants in discussion

- 1. Ms. Betty Kemp, representing the Chickasaw Tribe and the Daughters of the American Colonists, and Ms. Jeanette DeBois, representing the Cherokee Tribe and the Daughters of the American Revolution, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation No. P-0809-7A proclaiming the month of November, 2008, as National American Indian Heritage Month in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and receipt of Proclamation No. P-0809-7A proclaiming the month of November, 2008, as National American Indian Heritage Month in the City of Norman acknowledged; and the filing thereof was directed.

\* \* \* \* \*

Item 20, being:

PUBLIC HEARING REGARDING THE ABATEMENT OF A NUISANCE, CONSISTING OF A DANGEROUS STRUCTURE, AT THE FOLLOWING LOCATION:

RESOLUTION NO. R-0809-27: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CONDEMNING THE HEREINAFTER-DESCRIBED PREMISES AS A NUISANCE; AND PROVIDING FOR NOTICE AND HEARING THEREOF. (MOBILE HOME VEHICLE IDENTIFICATION NUMBER: VIN GD080367 TITLE: P274004 MAKE: AMERICAN HOMESTAR YR: 1974 LOCATED ON LOT 11, RANCH ESTATES MOBILE HOME COMMUNITY )

Councilmember Quinn moved that the public hearing be reconvened, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Memorandum dated November 7, 2008, from Kathryn L. Walker, Assistant City Attorney II, through Jeff H. Bryant, City Attorney, to Honorable Mayor and Councilmembers
2. Memorandum dated October 7, 2008, from Linda Price, Revitalization Manager, to Honorable Mayor and Councilmembers
3. Resolution No. R-0809-27
4. Memorandum dated August 6, 2008, from Bob Hanger, City Engineer, to Shawn O'Leary, Director of Public Works
5. Chronology for 2855 West Indian Hills Road #11
6. Photos of 2855 West Indian Hills Road #11
7. Pertinent excerpts from City Council minutes of October 28, 2008

and the question being upon reconvening a public hearing, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and a public hearing was reconvened.

Thereupon, the following persons addressed City Council:

Participants in discussion

1. Ms. Kathryn Walker, Assistant City Attorney
2. Mr. Odus Compton, Owner of Ranch Estates Mobile Home Community
3. Mr. Blaine Nice, Assistant City Attorney
4. Ms. Renny Brasel, 1900 Candlewood, asked questions

Thereupon, Councilmember Kovach moved that the public hearing be closed, which motion was duly seconded by Councilmember Cubberley; and the question being upon closing the public hearing, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the public hearing was closed.

Item 20, continued:

Thereupon, Councilmember Kovach moved that the directive that Staff abate the nuisance as outlined in Resolution No. R-0809-27 as required by law be approved, which motion was duly seconded by Councilmember Cubberley; and the question being upon approving the directive that Staff abate the nuisance as outlined in Resolution No. R-0809-27 as required by law, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the directive that Staff abate the nuisance as outlined in Resolution No. R-0809-27 as required by law was approved.

\* \* \* \* \*

Item 21, being:

PUBLIC HEARING REGARDING THE ABATEMENT OF A NUISANCE, CONSISTING OF A DANGEROUS STRUCTURE, AT THE FOLLOWING LOCATION:

RESOLUTION NO. R-0809-28: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CONDEMNING THE HEREINAFTER-DESCRIBED PREMISES AS A NUISANCE; AND PROVIDING FOR NOTICE AND HEARING THEREOF. (MOBILE HOME VEHICLE IDENTIFICATION NUMBER VIN: 60147494PC TITLE: A206718 MAKE: ARTCRAFT YR: 1978 LOCATED ON LOT 18, RANCH ESTATES MOBILE HOME COMMUNITY)

Councilmember Kovach moved that the public hearing be reconvened, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Memorandum dated November 7, 2008, from Kathryn L. Walker, Assistant City Attorney II, through Jeff H. Bryant, City Attorney, to Honorable Mayor and Councilmembers
2. Memorandum dated October 7, 2008, from Linda Price, Revitalization Manager, to Honorable Mayor and Councilmembers
3. Resolution No. R-0809-28
4. Memorandum dated August 6, 2008, from Bob Hanger, City Engineer, to Shawn O’Leary, Director of Public Works
5. Memorandum dated September 11, 2008, from Keith A. Petillo, Rehabilitation Specialist, to Linda R. Price, Revitalization Manager
6. Chronology for 2855 West Indian Hills Road #18
7. Photos of 2855 West Indian Hills Road #18
8. Pertinent excerpts from City Council minutes of October 28, 2008

and the question being upon convening the public hearing, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the public hearing was reconvened.

Thereupon, the following persons addressed City Council:

Participants in discussion

1. Ms. Kathryn Walker, Assistant City Attorney
2. Mr. Odus Compton, Owner of Ranch Estates Mobile Home Community

Item 21, continued:

Thereupon, Councilmember Kovach moved that the public hearing be closed, which motion was duly seconded by Councilmember Cubberley; and the question being upon closing the public hearing, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the public hearing was closed.

Thereupon, Councilmember Quinn moved that the directive that Staff abate the nuisance as outlined in Resolution No. R-0809-28 as required by law be approved, which motion was duly seconded by Councilmember Kovach; and the question being upon approving the directive that Staff abate the nuisance as outlined in Resolution No. R-0809-28 as required by law, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the directive that Staff abate the nuisance as outlined in Resolution No. R-0809-28 as required by law was approved.

\* \* \* \* \*

Item 22, being:

PUBLIC HEARING REGARDING THE ABATEMENT OF A NUISANCE, CONSISTING OF A DANGEROUS STRUCTURE, AT THE FOLLOWING LOCATION:

RESOLUTION NO. R-0809-29: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CONDEMNING THE HEREINAFTER-DESCRIBED PREMISES AS A NUISANCE; AND PROVIDING FOR NOTICE AND HEARING THEREOF. (MOBILE HOME VEHICLE IDENTIFICATION NUMBER 1260NEWS, TITLE NO. 551891155008 MAKE, NEW STYLE YR: 1973 LOCATED ON LOT 16, RANCH ESTATES MOBILE HOME COMMUNITY)

Councilmember Kovach moved that a public hearing be conducted, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Memorandum dated November 7, 2008, from Kathryn L. Walker, Assistant City Attorney II, through Jeff H. Bryant, City Attorney, to Honorable Mayor and Councilmembers
2. Memorandum dated October 7, 2008, from Linda Price, Revitalization Manager, to Honorable Mayor and Councilmembers
3. Resolution No. R-0809-29
4. Memorandum dated August 6, 2008, from Bob Hanger, City Engineer, to Shawn O'Leary, Director of Public Works
5. Memorandum dated September 11, 2008, from Keith A. Petillo, Rehabilitation Specialist, to Linda R. Price, Revitalization Manager
6. Chronology for 2855 West Indian Hills Road #16
7. Photos of 2855 West Indian Hills Road #16
8. Pertinent excerpts from City Council minutes of October 28, 2008

and the question being upon conducting a public hearing, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and a public hearing was conducted.

Item 22, continued:

Thereupon, the following persons addressed City Council:

Participants in discussion

1. Ms. Kathryn Walker, Assistant City Attorney
2. Mr. Odus Compton, Owner of Ranch Estates Mobile Home Community
3. Mr. Jim Stanley, 3922 Pine Tree Circle, made comments
4. Mr. Blaine Nice, Assistant City Attorney

Thereupon, Councilmember Cubberley moved that the public hearing be closed, which motion was duly seconded by Councilmember Butler; and the question being upon closing the public hearing, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the public hearing was closed.

Thereupon, Councilmember Quinn moved that the directive that Staff abate the nuisance as outlined in Resolution No. R-0809-29 as required by law be approved, which motion was duly seconded by Councilmember Butler; and the question being upon approving the directive that Staff abate the nuisance as outlined in Resolution No. R-0809-29 as required by law, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the directive that Staff abate the nuisance as outlined in Resolution No. R-0809-29 as required by law was approved.

\* \* \* \* \*

Item 23, being:

PUBLIC HEARING REGARDING THE ABATEMENT OF A NUISANCE, CONSISTING OF A DANGEROUS STRUCTURE, AT THE FOLLOWING LOCATION:

RESOLUTION NO. R-0809-30: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CONDEMNING THE HEREINAFTER-DESCRIBED PREMISES AS A NUISANCE; AND PROVIDING FOR NOTICE AND HEARING THEREOF. (MOBILE HOME VEHICLE IDENTIFICATION NUMBER VIN: M1FL1AF142514540 TITLE: 555085277012 MAKE: FLEETWOOD YR: 1985 LOCATED ON LOT 33, RANCH ESTATES MOBILE HOME COMMUNITY )

Councilmember Kovach moved that a public hearing be conducted, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Memorandum dated November 7, 2008, from Kathryn L. Walker, Assistant City Attorney II, through Jeff H. Bryant, City Attorney, to Honorable Mayor and Councilmembers
2. Memorandum dated October 7, 2008, from Linda Price, Revitalization Manager, to Honorable Mayor and Councilmembers
3. Resolution No. R-0809-30
4. Memorandum dated August 6, 2008, from Bob Hanger, City Engineer, to Shawn O'Leary, Director of Public Works
5. Memorandum dated September 11, 2008, from Keith A. Petillo, Rehabilitation Specialist, to Linda R. Price, Revitalization Manager
6. Chronology for 2855 West Indian Hills Road #33
7. Photos of 2855 West Indian Hills Road #33
8. Pertinent excerpts from City Council minutes of October 28, 2008

Item 23, continued:

and the question being upon conducting a public hearing, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and a public hearing was conducted.

Thereupon, the following persons addressed City Council:

Participants in discussion

1. Ms. Kathryn Walker, Assistant City Attorney
2. Mr. Odus Compton, Owner of Ranch Estates Mobile Home Community

Thereupon, Councilmember Kovach moved that the public hearing be closed, which motion was duly seconded by Councilmember Butler; and the question being upon closing the public hearing, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and the public hearing was closed.

Thereupon, Councilmember Quinn moved that the directive that Staff abate the nuisance as outlined in Resolution No. R-0809-30 as required by law be approved, which motion was duly seconded by Councilmember Cubberley; and the question being upon approving the directive that Staff abate the nuisance as outlined in Resolution No. R-0809-30 as required by law, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and the directive that Staff abate the nuisance as outlined in Resolution No. R-0809-30 as required by law was approved.

\* \* \* \* \*

Item 24, being:

ORDINANCE NO. O-0809-12: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ADDING ARTICLE III, HAZARDOUS MATERIAL EMERGENCY RESPONSE COST RECOVERY, TO CHAPTER 9 OF THE CODE OF THE CITY OF NORMAN; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-0809-12 having been Introduced and adopted upon First Reading by title in City Council's meeting of November 10, 2008, Councilmember Cubberley moved that Ordinance No. O-0809-12 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

- 1. Memorandum dated October 31, 2008, from James Fullingim, Fire Chief, to the Honorable Mayor and Councilmembers
- 2. Ordinance No. O-0809-12
- 3. Legislatively notated copy of Ordinance No. O-0809-12

Participants in discussion

- 1. Mr. James Fullingim, Fire Chief

and the question being upon adopting Ordinance No. O-0809-12 upon Second Reading section by section, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Ordinance No. O-0809-12 was adopted upon Second Reading section by section.

Thereupon, Councilmember Kovach moved that Ordinance No. O-0809-12 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Cubberley; and the question being upon adopting Ordinance No. O-0809-12 upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Ordinance No. O-0809-12 was adopted upon Final Reading as a whole.

\* \* \* \* \*

Item 25, being:

ORDINANCE NO. O-0809-15: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 308(E) OF CHAPTER 19 OF THE CODE OF THE CITY OF NORMAN SO AS TO MANDATE REQUIREMENTS FOR NEW PROPERTY OWNERS' ASSOCIATIONS AUTHORIZED BY THIS SECTION; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-0809-15 having been Introduced and adopted upon First Reading by title in City Council's meeting of November 10, 2008, Councilmember Thompson moved that Ordinance No. O-0809-15 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Cubberley;

Item 25, continued:

Items submitted for the record

1. Memorandum dated November 3, 2008, from R. Blaine Nice, Assistant City Attorney, and Doug Koscinski, Current Planning Manager, through Jeff Harley Bryant, City Attorney, to the Honorable Mayor and Councilmembers
2. Ordinance No. O-0809-15
3. Legislatively notated copy of Ordinance No. O-0809-15
4. Memorandum dated October 9, 2008, from Doug Koscinski, AICP, Manager, Current Planning Division, to Chairman and Members, Norman Planning Commission
5. City Council Oversight Committee minutes of August 7 and September 3, 2008
6. Pertinent excerpts from City Council Conference minutes of June 24, 2008
7. Pertinent excerpts from Planning Commission minutes of October 9, 2008

Participants in discussion

1. Mr. Blaine Nice, Assistant City Attorney
2. Mr. Harold Heiple, 218 East Eufaula Avenue, proponent

Thereupon, Councilmember Ezzell moved that Section 19-308(E)(1)(j) of Ordinance No. O-0809-15 be amended to read as follows:

E. In the case of a plat proposing the reserving or dedicating of land or amenities to be used in common by owners of lots in a single-family residential subdivision, the applicant shall submit evidence acceptable to the City Attorney that all necessary steps have been taken for:

1. The establishment of a mandatory Property Owner’s Association (“POA”) or establishment of another acceptable arrangement for adequate maintenance of the common elements. All mandatory....

(j) All POAs must annually register with the City Clerk’s office and provide a list of elected officers and their contact information or with the name and contact information for the agent or attorney of record for the POA. ~~A fee of \$25 shall be charged for the initial registration, and \$10 for each renewal.~~

Which motion was duly seconded by Councilmember Kovach;

Participants in discussion

1. Mr. Jim Stanley, 3922 Pine Tree Circle, made comments

And the question being upon amending Section 19-308(E)(1)(j) of Ordinance No. O-0809-15 as stated above, a vote was taken with the following result

YEAS: Councilmembers Ezzell, Kovach, and Quinn

NAYES: Councilmembers Butler, Cubberley, Griffith, Thompson, Mayor Rosenthal

The Mayor declared the motion failed and Section 19-308(E)(1)(j) of Ordinance No. O-0809-15 was not amended as stated above.

and the question being upon adopting Ordinance No. O-0809-15 upon Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-0809-15 was adopted upon Second Reading section by section.

Item 25, continued:

Thereupon, Councilmember Thompson moved that Ordinance No. O-0809-15 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Cubberley; and the question being upon adopting Ordinance No. O-0809-15 upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Ordinance No. O-0809-15 was adopted upon Final Reading as a whole.

\* \* \* \* \*

#### MISCELLANEOUS DISCUSSION

Tree Trimming. Mr. Bobby Stevens, 3801 108th Avenue S.E., referenced the trimming of trees located at dangerous intersections. He said it was possible the City could use inmates from the Cleveland County Detention Center.

\*

Cleveland County Sales Tax Election. Mr. Bobby Stevens, 3801 108th Avenue S.E., said he agreed that Cleveland County needed a new jail and supports the use of sales tax to build a new jail.

Councilmember Kovach said that Oklahoma spends \$500,000 annually housing prisoners. He said there were other ways to address issues and remediate problems with convicts. He urged citizens to look at alternative solutions. He said the proposal is for a twenty-year sales tax and most other counties have built jails with a five or ten year sales tax. He said the jail at a cost of \$39,000,000 could be paid off in five to six years. He said there are ways to get Federal monies for prisons, as well as many types of cost saving measures that should be investigated. He said the timing is really not good because we just finished a very long election period and have the holidays coming up.

\*

New Library Building. Mr. Mark Campbell, 2821 Dewey Avenue, said he was disappointed that the proposition regarding building a new library did not pass. He proposed the City use the Circuit City location in North Park as a northwest location for a new library.

\*

Rock Creek Road Widening Project. Ms. Anne Boone, 348 Wewoka Drive, said she was very unhappy with the trees that had been cut down and trimmed in her yard for the Rock Creek Road Widening Project and asked why staff had not informed the homeowners involved about the change in the project plan.

Mr. Steve Lewis, City Manager, asked Ms. Boone to meet with Staff after the City Council meeting to discuss the issue.

\*

Property Owner Association Ordinance. Councilmember Butler thanked everyone involved in the Ordinance No. O-0809-15 regarding Property Owner Associations. She said there were legitimate issues and concerns brought up during the Planning Commission discussion about the how the ordinance would affect a future ordinance regarding the stormwater utility. She said the stormwater system is important to the community as a whole and that would be taken into consideration by Council.

\*

Miscellaneous Discussion, continued:

Veterans' Memorial. Councilmember Quinn congratulated everyone involved with dedication of the Veterans' Memorial at Reaves Park and encouraged all citizens to see it.

\*

Thanksgiving Sanitation Schedule. Mr. Steve Lewis, City Manager, announced trash would not be picked up Thanksgiving Day. Those who normally have trash pickup on Thursday will have their trash picked up on Friday and Friday pickup will be Saturday.

\*

Shop Norman. Mayor Rosenthal encouraged everyone to keep their tax dollars in Norman and "Shop Norman." She said now more than ever we should be supporting our local businesses.

\* \* \* \* \*

ADJOURNMENT

There being no further business, Councilmember Quinn moved that the meeting be adjourned, which motion was duly seconded by Councilmember Cubberley; and the question being upon adjournment of the meeting, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley, Ezzell, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the meeting was adjourned at 8:12 p.m.

ATTEST:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor