

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

April 26, 2011

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 26th day of April, 2011, 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 Atkins, Butler,  
Cubberley, Dillingham, Griffith,  
Kovach, Mayor Rosenthal

ABSENT: Councilmembers Ezzell and Quinn

The Pledge of Allegiance was led by students from Lakeview Elementary School.

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Item 3, being:

PRESENTATION OF THE MAYOR'S CITIZENSHIP AWARDS TO STUDENTS FROM LAKEVIEW ELEMENTARY SCHOOL.

Mayor Rosenthal and Councilmember Butler presented Citizenship Awards to students Shayla Chaparro, Chianne Gatewood, Braden Henson, Ashleigh Joy, Erin Martin, Logan Matthews, Addison Moody, Christopher Moore, Cade Muldrow, Arielle Quartuccio, Allison Rosati, Annika Testerman, Juleyun Vanderburg, and Jesse Wetherington. Ms. Paula Palermo, Principal of Lakeview Elementary School, said the students were selected as representatives of good citizens of Lakeview Elementary School.

Items submitted for the record

1. Text File TMP-138 dated April 13, 2011, by Carol Coles, Administrative Assistant

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Item 4, being:

RESOLUTION NO. R-1011-114: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, IN CONJUNCTION WITH THE CHILDREN'S RIGHTS COORDINATING COMMISSION, AWARDING THE 2011 CITY OF NORMAN CHILDREN'S RIGHTS AWARD.

Councilmember Cubberley moved that Resolution No. R-1011-114 be adopted, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

1. Text File No. R-1011-114 dated April 13, 2011, by Carol Coles, Administrative Assistant
2. Resolution No. R-1011-114
3. Children's Rights Coordinating Commission minutes of April 11, 2011

Participants in discussion

1. Ms. Emily Furney, Chairman of the Children's Rights Coordinating Commission
2. Ms. Fran Roberson, recipient of the Children's Rights Award, accepted the resolution and thanked the Council

and the question being upon adopting Resolution No. R-1011-114, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith,  
Kovach, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Resolution No. R-1011-114 was adopted.

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Item 5, being:

CONSENT DOCKET

Councilmember Kovach that Item 6 through Item 57 excluding Item 11 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 6 through Item 57 excluding Item 11, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith,  
Kovach, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Item 6 through Item 57 excluding Item 11 were placed on the consent docket by unanimous vote.

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Item 6, being:

CITY COUNCIL OVERSIGHT COMMITTEE MINUTES OF MARCH 2, 2011  
CITY COUNCIL CONFERENCE MINUTES OF MARCH 22, 2011  
CITY COUNCIL FINANCE COMMITTEE MINUTES OF MARCH 23, 2011  
JOINT CITY COUNCIL PLANNING AND COMMUNITY DEVELOPMENT/TRANSPORTATION COMMITTEES MINUTES OF MARCH 24, 2011  
CITY COUNCIL SISTER CITY RECEPTION/SIGNING CEREMONY FOR AREZZO, ITALY, MINUTES OF APRIL 5, 2011  
CITY COUNCIL PLANNING AND COMMUNITY DEVELOPMENT COMMITTEE MINUTES OF APRIL 8, 2011  
CITY COUNCIL SPECIAL SESSION MINUTES OF APRIL 12, 2011  
CITY COUNCIL MINUTES OF APRIL 12, 2011  
NORMAN UTILITIES AUTHORITY MINUTES OF APRIL 12, 2011  
NORMAN MUNICIPAL AUTHORITY MINUTES OF APRIL 12, 2011  
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF APRIL 12, 2011

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

Items submitted for the record

1. City Council Oversight Committee meeting minutes of March 2, 2011
2. City Council Conference minutes of March 22, 2011
3. City Council Finance Committee minutes of March 23, 2011
4. Joint City Council Planning and Community Development/Transportation Committees minutes of March 24, 2011
5. City Council Sister City Reception/Signing Ceremony for Arezzo, Italy, minutes of April 5, 2011
6. City Council Planning and Community Development Committee minutes of April 8, 2011
7. City Council Special Session minutes of April 12, 2011
8. City Council minutes of April 12, 2011
9. Norman Utilities Authority minutes of April 12, 2011
10. Norman Municipal Authority minutes of April 12, 2011
11. Norman Tax Increment Finance Authority minutes of April 12, 2011

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

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith,  
Kovach, 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 7, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF MARCH 31, 2011, AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record

- 1. Text File No. RPT-1011-40 dated April 12, 2011, by Anthony Francisco, Finance Director
- 2. Finance Director's Investment Report of March 31, 2011

Participants in discussion

- 1. Mr. Anthony Francisco, Director of Finance

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 Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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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 AND ACKNOWLEDGING RECEIPT OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF MARCH, 2011, AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record

- 1. Text File No. RPT-1011-39 dated April 12, 2011
- 2. Monthly Departmental Reports for the month of April 12, 2011

Participants in discussion

- 1. Mr. Anthony Francisco, Director of Finance

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 Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, 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:

CONSIDERATION OF THE NORMAN CONVENTION AND VISITORS BUREAU, INC., SEMI-ANNUAL REPORT ENDING DECEMBER 31, 2010.

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

Items submitted for the record

1. Norman Convention and Visitors Bureau, Semi-Annual Report, ending December 31, 2010

Participants in discussion

1. Mr. Stephen Koranda, Executive Director of the Norman Convention and Visitors Bureau, Inc.

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 Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and receipt of the report acknowledged; and the filing thereof was directed.

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Item 10, being:

CONSIDERATION AND AWARDING OF BID NO. 1011-63 FOR COMPRESSED NATURAL GAS (CNG) QUICK FILL AND SLOW FILL EQUIPMENT AND RESOLUTION NO. R-1011-118 APPROPRIATING FUNDS.

Councilmember Kovach moved that all bids meeting specifications for Section 1, Part A, be accepted and the bid in the amount of \$196,800 be awarded to Arrow Engine Company as the lowest and best bidder meeting specifications and J-W Power Company as the alternate bidder, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. BID-1011-63 dated April 11, 2011, by Mike White, Fleet Superintendent, with Attachment No. One dated April 16, 2011, Vendors for Fast Fill and Slow Fill Station Equipment, and Attachment No. Two, Appropriation of Funds to cover expenditures through FYE 2012
2. Tabulation of bids dated March 24, 2011, for Part A, Section 1, Four Stage Compressor Package for CNG Fast Fill Station

Participants in discussion

1. Mr. Steve Lewis, City Manager
2. Mr. John Bolte, Small Arrow Engineering, consultant

and the question being upon accepting all bids meeting specifications for Section 1, Part A, and upon the subsequent awarding of the bid, a vote was taken with the following result;

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and all bids meeting specifications for Section 1, Part A, accepted; and the bid in the amount of \$196,800 was awarded to Arrow Engine Company as the lowest and best bidder meeting specification and J-W Power Company as the alternate bidder.

Thereupon, Councilmember Kovach moved that all bids meeting specifications for Section 2, Part A, be accepted and the bid in the amount of \$201,832 be awarded to J-W Power Company as the lowest and best bidder meeting specifications and Tulsa Gas Technologies as the alternate bidder, which motion was duly seconded by Councilmember Cubberley;

Item 10, continued:

Items submitted for the record

1. Text File No. BID-1011-63 dated April 11, 2011, by Mike White, Fleet Superintendent, with Attachment No. One dated April 16, 2011, Vendors for Fast Fill and Slow Fill Station Equipment, and Attachment No. Two, Appropriation of Funds to cover expenditures through FYE 2012
2. Tabulation of bids dated March 24, 2011, for Section 2, Part A, Six Storage Spheres, Inlet Dryer, and Process Air Compressor for CNG Fast Fill Station

Participants in discussion

1. Mr. Steve Lewis, City Manager
2. Mr. John Bolte, Small Arrow Engineering, consultant

and the question being upon accepting all bids meeting specifications for Section 2, Part A, and upon the subsequent awarding of the bid, a vote was taken with the following result;

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith,  
Kovach, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications for Section 2, Part A, accepted; and the bid in the amount of \$ \$201,832 was awarded to J-W Power Company as the lowest and best bidder meeting specification and Tulsa Gas Technologies as the alternate bidder.

Thereupon, Councilmember Kovach moved that the bid as meeting specifications for Section 3, Part A, be accepted and the bid in the amount of \$160,584 be awarded to Tulsa Gas Technologies as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. BID-1011-63 dated April 11, 2011, by Mike White, Fleet Superintendent, with Attachment No. One dated April 16, 2011, Vendors for Fast Fill and Slow Fill Station Equipment, and Attachment No. Two, Appropriation of Funds to cover expenditures through FYE 2012
2. Tabulation of bids dated March 24, 2011, for Section 3, Part A, Four CNG Fueling Dispensers for CNG Fast Fill Station

Participants in discussion

1. Mr. Steve Lewis, City Manager
2. Mr. John Bolte, Small Arrow Engineering, consultant

and the question being upon accepting the bid as meeting specifications for Section 3, Part A, and upon the subsequent awarding of the bid, a vote was taken with the following result;

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith,  
Kovach, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the bid as meeting specifications for Section 3, Part A, accepted; and the bid in the amount of \$160,584 was awarded to Tulsa Gas Technologies as the lowest and best bidder meeting specification.

Thereupon, Councilmember Kovach moved that all bids meeting specifications for Section 4, Part A, be accepted and the bid in the amount of \$23,876.21 be awarded to H.G. Flake as the lowest and best bidder meeting specifications and Greenfield Compression as the alternate bidder, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. BID-1011-63 dated April 11, 2011, by Mike White, Fleet Superintendent, with Attachment No. One dated April 16, 2011, Vendors for Fast Fill and Slow Fill Station Equipment, and Attachment No. Two, Appropriation of Funds to cover expenditures through FYE 2012
2. Tabulation of bids dated March 24, 2011, for Section 4, Part A, Inlet Supply Pressure Regulator and Stainless Steel Piping and Fittings for CNG Fast Fill Station

Participants in discussion

1. Mr. Steve Lewis, City Manager
2. Mr. John Bolte, Small Arrow Engineering, consultant

Item 10, continued:

and the question being upon accepting all bids meeting specifications for Section 4, Part A, and upon the subsequent awarding of the bid, a vote was taken with the following result;

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith,  
Kovach, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications for Section 4, Part A, accepted; and the bid in the amount of \$23,876.21 was awarded to H.G. Flake as the lowest and best bidder meeting specification and Greenfield Compression as the alternate bidder.

Thereupon, Councilmember Kovach moved that all bids meeting specifications for Section 1, Part B, be accepted and the bid in the amount of \$187,400 be awarded to Arrow Engine Company as the lowest and best bidder meeting specifications and J-W Power Company as the alternate bidder, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. BID-1011-63 dated April 11, 2011, by Mike White, Fleet Superintendent, with Attachment No. One dated April 16, 2011, Vendors for Fast Fill and Slow Fill Station Equipment, and Attachment No. Two, Appropriation of Funds to cover expenditures through FYE 2012
2. Tabulation of bids dated March 24, 2011, for Section 1, Part B, 4-Stage Compressor Package for CNG Slow Fill Station

Participants in discussion

1. Mr. Steve Lewis, City Manager
2. Mr. John Bolte, Small Arrow Engineering, consultant

and the question being upon accepting all bids meeting specifications for Section 1, Part B, and upon the subsequent awarding of the bid, a vote was taken with the following result;

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith,  
Kovach, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications for Section 1, Part B, accepted; and the bid in the amount of \$187,400 was awarded to Small Arrow Engine Company as the lowest and best bidder meeting specification and J.W. Power Company as the alternate bidder.

Thereupon, Councilmember Kovach moved that all bids meeting specifications for Section 2, Part B, be accepted and the bid in the amount of \$49,950 be awarded to Greenfield Compression as the lowest and best bidder meeting specifications and Tulsa Gas Technologies as the alternate bidder., which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. BID-1011-63 dated April 11, 2011, by Mike White, Fleet Superintendent, with Attachment No. One dated April 16, 2011, Vendors for Fast Fill and Slow Fill Station Equipment, and Attachment No. Two, Appropriation of Funds to cover expenditures through FYE 2012
2. Tabulation of bids dated March 24, 2011, for Section 2, Part B, Slow-Fill Post Type Dispensers for CNG Slow Fill Station

Participants in discussion

1. Mr. Steve Lewis, City Manager
2. Mr. John Bolte, Small Arrow Engineering, consultant

Item 10, continued:

and the question being upon accepting all bids meeting specifications for Section 2, Part B, and upon the subsequent awarding of the bid, a vote was taken with the following result;

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith,  
Kovach, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications for Section 2, Part B, be accepted; and the bid in the amount of \$49,950 was awarded to Greenfield Compression as the lowest and best bidder meeting specification and Tulsa Gas Technologies as the alternate bidder.

Thereupon, Councilmember Kovach moved that all bids meeting specifications for Section 3, Part B, be accepted and the bid in the amount of \$4,896 be awarded to Tulsa Gas Technologies as the lowest and best bidder meeting specifications and H.G. Flake as the alternate bidder, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. BID-1011-63 dated April 11, 2011, by Mike White, Fleet Superintendent, with Attachment No. One dated April 16, 2011, Vendors for Fast Fill and Slow Fill Station Equipment, and Attachment No. Two, Appropriation of Funds to cover expenditures through FYE 2012
2. Tabulation of bids dated March 24, 2011, for Section 3, Part B, Outlet Supply Coalescing Filters for CNG Slow Fill Station

Participants in discussion

1. Mr. Steve Lewis, City Manager
2. Mr. John Bolte, Small Arrow Engineering, consultant

and the question being upon accepting all bids meeting specifications for Section 3, Part B, and upon the subsequent awarding of the bid, a vote was taken with the following result;

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith,  
Kovach, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications for Section 3, Part B, be accepted; and the bid in the amount of \$4,896 was awarded to Tulsa Gas Technologies as the lowest and best bidder meeting specification and H.G. Flake as the alternate bidder.

Thereupon, Councilmember Kovach moved that the bid as meeting specifications for Section 4, Part B, be accepted and the bid in the amount of \$19,020.36 be awarded to H.G. Flake as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. BID-1011-63 dated April 11, 2011, by Mike White, Fleet Superintendent, with Attachment No. One dated April 16, 2011, Vendors for Fast Fill and Slow Fill Station Equipment, and Attachment No. Two, Appropriation of Funds to cover expenditures through FYE 2012
2. Tabulation of bids dated March 24, 2011, for Section 4, Part B, 4 Stainless Steel Piping and Fittings for CNG Slow Fill Station

Participants in discussion

1. Mr. Steve Lewis, City Manager
2. Mr. John Bolte, Small Arrow Engineering, consultant

Item 10, continued:

and the question being upon accepting the bid as meeting specifications for Section 4, Part B, and upon the subsequent awarding of the bid, a vote was taken with the following result;

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and the bid as meeting specifications for Section 4, Part B, accepted; and the bid in the amount of \$19,020.36 was awarded to H.G. Flake as the lowest and best bidder meeting specification.

Thereupon, Councilmember Kovach moved that Resolution No. R-1011-118, which motion was duly seconded by Councilmember Cubberley;

1. Text File No. BID-1011-63 dated April 11, 2011, by Mike White, Fleet Superintendent, with Attachment No. One dated April 16, 2011, Vendors for Fast Fill and Slow Fill Station Equipment, and Attachment No. Two, Appropriation of Funds to cover expenditures through FYE 2012
2. Resolution No. R-1011-118

and the question being upon adopting Resolution No. R-1011-118, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Resolution No. R-1011-118 was adopted.

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Item 11, being:

CONSIDERATION OF BID NO. 1011-66, CONTRACT NO. K-1011-152 WITH RUDY CONSTRUCTION COMPANY IN THE AMOUNT OF 183,517.06; PERFORMANCE BOND NO. B-1011-89; STATUTORY BOND NO. B-1011-90; MAINTENANCE BOND NO. MB-1011-90; AND RESOLUTION NO. R-1011-100 FOR THE JEFFERSON-LONGFELLOW SAFE ROUTES TO SCHOOL INFRASTRUCTURE PROJECT.

Item 11 was withdrawn at the request of Staff.

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Item 12, being:

CONSIDERATION OF ACCEPTANCE OF EASEMENT NO. E-1011-63 (ROADWAY, DRAINAGE, AND UTILITY) FROM CYNTHIA L. CALDWELL IN THE AMOUNT OF \$5,025 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Easement No. E-1011-63 be accepted, the filing thereof with the Cleveland County Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. E-1011-63 dated April 8, 2011, by John Clink, Capital Projects Engineer
2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
3. Easement No. E-1011-63 with Exhibit "A", legal description
4. Location map

Participants in discussion

1. Mr. Steve Lewis, City Manager
2. Mr. Angelo Lombardo, Traffic Engineer

Item 12, continued:

and the question being upon accepting Easement No. E-1011-63 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith, Kovach,  
Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Easement No. E-1011-63 accepted; the filing thereof with the Cleveland County Clerk was directed and payment for the easement was authorized.

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Item 13, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-64 (CONSTRUCTION) FROM CYNTHIA L. CALDWELL IN THE AMOUNT OF \$375 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-64 be accepted, the filing thereof with the City Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. E-1011-64 dated April 8, 2011, by John Clink, Capital Projects Engineer
2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
3. Temporary Easement No. E-1011-64 with Exhibit "A", legal description
4. Location map

Participants in discussion

1. Mr. Steve Lewis, City Manager
2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-64 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith, Kovach,  
Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Temporary Easement No. E-1011-64 accepted; the filing thereof with the City Clerk was directed and payment for the easement was authorized.

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Item 14, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-65 (DRIVEWAY) DONATED BY CYNTHIA L. CALDWELL FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-65 be accepted and the filing thereof with the City Clerk be directed be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. E-1011-65 dated April 8, 2011, by John Clink, Capital Projects Engineer
2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
3. Temporary Easement No. E-1011-65 with Exhibit "A", legal description
4. Location map

Item 14, continued:

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-65 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-64 accepted; and the filing thereof with the City Clerk was directed.

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Item 15, being:

CONSIDERATION OF ACCEPTANCE OF EASEMENT NO. E-1011-66 (ROADWAY, DRAINAGE, AND UTILITY) FROM CHRISTOPHER R. KENNEDY IN THE AMOUNT OF \$9,200 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Easement No. E-1011-66 be accepted, the filing thereof with the Cleveland County Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-66 dated April 8, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Easement No. E-1011-66 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Easement No. E-1011-66 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Easement No. E-1011-66 accepted; the filing thereof with the Cleveland County Clerk was directed and payment for the easement was authorized.

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Item 16, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-67 (DRIVEWAY) FROM CHRISTOPHER R. KENNEDY IN THE AMOUNT OF \$700 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-67 be accepted, the filing thereof with the City Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-67 dated April 8, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-67 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-67 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-67 accepted; the filing thereof with the City Clerk was directed and payment for the easement was authorized.

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Item 17, being:

CONSIDERATION OF ACCEPTANCE OF EASEMENT NO. E-1011-68 (ROADWAY, DRAINAGE, AND UTILITY) FROM TOM SHI CONNALLY AND JENNIFER CONNALLY IN THE AMOUNT OF \$10,100 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Easement No. E-1011-68 be accepted, the filing thereof with the Cleveland County Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-68 dated April 8, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Easement No. E-1011-68 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Easement No. E-1011-68 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Easement No. E-1011-68 accepted; the filing thereof with the Cleveland County Clerk was directed and payment for the easement was authorized.

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Item 18, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-69 (DRIVEWAY) DONATED BY TOM SHI CONNALLY AND JENNIFER CONNALLY FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-69 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. E-1011-69 dated April 8, 2011, by John Clink, Capital Projects Engineer
2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
3. Temporary Easement No. E-1011-69 with Exhibit "A", legal description
4. Location map

Participants in discussion

1. Mr. Steve Lewis, City Manager
2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-69 and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley,  
Dillingham, Griffith, Kovach, Mayor  
Rosenthal

NAYES: None

The Mayor declared the motion carried and Temporary Easement No. E-1011-69 accepted; and the filing thereof with the City Clerk was directed.

\* \* \* \* \*

Item 19, being:

CONSIDERATION OF ACCEPTANCE OF EASEMENT NO. E-1011-70 (ROADWAY, DRAINAGE, AND UTILITY) FROM HIGHLAND HILLS, L.L.C., IN THE AMOUNT OF \$650 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Easement No. E-1011-70 be accepted, the filing thereof with the Cleveland County Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. E-1011-70 dated April 8, 2011, by John Clink, Capital Projects Engineer
2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
3. Easement No. E-1011-70 with Exhibit "A", legal description
4. Location map

Participants in discussion

1. Mr. Steve Lewis, City Manager
2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Easement No. E-1011-70 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley,  
Dillingham, Griffith, Kovach, Mayor  
Rosenthal

NAYES: None

The Mayor declared the motion carried and Easement No. E-1011-70 accepted; the filing thereof with the Cleveland County Clerk was directed and payment for the easement was authorized.

\* \* \* \* \*

Item 20, being:

CONSIDERATION OF ACCEPTANCE OF EASEMENT NO. E-1011-71 (ROADWAY, DRAINAGE, AND UTILITY) FROM BARRY D. BOLTON AND SHERI K. FEILER-BOLTON IN THE AMOUNT OF \$71,000 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Easement No. E-1011-71 be accepted, the filing thereof with the Cleveland County Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-71 dated April 8, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Easement No. E-1011-71 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Easement No. E-1011-71 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Easement No. E-1011-71 accepted; the filing thereof with the Cleveland County Clerk was directed and payment for the easement was authorized.

\* \* \* \* \*

Item 21, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-72 (DRIVEWAY) DONATED BY BARRY D. BOLTON AND SHERI K. FEILER-BOLTON FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-72 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-72 dated April 8, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-72 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-72 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-72 accepted; and the filing thereof with the City Clerk was directed.

\* \* \* \* \*

Item 22, being:

CONSIDERATION OF ACCEPTANCE OF EASEMENT NO. E-1011-73 (ROADWAY, DRAINAGE, AND UTILITY) FROM UNITED PENTECOSTAL CHURCH OF NORMAN IN THE AMOUNT OF \$11,525 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Easement No. E-1011-73 be accepted, the filing thereof with the Cleveland County Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. E-1011-73 dated April 8, 2011, by John Clink, Capital Projects Engineer
2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
3. Easement No. E-1011-73 with Exhibit "A", legal description
4. Location map

Participants in discussion

1. Mr. Steve Lewis, City Manager
2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Easement No. E-1011-73 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley,  
Dillingham, Griffith, Kovach, Mayor  
Rosenthal

NAYES: None

The Mayor declared the motion carried and Easement No. E-1011-73 accepted; the filing thereof with the Cleveland County Clerk was directed and payment for the easement was authorized.

\* \* \* \* \*

Item 23, being:

CONSIDERATION OF ACCEPTANCE OF EASEMENT NO. E-1011-74 (DRAINAGE) FROM UNITED PENTECOSTAL CHURCH OF NORMAN IN THE AMOUNT OF \$225 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Easement No. E-1011-74 be accepted, the filing thereof with the Cleveland County Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. E-1011-74 dated April 8, 2011, by John Clink, Capital Projects Engineer
2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
3. Easement No. E-1011-74 with Exhibit "A", legal description
4. Location map

Participants in discussion

1. Mr. Steve Lewis, City Manager
2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Easement No. E-1011-74 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley,  
Dillingham, Griffith, Kovach, Mayor  
Rosenthal

NAYES: None

The Mayor declared the motion carried and Easement No. E-1011-74 accepted; the filing thereof with the Cleveland County Clerk was directed and payment for the easement was authorized.

\* \* \* \* \*

Item 24, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-75 (CONSTRUCTION) FROM UNITED PENTECOSTAL CHURCH OF NORMAN IN THE AMOUNT OF \$500 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-75 be accepted, the filing thereof with the City Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-75 dated April 8, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-75 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-75 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-75 accepted; the filing thereof with the City Clerk was directed and payment for the easement was authorized.

\* \* \* \* \*

Item 25, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-76 (DRIVEWAY) DONATED BY THE UNITED PENTECOSTAL CHURCH OF NORMAN FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-76 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-76 dated April 8, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-76 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-76 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-76 accepted; and the filing thereof with the City Clerk was directed.

\* \* \* \* \*

Item 26, being:

CONSIDERATION OF ACCEPTANCE OF EASEMENT NO. E-1011-77 (ROADWAY, DRAINAGE, AND UTILITY) FROM STEVEN M. SIMS IN THE AMOUNT OF \$13,450 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD)

Councilmember Kovach moved that Easement No. E-1011-77 be accepted, the filing thereof with the Cleveland County Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-77 dated April 8, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Easement No. E-1011-77 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Easement No. E-1011-77 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Easement No. E-1011-77 accepted; the filing thereof with the Cleveland County Clerk was directed and payment for the easement be authorized.

\* \* \* \* \*

Item 27, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-78 (CONSTRUCTION) FROM STEVEN M. SIMS IN THE AMOUNT OF \$750 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-78 be accepted, the filing thereof with the City Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-78 dated April 8, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-78 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-78 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-78 accepted; the filing thereof with the City Clerk was directed and payment for the easement was authorized.

\* \* \* \* \*

Item 28, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-79 (DRIVEWAY) DONATED BY STEVEN M. SIMS FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-79 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-79 dated April 8, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-79 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-79 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-79 accepted; and the filing thereof with the City Clerk was directed.

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Item 29, being:

CONSIDERATION OF ACCEPTANCE OF EASEMENT NO. E-1011-80 (ROADWAY, DRAINAGE, AND UTILITY) FROM JIMMY PAUL AND CLARA NEVADA MOSES IN THE AMOUNT OF \$38,511 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Easement No. E-1011-80 be accepted, the filing thereof with the Cleveland County Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-80 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Easement No. E-1011-80 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Easement No. E-1011-80 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Easement No. E-1011-80 accepted; the filing thereof with the Cleveland County Clerk was directed and payment for the easement be authorized.

\* \* \* \* \*

Item 30, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-81 (CONSTRUCTION) FROM GREG A. AND L. MARIA GREENFIELD IN THE AMOUNT OF \$525 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-81 be accepted, the filing thereof with the City Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-81 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-81 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-81 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-81 accepted; the filing thereof with the City Clerk was directed and payment for the easement was authorized.

\* \* \* \* \*

Item 31, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-82 (CONSTRUCTION) FROM COMMANDER PARTNERS, LTD., IN THE AMOUNT OF \$725 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-82 be accepted, the filing thereof with the City Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-82 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-82
- 4. Location map with Exhibit "A", legal description

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-82 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
-------	---

NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-82 accepted; the filing thereof with the City Clerk was directed and payment for the easement was authorized.

\* \* \* \* \*

Item 32, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-83 (DRIVEWAY) DONATED BY COMMANDER PARTNERS, LTD., FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD)

Councilmember Kovach moved that Temporary Easement No. E-1011-83 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-83 dated April 8, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-83 with Exhibit "A", legal description

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-83 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-83 accepted; and the filing thereof with the City Clerk was directed.

\* \* \* \* \*

Item 33, being:

CONSIDERATION OF ACCEPTANCE OF EASEMENT NO. E-1011-84 (ROADWAY, DRAINAGE, AND UTILITY) FROM MILLWHEEL INVESTMENTS, L.L.C., IN THE AMOUNT OF \$1,758 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Easement No. E-1011-84 be accepted, the filing thereof with the Cleveland County Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-84 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Easement No. E-1011-84 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Easement No. E-1011-84 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Easement No. E-1011-84 accepted; the filing thereof with the Cleveland County Clerk was directed, and payment for the easement be authorized.

\* \* \* \* \*

Item 34, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-85 (CONSTRUCTION) FROM MILLWHEEL INVESTMENTS, L.L.C., IN THE AMOUNT OF \$442 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-85 be accepted, the filing thereof with the City Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-85 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-85 with Exhibit "A", legal description

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-85 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-85 accepted; the filing thereof with the City Clerk was directed and payment for the easement was authorized.

\* \* \* \* \*

Item 35, being:

CONSIDERATION OF ACCEPTANCE OF EASEMENT NO. E-1011-86 (ROADWAY, DRAINAGE, AND UTILITY) FROM CALVARY FREE WILL BAPTIST CHURCH IN THE AMOUNT OF \$5,750 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Easement No. E-1011-86 be accepted, the filing thereof with the Cleveland County Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-86 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Easement No. E-1011-86 with Exhibit "A", legal description

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Easement No. E-1011-86 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Easement No. E-1011-86 accepted; the filing thereof with the Cleveland County Clerk was directed and payment for the easement be authorized.

\* \* \* \* \*

Item 36, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-87 (CONSTRUCTION) FROM CALVARY FREE WILL BAPTIST CHURCH IN THE AMOUNT OF \$825 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-87 be accepted, the filing thereof with the City Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-87 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-87 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-87 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-87 accepted; the filing thereof with the City Clerk was directed and payment for the easement was authorized.

\* \* \* \* \*

Item 37, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-88 (DRIVEWAY) DONATED BY CALVARY FREE WILL BAPTIST CHURCH FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-88 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-88 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-88 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-88 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-88 accepted; and the filing thereof with the City Clerk was directed.

\* \* \* \* \*

Item 38, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-89 (CONSTRUCTION) DONATED BY THE SUE JEAN SHRIER MATHENY LIVING TRUST FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-89 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-89 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-89 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-89 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-89 accepted; and the filing thereof with the City Clerk was directed.

\* \* \* \* \*

Item 39, being:

CONSIDERATION OF ACCEPTANCE OF EASEMENT NO. E-1011-90 (ROADWAY, DRAINAGE, AND UTILITY) FROM NORTHGATE BAPTIST CHURCH F/K/A BIBLE BAPTIST CONGREGATION IN THE AMOUNT OF \$9,700 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Easement No. E-1011-90 be accepted, the filing thereof with the Cleveland County Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-90 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Easement No. E-1011-90 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Easement No. E-1011-90 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Easement No. E-1011-90 accepted; the filing thereof with the Cleveland County Clerk was directed and payment for the easement be authorized.

\* \* \* \* \*

Item 40, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-91 (CONSTRUCTION) FROM NORTHGATE BAPTIST CHURCH F/K/A BIBLE BAPTIST CONGREGATION IN THE AMOUNT OF \$725 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-91 be accepted, the filing thereof with the City Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. E-1011-91 dated April 9, 2011, by John Clink, Capital Projects Engineer
2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
3. Temporary Easement No. E-1011-91 with Exhibit "A", legal description
4. Location map

Participants in discussion

1. Mr. Steve Lewis, City Manager
2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-91 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley,  
Dillingham, Griffith, Kovach, Mayor  
Rosenthal

NAYES: None

The Mayor declared the motion carried and Temporary Easement No. E-1011-91 accepted; the filing thereof with the City Clerk was directed and payment for the easement was authorized.

\* \* \* \* \*

Item 41, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-92 (CONSTRUCTION) FROM IDEAL LAND FUND 2, L.L.C., IN THE AMOUNT OF \$2,750 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-92 be accepted, the filing thereof with the City Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. E-1011-92 dated April 9, 2011, by John Clink, Capital Projects Engineer
2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
3. Temporary Easement No. E-1011-92 with Exhibit "A", legal description
4. Location map

Participants in discussion

1. Mr. Steve Lewis, City Manager
2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-92 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley,  
Dillingham, Griffith, Kovach, Mayor  
Rosenthal

NAYES: None

The Mayor declared the motion carried and Temporary Easement No. E-1011-92 accepted; the filing thereof with the City Clerk was directed and payment for the easement was authorized.

\* \* \* \* \*

Item 42, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-93 (CONSTRUCTION) FROM OLETA I. THOMAS IN THE AMOUNT OF \$1,550 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-93 be accepted, the filing thereof with the City Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-93 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-93 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-93 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-93 accepted; the filing thereof with the City Clerk was directed and payment for the easement was authorized.

\* \* \* \* \*

Item 43, being:

CONSIDERATION OF ACCEPTANCE OF EASEMENT NO. E-1011-94 (ROADWAY, DRAINAGE, AND UTILITY) FROM MEYER OPERATING COMPANY, L.P., IN THE AMOUNT OF \$1,105 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Easement No. E-1011-94 be accepted, the filing thereof with the Cleveland County Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-94 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Easement No. E-1011-94 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Easement No. E-1011-94 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Easement No. E-1011-94 accepted; the filing thereof with the Cleveland County Clerk was directed and payment for the easement be authorized.

\* \* \* \* \*

Item 44, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-95 (DRIVEWAY) DONATED BY MEYER OPERATING COMPANY, L.P. FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-95 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-95 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-95 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-95 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-95 accepted; and the filing thereof with the City Clerk was directed.

\* \* \* \* \*

Item 45, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-96 (DRIVEWAY) DONATED BY MEYER OPERATING COMPANY, L.P. FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-96 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-96 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-96 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-96 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-96 accepted; and the filing thereof with the City Clerk was directed.

\* \* \* \* \*

Item 46, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-97 (DRIVEWAY) DONATED BY MEYER OPERATING COMPANY, L.P. FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-97 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-97 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-97 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-97 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-97 accepted; and the filing thereof with the City Clerk was directed.

\* \* \* \* \*

Item 47, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-98 (DRIVEWAY) DONATED BY WOODS PROPERTY MANAGEMENT, L.L.C., FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-98 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-98 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-98 with Exhibit "A", legal description and "Addendum" dated January 20, 2011
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-98 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-98 accepted; and the filing thereof with the City Clerk was directed.

\* \* \* \* \*

Item 48, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-99 (DRIVEWAY) DONATED BY DAVID E. AND BRENDA J. YEAKLEY FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-99 be accepted and the filing thereof with the City Clerk be directed, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-99 dated April 9, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-99 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-99 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-99 accepted; and the filing thereof with the City Clerk was directed.

\* \* \* \* \*

Item 49, being:

CONSIDERATION OF ACCEPTANCE OF TEMPORARY EASEMENT NO. E-1011-100 (CONSTRUCTION) FROM RICHARD D. GRAVLIN D/B/A GRAVCO, INC.; DANIEL J. FIORONI; AND H & L ENTERPRISES IN THE AMOUNT OF \$675 FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Temporary Easement No. E-1011-100 be accepted, the filing thereof with the City Clerk be directed, and payment for the easement be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-100 dated April 8, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Temporary Easement No. E-1011-100 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Temporary Easement No. E-1011-100 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Temporary Easement No. E-1011-100 accepted; the filing thereof with the City Clerk was directed, and payment for the easement was authorized.

\* \* \* \* \*

Item 50, being:

CONSIDERATION OF ACCEPTANCE OF EASEMENT NO. E-1011-101 (DRAINAGE) DONATED BY HIGHLAND HILLS, L.L.C., FOR THE NORTH PORTER AVENUE WIDENING PROJECT FROM WOODCREST DRIVE TO TECUMSEH ROAD.

Councilmember Kovach moved that Easement No. E-1011-101 be accepted and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Text File No. E-1011-101 dated April 8, 2011, by John Clink, Capital Projects Engineer
- 2. List of Easements for North Porter Widening from Woodcrest Drive to Tecumseh Road
- 3. Easement No. E-1011-101 with Exhibit "A", legal description
- 4. Location map

Participants in discussion

- 1. Mr. Steve Lewis, City Manager
- 2. Mr. Angelo Lombardo, Traffic Engineer

and the question being upon accepting Easement No. E-1011-101 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Easement No. E-1011-101 accepted; and the filing thereof with the City Clerk was directed.

\* \* \* \* \*

Item 51, being:

DECLARATION OF SURPLUS AND/OR OBSOLETE EQUIPMENT AND MATERIALS AT THE WASTEWATER TREATMENT PLANT AND AUTHORIZING THE SALE AND/OR DISPOSITION THEREOF.

Acting as the Norman Utilities Authority, Trustee Kovach moved that the equipment be declared to be surplus and/or obsolete and the disposition and/or sale thereof be authorized, which motion was duly seconded by Trustee Cubberley;

Items submitted for the record

- 1. Text File No. GID-1011-29 dated April 11, 2011, by Mark Daniels, Utilities Engineer
- 2. List of surplus/obsolete equipment at Wastewater Treatment Plant dated April 11, 2011

and the question being upon declaring the equipment to be surplus and/or obsolete and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Trustees Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Chairman Rosenthal
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NAYES:	None
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The Chairman declared the motion carried and the equipment declared to be surplus and/or obsolete; and the disposition and/or sale thereof was authorized.

\* \* \* \* \*

Item 52, being:

CONSIDERATION OF SUBMISSION OF THE CERTIFIED LOCAL GOVERNMENTS (CLG) PROGRAM 2011 APPLICATION FOR FUNDING IN THE AMOUNT OF \$12,200 TO BE SUBMITTED TO THE OKLAHOMA STATE HISTORIC PRESERVATION OFFICE.

Councilmember Kovach moved that the proposed Certified Local Governments 2011 Application for Funding in the amount of \$12,200 be approved, the submission thereof to the Oklahoma State Historic Preservation Office be directed, and the Mayor be authorized to sign additional documentation related to the CLG grant application for funding, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. GID-1011-70 dated April 14, 2011, by Susan Atkinson, Historic District Planner
2. Certified Local Governments Fund Application and Instructions, Fiscal Year 2011
3. Assurances – Non Construction Programs
4. United States Department of Labor Certifications Regarding Debarment, Suspension and Other Responsibility Matters, Drug-Free Workplace Requirements and Lobbying
5. State of Oklahoma Department of Central Services, Central Purchasing Division, Certification for Competitive Bid and/or Contract (Non-Collusion Certification)
6. Letter of support dated April 12, 2011, from Stephen Koranda, Executive Director, Norman Convention and Visitors Bureau, to Susan Owen Atkinson, AICP, Community Planner/Historic District Officer
7. Letter of support dated April 8, 2011, from John Woods, President/Chief Operating Officer, Norman Chamber of Commerce
8. Email of support dated April 14, 2011, from Steve Kaplan, President, and Nancy McClellan, Secretary, Norman Downtowners Association, to Susan Atkinson, Community Planner/Historic Preservation Officer

and the question being upon approving the proposed Certified Local Governments 2011 Application for Funding in the amount of \$12,200 and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
--------	------

The Mayor declared the motion carried and the proposed Certified Local Governments 2011 Application for Funding in the amount of \$12,200 approved; the submission thereof to the Oklahoma State Historic Preservation Office was directed and the Mayor was authorized to sign additional documentation related to the CLG grant application for funding.

\* \* \* \* \*

Item 53, being:

LIMITED LICENSE NO. LL-1011-15: LIMITED LICENSE TO PLACE FOUR (4) SIGNS WITHIN THE PUBLIC RIGHTS-OF-WAY PURSUANT TO A REQUEST FROM FRIENDS OF THE NORMAN LIBRARY FOR THE BETTER BOOKS SALE TO BE HELD APRIL 29 THROUGH MAY 1, 2011.

Councilmember Kovach moved that Limited License No. LL-1011-15 to place four (4) signs within the public rights-of-way pursuant to a request from Friends of the Norman Library be approved and the issuance thereof be authorized, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. LL-1011-15 dated April 12, 2011, by Wayne Stenis, Planner II
2. Letter of request dated March 28, 2011, from Simon H. Rudnick, 2011 Friends of the Norman Library Book Sale Co-Chair, to Brenda Hall, City Clerk
3. Application for Limited License for four signs dated March 28, 2011, from the Friends of the Norman Library
4. Location map
5. Limited License No. LL-1011-15

Item 53, continued:

and the question being upon approving Limited License No. LL-1011-15 to place four (4) signs within the public rights-of-way pursuant to a request from Friends of the Norman Library and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Limited License No. LL-1011-15 to place four (4) signs within the public rights-of-way pursuant to a request from Friends of the Norman Library approved; and the issuance thereof was authorized.

\* \* \* \* \*

Item 54, being:

CONSIDERATION OF FINAL ACCEPTANCE AND PAYMENT OF CONTRACT NO. K-1011-60 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND STANDARD ROOFING COMPANY, INC., FOR THE FLEET/LINE MAINTENANCE ROOF REPLACEMENT PROJECT.

Councilmember Kovach moved that the project be accepted and final payment in the amount of \$358,852 to Standard Roofing Company, Inc., be directed, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. K-1011-60, Final, dated April 11, 2011, by Brenda Hall, City Clerk
2. Invoice No. 11287 DW dated March 28, 2011, in the amount of \$358,852 from Standard Roofing Company, Inc.
3. Photographs showing roof at Fleet/Line Maintenance Division before and after project
4. Purchase Order No. 192592 dated October 5, 2010, in the amount of \$358,852 to Standard Roofing Company, Inc.

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

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, 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 \$358,852 to Standard Roofing Company, Inc., was directed.

\* \* \* \* \*

Item 55, being:

CONSIDERATION OF FINAL ACCEPTANCE AND PAYMENT OF CONTRACT NO. K-1011-76 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND STANDARD ROOFING COMPANY, INC., FOR FIRE STATION NO. TWO, POLICE AUXILIARY FACILITY, AND ANIMAL CONTROL ROOF REPLACEMENT PROJECTS.

Councilmember Kovach moved that the projects be accepted and final payment in the amount of \$314,086 to Standard Roofing Company, Inc., be directed, which motion was duly seconded by Councilmember Cubberley;

Item 55, continued:

Items submitted for the record

1. Text File No. K-1011-76, Final, dated April 12, 2011, by Brenda Hall, City Clerk
2. Invoice No. 11293 DW dated April 1, 2011, in the amount of \$143,466 from Standard Roofing Company, Inc., for Fire Station No. Two roof
3. Photographs showing roof at Fire Station No. Two before and after project
4. Invoice No. 11302 DW dated April 6, 2011, in the amount of \$95,512 from Standard Roofing Company, Inc., for Police Auxiliary Facility roof
5. Photographs showing roof at the Police Auxiliary Facility before and after project
6. Invoice No. 11286 DW dated March 28, 2011, in the amount of \$75,108 from Standard Roofing Company, Inc., for Animal Control Facilities A and B roofs
7. Photographs showing roofs at Animal Control Facilities A and B before and after project
8. Purchase Order No. 194340 dated November 10, 2010, in the amount of \$314,086 to Standard Roofing Company, Inc.

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

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith, Kovach,  
Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the projects accepted; and final payment in the amount of \$314,086 to Standard Roofing Company, Inc., was directed.

\* \* \* \* \*

Item 56, being:

CONTRACT NO. K-1011-166: BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND LASHAR HOME COMFORT SYSTEMS, L.L.C., IN THE AMOUNT OF \$45,597 FOR THE WASTEWATER TREATMENT PLANT HEATING UNITS REPLACEMENT PROJECT AND BUDGET TRANSFER.

Acting as the Norman Utilities Authority, Trustee Kovach moved that Contract No. K-1011-166 with Lashar Home Comfort Systems, L.L.C., in the amount of \$45,597 be approved, the execution thereof be authorized, and \$5,597 be transferred from Project No. WW0046, Headworks Screw Conveyer, Construction (032-9911-432.61-01) to Project No. WW0061, Wastewater Treatment Centrifuge Room Heaters, Construction (032-9677-432.61-01), which motion was duly seconded by Trustee Cubberley;

Items submitted for the record

1. Text File No. K-1011-166 dated April 19, 2011, from Brenda Hall, City Clerk
2. Quote Summary dated April 26, 2011, for the Wastewater Treatment Plant Heating Units Replacement Project
3. Proposal dated March 1, 2011, in the amount of \$45,597 to Jerry Wilson from Tonny Bryant, Lashar Home Comfort Systems, L.L.C.
4. Contract No. K-1011-166 with Certificate of Liability Insurance and Workers' Compensation and Employers Liability Policy

and the question being upon approving Contract No. K-1011-166 with Lashar Home Comfort Systems, L.L.C., in the amount of \$45,597 and upon the subsequent authorization and transfer, a vote was taken with the following result:

YEAS: Trustees Atkins, Butler, Cubberley,  
Dillingham, Griffith, Kovach, Chairman  
Rosenthal

NAYES: None

The Chairman declared the motion carried and Contract No. K-1011-166 with Lashar Home Comfort Systems, L.L.C., in the amount of \$45,597 approved; the execution thereof was authorized and \$5,597 was transferred from Project No. WW0046, Headworks Screw Conveyer, Construction (032-9911-432.61-01) to Project No. WW0061, Wastewater Treatment Centrifuge Room Heaters, Construction (032-9677-432.61-01).

\* \* \* \* \*

Item 57, being

CONSIDERATION OF A RECOMMENDATION FROM THE CITY ATTORNEY THAT THE CITY COUNCIL APPROVE SETTLEMENTS OF THE CITY OF NORMAN VS. JOHN TERRY AND FRATERNAL ORDER OF POLICE (FOP) LODGE NO. 122, SUPREME COURT CASE NO. SD-107788 AND CLEVELAND COUNTY DISTRICT COURT CASE NO. CJ-2010-1051; NGUYEN VS. JOHN TERRY AND CITY OF NORMAN, FEDERAL COURT CASE NO. CIV-10-196-R; AND JOHN TERRY VS. CITY OF NORMAN, ET. AL., FEDERAL COURT CASE NO. CIV-10-01042-D.

Councilmember Kovach moved that the City Attorney's recommendation be approved and the City's Attorney's Office be authorized to effectuate the settlements, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. GID-1011-30 dated April 15, 2011, from Jeff Bryant, City Attorney

Participants in discussion

1. Mr. Jeff Bryant, City Attorney

and the question being upon approving the City Attorney's recommendation and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and the City Attorney's recommendation approved; and the City's Attorney's Office was authorized to effectuate the settlements.

\* \* \* \* \*

Item 58, being:

RESOLUTION NO. R-1011-110: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING \$457,692 FROM THE GENERAL FUND BALANCE FOR PAYMENT OF ON-THE-JOB INJURY (OJI) MEDICAL BILLS; AND ORDERS/SETTLEMENTS IN THE WORKERS' COMPENSATION ACCOUNT AND OTHER RELATED WORKERS' COMPENSATION FEE ACCOUNTS.

Item 58 was withdrawn by Staff.

\* \* \* \* \*

Item 59, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR MOOSE LODGE CHAPTER 1799 AND WAIVER OF ALLEY REQUIREMENTS FOR THE COMMERCIAL PROPERTY.

Councilmember Griffith moved that the preliminary plat for Moose Lodge Chapter 1799 and waiver of alley requirements for the commercial property be approved, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

1. Text File No. PP-1011-15 dated February 8, 2011, by Ken Danner, Development Manager, with attached Traffic Impact Chart
2. Location map
3. Staff Report dated March 10, 2011, recommending approval
4. Preliminary site plan
5. Site plan
6. Preliminary plat
7. Letter requesting alley waiver dated February 22, 2011, from Tom L. McCaleb, P.E., SMC Consulting Engineers, P.C., to Mr. Jim Gasaway, Chairman, Planning Commission
8. Predevelopment Case No. PD11-02 dated January 27, 2011, for Moose Lodge Chapter 1799 located at 2812 Classen Boulevard
9. Greenbelt Enhancement Statement Comments dated January 24, 2011, for Moose Lodge Chapter 1799
10. Pertinent excerpts from Planning Commission minutes of March 10, 2011

Item 59, continued:

Participants in discussion

1. Mr. Tom McCaleb, SMC Consulting Engineers, P.C., 815 West Main Street, Oklahoma City, engineer representing the applicant

and the question being upon approving the preliminary plat for Moose Lodge Chapter 1799 and waiver of alley requirements for the commercial property, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith,  
Kovach, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the preliminary plat for Moose Lodge Chapter 1799 and waiver of alley requirements for the commercial property were approved.

\* \* \* \* \*

Item 60, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR TECUMSEH MEADOWS ADDITION, SECTION 3.

Councilmember Cubberley moved that the preliminary plat for Tecumseh Meadows Addition, Section 3, be approved, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. PP-1011-16 dated February 8, 2011, by Ken Danner, Development Manager, with attached Traffic Impact Chart
2. Location map
3. Staff Report dated March 10, 2011, recommending approval
4. Preliminary plat
5. Transportation Impacts Review Form dated February 21, 2011, conducted by David R. Riesland, P.E., Assistant City Traffic Engineer, for Tecumseh Meadows, Section 3
6. Greenbelt Enhancement Statement Comments dated January 24, 2011, for Green Hill Builders, L.L.C.
7. Predevelopment Case No. PD11-01 dated January 27, 2011, for Green Hill Builders for property located on the west end of Tecumseh Meadows Road
8. Pertinent excerpts from Planning Commission minutes of March 10, 2011

Participants in discussion

1. Mr. Tom McCaleb, SMC Consulting Engineers, P.C., 815 West Main Street, Oklahoma City, engineer representing the applicant

and the question being upon approving the preliminary plat for Tecumseh Meadows Addition, Section 3, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith,  
Kovach, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the preliminary plat for Tecumseh Meadows Addition, Section 3, was approved.

\* \* \* \* \*

Item 61, being:

RESOLUTION NO. R-1011-89: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING THE NORMAN 2025 LAND USE AND TRANSPORTATION PLAN, **LAND USE PLAN AMENDMENT NO. LUP-1011-8**, SO AS TO PLACE A PART OF THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 3, TOWNSHIP 9, NORTH, RANGE 3 WEST OF THE INDIAN MERIDIAN, CLEVELAND COUNTY, OKLAHOMA, IN THE CURRENT URBAN SERVICE AREA DESIGNATION AND REMOVE THE SAME FROM THE FUTURE URBAN SERVICE AREA DESIGNATION FOR THE HEREINAFTER DESCRIBED PROPERTY. (GENERALLY LOCATED ON THE SOUTH SIDE OF INDIAN HILLS ROAD AND APPROXIMATELY 980 FEET EAST OF 48TH AVENUE N.W.)

Councilmember Griffith moved that Resolution No. R-1011-89, Land Use Plan Amendment No. LUP-1011-8, be adopted, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. R-1011-89 dated February 8, 2011, by Doug Koscinski, Current Planning Manager
2. Resolution No. R-1011-89
3. Location map
4. Staff Report dated March 10, 2011, recommending approval
5. Pertinent excerpts from Planning Commission minutes of March 10, 2011

Participants in discussion

1. Mr. Tom McCaleb, SMC Consulting Engineers, P.C., 815 West Main Street, Oklahoma City, engineer representing the applicant
2. Ms. Susan Connors, Director of Planning and Community Development

and the question being upon adopting Resolution No. R-1011-89, Land Use Plan Amendment No. LUP-1011-8, a vote was taken with following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Resolution No. R-1011-89, Land Use Plan Amendment No. LUP-1011-8, was adopted.

\* \* \* \* \*

Item 62, being:

ORDINANCE NO. O-1011-47: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO PLACE A TRACT OF LAND LYING WITHIN PART OF THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 3, TOWNSHIP 9 NORTH, RANGE 3 WEST OF THE INDIAN MERIDIAN, TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE R-1, SINGLE FAMILY DWELLING DISTRICT, AND REMOVE THE SAME FROM THE A-2, RURAL AGRICULTURAL DISTRICT, OF SAID CITY, AND TO GRANT SPECIAL USE FOR A CHURCH; AND PROVIDING FOR THE SEVERABILITY THEREOF. (SOUTH OF INDIAN HILLS ROAD AND APPROXIMATELY 980 FEET EAST OF 48TH AVENUE N.W.)

Ordinance No. O-1011-47 having been Introduced and adopted upon First Reading by title in City Council's meeting of April 12, 2011, Councilmember Dillingham moved that Ordinance No. O-1011-47 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. O-1011-47 dated February 8, 2011, by Doug Koscinski, Current Planning Manager
2. Ordinance No. O-1011-47 with Exhibit A, site plan
3. Location map
4. Staff Report dated March 10, 2011, recommending approval
5. Preliminary site plan
6. Norman Predevelopment Summary Case No. 10-21 dated October 28, 2010, submitted by Bridgeview United Methodist Church for property located on the south side of Indian Hills Road approximately one-half west of 36th Avenue N.W.
7. Pertinent excerpts from Planning Commission minutes of March 10, 2011

Item 62, continued:

and the question being upon adopting Ordinance No. O-1011-47 upon Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith,  
Kovach, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1011-47 was adopted upon Second Reading section by section.

Thereupon, Councilmember Dillingham moved that Ordinance No. O-1011-47 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-1011-47 upon Final Reading as a whole, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith,  
Kovach, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1011-47 was adopted upon Final Reading as a whole.

\* \* \* \* \*

Item 63, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR BRIDGEVIEW UNITED METHODIST CHURCH ADDITION.

Councilmember Griffith moved that the preliminary plat for Bridgeview United Methodist Church Addition be approved, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. PP-1011-14 dated February 8, 2011, by Ken Danner, Development Manager, with attached Traffic Impact Chart and Share of Intersection Improvement Costs
2. Location map
3. Staff Report dated March 10, 2011, recommending approval
4. Preliminary plat
5. Preliminary site plan
6. Predevelopment Case No. PD10-21 dated October 28, 2011, for Bridgeview United Methodist Church for property located on the south side of Indian Hills Road approximately 1/2 mile west of 36th Avenue N.W.
7. Transportation Impacts Review Form dated February 22, 2011, conducted by David R. Riesland, P.E., Assistant City Traffic Engineer, for Bridgeview United Methodist Church
8. Pertinent excerpts from Planning Commission minutes of March 10, 2011

and the question being upon approving the preliminary plat for Bridgeview United Methodist Church Addition, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Griffith,  
Kovach, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the preliminary plat for Bridgeview United Methodist Church Addition was approved.

\* \* \* \* \*

Item 64, being:

ORDINANCE NO. O-1011-46: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO PLACE THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 14, TOWNSHIP 9 NORTH, RANGE 2 WEST OF THE INDIAN MERIDIAN, TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT, AND REMOVE THE SAME FROM THE A-2, RURAL AGRICULTURAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED ON THE NORTH SIDE OF EAST ROCK CREEK ROAD APPROXIMATELY ONE-HALF MILE EAST OF 36TH AVENUE N.E.)

Ordinance No. O-1011-46 having been Introduced and adopted upon First Reading by title in City Council's meeting of April 12, 2011, Councilmember Cubberley moved that Ordinance No. O-1011-46 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

1. Text File No. O-1011-46 dated February 8, 2011, by Doug Kosciński, Current Planning Manager
2. Ordinance No. O-1011-46 with Exhibit A, site plan
3. Location map
4. Staff Report dated March 10, 2011, recommending approval
5. Preliminary plat
6. Planned Unit Development Design Statement for Tanglewoods Addition prepared by Crafton Tull with Exhibit A, Norman Land Use Plan Area Designations; Exhibit B, Preliminary Site Development Plan; Exhibit C, Topographic Map; and Exhibit D, Color Rendering
7. Protest Area Map dated March 9, 2011, containing 7.7% protest within the notification area
8. Letter of protest dated February 23, 2011, from Ken C. and Charlotte J. Crawford to Planning and Community Development Department
9. Pertinent excerpts from Planning Commission minutes of March 10, 2011
10. Location map showing 56.63 acres (80.9%) Country Residential and 13.37 acres (19.1%) Suburban Residential
11. Predevelopment map

Participants in discussion

1. Mr. Kendall Dillon, Crafton Tull, 214 East Main Street, Oklahoma City, engineer representing the applicant
2. Ms. Susan Connors, Director of Planning and Community Development
3. Mr. Jeff Bryant, City Attorney
4. Mr. Ken Komiske, Director of Utilities
5. Mr. Jim Bailey, Assistant Fire Chief

and the question being upon adopting Ordinance No. O-1011-46 upon Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley,  
Dillingham, Griffith, Mayor Rosenthal

NAYES: Councilmembers Atkins and Kovach

The Mayor declared the motion carried and Ordinance No. O-1011-46 was adopted upon Second Reading section by section.

Thereupon, Councilmember Butler moved that Ordinance No. O-1011-46 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Griffith; and the question being upon adopting Ordinance No. O-1011-47 upon Final Reading as a whole, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley,  
Dillingham, Griffith, Mayor Rosenthal

NAYES: Councilmembers Atkins and Kovach

The Mayor declared the motion carried and Ordinance No. O-1011-46 was adopted upon Final Reading as a whole.

Item 65, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR TANGLEWOODS ADDITION, A PLANNED UNIT DEVELOPMENT.

Councilmember Butler moved that the preliminary plat for Tanglewoods Addition, a Planned Unit Development, be approved, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No PP-1011-13 dated February 8, 2011, by Ken Danner, Development Manager, with attached Traffic Impact Chart
2. Location map
3. Staff Report dated March 10, 2011, recommending approval
4. Preliminary site development plan
5. Preliminary plat
6. Transportation Impacts Review Form dated March 1, 2011, conducted by David R. Riesland, P.E., Assistant City Traffic Engineer, for Tanglewoods PUD
7. Predevelopment Case No. PD11-03 dated January 27, 2011, for Rock Creek Land for property located north of Rock Creek Road approximately 1/2 mile east of 36th Avenue N.E.
8. Predevelopment Case No. PD09-23 dated November 19, 2009, for Rock Creek Land, L.L.C., for property located on Rock Creek Road midway between 36th Avenue N.E. and 48th Avenue N.E.
9. Greenbelt Enhancement Statement Comments dated January 24, 2011, for Predevelopment Case No. PD11-03
10. Pertinent excerpts from Planning Commission minutes of March 10, 2011

and the question being upon approving the preliminary plat for Tanglewoods Addition, a Planned Unit Development, a vote was taken with the following result:

YEAS: Councilmembers Butler, Cubberley,  
Dillingham, Griffith, Mayor Rosenthal

NAYES: Councilmembers Atkins and Kovach

The Mayor declared the motion carried and the preliminary plat for Tanglewoods Addition, a Planned Unit Development, was approved.

\* \* \* \* \*

MISCELLANEOUS DISCUSSION

Robinson Street Construction. Mr. Gary Griffiths, 316 West Himes Street, said he met with Mr. Shawn O'Leary, Director of Public Works, after the April 12, 2011, City Council meeting regarding traffic problems in his neighborhood due to the Robinson Street Project and expressed his appreciation. He said Mr. O'Leary addressed the issue, the traffic lights had been adjusted at Flood and Robinson, and the flow of traffic is a lot better. He said traffic still backs up, but drivers travel through the light at a faster pace. He said the contractor had placed a message board at Flood and Acres directing drivers to use the alternate route which helped considerably. He said the police have been patrolling the area regularly watching out for speeders as well as any crime that might be occurring.

Mr. Roger Gallagher, 1522 East Boyd Street, said he understood that the shoofly that had been constructed had not passed inspection for weight and/or strength. He asked if new construction would need to take place causing a delay in the project.

Mr. John Clink, Capital Projects Engineer, said that it was suspected that the piles being driven for the bridge for the shoofly are out of tolerance and not a deviation that the railroad allows and the contractor is having it surveyed. If it is out of tolerance, the contractor will send this information to his engineer and the engineer will do the calculations to see if the bridge will hold the weight of the trains. He said the next step will be decided when these calculations are completed.

Mr. Gallagher asked if the City would be responsible for the construction or the costs.

Mr. Clink said the bridge was the contractor's design as a way to carry trains while the project was being completed and it would be his responsibility.

\*

Miscellaneous Discussion, continued:

Water Issues. Mr. Roger Gallagher, said he did not feel a plat should be approved unless there was a guarantee of good water especially if there were going to be septic systems. He said before more houses are allowed in east Norman, the environment and water quality should be taken into consideration.

\*

Quorums for Board Meetings. Mr. Roger Gallagher, 1522 East Boyd Street, said he attended at least three meetings where a quorum of members had not been present. He said one committee tried to take a vote by email, the others just asked general opinions although there was no formal vote. He said City Code states business cannot go forward unless a quorum is present. He said he attended a recent TIF Oversight Committee where a presentation was made and thought now it will have to be repeated when all the members were present.

Mayor Rosenthal said the TIF Oversight Committee is not a recommendatory body and only oversees the project. She said if they took a position, a quorum must be present.

\*

Lake McGee. Councilmember Kovach said during the recent rains a citizen had to be rescued from Lake McGee and residents of Lancaster Circle had to park by Whittier School.

\*

Settlements and Lawsuits. Councilmember Kovach said there were several grievances, arbitrations, and a lawsuit listed this month in the Monthly Departmental Reports. He said many of the cases involve proper procedure regarding discipline and discharge of employees. He said there are times when there are great employees and times when you have bad employees and when there is a bad employee that cannot correct their actions, they should be discharged in a manner consistent with union contracts so their discharge will not be reversed. He said these cases end up on the tax rolls and should be avoided. He said supervisors and managers should be instructed properly on how to do this.

\*

Lakeview T-Birds. Councilmember Dillingham said she wished everyone would adopt the Lakeview T-Bird philosophy which is to be "Thoughtful, Bully-Free, Respectful, Diligent, and Safe." She hoped the T-Birds would officially adopt her.

\*

East Rock Creek Road Improvements. Councilmember Griffith said this project was complete and the results were amazing. He expressed gratitude to the Oklahoma Department of Transportation, Haskell Lemon Construction Company, Shawn O'Leary, Director of Public Works, and John Clink, Capital Projects Engineer, for a job well done. He said traffic congestion has decreased dramatically and it was nice to see area residents using the new sidewalks.

\*

Griffin Park Irrigation Project. Mr. Steve Lewis, City Manager, said during the Budget Study Session this evening, the Griffin Park Irrigation Project had been discussed and he commended Parks and Recreation and the Utilities Departments for a job well done. He said this project created a new irrigation lake in Griffin Park and the up side was the City will be saving money by utilizing approximately 300,000 gallons of water from a former well taken out of service due to it having too much arsenic.

\*

Free Days at the Transfer Station. Mr. Steve Lewis, City Manager, announced that the transfer station would be open to the public free of charge on April 30, May 7, and May 14, from 8:00 a.m. to 1:00 p.m. to allow Norman residents to drop off some of their bulky non-hazardous waste.

\*

Miscellaneous Discussion, continued:

East Highway Nine Widening Project. Mr. Steve Lewis, said he and Mr. Shawn O'Leary, Director of Public Works, attended the State Highway Nine Public Meeting held Thursday, April 21, 2011, at the Postal Training Center. He said the project consists of improvements on East Highway Nine from 24th Avenue S.E. to 84th Avenue S.E. He said this meeting served as the final public hearing on the environmental assessment portion of the project and the Oklahoma Department of Transportation (ODOT) will continue to receive comments until May 6, 2011. He said at that time, the project should move forward and ODOT will begin acquiring right-of-way. The first section of road from 24th Avenue S.E. to 48th Avenue S.E. will be a four lane divided road with a landscaped median and that project will begin in 2013 and the second phase will begin in 2015.

\*

Budget Update. Mr. Steve Lewis, City Manager, provided a status update of the FYE 2011 City budget. He said there had been very little change from what had been reported at the General Fund Study Session last week. He said actual sale tax revenue to date and FYE 2009 actual including Public Safety Sales Tax were virtually identical. He said the General Fund revenue for FYE 2011 to date is \$48 million and FYE 2009 actual was approximately \$49 million which reinforces the point that our revenue growth is anemic.

\*

Weekend Activities. Mayor Rosenthal said this would be a very busy weekend in Norman which will tax some of our street crews and law enforcement. She said the 89'er Day Parade is on Saturday, May Fair begins on Friday and Norman Music Festival on Thursday along with the Lions Club Carnival. She said this was a very exciting time for a "Staycation". She urged citizens to stay in Norman and enjoy these events. In deference to Councilmember Quinn, who was not in attendance this evening, she urged citizens to "Shop Norman" and spend tax dollars in Norman.

\* \* \* \* \*

#### ADJOURNMENT

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

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the meeting was adjourned at 8:25 p.m.

ATTEST:

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

\_\_\_\_\_  
Mayor