

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

May 31, 2011

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in a Special Session in the Council Chambers of the Norman Municipal Building on the 31st day of May, 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, Ezzell, Griffith,  
Quinn, Mayor Rosenthal

ABSENT: Councilmember Kovach

The Pledge of Allegiance was led by Mayor Rosenthal.

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Item 3, being:

APPROVAL OF THE MINUTES AS FOLLOWS:

CITY COUNCIL STUDY SESSION MINUTES OF APRIL 26, 2011  
CITY COUNCIL STUDY SESSION MINUTES OF MAY 3, 2011  
CITY COUNCIL MINUTES OF MAY 10, 2011  
NORMAN UTILITIES AUTHORITY MINUTES OF MAY 10, 2011  
NORMAN MUNICIPAL AUTHORITY MINUTES OF MAY 10, 2011  
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF MAY 10, 2011  
MEET AND GREET RECEPTION FOR POLICE CHIEF CANDIDATES MINUTES OF MAY 11, 2011

Acting as the City Council, Norman Utilities Authority, Norman Municipal Authority, and Norman Tax Increment Finance Authority, Councilmember Quinn 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. Text File No. GID-1011-32 dated May 12, 2011, by Brenda Hall, City Clerk
2. City Council Study Session minutes of April 26, 2011
3. City Council Study Session minutes of May 3, 2011
4. City Council minutes of May 10, 2011
5. Norman Utilities Authority minutes of May 10, 2011
6. Norman Municipal Authority minutes of May 10, 2011
7. Norman Tax Increment Finance Authority minutes of May 10, 2011
8. Meet and Greet Reception for Police Chief Candidates minutes of May 11, 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, Ezzell, Griffith,  
Quinn, 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 4, being:

PROCLAMATION NO. P-1011-22: A PROCLAMATION OF MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE WEEK OF MAY 21 THROUGH 27, 2011, AS NATIONAL SAFE BOATING WEEK IN THE CITY OF NORMAN.

Councilmember Dillingham moved that receipt of Proclamation No. P-1011-22 proclaiming the week of May 21 through 27, 2011, as National Safe Boating Week in the City of Norman 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. P-1011-22 dated May 10, 2011
- 2. Proclamation No. P-1011-22

and the question being upon acknowledging receipt of Proclamation No. P-1011-22 proclaiming the week of May 21 through 27, 2011, as National Safe Boating Week in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and receipt of Proclamation No. P-1011-22 proclaiming the week of May 21 through 27, 2011, as National Safe Boating Week in the City of Norman acknowledged; and the filing thereof was directed.

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Item 5 being:

CONSENT DOCKET

Councilmember Cubberley moved that Item 6 through Item 26 excluding Item 13 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Dillingham; and the question being upon the placement on the consent docket by unanimous vote of Item 6 through Item 26 excluding Item 13, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor Pro-Tem declared the motion carried and Item 6 through Item 26 excluding Item 13 were placed on the consent docket by unanimous vote.

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Item 6, being:

CONSIDERATION OF ORDINANCE NO. O-1011-27 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA AMENDING ARTICLE XIII, SECTION 4-1301 OF CHAPTER 4 OF THE CODE OF THE CITY OF NORMAN BY AMENDING THE NUMBER OF MEETINGS HELD BY THE TREE BOARD EACH CALENDAR YEAR; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Cubberley moved that Ordinance No. O-1011-27 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

- 1. Text File No. O-1011-27 dated May 3, 2011, by Leah Messner, Assistant City Attorney
- 2. Ordinance No. O-1011-27
- 3. Legislatively notated copy of Ordinance No. O-1011-27
- 4. Tree Board minutes of April 4, 2011

Item 6, continued:

and the question being upon the Introduction and adoption of Ordinance No. O-1011-27 upon First Reading by title, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1011-27 was Introduced, read, and adopted upon First Reading by title.

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Item 7, being:

CONSIDERATION OF ORDINANCE NO. O-1011-49 UPON FIRST READING BY TITLE: 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 IN THE NORTHWEST QUARTER OF SECTION 3, TOWNSHIP 9 NORTH, RANGE 3 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 SOUTH SIDE OF INDIAN HILLS ROAD APPROXIMATELY 1,318 LINEAR FEET EAST OF 48TH AVENUE N.W.)

Councilmember Cubberley moved that Ordinance No. O-1011-49 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. O-1011-49 dated March 22, 2011, by Doug Koscinski, Current Planning Manager
2. Ordinance No. O-1011-49
3. Location map
4. Staff Report dated April 14, 2011, recommending approval
5. Preliminary plat
6. Typical lot site plan
7. Planned Unit Development Narrative dated March 14, 2011, for Glenridge Addition submitted by Sassan K. Moghadam, Developer, with Exhibit A, Proposed Preliminary Plat; Exhibit B, Proposed Open Space Diagram; Exhibit C, Proposed Phasing Plan; and Exhibit D, Typical Lot Site Plan
8. Pertinent excerpts from Planning Commission minutes of April 14, 2011

and the question being upon the Introduction and adoption of Ordinance No. O-1011-49 upon First Reading by title, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1011-49 was Introduced, read, and adopted upon First Reading by title.

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Item 8, being:

CONSIDERATION OF ORDINANCE NO. O-1011-57 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CLOSING A PORTION OF A UTILITY EASEMENT LOCATED ON THE EAST SIDE OF LOT 3, BLOCK 1, CROSSROADS WEST NO. 4 ADDITION TO THE CITY OF NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (3106 PHEASANT RUN ROAD)

Councilmember Cubberley moved that Ordinance No. O-1011-57 be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. O-1011-57 dated April 18, 2011, by Doug Koscinski, Current Planning Manager
2. Location map
3. Ordinance No. O-1011-57
4. Memorandum dated April 13, 2011, from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney; Doug Koscinski, Current Planning Manager; Ken Danner, Development Coordinator; and Ken Komiske, Director of Utilities
5. Letter of request dated April 13, 2011, from David T. Hopper, Attorney at Law, to City of Norman City Clerk's Office
6. Petition to Close a Part of a Utility Easement dated April 13, 2011, from David T. Hopper, Attorney, to Brenda Hall, City Clerk with Exhibit "A", survey by Cartographic Company
7. Radius map
8. Staff Report dated May 12, 2011, recommending approval
9. Pertinent excerpts from Planning Commission minutes of May 12, 2011

and the question being upon the Introduction and adoption of Ordinance No. O-1011-57 upon First Reading by title, a vote was taken with the following result:

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

The Mayor declared the motion carried and Ordinance No. O-1011-57 was Introduced, read, and adopted upon First Reading by title.

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Item 9, being:

CONSIDERATION OF THE MAYOR'S APPOINTMENTS AS FOLLOWS:

ANIMAL SHELTER OVERSIGHT COMMITTEE  
DR. GINGER NOBLE, 3009 PINE HILL ROAD

CHILDREN'S RIGHTS COORDINATING COMMISSION  
TERM: 05-31-11 TO 10-16-14: HEIDI SMITH, 1121 DESERT WILLOW TERRACE

LIBRARY BOARD  
TERM: 05-01-11 TO 05-01-14: TIM MAULDIN, POST OFFICE BOX 722100  
TERM: 05-31-11 TO 05-01-14: THOMAS SHOWMAN, 609 BRANCHWOOD ROAD  
TERM: 05-31-11 TO 05-01-14: ALEISHA KARJALA, 118 SOUTH MERCEDES DRIVE  
TERM: 05-31-11 TO 05-01-12: KAREN RIEGER, 1025 WHISPERING PINES DRIVE  
TERM: 05-31-11 TO 05-01-12: GLYNIS EDGAR, 3306 HILLVIEW DRIVE

BOARD OF PARKS COMMISSIONERS  
TERM: 05-31-11 TO 01-01-14: HEATHER PERRY, 3726 INDIAN POINT CIRCLE

TREE BOARD  
TERM: 05-14-11 TO 05-14-14: DARRELL JANAWAY, 5012 DEERHURST DRIVE  
TERM: 05-14-11 TO 05-14-14: JOYCE PITCHLYNN, 4507 CHUKKAR COURT

Councilmember Cubberley moved that the appointments be confirmed, which motion was duly seconded by Councilmember Dillingham;

Item 9, continued:

Items submitted for the record

1. Text File No. AP-1011-21 dated May 3, 2011

and the question being upon confirming the appointments, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Ezzell, Griffith,  
Quinn, Mayor Rosenthal

NAYES: None

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

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Item 10, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF APRIL 30, 2011, AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record

1. Text File No. RPT-1011-41 dated May 9, 2011, by Anthony Francisco, Finance Director
2. Finance Director's Investment Report of April 30, 2011

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, Ezzell, Griffith,  
Quinn, Mayor Rosenthal

NAYES: None

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

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Item 11, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF APRIL, 2011, AND DIRECTING THE FILING THEREOF.

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

Items submitted for the record

1. Text File No. RPT-1011-42 dated May 9, 2011, by Carol Coles, Administrative Assistant
2. Monthly Departmental Reports for the month of April, 2011

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, Ezzell, Griffith,  
Quinn, Mayor Rosenthal

NAYES: None

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

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Item 12, being:

CONSIDERATION OF BID NO. 1011-65, CONTRACT NO. K-1011-149 WITH WEATHERPROOFING TECHNOLOGIES, INC., (WTI) IN THE AMOUNT OF \$1,750,000; PERFORMANCE BOND NO. B-1011-84; STATUTORY BOND NO. B-1011-85, AND MAINTENANCE BOND NO. MB-1011-88; AND RESOLUTION NO. R-1011-119 FOR THE NORMAN PUBLIC LIBRARY AND MUNICIPAL BUILDING B/POLICE DEPARTMENT/MUNICIPAL COURT MECHANICAL RENOVATION PROJECT.

Councilmember Dillingham moved that all bids meeting specifications be accepted; the bid be awarded to Weatherproofing Technologies, Inc., in the amount of \$1,750,000 as the lowest and best bidder meeting specifications; Contract No. K-1011-149 and the performance, statutory, and maintenance bonds be approved; execution of the contract be authorized; the filing of the bonds be directed; and Resolution No. R-1011-119 be adopted, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. K-1011-149 dated April 18, 2011, by Brenda Hall, City Clerk
2. Bid tabulation dated March 31, 2011, for the Norman Public Library and Municipal Building B/Police Department/Municipal Court Mechanical Renovation Project
3. Contract No. K-1011-149
4. Performance Bond No. B-1011-84
5. Statutory Bond No. B-1011-85
6. Maintenance Bond No. MB-1011-88
7. Resolution No. R-1011-119
8. Purchase Requisition No. 0000185487 dated April 20, 2011, in the amount of \$1,750,000 to Weatherproofing Technologies, Inc.

and the question being upon accepting all bids meeting specifications and upon the subsequent awarding of the bid, approval, authorization, directive, and adoption, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications accepted; the bid was awarded to Weatherproofing Technologies, Inc., in the amount of \$1,750,000 as the lowest and best bidder meeting specifications; Contract No. K-1011-149 and the performance, statutory, and maintenance bonds were approved; execution of the contract was authorized; the filing of the bonds was directed; and Resolution No. R-1011-119 was adopted.

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Item 13, 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.

Councilmember Dillingham moved that all bids meeting specifications be accepted; the bid be awarded to Rudy Construction Company in the amount of \$183,517.06 as the lowest and best bidder meeting specifications; Contract No. K-1011-152 and the performance, statutory, and maintenance bonds be approved; execution of the contract be authorized; the filing of the bonds be directed; and Resolution No. R-1011-100 be adopted, which motion was duly seconded by Councilmember Cubberley;

Items submitted for the record

1. Text File No. K-1011-152 dated April 11, 2011, by Angelo Lombardo, Traffic Engineer
2. Bid tabulation for Jefferson-Longfellow Safe Routes to School Infrastructure Project
3. Contract No. K-1011-152
4. Performance Bond No. B-1011-89
5. Statutory Bond No. B-1011-90
6. Maintenance Bond No. MB-1011-90
7. Resolution No. R-1011-100
8. Location map
9. Purchase Requisition No. 0000184984 dated April 12, 2011, in the amount of \$183,517.06 to Rudy Construction Company
10. Petition protesting speed tables, humps, or cushions on our street containing 35 signatures
11. Petition for a stop light at the school crossing of Porter and Acres containing 396 signatures

Item 13, being:

Thereupon, Councilmember Dillingham moved that staff be directed to postpone construction of items related to speed tables subject to either achieving the necessary 60% petition of support for traffic calming projects or if not possible, to develop a change order that replaces speed tables with a non-physical traffic calming alternative, which motion was duly seconded by Councilmember Ezzell;

Participants in discussion

1. Mr. Angelo Lombardo, Traffic Engineer
2. Ms. Brenda Kimmel, 309 East Daws Street, made comments
3. Ms. Jeanette Coker, 620 East Main Street, made comments
4. Mr. Fred Pope, 1501 Navajo Road, made comments
5. Mr. Roger Gallagher, 1522 East Boyd Street, made comments
6. Mr. David Kempf, 317 Towry Drive, made comments
7. Mr. Harold Haralson, 516 Avon Drive, made comments
8. Mr. Ron Williams, 1732 Crestmont Avenue, made comments

and the question being upon directing staff to postpone construction of items related to speed tables subject to either achieving the necessary 60% petition of support for traffic calming projects or if not possible, to develop a change order that replaces speed tables with a non-physical traffic calming alternative; a vote was taken with the following result;

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Ezzell, Griffith,  
Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and staff was directed to postpone construction of items related to speed tables subject to either achieving the necessary 60% petition of support for traffic calming projects or if not possible, to develop a change order that replaces speed tables with a non-physical traffic calming alternative.

and the question being upon accepting all bids meeting specifications and upon the subsequent awarding of the bid, approval, authorization, directives, and adoption, as amended, vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Ezzell, Griffith,  
Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications accepted; the bid was awarded to Rudy Construction Company in the amount of \$183,517.06 as the lowest and best bidder meeting specifications; Contract No. K-1011-152 and the performance, statutory, and maintenance bonds were approved; execution of the contract was authorized; the filing of the bonds was directed; Resolution No. R-1011-100 was adopted; and staff was directed to postpone construction of items related to speed tables subject to either achieving the necessary 60% petition of support for traffic calming projects or if not possible, to develop a change order that replaces speed tables with a non-physical traffic calming alternative.

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Item 14, being:

CONSIDERATION AND AWARDING OF BID NO. 1011-70 FOR THE PURCHASE OF WATER METERS FOR THE LINE MAINTENANCE DIVISION.

Acting as the Norman Utilities Authority, Trustee Cubberley moved that all bids meeting specifications be accepted and the bid be awarded to Badger Meter, Inc., and HD Supply Waterworks as the lowest and best bidders meeting specifications, which motion was duly seconded by Trustee Dillingham;

Items submitted for the record

1. Text File No. BID-1011-70 dated April 6, 2011, by David Hager, Utilities Superintendent
2. Bid tabulation dated May 12, 2011, for water meters

Item 14, continued:

and the question being upon accepting all bids meeting specifications and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Trustees Atkins, Butler, Cubberley,  
Dillingham, Ezzell, Griffith, Quinn,  
Chairman Rosenthal

NAYES: None

The Chairman declared the motion carried and all bids meeting specifications accepted; and the bid was awarded to Badger Meter, Inc., and HD Supply Waterworks as the lowest and best bidders meeting specifications.

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Item 15, being:

CONSIDERATION OF BID NO. 1011-72; CONTRACT NO. K-1011-170 WITH CENTRAL CONTRACTING SERVICES, INC., IN THE AMOUNT OF \$397,295; PERFORMANCE BOND NO. B-1011-98; STATUTORY BOND NO. B-1011-99, AND MAINTENANCE BOND NO. MB-1011-96 FOR THE ROBINSON STREET AND 12TH AVENUE N.E. WATER LINE RELOCATION PROJECT; ADOPTION OF RESOLUTION NO. R-1011-113; AND BUDGET APPROPRIATION.

Acting as the City Council and the Norman Utilities Authority, Councilmember Cubberley moved that all bids meeting specifications be accepted; the bid be awarded to Central Contracting Services, Inc., in the amount of \$397,295 as the lowest and best bidder meeting specifications; Contract No. K-1011-170 and the performance, statutory, and maintenance bonds be approved; execution of the contract be authorized; the filing of the bonds be directed; Resolution No. R-1011-113 be adopted; and \$201,263 be appropriated from the Capital Fund Balance, (050-0000-253.20-00) to Project No. TR0238, Robinson - 12th N.E., Utilities (050-9079-431.67-01) and \$158,918 from the Water Fund Balance, (031-0000-253.20-00) to Project No. WA0157, Robinson/12th N.E. Water Line, Utilities (031-9552-462.67-01), which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. K-1011-170 dated May 12, 2011, by John Clink, Capital Projects Engineer with Attachment A, project budget summary
2. Bid tabulation for the Robinson Street and 12th Avenue N.E. Water Line Relocation Project
3. Contract No. K-1011-170
4. Performance Bond No. B-1011-98
5. Statutory Bond No. B-1011-99
6. Maintenance Bond No. MB-1011-96
7. Resolution No. R-1011-113
8. Purchase Requisition No. 0000186523 dated May 16, 2011, in the amount of \$397,295 to Central Contracting Services, Inc.

and the question being upon accepting all bids meeting specifications and upon the subsequent awarding of the bid, approval, authorization, directive, adoption, and appropriations, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Ezzell, Griffith,  
Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and all bids meeting specifications accepted; the bid was awarded to Central Contracting Services, Inc., in the amount of \$397,295 as the lowest and best bidder meeting specifications; Contract No. K-1011-170 and the performance, statutory, and maintenance bonds were approved; execution of the contract was authorized; the filing of the bonds was directed; Resolution No. R-1011-113 was adopted; and \$201,263 was appropriated from the Capital Fund Balance, (050-0000-253.20-00) to Project No. TR0238, Robinson - 12th N.E., Utilities (050-9079-431.67-01) and \$158,918 from the Water Fund Balance, (031-0000-253-0000) to Project No. WA0157, Robinson/12th N.E. Water Line, Utilities (031-9552-462.67-01).

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Item 16, being:

CONSIDERATION OF AUTHORIZATION FOR THE PURCHASE OF AN EZ LINER STREET PAINT STRIPER FROM PAVEMENT MAINTENANCE SUPPLY, INC., (PMSI) FOR THE TRAFFIC CONTROL DIVISION.

Councilmember Cubberley moved that authorization for the purchase of an EZ Liner Street Paint Striper in the amount of \$49,972.50 less trade-in allowance of \$2,000 for a total price of \$47,972.50 from PMSI for the Traffic Control Division be approved, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. GID-1011-31 dated May 11, 2011, by Mike White, Fleet Superintendent
2. Quote Summary for one EZ Liner Model AL120 Paint Striper
3. Quote No. 260-0278 dated April 20, 2011, in the amount of \$49,972.50 less trade-in allowance of \$2,000 for a total price of \$47,972.50 from PMSI

and the question being upon approving authorization for the purchase of an EZ Liner Street Paint Striper in the amount of \$49,972.50 less trade-in allowance of \$2,000 for a total price of \$47,972.50 from PMSI for the Traffic Control Division, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and authorization for the purchase of an EZ Liner Street Paint Striper in the amount of \$49,972.50 less trade-in allowance of \$2,000 for a total price of \$47,972.50 from PMSI for the Traffic Control Division was approved.

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Item 17, being:

DECLARATION OF SURPLUS AND/OR OBSOLETE EQUIPMENT AND MATERIALS AND AUTHORIZING THE SALE THEREOF.

Councilmember Cubberley moved that the equipment be declared to be surplus and/or obsolete and the sale thereof be authorized, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. RPT-1011-70 dated May 3, 2011, by Frederick Duke, Procurement Analyst
2. Inventory of Goods to Be Auctioned

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: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the equipment declared to be surplus and/or obsolete; and the sale thereof was authorized.

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Item 18, being:

CONSIDERATION OF THE ACCEPTANCE OF A DONATION OF \$600 FROM REPUBLIC BANK TO REIMBURSE THE POLICE DEPARTMENT FOR SHREDDING SERVICES BY ABSOLUTE DATA SHREDDING (ADS) DURING FREE SHREDDING DAY FOR NORMAN CITIZENS ON MARCH 26, 2011.

Councilmember Cubberley moved that a donation in the amount of \$600 from Republic Bank to reimburse the Police Department for shredding services by ADS during Free Shredding Day for Norman citizens on March 26, 2011, be accepted, Donations/Organization (010-0000-365.13-72) be increased by \$600, \$600 be appropriated to Business Services/Other (010-6015-421.41-99), and payment be directed to ADS, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. GID-1011-20 dated May 9, 2011, from Sergeant Jennifer Newell, Community Relations

and the question being upon accepting a donation in the amount of \$600 from Republic Bank to reimburse the Police Department for shredding services by ADS during Free Shredding Day for Norman citizens on March 26, 2011, and upon the subsequent increase, appropriation, and directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and in the amount of \$600 from Republic Bank to reimburse the Police Department for shredding services by ADS during Free Shredding Day for Norman citizens on March 26, 2011, accepted; Donations/Organization (010-0000-365.13-72) was increased by \$600, \$600 was appropriated to Business Services/Other (010-6015-421.41-99); and payment was directed to ADS.

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Item 19, being:

LIMITED LICENSE NO. LL-1011-17: LIMITED LICENSE TO PLACE NINE (9) GROUND BANNERS WITHIN THE PUBLIC RIGHTS-OF-WAY PURSUANT TO A REQUEST FROM THE UNITED WAY OF NORMAN.

Councilmember Cubberley moved that Limited License No. LL-1011-17 to place nine (9) ground banners within the public rights-of-way pursuant to a request from the United Way of Norman be approved and the issuance thereof be authorized, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. LL-1011-17 dated May 9, 2011, by Wayne Stenis, Planner II
2. Letter of request dated April 1, 2011, from Candice Jones, Vice President of Resource Development, United Way of Norman, to Ellen Usry
3. Application for Limited License for nine ground banners dated April 1, 2011, from United Way of Norman
4. Limited License No. LL-1011-17

and the question being upon approving Limited License No. LL-1011-17 to place nine (9) ground banners within the public rights-of-way pursuant to a request from the United Way of Norman and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Limited License No. LL-1011-17 to place nine (9) ground banners within the public rights-of-way pursuant to a request from the United Way of Norman approved; and the issuance thereof was authorized.

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Item 20, being:

AMENDMENT NO. TWO TO CONTRACT NO. K-0809-59: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND ENGINEERING SERVICES AND TESTING INC., (EST) INCREASING THE CONTRACT AMOUNT BY \$5,000 TO MODIFY THE WATER LINE RELOCATION PLANS, SPECIFICATIONS, AND BID DOCUMENTS ASSOCIATED WITH THE 12TH AVENUE N.E. AND ROBINSON STREET INTERSECTION IMPROVEMENTS.

Councilmember Cubberley moved that Amendment No. Two to Contract No. K-0809-59 with EST increasing the contract amount by \$5,000 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. K-0809-59, Amendment No. Two, dated May 12, 2011, by John Clink, Capital Projects Engineer
2. Amendment No. Two to Contract No. K-0809-59 and Attachment B, Fee Schedule
3. Purchase Requisition No. 0000185930 dated May 2, 2011, in the amount of \$5,000 to Environmental Services and Testing

and the question being upon approving Amendment No. Two to Contract No. K-0809-59 with EST increasing the contract amount by \$5,000 and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Amendment No. Two to Contract No. K-0809-59 with EST increasing the contract amount by \$5,000 approved; and the execution thereof was authorized.

\* \* \* \* \*

Item 21, being:

CONTRACT NO. K-1011-45: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN AND DOWNEY CONSTRUCTION COMPANY, INC. IN THE AMOUNT OF \$43,860 FOR THE REAVES PARK PARKING LOT EXPANSION PROJECT, MAINTENANCE BOND NO. MB-1011-14, AND RESOLUTION NO. R-1011-21.

Councilmember Cubberley moved that Contract No. K-1011-45 with Downey Construction Company in the amount of \$43,860 and Maintenance Bond No. MB-1011-14 be approved, execution of the contract be authorized, the filing of the bond be directed, and Resolution No. R-1011-21 be adopted, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. K-1011-45 dated May 12, 2011, by James Briggs, Park Planner
2. Quote tabulation dated May 5, 2011, for the Reaves Park Parking Lot Expansion Project
3. Contract No. K-1011-45
4. Maintenance Bond No. MB-1011-14
5. Resolution No. R-1011-21
6. Location map
7. Purchase Requisition No. 0000186740 dated May 19, 2011, in the amount of \$43,860 to Downey Construction Company, Inc.

Participants in discussion

1. Mr. Paul Armstrong, 415 Westchester Circle, asked questions
2. Mr. Jud Foster, Director of Parks and Recreation

Item 21, continued:

and the question being upon approving Contract No. K-1011-45 with Downey Construction Company in the amount of \$43,860 and upon the subsequent authorization, directive, and adoption, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Contract No. K-1011-45 with Downey Construction Company in the amount of \$43,860 and Maintenance Bond No. MB-1011-14 approved; execution of the contract was authorized; the filing of the bond was directed; and Resolution No. R-1011-21 was adopted

\* \* \* \* \*

Item 22, being:

CONTRACT NO. K-1011-171: A RIGHT-OF-WAY, PUBLIC UTILITY AND ENCROACHMENT AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) FOR STATE AID PROJECT SAP-1114A(184), STATE JOB NO. 24029(04), TO RECONSTRUCT THE INTERSTATE 35 NORTHBOUND ROBINSON ON-AND-OFF RAMPS AND ADOPTION OF RESOLUTION NO. R-1011-121.

Councilmember Cubberley moved that Contract No. K-1011-171 with the Oklahoma Department of Transportation be approved, Resolution No. R-1011-121 be adopted, and execution of the contract and resolution be authorized, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. K-1011-171 dated May 12, 2011, from John Clink, Capital Projects Engineer, to Honorable Mayor and City Council
2. Contract No. K-1011-171
3. Resolution No. R-1011-121
4. Location map

and the question being upon approving Contract No. K-1011-171 with the Oklahoma Department of Transportation and upon the subsequent adoption and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Contract No. K-1011-171 with the Oklahoma Department of Transportation approved; Resolution No. R-1011-121 was adopted and the execution of the contract and resolution was authorized.

\* \* \* \* \*

Item 23, being:

CONTRACT NO. K-1011-172: A RIGHT-OF-WAY, PUBLIC UTILITY AND ENCROACHMENT AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) FOR STATE AID PROJECT STP-114C(292)AG, STATE JOB NO. 24029(05) TO EXTEND INTERSTATE DRIVE BETWEEN ROBINSON STREET AND MOUNT WILLIAMS DRIVE AND PROVIDE SIGNALIZATION ON ROBINSON STREET AND INTERSTATE DRIVE AND ADOPTION OF RESOLUTION NO. R-1011-122.

Councilmember Cubberley moved that Contract No. K-1011-172 with the Oklahoma Department of Transportation be approved, Resolution No. R-1011-122 be adopted, and execution of the contract and resolution be authorized, which motion was duly seconded by Councilmember Dillingham;

Item 23, continued:

Items submitted for the record

1. Text File No. K-1011-172 dated May 12, 2011, from John Clink, Capital Projects Engineer, to Honorable Mayor and City Council
2. Contract No. K-1011-172
3. Resolution No. R-1011-122
4. Location map

and the question being upon approving Contract No. K-1011-172 with the Oklahoma Department of Transportation and upon the subsequent adoption and authorization, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-1011-172 with the Oklahoma Department of Transportation approved; Resolution No. R-1011-122 was adopted and the execution of the contract and resolution was authorized.

\* \* \* \* \*

Item 24, being:

CONSIDERATION OF APPROVAL OF OKLAHOMA OFFICE OF HOMELAND SECURITY, URBAN AREA SECURITY INITIATIVE GRANT IN THE AMOUNT OF \$237,240 FOR THE NORMAN POLICE DEPARTMENT, APPROVAL OF CONTRACT NO. K-1011-173 AND BUDGET APPROPRIATION RESOLUTION NO. R-1011-20.

Councilmember Cubberley moved that an Urban Area Security Initiative Grant in the amount of \$237,240 from the Oklahoma Office of Homeland Security be accepted, Contract No. K-1011-173 be approved, the execution thereof be authorized, and Resolution No. R-1011-20 be adopted, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. K-1011-173 dated May 2, 2011, by Jim Spearman, Grants Coordinator
2. List of Equipment to be Purchased with Grant Funds
3. Schedule A, Award Memo dated March 17, 2011, from Kim Edd Carter, Director, State of Oklahoma Office of Homeland Security, to Steve Lewis, City Manager
4. Contract No. K-1011-173 with Schedule B, Sub-grantee Award Document; Schedule 1, Subgrant Terms and Conditions; Schedule 2, Department of Justice Certifications; Schedule 3, Department of Justice Assurances; Schedule 4, Equal Employment Opportunity Plan Certification; and Schedule 5, Signature Authorization
5. Resolution No. R-1011-20

and the question being upon accepting an Urban Area Security Initiative Grant in the amount of \$237,240 from the Oklahoma Office of Homeland Security and upon the subsequent approval, authorization, and adoption, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and an Urban Area Security Initiative Grant in the amount of \$237,240 from the Oklahoma Office of Homeland Security accepted; Contract No. K-1011-173 was approved; execution thereof was authorized; and Resolution No. R-1011-20 was adopted.

\* \* \* \* \*

Item 25, 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 WORKERS' COMPENSATION ORDERS AND SETTLEMENTS.

Councilmember Cubberley moved that Resolution No. R-1011-110 be adopted, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. R-1011-110 dated March 29, 2011, by Clint Mercer, Chief Accountant, with Attachment A, Budgeted and Actual Expenses, Workers' Compensation Costs Center, and Attachment B, Increase in OJI/Workers' Compensation Expenses
2. Resolution No. R-1011-110

and the question being upon adopting Resolution No. R-1011-110, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Ezzell, Griffith,  
Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Resolution No. R-1011-110 was adopted.

\* \* \* \* \*

Item 26, being:

RESOLUTION NO. R-1011-123: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ADOPTING THE CITY OF NORMAN WATER CONSERVATION PLAN 2011 WHICH INCLUDES THE DROUGHT CONTINGENCY PLAN.

Councilmember Cubberley moved that Resolution No. R-1011-123 be adopted, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. R-1011-123 dated May 12, 2011, by Ken Komiske, Director of Utilities
2. Resolution No. R-1011-123
3. City of Norman Water Conservation Plan 2011

Participants in discussion

1. Mr. Ken Komiske, Director of Utilities
2. Mr. David Kempf, 317 Towry Drive, asked questions
3. Mr. Mark Campbell, 2821 Dewey Avenue, asked questions

and the question being upon adopting Resolution No. R-1011-123, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Ezzell, Griffith,  
Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Resolution No. R-1011-123 was adopted.

\* \* \* \* \*

Item 27, being:

PUBLIC HEARING REGARDING THE FYE 2012 CITY OF NORMAN PROPOSED OPERATING AND CAPITAL BUDGETS AND THE NORMAN CONVENTION AND VISITORS BUREAU, INC., BUDGET WITH DETAILED ANNUAL PLAN OF WORK.

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

Items submitted for the record

1. Text File No. GID-1011-33 dated May 13, 2011, by Suzanne Krohmer, Budget Manager
2. City of Norman, Oklahoma, Fiscal Year Ending 2012 Annual Budget Summary of Fund Balances
3. The City of Norman, Oklahoma, Budget, Fiscal Year Ending June 30, 2012
4. The City of Norman, Oklahoma, Capital Improvements Project Budget, Fiscal year Ending June 30, 2012, Financial Plan – Fiscal Year-End 2012-2016
5. Norman Convention and Visitors Bureau Destination Management Plan, Fiscal Year 2012 (July 2011 – June 2012)
6. Norman Convention and Visitors Bureau Fiscal Year Ending 2011-2012 Budget
7. PowerPoint presentation entitled, “The City of Norman, Oklahoma, Fiscal Year 2011-2012 Public Budget Hearing” dated May 31, 2011

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

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Ezzell, Griffith,  
Quinn, Mayor Rosenthal

NAYES: None

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

Thereupon, the following persons addressed City Council:

Participants in discussion

1. Ms. Suzanne Krohmer, Budget Manager
2. Mr. Steve Lewis, City Manager
3. Ms. Jeanette Coker, 620 East Main Street, made comments
4. Mr. Tracy Key, 403 George Cross Court, made comments
5. Mr. Roger Gallagher, 1522 East Boyd Street, made comments
6. Mr. John Woods, Executive Director, Chamber of Commerce, made comments

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

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Ezzell, Griffith,  
Quinn, Mayor Rosenthal

NAYES: None

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

Thereupon, Councilmember Cubberley moved that an agenda item be scheduled on June 14, 2011, to adopt the FYE 2012 City of Norman Budget and the Norman Convention and Visitors Bureau, Inc., Budget with Detailed Annual Plan of Work, which motion was duly seconded by Councilmember Dillingham;

Item 27, continued:

and the question being upon an agenda item being scheduled on June 14, 2011, to adopt the FYE 2012 City of Norman Budget and the Norman Convention and Visitors Bureau, Inc., Budget with Detailed Annual Plan of Work, a vote was taken with the following result:

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

The Mayor declared the motion carried and an agenda item will be scheduled on June 14, 2011, to adopt the FYE 2012 City of Norman Budget and the Norman Convention and Visitors Bureau, Inc., Budget with Detailed Annual Plan of Work.

\* \* \* \* \*

Item 28, being:

CONSIDERATION OF AN AMENDMENT TO THE APPROVED SITE PLAN SO AS TO ALLOW A SEASONAL SNOW CONE STAND FOR DAGAN FLOWERS TO BE LOCATED AT 1415 WEST MAIN STREET.

Councilmember Butler moved that the site plan amendment for 1415 West Main Street be approved, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

1. Text File No. GID-1011-34 dated April 18, 2011, by Doug Koscinski, Current Planning Manager
2. Location map
3. Staff Report dated May 12, 2011, recommending approval
4. Site plan
5. Protest area map containing 5.4% protest within notification area
6. Letter of protest dated April 26, 2011, from Colette Fudge to Norman Planning Commission
7. Letter of protest received April 28, 2011, from Norris and Ila Griffith
8. Pertinent excerpts from Planning Commission minutes of May 12, 2011

Participants in discussion

1. Mr. Craig Hayes, 930 Elm Avenue, representing applicant
2. Ms. Brenda Hall, City Clerk

and the question being upon approving the site plan amendment for 1415 West Main Street, a vote was taken with the following result:

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

The Mayor declared the motion carried and the site plan amendment for 1415 West Main Street was approved.

\* \* \* \* \*

Item 29, being:

RESOLUTION NO. R-1011-82: 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-1011-5**, SO AS TO PLACE LOTS 1-10, BLOCK 3; LOTS 1-9, BLOCK 4; LOTS 1-10, BLOCK 5; AND LOT 1, BLOCK 6, PRESIDENTIAL NO. 4 ADDITION AND ALL OF LOTS 1-13, BLOCK 1, AND LOTS 1-6, BLOCK 2, PRESIDENTIAL NO. 3 ADDITION TO THE CITY OF NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE HIGH-DENSITY RESIDENTIAL DESIGNATION AND REMOVE THE SAME FROM THE COMMERCIAL DESIGNATION FOR THE HEREINAFTER DESCRIBED PROPERTY. (1801 JEFFERSON COURT AND 2681 JEFFERSON DRIVE)

Councilmember Kovach having moved on March 22, 2011, that Resolution No. R-1011-82, Land Use Plan Amendment No. LUP-1011-5, be postponed until April 12, 2011, which motion having been duly seconded by Councilmember Ezzell; and on April 12, 2011, Kovach moved that Resolution No. R-1011-82, Land Use Plan Amendment No. LUP-1011-5, be further postponed until May 24, 2011, which motion was duly seconded by Councilmember Dillingham; Councilmember Griffith moved that Resolution No. R-1011-82, Land Use Plan Amendment No. LUP-1011-5, be adopted and the NORMAN 2025 Land Use and Transportation Plan be amended according thereto, which motion was duly seconded by Councilmember Ezzell;

Items submitted for the record

1. Text File No. R-1011-82 dated January 11, 2011, by Doug Koscinski, Current Planning Manager
2. Email requesting postponement dated March 11, 2011, from Sean Rieger to Susan Connors, Doug Koscinski, Brenda Hall, Cindy Rosenthal, Steve Lewis, Tom Kovach, Hal Ezzell, and Ellen Usry
3. Resolution No. R-1011-82, Land Use Plan Amendment No. LUP-1011-5
4. Location map
5. Staff Report dated February 10, 2011, recommending approval
6. City of Norman Predevelopment Case No. PD 10-28 dated December 16, 2010, submitted by 2681 Jefferson Street Holdings, L.L.C., for property south of intersection of I-35 and Highway 9 East
7. Greenbelt Enhancement Statement Comments dated January 24, 2011
8. Pertinent excerpts from City Council minutes of February 10, 2011
9. Email dated March 11, 2011, from Sean Rieger, the Rieger Law Group, to Susan Connors, Doug Koscinski, Brenda Hall, Cindy Rosenthal, Steve Lewis, Tom Kovach, Hal Ezzell, and Ellen Usry, requesting postponement until April 12, 2011
10. Email dated April 11, 2011, from Sean Rieger, the Rieger Law Group, to City Council, Steve Lewis, Brenda Hall, Ellen Usry, and Susan Connors, requesting postponement until May 24, 2011

Participants in discussion

1. Mr. Sean Rieger, 136 Thompson Drive, attorney representing the applicant

and the question being upon adopting Resolution No. R-1011-82, Land Use Plan Amendment No. LUP-1011-5, and upon the subsequent amendment, a vote was taken with the following result:

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

NAYES: None

The Mayor declared the motion carried and Resolution No. R-1011-82, Land Use Plan Amendment No. LUP-1011-5, adopted; and the NORMAN 2025 Land Use and Transportation Plan was amended according thereto.

\* \* \* \* \*

Item 30, being:

ORDINANCE NO. O-1011-41: 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 LOTS 1-10, BLOCK 3; LOTS 1-9, BLOCK 4; LOTS 1-10, BLOCK 5; AND LOT 1, BLOCK 6, PRESIDENTIAL NO. 4 ADDITION, AND ALL OF LOTS 1-13, BLOCK 1, AND LOTS 1-6, BLOCK 2, PRESIDENTIAL NO. 3 ADDITION, TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE RM-6, MEDIUM DENSITY APARTMENT DISTRICT, AND REMOVE THE SAME FROM THE C-2, GENERAL COMMERCIAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (1801 JEFFERSON COURT AND 2681 JEFFERSON DRIVE)

Ordinance No. O-1011-41 having been Introduced and adopted upon First Reading by title in City Council's meeting of March 8, 2011 and in City Council's meeting of March 22, 2011, Councilmember Atkins having moved that Ordinance No. O-1011-41 be postponed until April 12, 2011, which motion having been duly seconded by Councilmember Kovach; and on April 12, 2011, Councilmember Kovach further moved that Ordinance No. O-1011-41 be postponed until May 24, 2011, which motion was duly seconded by Councilmember Dillingham; Councilmember Quinn moved that Ordinance No. O-1011-41 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

1. Text File No. O-1011-41 dated January 11, 2011, by Doug Koscinski, Current Planning Manager
2. Email requesting postponement dated March 11, 2011, from Sean Rieger to Susan Connors, Doug Koscinski, Brenda Hall, Cindy Rosenthal, Steve Lewis, Tom Kovach, Hal Ezzell, and Ellen Usry
3. Ordinance No. O-1011-41
4. Location map
5. Staff Report dated February 10, 2011, recommending approval
6. Pertinent excerpts from Planning Commission minutes of February 10, 2011
7. Email dated March 11, 2011, from Sean Rieger, the Rieger Law Group, to Susan Connors, Doug Koscinski, Brenda Hall, Cindy Rosenthal, Steve Lewis, Tom Kovach, Hal Ezzell, and Ellen Usry, requesting postponement until April 12, 2011
8. Email dated April 11, 2011, from Sean Rieger, the Rieger Law Group, to City Council, Steve Lewis, Brenda Hall, Ellen Usry, and Susan Connors, requesting postponement until May 24, 2011

and the question being upon adopting Ordinance No. O-1011-41 upon Second Reading section by section; a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1011-41 was adopted upon Second Reading section by section.

Thereupon, Councilmember Ezzell moved that Ordinance No. O-1011-41 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Dillingham; and the question being upon adopting Ordinance No. O-1011-41 upon Final Reading as a whole, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1011-41 was adopted upon Final Reading as a whole.

\* \* \* \* \*

Item 31, being:

ORDINANCE NO. O-1011-07: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING ARTICLE III, SECTION 19-303 OF CHAPTER 19 OF THE CODE OF THE CITY OF NORMAN BY ADDING A PROVISION REGARDING THE PLACEMENT OF A DUMPSTER AND/OR COMPACTOR ON PROPERTY ZONED INDUSTRIAL, COMMERCIAL, OFFICE, OR MULTI-FAMILY; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-1011-07 having been Introduced and adopted upon First Reading by title in City Council's meeting of May 10, 2011, Councilmember Dillingham moved that Ordinance No. O-1011-07 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. O-1011-07 dated April 18, 2011, by Leah Messner, Assistant City Attorney
2. Ordinance No. O-1011-07
3. Legislatively notated copy of Ordinance No. O-1011-07
4. Pertinent excerpts from City Council Oversight Committee minutes of April 6, 2011, October 13, 2010, and January 5, 2011

Participants in discussion

1. Ms. Leah Messner, Assistant City Attorney

and the question being upon adopting Ordinance No. O-1011-07 upon Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1011-07 was adopted upon Second Reading section by section.

Thereupon, Councilmember Dillingham moved that Ordinance No. O-1011-07 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-1011-07 upon Final Reading as a whole, the roll was called with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1011-07 was adopted upon Final Reading as a whole.

\* \* \* \* \*

Item 32, being:

ORDINANCE NO. O-1011-53: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN TO ADD SECTION 429.7 CREATING A ZONING OVERLAY DISTRICT FOR THE WATER QUALITY PROTECTION ZONE AND AMENDING SECTION 441(11) PROVIDING FOR SUBMITTALS FOR A VARIANCE FROM THE REQUIREMENTS OF THE WATER QUALITY PROTECTION ZONING OVERLAY DISTRICT; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-1011-53 having been Introduced and adopted upon First Reading by title in City Council's meeting of May 10, 2011, Councilmember Quinn moved that Ordinance No. O-1011-53 be postponed until June 28, 2011, which motion was duly seconded by Councilmember Dillingham;

Item 32, continued:

Items submitted for the record

1. Text File No. O-1011-53 dated March 28, 2011, by Kathryn Walker, Assistant City Attorney
2. Ordinance No. O-1011-53 with Exhibit A, Water Quality Protection Zone Map, Lake Thunderbird Watershed
3. Legislatively notated copy of Ordinance No. O-1011-53 with Exhibit A, Water Quality Protection Zone Map, Lake Thunderbird Watershed
4. Timeline of WQPZ Ordinances updated April 22, 2011
5. Memorandum dated April 7, 2011, from Bob Hanger, P.E., Storm Water Engineer, to Chairman and Members, Norman Planning Commission
6. Pertinent excerpts from Planning Commission minutes of April 14, 2011
7. City Council Planning and Community Development Committee minutes of April 8, 2011
8. City Council Conference minutes of March 8, 2011
9. City Council Planning and Community Development Committee minutes of February 11, 2011

and the question being upon postponing Ordinance No. O-1011-53 until June 28, 2011, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Ezzell, Griffith,  
Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1011-53 was postponed until June 28, 2011.

\* \* \* \* \*

Item 33, being:

ORDINANCE NO. O-1011-52: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING CHAPTER 19 OF THE CODE OF THE CITY OF NORMAN TO PROVIDE FOR STANDARDS AND REQUIREMENTS FOR A DESIGNATED WATER QUALITY PROTECTION ZONE INCLUSIVE OF THE LAKE THUNDERBIRD WATERSHED; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-1011-52 having been Introduced and adopted upon First Reading by title in City Council's meeting of May 10, 2011, Councilmember Quinn moved that Ordinance No. O-1011-52 be postponed until June 28, 2011, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. O-1011-52 dated March 28, 2011, by Kathryn Walker, Assistant City Attorney
2. Ordinance No. O-1011-52
3. Legislatively notated copy of Ordinance No. O-1011-52
4. Timeline of WQPZ Ordinances updated April 22, 2011
5. Memorandum dated April 7, 2011, from Bob Hanger, P.E., Storm Water Engineer, to Chairman and Members, Norman Planning Commission
6. Pertinent excerpts from Planning Commission minutes of April 14, 2011
7. City Council Planning and Community Development Committee minutes of April 8, 2011
8. City Council Conference minutes of March 8, 2011
9. City Council Planning and Community Development Committee minutes of February 11, 2011

and the question being upon postponing Ordinance No. O-1011-52 until June 28, 2011, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler,  
Cubberley, Dillingham, Ezzell, Griffith,  
Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1011-52 was postponed until June 28, 2011.

\* \* \* \* \*

Item 34, being:

RESOLUTION NO. R-1011-120: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA ADOPTING THE STORM WATER MASTER PLAN FINAL REPORT DATED OCTOBER 2009.

Councilmember Quinn moved that Resolution No. R-1011-120 be postponed until June 28, 2011, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Text File No. R-1011-120 dated May 11, 2011, by Kathryn Walker, Assistant City Attorney
2. Resolution No. R-1011-120

and the question being upon postponing Resolution No. R-1011-120 until June 28, 2011, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Resolution No. R-1011-120 was postponed until June 28, 2011.

\* \* \* \* \*

#### MISCELLANEOUS DISCUSSION

Storm Water Master Plan Final Report. Mr. Jim Harvey, 321 84th Avenue N.E., said he understood that Items 32, 33, and 34 had been postponed until June 28, 2011, and asked what the relationship was between the two ordinances and the resolution adopting the plan. He asked if they needed to be considered together, could they be approved or rejected separately, and what would happen if the ordinances were approved and the plan was not adopted. Mayor Rosenthal said the ordinances come out of the initial plan which was accepted in 2009 and the ordinances were the first work item on the implementation plan. He asked if he could review the plan on the website and Mayor Rosenthal said yes and a CD of the plan could also be obtained for one dollar from the Public Works Department. He asked if minutes from meetings leading up to approval of the plan beginning in 2007 were available online or on a CD and the Mayor said this information could be obtained from the City Clerk's Office.

\*

Denver Corner and Little Axe Trash-Off Events. Ms. Judy Ridgeway, 3910 180th Avenue N.E., said the Denver Corner and Little Axe Trash-Off events held April 9, 2011, were spectacular successes and were completed in two days. She said there had been a half mile of trucks, cars, and trailers full of trash on 156th Avenue N.E. She announced that the Department of Environmental Quality removed 1,175 tires and 93 tons of trash. She said the American Legion provided the site; the City of Norman provided 27 Roll-Off Containers; Cleveland County brought in gravel to keep the Roll-Offs stable and furnished a full-time employee operating a front-end loader; and the Absentee Shawnee also furnished an employee with a front-end loader. She thanked the City of Norman for continuing this practice.

Mayor Rosenthal thanked Ms. Ridgeway for playing a large leadership role in organizing the event.

Councilmember Dillingham said she hoped everyone understood from these great results how important these types of events were for building community. She said in this area everyone lives far away from each other and she sincerely appreciated Ms. Ridgeway's leadership and all of the people involved. She said it was important to find ways to continue these types of activities.

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Miscellaneous Discussion, continued:

“Norman Sentinel”. Mr. Bobby Stevens, 3801 108th Avenue S.E., said he thought the City should increase the funding for public safety because tree growth covering signs is an ongoing problem. He said he had put up a new community website on Facebook called “Norman Sentinel” and he would keep pictures posted showing where problems exist. He said at the end of the year, a reward will be given for the best picture submitted. He encouraged citizens to help with this.

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Free Saturday Bulking Item Drop-Off. Councilmember Atkins asked Staff how much tonnage was received during the recent free days at the Transfer Station.

Mr. Steve Lewis, City Manager, said the total for the four free Saturdays was approximately 285 tons of waste.

\*

Cleveland County Named One of America’s Best Affordable Places. Councilmember Quinn said “Bloomberg in Businessweek” on May 27th named Cleveland County as third of America’s Most Affordable Places to Live. He said the article said Cleveland County was the third largest city in population and the second fastest growing county according to the “Greater Oklahoma City Partnership.” He said the cost of living in Cleveland County is 15% below the United States average and the district has several great schools.

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Shop Norman. Councilmember Quinn reminded citizens to “Shop Norman.”

\*

National Public Works Week. Mr. Steve Lewis, City Manager, said National Public Works Week is celebrated every year during the month of May as a way to recognize Public Works employees for their service in our infrastructure and the community. He said on Saturday, May 14th, eighteen Public Works employees volunteered their time to work on a Habitat for Humanity project remodeling a home on Stewart Avenue. He said during the same week Public Works employees had interacted with 150 Fifth Grade students at Truman Elementary School where eleven City vehicles were on display and it was a great opportunity to educate our younger citizens about the benefits of Public Works employees and the infrastructure they maintain. He said the week was concluded with a recognition ceremony.

\*

Westwood Pool Drain Covers. Mr. Steve Lewis, City Manager, said there had been concern throughout the country in 2008 and 2009 regarding pool drain covers and new requirements were implemented. He said the required repairs had been completed at Westwood Pool. He said recently there had been national new stories about some pool drain covers being recalled; however, none of the pool drain covers installed at Westwood were recalled.

\*

City Facebook Page. Mr. Steve Lewis, City Manager, said a few months ago a Twitter Presence for citizens who wanted updates about Chromium in the drinking water had been established. He said the City Homepage was being updated and now there is a Facebook capability along with the Twitter page. He said all Norman news would be posted on these mediums to allow additional engagement with citizens. He said those citizens who receive the news by email will continue to do so.

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Budget Update. Mr. Steve Lewis, City Manager, said our budget to date was approximately \$27 million and to date we have collected approximately \$28 million. He said compared to FYE 2009, actual sales tax collected in April was approximately \$28.8 million. He said General Fund revenues actual to date is \$54.1 million and back in 2009 it was \$58.4 million. General Fund expenses for FYE 2011 is \$55.3 million and in FYE 2009, it was \$56.4 million. He said the economy is slowly improving although there were concerns over increase in fuel and if oil costs increase, it will have a negative impact on the stock market.

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Miscellaneous Discussion, continued:

Emergency Shelter. Mayor Rosenthal said last week there was a severe storm threat in our community and many Councilmembers had received emails asking about shelters for the community. She said Mr. James Fullingim, Fire Chief, is working on some additional public information to clarify to the community roles shelters play and the things citizens can do to provide protection in place. She encouraged citizens to look for public information in the near future.

\*

Norman High School First Green School in Oklahoma. Mayor Rosenthal said she recently had the opportunity to celebrate at Norman High School because the school had been selected as one of the first green schools in the State of Oklahoma. She said Norman High School contacted the City earlier this year asking for recycling at their facility. She commended Ms. Debbie Smith, Environmental Services Coordinator, for her good work coordinating with Recycle America over the summer to provide recycling services for cans and plastic bottles for all our schools in the district in the fall. She said this was something the school district and City Council has wanted to and it is a great partnership with the schools and Recycle America.

\* \* \* \* \*

ADJOURNMENT

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

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and the meeting was adjourned at 8:05 p.m.

ATTEST:

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

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Mayor