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

September 11, 2012

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 11th day of September, 2012, 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 Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

ABSENT: None

The Pledge of Allegiance was led by Mayor Rosenthal.

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Item 3, being:

CONSIDERATION OF APPROVAL OF MINUTES AS FOLLOWS:

CITY COUNCIL SPECIAL SESSION (RETREAT) MINUTES OF AUGUST 18, 2012
CITY COUNCIL STUDY SESSION MINUTES OF AUGUST 21, 2012
CITY COUNCIL PLANNING AND COMMUNITY DEVELOPMENT COMMITTEE MINUTES OF AUGUST 22, 2012
CITY COUNCIL SPECIAL SESSION MINUTES OF AUGUST 28, 2012
CITY COUNCIL MINUTES OF AUGUST 28, 2012
NORMAN UTILITIES AUTHORITY MINUTES OF AUGUST 28, 2012
NORMAN MUNICIPAL AUTHORITY MINUTES OF AUGUST 28, 2012
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF AUGUST 28, 2012
HIGH-DENSITY DEVELOPMENT COMMUNITY DIALOGUE MINUTES OF AUGUST 30, 2012

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 Griffith;

Items submitted for the record

1. Text File GID-1213-22 dated September 4, 2012
2. City Council Special Session (Retreat) minutes of August 18, 2012
3. City Council Study Session minutes of August 21, 2012
4. City Council Planning and Community Development Committee minutes of August 22, 2012
5. City Council Special Session minutes of August 28, 2012
6. City Council minutes of August 28, 2012
7. Norman Utilities Authority minutes of August 28, 2012
8. Norman Municipal Authority minutes of August 28, 2012
9. Norman Tax Increment Finance Authority minutes of August 28, 2012
10. High-Density Development Community Dialogue minutes of August 31, 2012

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

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, 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-1213-3: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE WEEK OF SEPTEMBER 17 THROUGH 23, 2012, AS CONSTITUTION WEEK IN THE CITY OF NORMAN.

Councilmember Kovach moved that receipt of Proclamation No. P-1213-3 proclaiming the week of September 17 through 23, 2012, as Constitution Week in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. P-1213-3 dated August 30, 2011
2. Proclamation No. P-1213-3

Participants in discussion
1. Ms. Sara Myers Poole, Registrar of the Black Beaver Chapter of the Daughters of the American Revolution, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation No. P-1213-3 proclaiming the week of September 17 through 23, 2012, as Constitution Week in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and receipt of Proclamation No. P-1213-3 proclaiming the week of September 17 through 23, 2012, as Constitution Week in the City of Norman acknowledged; and the filing thereof was directed.

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Item 5, being:

CONSENT DOCKET

Councilmember Kovach moved that Item 6 through Item 31 excluding Item 25 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Griffith; and the question being upon the placement on the consent docket by unanimous vote of Item 6 through Item 31 excluding Item 25, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Item 6 through Item 31 excluding Item 25 were placed on the consent docket by unanimous vote.

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Item 6, being:

CONSIDERATION OF THE MAYOR'S APPOINTMENTS AS FOLLOWS:

BOARD OF ADJUSTMENT
TERM: 09-11-12 TO 12-22-13: ANDREW SEAMANS, 1407 SPRUCE DRIVE

LIBRARY BOARD
TERM 09-11-12 TO 05-01-14: CARLA KIMBERLING, 6700 EAST LINDSEY STREET

SOCIAL AND VOLUNTARY SERVICES COMMISSION
TERM 09-11-12 TO 12-09-13: CHRIS PORTER, 1216 COUNTRY CLUB DRIVE

Councilmember Kovach moved that the appointments be confirmed, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. AP-1213-12 dated August 30, 2012, by Brenda Hall, City Clerk

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

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

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

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Item 7, being:

SUBMISSION OF A FINAL REPORT FROM THE NORMAN ELECTION COMMISSION FOR THE 2012 CITY COUNCIL ELECTION CYCLE.

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

Items submitted for the record
1. Text File No. RPT-1213-8 dated August 27, 2012, by Brenda Hall, City Clerk
2. Final Report of the Norman Election Commission, 2012 Municipal Election Cycle, dated August 27, 2012
3. Appendix A, Norman Election Commission minutes of January 4, March 26, April 2, April 9, April 23, May 21, June 18, June 25, July 9, July 23, August 20, and August 27, 2012
4. Appendix B-1, Norman Election Commission Candidate Orientation Minutes of January 17, 2012; Duties and Responsibilities of the Norman Election Commission; Power Point presentation entitled "City Council Candidate Orientation" dated January 17, 2012, and City Council Candidate Manual
5. Appendix B-2, Joint City Council Oversight Committee/Norman Election Commission minutes of May 2, 2012, and memorandum dated April 26, 2012, from Brenda Hall, City Clerk, to City Council Oversight Committee and Norman Election Commission
6. Appendix C, deadlines for City and State Campaign reports, and City and State Campaign Contributions and Expenditures Reports received during the 2012 Municipal Election Cycle
7. Appendix D-1, Summary of Investigation Regarding Complaint Filed by John Woods; Complaint filed April 2, 2012, by John Woods; Flyer entitled "Strings Attached? You Decide," and letter dated April 20, 2012, from Brenda Hall, City Clerk, to Mr. John Woods
8. Appendix D-2, Summary of Investigation Regarding Complaint Filed by John Woods, Complaint dated June 23, 2012, filed by John Woods; flyer entitled "Sex, Lies and Wish We Had a Videotape"; letter dated June 25, 2012, from Chad Williams, Williams for Ward 8, to the City of Norman Election Commission; and letter dated August 20, 2012, from Ty Hardiman, Chairman, Norman Election Commission, to Mr. John Woods

Item 7, continued:

Items submitted for the record, continued

9. Appendix D-3, Summary of Investigation Regarding Complaint Filed by Cindy Cason, Complaint filed July 10, 2012, by Cindy Cason; letter dated July 5, 2012, from Cindy Cason to the Norman Election Commission; Complaint Documentation, Flyer entitled "It's Unanimous!!!," memoranda dated July 31 and 23, 2012, from Kristina L. Bell, Assistant City Attorney, through Jeff Harley Bryant, City Attorney, to Norman Election Commission; letter dated August 27, 2012, from Ty Hardiman, Chairman, Norman Election Commission, to Cindy Cason; letter dated July 31, 2012, from Jeff Harley Bryant, City Attorney, to Cindy Cason
10. Appendix E, Special Report on Public Financing for City Council Elections prepared by the Norman Election Commission dated August 20, 2012, with Attachment A, Public Financing Programs Across the United States; Attachment B, "Constitutionality of Public Financing Election Campaign;" memorandum dated July 9, 2012, from Kristina L. Bell, Assistant City Attorney, through Jeff Harley Bryant, to Norman Election Commission; Attachment C, Summary of Norman City Council Elections from 2000-2012; and Report to the Norman Election Commission from Brenda Hall, Norman City Clerk, 2012; Attachment D, Oklahoma House Bill No. 1537 authorized by Oklahoma State Representative Richard Morrissette, 2011, and "Public Campaign Financing Success Stories" published by San Franciscans for Voter Owned Elections; Attachment E, Public Campaign Financing Success Stories; Attachment F, "Voter-Owned Elections in North Carolina: Public Financing of Campaigns" published in Popular Government Magazine, and University of Norman Carolina School of Government, 2008; Attachment G, "The Pilot Program for Public Financing of Municipal Campaigns" published by the Connecticut State Elections Enforcement Commission, 2009; Attachment H, "City of Tucson's Public Matching Funds Program: An Introduction for Candidates," published by the City of Tucson, 2010; Attachment I, Open and Ethical Elections Code, City of Albuquerque, New Mexico; and Attachment J, Public Financing of Campaigns Ordinances, City of Santa Fe, New Mexico

Participants in discussion

1. Mr. Ty Hardiman, Chairman, Norman Election Commission, 630 Miller Avenue

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 Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

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

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Item 8, being:

SUBMISSION OF THE DEVELOPMENT OVERSIGHT COMMITTEE FOR TAX INCREMENT FINANCE (TIF) DISTRICT NO. TWO ANNUAL REPORT THROUGH JUNE 30, 2012.

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

Items submitted for the record

1. Text File No. RPT-1213-8 dated August 27, 2012, by Brenda Hall, City Clerk
2. The City of Norman TIF #2 Oversight Committee (University North Park TIF) Annual Report for the Period September 1, 2011 – June 30, 2012
3. TIF #2 Oversight Committee minutes of August 21, 2012

Item 8, continued:

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 Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, 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 9, being:

CONSIDERATION OF REQUEST FOR PROPOSAL NO. RFP-1213-10; CONTRACT NO. K-1213-44 WITH LYON'S FENCE COMPANY IN THE AMOUNT OF $92,444.93; PERFORMANCE BOND NO. B-1213-11; STATUTORY BOND NO. B-1213-12; MAINTENANCE BOND NO. MB-1213-6; AND RESOLUTION NO. R-1213-23 FOR THE LITTLE AXE PARK BASEBALL FIELD FENCING REPLACEMENT PROJECT.

Councilmember Kovach moved that Request for Proposal No. RFP-1213-10 from Lyon's Fence Company for the Little Axe Park Baseball Field Fencing Replacement Project be accepted; Contract No. K-1213-44 in the amount of $92,444.93 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-1213-23 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-44 dated August 30, 2012, by Mitch Miles, Park Planner
2. Tabulation of proposals dated August 13, 2012, for the Little Axe Park Ball Field Fence Project
3. Contract No. K-1213-44
4. Performance Bond No. B-1213-11
5. Statutory Bond No. B-1213-12
6. Maintenance Bond No. MB-1213-6
7. Resolution No. R-1112-23
8. Purchase Requisition No. 0000206705 dated September 6, 2012, in the amount of $92,444.93 to Lyon's Fence Company

and the question being upon accepting Request for Proposal No. RFP-1213-10 from Lyon's Fence Company for the Little Axe Park Baseball Field Fencing Replacement Project and upon the subsequent acceptance, authorization, directive, and adoption, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Request for Proposal No. RFP-1213-10 from Lyon's Fence Company for the Little Axe Park Baseball Field Fencing Replacement Project accepted; Contract No. K-1213-44 in the amount of $92,444.93 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-1213-35 was adopted.

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Item 10, being:

CONSIDERATION OF THE RETURN OF TRAFFIC IMPACT FEES IN THE AMOUNT OF $12,837.75 IN CONNECTION WITH ROCK CREEK ROAD AND 36TH AVENUE N.W. DEVELOPMENT.

Councilmember Kovach moved that the return of traffic impact fees in the amount of $12,837.75 in connection with Rock Creek Road and 36th Avenue N.W. Development be approved and payment in the amount of $12,837.75 be directed to the developers, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. GID-1213-19 dated August 27, 2012, by Angelo Lombardo, Traffic Engineer with Attachment 1, summary of developments and fees; Attachment 2, final cost breakdown; and Attachment 3, proportional distribution
2. Location map

Participants in discussion
1. Mr. Shawn O'Leary, Director of Public Works
2. Mr. Steve Ellis, 633 Reed Avenue, asked questions

and the question being upon approving the return of traffic impact fees in the amount of $12,837.75 in connection with Rock Creek Road and 36th Avenue N.W. Development and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the return of traffic impact fees in the amount of $12,837.75 in connection with Rock Creek Road and 36th Avenue N.W. Development approved; and payment in the amount of $12,837.75 was directed to the developers.

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Item 11, being:

CONSIDERATION OF THE RETURN OF TRAFFIC IMPACT FEES IN THE AMOUNT OF $52,360.17 IN CONNECTION WITH WEST TECUMSEH ROAD DEVELOPMENT

Councilmember Kovach moved that the return of traffic impact fees in the amount of $52,360.17 in connection with West Tecumseh Road Development be approved and payment in the amount of $52,360.17 be directed to the developers, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. GID-1213-18 dated August 27, 2012, by Angelo Lombardo, Traffic Engineer with Attachment 1, level of contribution for intersection improvement projects; Attachment 2, summary of developments and fees; Attachment 3, final cost breakdown; and Attachment 4, proportional distribution for final plats in connection with development of West Tecumseh Road
2. Location map

Participants in discussion
1. Mr. Shawn O'Leary, Director of Public Works
2. Mr. Steve Ellis, 633 Reed Avenue, asked questions

and the question being upon approving the return of traffic impact fees in the amount of $52,360.17 in connection with West Tecumseh Road Development and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the return of traffic impact fees in the amount of $52,360.17 in connection with West Tecumseh Road Development approved; and payment in the amount of $52,360.17 was directed to the developers.

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Item 12, being:

CONSIDERATION OF THE RATIFICATION OF THE DECLARATION OF EMERGENCY REPAIRS IN THE AMOUNT OF $26,000 FROM WYNN CONSTRUCTION, INC., TO CLEAN OUT THE CLEAR WELL DAMAGED BY A BROKEN WATER MAIN AT THE WATER TREATMENT PLANT.

Acting as the Norman Utilities Authority, Trustee Kovach moved that ratification of the declaration of an emergency be approved and payment in the amount of $26,000 to Wynn Construction, Inc., be directed, which motion was duly seconded by Trustee Griffith;

Items submitted for the record

1. Text File No. GID-1213-21 dated August 30, 2012, by Chris Mattingly, Water Treatment Superintendent
2. Letter dated September 6, 2012, from Kevin Lang, Vice-President, Wynn Construction Company, Inc., to Chris Mattingly, City of Norman Water Treatment Plant
3. Invoice No. 1 dated August 9, 2012, in the amount of $26,000 from Wynn Construction Company, Inc.
4. Photographs of Line Break at Water Treatment Plant dated August 1, 2012
5. Purchase Requisition No. 0000206144 dated August 27, 2012, in the amount of $26,000 to Wynn Construction Company, Inc.

and the question being upon approving ratification of the declaration of an emergency and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Trustees Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Chairman Rosenthal
NAYES:	None

The Chairman declared the motion carried and ratification of the declaration of an emergency approved; and payment in the amount of $26,000 to Wynn Construction, Inc., was directed.

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Item 13, being:

LIMITED LICENSE NO. LL-1213-2: LIMITED LICENSE TO PLACE TWENTY-TWO (22) "GOAL-A-METER" SIGNS WITHIN THE PUBLIC RIGHTS-OF-WAY PURSUANT TO A REQUEST FROM THE UNITED WAY OF NORMAN.

Councilmember Kovach moved that Limited License No. LL-1213-2 be approved and the issuance thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File Report for Limited License No. LL-1213-2 dated August 13, 2012, by Wayne Stenis, Planner II
2. Letter of request dated May 8, 2012, from Candice Jones, Vice-President, Resource Development, United Way of Norman, to Ellen Usry
3. Application for Limited License for twenty-two banners dated May 8, 2012, from the United Way of Norman, with list of locations of "Goal-A-Meters"
4. Limited License No. LL-1213-2

and the question being upon approving Limited License No. LL-1213-2 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Limited License No. LL-1213-2 approved; and the issuance thereof was authorized.

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Item 14, being:

LIMITED LICENSE NO. LL-1213-4: LIMITED LICENSE TO PLACE ONE (1) GROUND BANNER AND FOUR (4) SIGNS WITHIN THE PUBLIC RIGHTS-OF-WAY PURSUANT TO A REQUEST FROM FRIENDS OF THE NORMAN LIBRARY FOR THE ANNUAL BOOK SALE TO BE HELD OCTOBER 19 THROUGH 22, 2012.

Councilmember Kovach moved that Limited License No. LL-1213-4 to place one (1) ground banner and four (4) signs within the public rights-of-way pursuant to a request from the Friends of the Norman Library be approved and the issuance thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. LL-1213-4 dated August 24, 2012, by Wayne Stenis, Planner II
2. Letter of request dated August 22, 2012, from Simon H. Rudnick, 2012 Book Sale Co-Chair, Friends of the Norman Library, to Brenda Hall, City Clerk
3. Application for Limited License dated August 22, 2012, for one banner and four signs from Simon H. Rudnick for the Friends of the Norman Library
4. Location map
5. Limited License No. LL-1213-4

and the question being upon approving Limited License No. LL-1213-4 to place one (1) ground banner and four (4) signs within the public rights-of-way pursuant to a request from the Friends of the Norman Library and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Limited License No. LL-1213-4 to place one (1) ground banner and four (4) signs within the public rights-of-way pursuant to a request from the Friends of the Norman Library approved; and the issuance thereof was authorized.

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Item 15, being:

SPECIAL CLAIM NO. SC-1213-1: A CLAIM IN THE AMOUNT OF $2,370.32 SUBMITTED BY MICHAEL GERMANO FOR DAMAGES TO HIS VEHICLE DUE TO AN ACCIDENT WITH A FIRE TRUCK AT 2657 CLASSEN BOULEVARD.

Councilmember Kovach moved that Special Claim No. SC-1213-1 be approved and payment in the amount of $2,370.32 be directed contingent upon obtaining a Release and Covenant Not to Sue from Michael Germano, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. SC-1213-1 dated August 28, 2012, by Jeanne Snider, Assistant City Attorney
2. Memorandum dated May 3, 2012, from Brenda Hall, City Clerk, to James Fullingim, Fire Chief, and Jeff Bryant, City Attorney
3. Special Claim No. SC-1213-1 dated April 23, 2012, submitted by Michael Germano in the amount of $2,370.32
4. Preliminary Estimate No. 1034816c dated April 23, 2012, in the amount of $2,370.32 from Reynolds Ford, Inc.
5. Official Oklahoma Traffic Collision Report No. 2012-05964 dated April 20, 2012

Participants in discussion
1. Mr. James Fullingim, Fire Chief

Item 15, continued:

and the question being upon approving Special Claim No. SC-1213-1 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Special Claim No. SC-1213-1 approved; and payment in the amount of $2,370.32 was directed contingent upon obtaining a Release and Covenant Not to Sue from Michael Germano.

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Item 16, being:

CONTRACT NO. K-1213-54: A CONTRACT BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND ALAN PLUMMER ASSOCIATES, INC., IN THE AMOUNT OF $27,600 TO PREPARE AN ENGINEERING REPORT FOR RECYCLING OF TREATED WASTEWATER EFFLUENT AT THE YARD WASTE COMPOSTING FACILITY AND AT A PROPOSED TRUCK WASHING FACILITY.

Acting as the Norman Utilities Authority, Trustee Kovach moved that Contract No. K-1213-54 with Alan Plummer Associates, Inc., in the amount of $27,600 be approved and the execution thereof be authorized, which motion was duly seconded by Trustee Griffith;

Items submitted for the record
1. Text File No. K-1213-54 dated August 13, 2012, by Mark Daniels, Utilities Engineer
2. Contract No. K-1213-54 with Attachment A, Schedule; Attachment B, Scope of Services; and Attachment C, Compensation
3. Purchase Requisition No. 0000205731 dated August 15, 2012, in the amount of $27,600 to Alan Plummer and Associates

Participants in discussion
1. Mr. Jeff Bryant, City Attorney

and the question being upon approving Contract No. K-1213-54 with Alan Plummer Associates, Inc., in the amount of $27,600 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Trustees Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Chairman Rosenthal
NAYES:	None

The Chairman declared the motion carried and Contract No. K-1213-54 with Alan Plummer Associates, Inc., in the amount of $27,600 approved; and the execution thereof was authorized.

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Item 17, being:

CONTRACT NO. K-1213-55: 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 FEDERAL-AID PROJECT NO. STPG-214A(009)AG, JOB NO. 29262(04), FOR THE JENKINS AVENUE AND STINSON STREET TRAFFIC SIGNAL PROJECT AND ADOPTION OF RESOLUTION NO. R-1213-34.

Councilmember Kovach moved that Contract No. K-1213-55 with ODOT be approved, Resolution No. R-1213-34 be adopted, and the execution of the contract and resolution be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1213-55 dated August 27, 2012, by Angelo Lombardo, Traffic Engineer
2. Contract No. K-1213-55
3. Resolution No. R-1213-34
4. Location map

Participants in discussion
1. Mr. Shawn O'Leary, Director of Public Works

and the question being upon approving Contract No. K-1213-55 with ODOT and upon the subsequent adoption and authorization, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-1213-55 with ODOT approved; Resolution No. R-1213-34 was adopted and the execution of the contract and resolution were authorized.

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Item 18, being:

CONTRACT NO. K-1213-58: A MAINTENANCE AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) FOR FEDERAL-AID PROJECT NO. STPG-214A(009)AG, JOB NO. 29262(04) FOR THE INSTALLATION OF A NEW TRAFFIC SIGNAL AT THE INTERSECTION OF JENKINS AVENUE AND STINSON STREET AND ADOPTION OF RESOLUTION NO. R-1213-38.

Councilmember Kovach moved that Contract No. K-1213-58 with ODOT be approved, Resolution No. R-1213-38 be adopted, and the execution of the contract and resolution be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1213-58 dated August 27, 2012, by Angelo Lombardo, Traffic Engineer with Attachment No. One, total project implementation
2. Contract No. K-1213-58
3. Resolution No. R-1213-38
4. Location map

Participants in discussion
1. Mr. Shawn O'Leary, Director of Public Works

and the question being upon approving Contract No. K-1213-58 with ODOT and upon the subsequent adoption and authorization, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-1213-58 with ODOT approved; Resolution No. R-1213-38 was adopted, and the execution of the contract and resolution were authorized.

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Item 19, being:

CONTRACT NO. K-1213-56: 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 FEDERAL-AID PROJECT NO. STPG-214B(005)AG, JOB NO. 28933(04), FOR THE 24TH AVENUE S.E., AND REAGAN ELEMENTARY SCHOOL TRAFFIC SIGNAL PROJECT AND ADOPTION OF RESOLUTION NO. R-1213-35.

Councilmember Kovach moved that Contract No. K-1213-56 with ODOT be approved, Resolution No. R-1213-35 be adopted, and the execution of the contract and resolution be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1213-56 dated August 27, 2012, by Angelo Lombardo, Traffic Engineer
2. Contract No. K-1213-56
3. Resolution No. R-1213-38
4. Location map

and the question being upon approving Contract No. K-1213-56 with ODOT and upon the subsequent adoption and authorization, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-1213-56 with ODOT approved; Resolution No. R-1213-35 was adopted, and the execution of the contract and resolution were authorized.

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Item 20, being:

CONTRACT NO. K-1213-60: A MAINTENANCE AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) FOR FEDERAL-AID PROJECT NO. STPG-214B(005)AG, JOB NO. 28933(04) FOR THE INSTALLATION OF A NEW TRAFFIC SIGNAL AT THE INTERSECTION OF 24TH AVENUE SE AND REAGAN ELEMENTARY SCHOOL AND ADOPTION OF RESOLUTION NO. R-1213-40.

Councilmember Kovach moved that Contract No. K-1213-60 with ODOT be approved, Resolution No. R-1213-40 be adopted, and the execution of the contract and resolution be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1213-60 dated August 27, 2012, by Angelo Lombardo, Traffic Engineer
2. Contract No. K-1213-60
3. Resolution No. R-1213-40
4. Location map

and the question being upon approving Contract No. K-1213-60 with ODOT and upon the subsequent adoption and authorization, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-1213-60 with ODOT approved; Resolution No. R-1213-40 was adopted, and the execution of the contract and resolution were authorized.

* * * * *

Item 21, being:

CONTRACT NO. K-1213-69: 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 FEDERAL-AID PROJECT NO. STPG-114B(302)AG, JOB NO. 29010(04) FOR THE JENKINS AVENUE ROADWAY LIGHTING UPGRADE PROJECT AND ADOPTION OF RESOLUTION NO. R-1213-44.

Councilmember Kovach moved that Contract No. K-1213-69 with ODOT be approved, Resolution No. R-1213-44 be adopted, and the execution of the contract and resolution be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1213-69 dated August 27, 2012, by Angelo Lombardo, Traffic Engineer
2. Contract No. K-1213-69
3. Resolution No. R-1213-44
4. Location map

and the question being upon approving Contract No. K-1213-69 with ODOT and upon the subsequent adoption and authorization, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-1213-69 with ODOT approved; Resolution No. R-1213-44 was adopted, and the execution of the contract and resolution were authorized.

* * * * *

Item 22, being:

CONTRACT NO. K-1213-70: 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 FEDERAL-AID PROJECT NO. STPG-214B(016)AG, JOB NO. 29299(04) FOR THE JENKINS AVENUE AND BROOKS STREET TRAFFIC SIGNAL PROJECT AND ADOPTION OF RESOLUTION NO. R-1213-45.

Councilmember Kovach moved that Contract No. K-1213-70 with ODOT be approved, Resolution No. R-1213-45 be adopted, and the execution of the contract and resolution be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1213-70 dated August 27, 2012, by Angelo Lombardo, Traffic Engineer
2. Contract No. K-1213-70
3. Resolution No. R-1213-45
4. Location map

and the question being upon approving Contract No. K-1213-70 with ODOT and upon the subsequent adoption and authorization, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-1213-70 with ODOT approved; Resolution No. R-1213-45 was adopted, and the execution of the contract and resolution were authorized.

* * * * *

Item 23, being:

CONTRACT NO. K-1213-59: A MAINTENANCE AGREEMENT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) FOR FEDERAL-AID PROJECT NO. STPG-214B(016)AG, JOB NO. 29299(04) FOR THE INSTALLATION OF A NEW TRAFFIC SIGNAL AT THE INTERSECTION OF JENKINS AVENUE AND BROOKS STREET AND ADOPTION OF RESOLUTION NO. R-1213-39 AND BUDGET APPROPRIATION.

Councilmember Kovach moved that Contract No. K-1213-59 with ODOT be approved, Resolution No. R-1213-39 be adopted, the execution of the contract and resolution be authorized, $20,000 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. TR0090, Jenkins Avenue and Brooks Street Signal, Construction (050-9076-431.61-01), and payment in the amount of $20,000 be directed to ODOT, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-59 dated August 27, 2012, by Angelo Lombardo, Traffic Engineer with Attachment 1, Cost Shares and Attachment 2, Request to Appropriate Funds
2. Contract No. K-1213-59
3. Resolution No. R-1213-39
4. Letter dated August 24, 2012, from Michael K. Moorman, Director, Architectural and Engineering Services, University of Oklahoma, to Mr. Angelo Lombardo, City of Norman Traffic Engineer
5. Invoice No. 29299(04)-1 dated August 14, 2012, in the amount of $20,000 from ODOT to the City of Norman
6. Location map

and the question being upon approving Contract No. K-1213-59 with ODOT and upon the subsequent adoption, authorization, and appropriation, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Contract No. K-1213-59 with ODOT approved; Resolution No. R-1213-39 was adopted, the execution of the contract and resolution were authorized; $20,000 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. TR0090, Jenkins Avenue and Brooks Street Signal, Construction (050-9076-431.61-01); and payment in the amount of $20,000 was directed to ODOT.

* * * * *

Item 24, being:

CONTRACT NO. K-1213-57: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND MEWBOURNE OIL COMPANY FOR DIVISION OF FUTURE PROCEEDS FROM THE SALE OF OIL OR GAS PRODUCED BY AN OIL WELL LOCATED ON REAL PROPERTY OWNED BY THE CITY OF NORMAN AND THE UNIVERSITY OF OKLAHOMA LOCATED AT THE FLEET MAINTENANCE FACILITY AT 1301 DA VINCI STREET.

Councilmember Kovach moved that Contract No. K-1213-57 with Mewbourne Oil Company be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

1. Text File No. K-1213-57 dated August 22, 2012, by Leah Messner, Assistant City Attorney
2. Division Order dated June 3, 2010, from the Board of Regents of the University of Oklahoma to Mewbourne Oil Company
3. Contract No. K-1213-57, Division Order dated August 28, 2012, from the City of Norman to Mewbourne Oil Company
4. Location map

Item 24, continued:

and the question being upon approving Contract No. K-1213-57 with Mewbourne Oil Company and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-1213-57 with Mewbourne Oil Company approved; and the execution thereof was authorized.

* * * * *

Item 25, being:

CONTRACT NO. K-1213-61: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN AND THE NORMAN OPTIMIST CLUB FOR THE USE OF GRIFFIN AND REAVES PARKS FOR THE FACILITATION OF THE YOUTH BASEBALL AND YOUTH FOOTBALL PROGRAMS FOR THE PARKS AND RECREATION DEPARTMENT AND TERMINATION OF CONTRACT NO. K-1112-51.

Councilmember Kovach having moved on August 28, 2012, that Contract No. K-1213-61 with the Norman Optimist Club be approved, the authorization thereof be authorized, and Contract No. K-1112-51 be terminated, which motion having been duly seconded by Councilmember Griffith; and Councilmember Castleberry having further moved that Contract No. K-1213-61 with the Norman Optimist Club be postponed until September 11, 2012, which motion having been duly seconded by Councilmember Kovach;

Items submitted for the record

1. Text File No. K-1213-61 dated August 20, 2012, by Jud Foster, Director of Parks and Recreation
2. Contract No. K-1213-61 with Exhibit A, Responsibilities of Norman Optimist Club at Reaves Park and Exhibit B, Responsibilities of the City of Norman at Reaves Park and Responsibilities of the City of Norman at Griffin Park
3. Location maps of Griffin and Reaves Parks
4. Contract No. K-1112-51 with Exhibit A, Responsibilities of Norman Optimist Club at Reaves Park and Exhibit B, Responsibilities of the City of Norman at Reaves Park
5. Location map of Griffin Park

Participants in discussion

1. Mr. Evan Dunn, 1014 Missouri Street, made comments

Thereupon, Councilmember Castleberry moved that Section (1) of Contract No. K-1213-61 be amended to read as follows:

(1) The City hereby grants the right and privilege to N.O.C. to use, manage and operated for the purchase stated, the following described property, to-wit:

* * *

To have and to hold for a term of ~~three~~ one years ~~from~~ the date of the execution of this lease, with the option to renew the contract upon agreement by both parties for an additional three (3) years. The contract may be terminated at any time in accordance with the provisions herein.

which motion was duly seconded by Councilmember Kovach; and the question being upon amending Contract No. K-1213-61 as stated above, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-1213-61 was amended as stated above.

Item 25, continued:

And question being upon approving Contract No. K-1213-61, as amended, with Norman Optimist Club, and upon the subsequent authorization and termination, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Contract No. K-1213-61, as amended, with Norman Optimist Club was approved; the authorization thereof was authorized and Contract No. K-1112-51 was terminated.

* * * * *

Item 26, being:

CONTRACT NO. K-1213-63: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN AND THE FOOTBALL ACADEMY, INC., FOR THE USE OF GRIFFIN PARK FOOTBALL FIELD NOS. THREE AND FOUR FOR THE FACILITATION OF ADULT FLAG FOOTBALL AND TERMINATION OF CONTRACT NO. K-1112-47.

Councilmember Kovach moved that Contract No. K-1213-63 with the Football Academy, Inc., be approved, the execution thereof be authorized, and Contract No. K-1112-47 be terminated, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1213-63 dated August 20, 2012, by Jud Foster, Director of Parks and Recreation
2. Contract No. K-1213-63 with Exhibit A, Responsibilities of Football Academy, Inc., and Exhibit B, Responsibilities of the City of Norman
3. Contract No. K-1112-47 with Exhibit A, Responsibilities of Football Academy, Inc., and Exhibit B, Responsibilities of the City of Norman
4. Location map

and the question being upon approving Contract No. K-1213-63 with the Football Academy, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Contract No. K-1213-63 with the Football Academy, Inc., approved; and the execution thereof was authorized and Contract No. K-1112-47 was terminated.

* * * * *

Item 27, being:

CONTRACT NO. K-1213-64: A CONTRACT BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND SMITH AND LOVELESS, INC., IN THE AMOUNT OF $43,700 FOR THE PURCHASE OF A REPLACEMENT PUMP STATION FOR THE WATER TREATMENT PLANT.

Acting as the Norman Utilities Authority, Trustee Kovach moved that Contract No. K-1213-64 with Smith and Loveless, Inc., in the amount of $43,700 be approved and the execution thereof be authorized, which motion was duly seconded by Trustee Griffith;

Items submitted for the record
1. Text File No. K-1213-64 dated August 16, 2012, by Chris Mattingly, Water Treatment Superintendent
2. Project Cost Completion and Total Project Cost Estimate
3. Contract No. K-1213-64
4. Purchase Requisition No. 0000206583 dated September 5, 2012, in the amount of $43,700 to Smith and Loveless, Inc.

Item 27, continued:

and the question being upon approving Contract No. K-1213-64 with Smith and Loveless, Inc., in the amount of $43,700 and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Trustees Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Chairman Rosenthal

NAYES: None

The Chairman declared the motion carried and C Contract No. K-1213-64 with Smith and Loveless, Inc., in the amount of $43,700 approved; and the execution thereof was authorized.

* * * * *

Item 28, being:

CONTRACT NO. K-1213-71: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, THE NORMAN ARTS COUNCIL, AND CRAIG SWAN IN THE AMOUNT OF $12,000 PROVIDED BY THE ARTS IN PUBLIC PLACES FUND FOR THE PURCHASE OF ARTWORK TO BE PLACED ON THE SIDEWALK WITHIN THE 200-300 BLOCK OF WEST MAIN STREET.

Councilmember Kovach moved that Contract No. K-1213-71 with the Norman Arts Council and Craig Swann be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1213-71 dated August 29, 2012, by Jud Foster, Director of Parks and Recreation
2. Contract No. K-1213-71
3. Photograph of artwork

and the question being upon approving Contract No. K-1213-71 with the Norman Arts Council and Craig Swann and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-1213-71 with the Norman Arts Council and Craig Swann approved; and the execution thereof was authorized.

* * * * *

Item 29, being:

CONTRACT NO. K-1213-72: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, THE NORMAN ARTS COUNCIL, AND JOHNATHAN HILS IN THE AMOUNT OF $12,000 PROVIDED BY THE ARTS IN PUBLIC PLACES FUND FOR THE PURCHASE OF ARTWORK TO BE PLACED ON THE SIDEWALK WITHIN THE 200-300 BLOCK OF WEST MAIN STREET.

Councilmember Kovach moved that Contract No. K-1213-72 with the Norman Arts Council and Johnathan Hils be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. K-1213-72 dated August 29, 2012, by Jud Foster, Director of Parks and Recreation
2. Contract No. K-1213-72
3. Photograph of artwork

Item 29, continued:

and the question being upon approving Contract No. K-1213-72 with the Norman Arts Council and Johnathan Hils and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Contract No. K-1213-72 with the Norman Arts Council and Jonathan Hils approved; and the execution thereof was authorized.

* * * * *

Item 30, being:

RESOLUTION NO. R-1213-43: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING $1,230 FROM THE HUMAN RESOURCES REIMBURSEMENT/REFUND ACCOUNT TO REIMBURSE THE HUMAN RESOURCES DEPARTMENT FOR TESTING FEES PAID BY THOSE APPLYING FOR POLICE OFFICER POSITIONS.

Councilmember Kovach moved that Resolution No. R-1213-43 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1213-43 dated August 21, 2012, by Gala Hager, Director of Human Resources
2. Resolution No. R-1213-43

and the question being upon adopting Resolution No. R-1112-43, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Resolution No. R-1213-43 was adopted.

* * * * *

Item 31, being:

RESOLUTION NO. R-1213-46: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING $25,000 FROM THE PARK LAND FUND BALANCE TO PAY FOR FINAL COMPONENTS OF THE MONROE PARK IMPROVEMENTS.

Councilmember Kovach moved that Resolution No. R-1213-46 be adopted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1213-46 dated August 30, 2012, by James Briggs, Park Planner
2. Resolution No. R-1213-46

and the question being upon adopting Resolution No. R-1213-46, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Resolution No. R-1213-46 was adopted.

* * * * *

Item 32, being:

RESOLUTION NO. R-1213-9: 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-1213-1**, SO AS TO PLACE LOTS 1 AND 7, BLOCK 1, AND A PORTION OF COMMON AREA A, GREENWAY PARK ADDITION TO NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE OFFICE DESIGNATION AND REMOVE THE SAME FROM THE HIGH DENSITY RESIDENTIAL DESIGNATION. (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF 36TH AVENUE N.W. AND CROSSROADS BOULEVARD)

Councilmember Kovach moved that Resolution No. R-1213-9, Land Use Plan Amendment No. LUP-1213-1, be adopted and the NORMAN 2025 Land Use and Transportation Plan be amended according thereto, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record
1. Text File No. R-1213-9 dated June 12, 2012, by Jane Hudson, Current Planning Manager
2. Resolution No. R-1213-9, Land Use Plan Amendment No. LUP-1213-1
3. Location map
4. Staff Report dated July 12, 2012, recommending approval
5. Greenbelt Enhancement Statement Case No. 12-17 dated May 7, 2012, for Par-Mar, L.L.C. for Greenway Park
6. Predevelopment Summary Case No. PD-12-20 dated April 27, 2012, for Par-Mar, L.L.C. for property located at the southeast corner of 36th Avenue N.W. and Crossroads Boulevard
7. Greenbelt Comments
8. Pertinent excerpts from Planning Commission minutes of July 12, 2012

Participants in discussion
1. Mr. Sean Rieger, 136 Thompson Drive, attorney representing applicant

and the question being upon adopting Resolution No. R-1213-9, Land Use Plan Amendment No. LUP-1213-1, and upon the subsequent amendment, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Resolution No. R-1213-9, Land Use Plan Amendment No. LUP-1213-1, adopted; and the NORMAN 2025 Land Use and Transportation Plan was amended according thereto.

* * * * *

Item 33, being:

ORDINANCE NO. O-1213-2: 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 AMEND THE PLANNED UNIT DEVELOPMENT NARRATIVE APPROVED WITH ORDINANCE NO. O-0506-1 SO AS TO CHANGE THE ALLOWED USES FROM OFFICE AND RESIDENTIAL TO OFFICE WITHIN GREENWAY PARK ADDITION, A PLANNED UNIT DEVELOPMENT; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF 36TH AVENUE N.W. AND CROSSROADS BOULEVARD)

Ordinance No. O-1213-2 having been Introduced and adopted upon First Reading by title in City Council's meeting of August 28, 2012, Councilmember Kovach moved that Ordinance No. O-1213-2 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-1213-2 dated June 12, 2012, by Jane Hudson, Current Planning Manager
2. Ordinance No. O-1213-2
3. Location map
4. Greenway Park Addition, Planned Unit Development Narrative, submitted for approval of revised PUD on June 11, 2012, prepared by Sean Paul Rieger, The Rieger Law Group
5. Staff Report dated July 12, 2012, recommending approval
6. Pertinent excerpts from Planning Commission minutes of July 12, 2012

Item 33, continued:

and the question being upon adopting Ordinance No. O-1213-2 upon Second Reading section by section, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1213-2 was adopted upon Second Reading section by section.

Thereupon, Councilmember Kovach moved that Ordinance No. O-1213-2 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-1213-2 upon Final Reading as a whole, the roll was called with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Ordinance No. O-1213-2 was adopted upon Final Reading as a whole.

* * * * *

Item 34, being:

RESOLUTION NO. R-1213-25: 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-1213-2**, SO AS TO PLACE PART OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 9 NORTH, RANGE 2 WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE INSTITUTIONAL DESIGNATION AND REMOVE THE SAME FROM THE LOW DENSITY RESIDENTIAL DESIGNATION FOR THE HEREINAFTER DESCRIBED PROPERTY. (701 AND 703 EAST EUFAULA STREET)

Councilmember Griffith moved that Resolution No. R-1213-25, Land Use Plan Amendment No. LUP-1213-2, be adopted and the NORMAN 2025 Land Use and Transportation Plan be amended according thereto, which motion was duly seconded by Councilmember Kovach;

Items submitted for the record

1. Text File No. R-1213-25 dated July 17, 2012, by Jane Hudson, Current Planning Manager
2. Resolution No. R-1213-25, Land Use Plan Amendment No. LUP-1213-2
3. Location map
4. Staff Report dated August 9, 2012, recommending approval
5. Pertinent excerpts from Planning Commission minutes of August 9, 2012

Participants in discussion

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

and the question being upon adopting Resolution No. R-1213-25, Land Use Plan Amendment No. LUP-1213-2, and upon the subsequent amendment, a vote was taken with the following result:

YEAS: Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Resolution No. R-1213-25, Land Use Plan Amendment No. LUP-1213-2, adopted; and the NORMAN 2025 Land Use and Transportation Plan was amended according thereto.

* * * * *

Item 35, being:

ORDINANCE NO. O-1213-5: 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 PART OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 9 NORTH, RANGE 2 WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE O-1, OFFICE-INSTITUTIONAL DISTRICT WITH SPECIAL USE FOR A CHILD CARE CENTER, AND REMOVE THE SAME FROM THE R-2, TWO-FAMILY DWELLING DISTRICT WITH SPECIAL USE FOR A CHURCH; OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED ON THE NORTH SIDE OF EUFAULA STREET FROM STEWART AVENUE TO THE FIRST LOT EAST OF CARTER AVENUE AND ON THE SOUTHEAST CORNER OF STEWART AVENUE AND EUFAULA STREET)

Ordinance No. O-1213-5 having been Introduced and adopted upon First Reading by title in City Council's meeting of August 28, 2012, Councilmember Kovach moved that Ordinance No. O-1213-5 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-1213-5 dated July 17, 2012, by Jane Hudson, Current Planning Manager
2. Ordinance No. O-1213-5
3. Location map
4. Staff Report dated August 9, 2012, recommending approval
5. Letter dated May 31, 2012, from Ken Huddleston, Pastor, Immanuel Baptist Church, to City of Norman Planning Department
6. Predevelopment Summary Case No. PD 12-22 dated June 28, 2012, for Center for Children and Families, Inc., generally located at 701, 702, 703, 706, 711, 715, and 719 East Eufaula; 210 South Cockrel; and 223 South Carter
7. Norman Greenbelt Comments from June 18, 2012
8. Norman Greenbelt Enhancement Statement dated June 2, 2012, for CCFI, Inc., 701, 702, 703, 706, 711, 715, and 719 East Eufaula; 210 South Cockrel; and 223 South Carter
9. Center for Children and Families, Inc., informational flyer
10. Pertinent excerpts from Planning Commission minutes of August 9, 2012

and the question being upon adopting Ordinance No. O-1213-5 upon Second Reading section by section, a vote was taken with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Ordinance No. O-1213-5 was adopted upon Second Reading section by section.

Thereupon, Councilmember Kovach moved that Ordinance No. O-1213-5 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-1213-5 upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Ordinance No. O-1213-5 was adopted upon Final Reading as a whole.

* * * * *

MISCELLANEOUS DISCUSSION

City Council Salaries. Mr. Evan Dunn, 1014 Missouri Street, said the City Council only makes $100 per month and he had attended several long City Council meetings and Committee meetings and that it takes many hours to be a City Councilmember. He said he appreciated all that Councilmembers do and he would support an increase in pay for Councilmembers.

Ms. Jeanette Coker, 620 East Main Street, said she had asked that Council appoint a task force to look into the expenses that Councilmembers incur while on Council, such as cell phone and gasoline expenses in addition to the time spent.

*

Downtown Farmers Market. Mr. Evan Dunn, 1014 Missouri Street, said a Downtown Farmers Market could be a way to make use of unused parking spaces in the City owned parking lot and would be a way to help surrounding communities sell produce and increase customers for downtown businesses.

*

Commercial Recycling. Mr. Evan Dunn, 1014 Missouri Street, said the contract with Waste Management for the curbside recycling program would be up for renewal soon and he suggested researching how much recycled material businesses generate. He said many businesses in high traffic areas generate a lot of waste and volunteers could monitor how much recycled material is produced on a working day versus a weekend day by intercepting and creating a log of what is used. He said this information could be provided to Waste Management to show there is a need.

*

Norman Transcript Article. Ms. Ann Gallagher, 1522 East Boyd Street, said an article was recently published in the Norman Transcript about roads under construction being opened up for the University of Oklahoma (OU) football traffic. She said many citizens were very upset by this wording because it was perceived that the City cared more about OU traffic than they did about the citizens of Norman.

*

High Density Dialogues. Ms. Cindy Rogers, 633 Reed Avenue, thanked the City for all of the High-Density Dialogues because they were very productive. She said she hoped Staff would take into consideration how this plan would affect the Norman 2025 Land Use and Transportation Plan as well as water usage and utilities.

*

God Bless Norman. Councilmember Spaulding said "God Bless Norman."

*

Shop Norman. Councilmember Griffith and Castleberry said "Shop Norman."

*

Library Book Sale. Councilmember Lockett reminded citizens about the Annual Book Sale at Norman Public Library on October 19th.

*

Bond Election. Councilmember Kovach expressed his appreciation to the Citizens Committee for working so hard and also to the voters for approving it. He said many of these issues have existed for a long time. He said the first time McGee/Lindsey was addressed was in 1970. He thanked Mr. Shawn O'Leary, Director of Public Works, who spoke at many meetings. He said it just shows that when you give the community a clear goal and clear need, they come together.

*

Miscellaneous Discussion, continued:

Veteran's Parade. Councilmember Gallagher announced the Veteran's Parade would be held on Sunday, November 11, 2012, to honor the returning 45th Infantry Division.

*

Constitution Week. Councilmember Gallagher said this is Constitution Week and the first ten amendments are very critical because they are there to insure the safety Americans have from an oppressive government. He said presently the United Nations is undergoing a persistent effort to try to eliminate small arms worldwide. He encouraged citizens to examine the first ten amendments and the freedoms citizens have and to obtain a pamphlet outlining and explaining these amendments.

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Animal Shelter Project. Mr. Steve Lewis, City Manager, said the Animal Welfare Oversight Committee recently had a very productive meeting with the architects who were working on the remodeling and expansion of the Animal Shelter. He said Staff and the Animal Shelter Oversight Committee plan to bring to Council some preliminary plans at the end of October or in early November. He said it is hoped the project can be bid out no later than March, 2013.

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Litter Control Program. Mr. Steve Lewis, City Manager, said the Litter Control Program had been reinstated and employees from Streets and Stormwater Division would begin working in high traffic areas and entryways into the community.

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Gray Street Parking Lot. Mr. Steve Lewis, City Manager, said the Phillips Building had been demolished at 121 South Peters Avenue; however, there is still quite a bit of work to be done such as paving, drainage, gutter work, lighting, and installation of the parking system. He said the new parking lot should be ready by November 1, 2012.

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Sales Tax. Mr. Steve Lewis, City Manager, said September sales tax figures had been received and there was a 4% increase over last year.

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ADJOURNMENT

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

YEAS:	Councilmembers Castleberry, Gallagher, Griffith, Jungman, Kovach, Lockett, Spaulding, Williams, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the meeting was adjourned at 7:57 p.m.

ATTEST:

City Clerk

Mayor